

# Community First Choice

---

Implementation of Community First Choice in the CLASS and  
DBMD Programs

# Topics of Discussion

---

- Community First Choice (CFC) Overview
- Who Can Receive CFC?
- Implementation in DADS 1915(c) Waiver Programs
- Provision of CFC Services
- Service Planning
- Form Revisions
- Compliance Requirements
- Person-Centered Planning
- Billing and Rates
- Additional Information

## Community First Choice Overview

---

- Pursuant to S.B. 7, HHSC and DADS will implement Community First Choice (CFC) on June 1, 2015.
- CFC is a federal Medicaid benefit allowing states to provide home and community-based services and supports to Medicaid recipients with disabilities under 1915(k) of the Social Security Act.
- Texas is implementing CFC as a new Medicaid State Plan benefit.

## CFC Services

---

- CFC services include:
  - Personal Assistance Services
  - Habilitation
  - Emergency Response Services (ERS)
  - Support Management

## Who Can Receive CFC?

---

- Individuals enrolled in a 1915(c) waiver are eligible to receive CFC Services. Individuals not in a 1915(c) Medicaid waiver may also be eligible for CFC and would receive services through a managed care organization.
- CFC services are only available to individuals residing in their own home or a family member's home.
- Individuals who would otherwise be eligible to receive habilitation or residential habilitation will transition to CFC personal assistance services and habilitation services (PAS/HAB).

## Implementation in DADS 1915(c) Waiver Programs

---

- Individuals currently receiving services through one of the following 1915(c) waiver programs will access their CFC benefits through their DADS comprehensive waiver provider:
  - Home and Community-based Services (HCS);
  - Texas Home Living (TxHmL);
  - Community Living Assistance and Support Services (CLASS); or
  - Deaf Blind with Multiple Disabilities (DBMD).
- Individuals can also choose to self direct their CFC PAS/HAB using the Consumer Directed Services (CDS) option.

# CFC Personal Assistance Services/Habilitation

- Personal Assistance Services
  - Assistance with activities of daily living (ADLs), instrumental activities of daily living (IADLs), and health-related tasks through hands-on assistance, supervision or cueing.
- Habilitation
  - Acquisition, maintenance, and enhancement of skills necessary for the individual to accomplish ADLs, IADLs, and health-related tasks

## CFC Emergency Response Services

---

- Effective June 1, 2015, ERS will be available through CFC for individuals who are eligible.
- To provide CFC ERS, a CLASS or DBMD Program provider must:
  - be licensed as a personal ERS provider in accordance with 25 TAC Chapter 140, Subchapter B (relating to Personal ERS Providers); or
  - contract with a personal emergency response system provider licensed in accordance with 25 TAC Chapter 140, Subchapter B.

## CFC Support Management

---

- If an individual in the CLASS or DBMD Program is receiving CFC PAS/HAB and would like training on how to select, manage and dismiss service providers, the DBMD program provider, CLASS direct services agency (DSA), or financial management services agency (FMSA) must provide CFC support management to the individual by providing written information developed by DADS and HHSC and available on the DADS website.

# PROVISION OF CFC SERVICES

---

# CFC Personal Assistance Services/Habilitation

---

- In the CLASS and DBMD Programs, personal assistance services and habilitation will be provided as a blended service called CFC PAS/HAB.
- All of the tasks and activities delivered through CLASS habilitation or DBMD residential habilitation will continue to be delivered through CFC PAS/HAB.
- The CFC PAS/HAB rate will be the same as the existing habilitation and residential habilitation rates.

# CFC PAS/HAB Service Provider Qualifications

---

- A CFC PAS/HAB service provider must:
  - be 18 years of older;
  - have a high school degree, GED, or pass a competency test with three references;
  - not be the parent of an individual who is under 18 years of age or the spouse of an individual;
  - meet any other qualifications requested by the individual or legally authorized representative (LAR) based on the individual's needs and preferences.

## CFC PAS/HAB Service Provider Qualifications

---

- In addition to meeting the personnel requirements outlined in the CLASS and DBMD rules, the program provider must, if requested:
  - allow the individual to train a CFC PAS/HAB service provider in the specific assistance needed by the individual and to have the service provider perform CFC PAS/HAB in a manner that comports with the individual's personal, cultural, or religious preferences; and
  - ensure a CFC PAS/HAB service provider attends training provided by or through HHSC or DADS so that the service provider can meet any additional qualifications desired by the individual.

## CFC PAS/HAB Service Provider Qualifications

---

- A qualified service provider of habilitation in the CLASS Program who was hired before June 1, 2015 may be a service provider of CFC PAS/HAB.
- A qualified service provider of habilitation in the CLASS Program who is hired on or after June 1, 2015 must meet the CFC PAS/HAB qualifications.
- The service provider must meet any other qualifications requested by the individual or LAR based on the individual's needs and preferences.

## CFC Emergency Response Services

---

- If an individual is residing in their own home or family member's home and if the IPC includes ERS as an adaptive aid, the IPC may continue to include this service as an adaptive aid until the next IPC renewal.
- ERS will no longer be covered as an adaptive aid in the waiver for individuals after June 1, 2015.

# CFC Emergency Response Services

---

- The CFC ERS rate has a cost limit of \$29.76 per month.
- For the CLASS Program the DSA must identify the contracted rate and communicate that rate with the CMA.
- For the DBMD Program the DBMD Program provider must identify the contracted rate for ERS.
- When adding ERS on a revision IPC, the case manager must calculate the amount to include on the IPC by multiplying the amount contracted for ERS by the total number of months remaining for the IPC year.
- CLASS and DBMD Program providers must bill the authorized amount as identified on the IPC and IPP.

# CFC Support Management

---

- Interest in CFC support management is:
  - discussed during the person directed planning process if the individual requests it;
  - offered to all individuals receiving CFC PAS/HAB regardless of service delivery model; and
  - is noted as a “Yes” or “No” on the IPC.
- There is no reimbursement for CFC support management and there are no specific service provider qualifications, except that the person providing support management cannot also be the CFC PAS/HAB service provider .

# Service Planning

---

# Service Planning

---

- A DBMD provider, CLASS DSA or CMA must ensure that CFC services are on an individual's IPC if the individual received residential habilitation in DBMD, habilitation in CLASS, or ERS as an adaptive aid as follows:
- For an individual whose service planning team (SPT) meets before June 1, 2015 to develop an initial IPC, to renew or to revise an existing IPC :
  - The IPC may continue to include ERS as an adaptive aid, residential habilitation or habilitation on the IPC until the next IPC renewal.

# Service Planning

---

- For an individual whose SPT meets on or after June 1, 2015 to renew the IPC:
  - the DBMD provider, CLASS DSA and CMA must ensure the renewal IPC includes CFC PAS/HAB or CFC ERS and does not include ERS as an adaptive aid, residential habilitation or habilitation on the IPC.
- For an applicant enrolling in the CLASS or DBMD program whose SPT meets, on or after June 1, 2015, to develop the initial IPC:
  - the DBMD provider, CLASS DSA or CMA must ensure that the initial IPC includes CFC PAS/HAB or CFC ERS and does not include ERS as an adaptive aid, residential habilitation or habilitation on the IPC

# Community First Choice FMS

---

- The CLASS case manager or DBMD program provider must include CFC FMS, rather than FMS, on the IPC if CFC CDS PAS/HAB is the only service the individual is receiving through the CDS option.
- The CLASS case manager or DBMD program provider must include FMS, rather than CFC FMS, on the IPC if the individual is using the CDS option for CFC PAS/HAB and is receiving at least one other CLASS or DBMD service using the CDS option.

# Forms Being Updated for CFC

---

# Forms Being Updated for CFC

---

## *CLASS and DBMD Forms*

- 1. DADS Form 3596 CLASS/DBMD - Habilitation Plan*
- 2. DADS Form 3628 Provider Agency Backup Plan*
- 3. DADS Form 8598 Non-Waiver services*
- 4. DADS Form 8605 Documentation of Completion of Purchase*
- 5. DADS Form 3598 Individual Transportation Plan*

# Forms Being Updated for CFC

---

## **CLASS**

- *DADS Form 3595 IPP Service Review*
- *DADS Form 3621-T CLASS – IPC Service Delivery Transfer Worksheet*
- *DADS Form 3599 Habilitation Service Provider Orientation/Supervisory Visits*
- *DADS Form 3621 CLASS – Individual Plan of Care*
- *DADS Form 3657 Pre-Enrollment Assessment*
- *DADS Form 3625 Documentation of Services Delivered*
- *DADS Form 8606 Individual Program Plan*
- *\*New DADS Form 3629 CLASS IPP Addendum*

# Forms Being Updated for CFC

---

## ***DBMD***

- *DADS Form 6500 Individual Plan of Care*
- *DADS Form 6500-T IPC Service Delivery Transfer Worksheet*
- *\*New DADS Form 6501 Individual Program Plan Narrative form*
- *DADS Form 6503 DBMD Summary of Services Delivered*

# Forms Being Updated for CFC

---

The following forms were posted May 1, 2015:

- 3596
- 3621
- 3621-T
- 6500
- 6500-T
- 6501
- 3629
- 8606

The remaining forms will be available by June 1, 2015.

# Compliance Requirements

---

# Compliance Requirements

---

- A DBMD provider, CLASS CMA or DSA must comply with 40 TAC Chapters 42 and 45 respectively, as if CFC PAS/HAB and CFC ERS are CLASS or DBMD program services
- A CLASS or DBMD program provider must comply with Chapter 49 of this title, Contracting For Community Services.

# Compliance Requirements

---

- Information Letter Number 2015-30 describes how CFC is being implemented in the CLASS and DBMD Programs.
- Information Letter Number 2015-31 describes how CFC is being implemented for individuals using the CDS option in the CLASS and DBMD Programs.
- New program rules describing CFC in the waiver program have a target effective date of March 20, 2016.
- Use of electronic visit verification (EVV) applies to the CLASS DSAs delivering CFC services and CLASS Program services.

# Person-Centered Planning

---

# Person-Centered Planning

---

- A CLASS CMA must ensure that:
- CMA employees responsible for completion of the person-centered service plan, hired on or before June 1, 2015, must complete person-centered service planning training within two years after June 1, 2015.
- For CMA employees responsible for completion of the person-centered service plan hired after June 1, 2015, the training must be completed within two years after the hire date.

# Person-Centered Planning

---

- A CLASS DSA must ensure that:
- DSA employees or contractors who are responsible for completing the functional needs assessment, hired on or before June 1, 2015, within two years after June 1, 2015.
- For DSA employees or contractors hired after June 1, 2015, the training must be completed within two years after the hire date.

# Person-Centered Planning

---

- A DBMD program provider must ensure that:
- Employees or contractors responsible for completion of the person-centered service plan, hired on or before June 1, 2015, receive training within two years after the hire date.
- Employees or contractors responsible for completion of the person-centered service plan hired after June 1, 2015, receive training within two years after the hire date.

# Person-Centered Planning

---

- Providers can elect to send staff required to complete person-centered training to:
  - 2-day training delivered by the Institute for Person Centered Practices; or
  - other person-centered training developed and delivered in a manner approved by the Health and Human Services Commission

# Person-Centered Planning

---

Documents that comprise a person-centered plan in CLASS and DBMD:

- Individual Program Plan;
- Habilitation Plan;
- Nursing Assessment; and
- Individual Plan of Care

# Person-Centered Planning

---

## Resources:

<http://www.dads.state.tx.us/providers/LA/PersonDirectedPlanningGuidelines.pdf>

<http://www.learningcommunity.us/>

<http://www.person-centered-practices.org/home.html>

<http://texasprojectfirst.org/PersonCentPlanning.html>

[http://www.dads.state.tx.us/providers/HCBS/transitio  
nplans/index.html](http://www.dads.state.tx.us/providers/HCBS/transitio<br/>nplans/index.html)

# Billing and Rates

---

## Billing and Rates

---

- Effective June 1, 2015, a CLASS program provider must follow Section 7000 of the Provider manual as if CFC PAS/HAB is a CLASS Program service.
- Effective June 1, 2015, a DBMD program provider must follow 40 TAC 42.626 as billable residential habilitation activities based on the service description and 42.641, which lists non-billable activities as if CFC PAS/HAB is a DBMD program service.

# Additional Information

---

## CLASS and DBMD Program Eligibility Requirements

---

- In addition to all other eligibility requirements, to maintain eligibility for CLASS or DBMD, an individual must receive:
  - at least one CLASS or DBMD service annually; **AND**
  - CLASS or DBMD service monthly or monthly monitoring (i.e., case management) to be eligible for the CLASS or DBMD Program.
- Since CFC is not a waiver service, CFC services do not satisfy the above eligibility requirements. Case managers are required to notify individuals of these requirements before July 1, 2015, and at least annually thereafter.

## CLASS and DBMD Program Eligibility Requirements

---

- To assist individuals with maintaining eligibility for the waiver, program providers are encouraged to inform the individual's case manager if there is a concern over an individual's eligibility due to this monthly service requirement.

## Individuals Receiving CFC Services with Medical Assistance Only (MAO) Medicaid

---

- Individuals who receive Supplemental Security Income (SSI) benefits are categorically eligible for SSI Medicaid.
- Individuals certified for Medicaid who do not receive SSI Medicaid are certified for MAO Medicaid.
- In accordance with CFC regulations, an individual with MAO Medicaid must receive a monthly CLASS or DBMD service to be eligible for CFC.
- Case management is a waiver service and will meet the requirement for a monthly waiver service.

# Consumer Rights and Services

---

- For individuals in a waiver program, complaints regarding their CFC services, program provider, or FMSA are handled in the same manner as complaints are today.
- DADS Consumer Rights and Services:  
1-800-458-9858

## CFC Resources

---

- Information letters are available online:  
<http://www.dads.state.tx.us/providers/CFC/index.cfm>
- Case managers are required to provide individuals currently receiving habilitation or residential habilitation with individual letters from DADS that are included as an attachment to IL 2015-30 and provide an oral explanation of the letter by July 1, 2015.
- Case managers can do this in person or over the phone if the letter is mailed to the individual or LAR.
- DADS is developing an FAQ document that will become available at a future date.

## Online Information

---

- For more information, please visit:  
<http://www.dads.state.tx.us/providers/CFC/index.cfm>
- Please email policy questions, with “CFC” in the subject line, to: [CfcPolicy@dads.state.tx.us](mailto:CfcPolicy@dads.state.tx.us)  
After June 1, 2015, for questions about a specific individual’s CFC services, email PE/UR at:  
[cfcoperations@dads.state.tx.us](mailto:cfcoperations@dads.state.tx.us)
- HHSC CFC website:  
<http://www.hhsc.state.tx.us/medicaid/managed-care/community-first-choice/>

# Community First Choice

---

Thank you!