



# Home and Community Based Services (HCBS)

January 26,2015

# Background:

- In January 2014 the Centers for Medicare and Medicaid Services (CMS) issued a final rule regarding Medicaid-funded home and community based long-term services (HCBS). The rule applies to HCBS provided under 1915(c) authorities. Rhode Island's authority to claim Federal Medicaid match for HCBS is under our 1115 Waiver.
- The rule requires that each state develop a Transition Plan for compliance with the new rule. Rhode Island is planning to submit their Transition Plan on **June 30, 2015**. That plan will propose **June 30, 2019** as the date by which we will be compliant with the new requirements.



# Summary of the Intent of the Rule:

Ensure that Medicaid HCBS services:

- Are provided to individuals in a setting that is **integrated** and supports full access to the community
- Are **selected** by the beneficiary
- Ensure an **individual's rights** of privacy, dignity and respect, and freedom from coercion and restraint
- Optimize autonomy and independence in making **life choices**
- **Facilitate individual choice** regarding services and supports, and who provides them.
- Are based on a **person centered service plan.**

Where possible, **the person** is to **lead** the process of developing his or her service plan.



# Required Elements of the Transition Plan:

## Four Elements:

- 1) Description of the **State's compliance** with HCBS rules. Includes a review of regulations, policies and an assessment of home and community based settings. (The State is developing an assessment tool).
- 2) **Description of remedial actions** that ensures compliance; with timelines and progress for full implementation by June 30, 2019.
- 3) **Description of the Person Centered Planning Process** for true integration for the individual into the community.
- 4) At least two statements of **public notices** and request for **public input**.



# State Team working on the Transition Plan:

- Executive Office of Health and Human Services
- Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals
- Department of Health
- Department of Children, Youth and Families
- Department of Human Services, Division of Elderly Affairs



# Status Update

- State team met January 21, 2015.
- Agreed each Department/Division will inventory their HCBS settings, services, and regulations to see where the state may be vulnerable in complying with the final rule.
- State Team will meet again on February 12, 2015 to review our findings.
- EOHHS staff and Department/Division staff will then meet in early March with consumers, families, and providers to collaborate about the areas of concern, the Transition Plan, and the state coming into compliance with the final rule.



# HCBS Webpage

- A Home and Community Based Services page is on the EOHHS website.

<http://www.eohhs.ri.gov/ReferenceCenter/HomeandCommunityBasedServices.aspx>

- Scroll over to the Reference Center there is a clickable headline "Home and Community Based Services".
- Updates and information regarding the Transition Plan, will be provided at this website



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