



CHANGING
Maryland
for the Better

Community Pathways Waiver **Amendment #2** **Behavioral Supports and Nursing Services**

*A Partnership for better communication on
developmental disability services in Maryland*

Public Webinars

Presented: August 8, 2016, August 19, 2016, and August 20, 2016



Agenda

- Overview
- Waiver Service Template
- Amendment #2 - Purposes
- Behavioral Supports and Nursing Services Highlights
- Information and Input
- Next Steps
- Reminder
- Questions

Slide #2



Overview

- We are making changes to the Community Pathways Waiver to create a more flexible, person-centered, family oriented system of supports
- The changes are based on feedback from individuals receiving services and their families, recommendations from the independent consultants, and are aimed at furthering compliance with new federal rules and requirements from the Center for Medicare and Medicaid Services (CMS) and the Department of Labor (DOL)
- Requests to make changes to the waiver program are made by submitting a Waiver Amendment to CMS
- We are making changes to the waiver program in stages and will reflect the development of new services, improved business rules, processes, and service rates; and will provide ample opportunity for meaningful public engagement on the prospective changes

Slide #3



Amendment #2 - Purpose

For Amendment #2, the DDA is proposing to make changes to the current waiver services including service definitions, limitations, and provider qualifications. The purposes of these changes are to:

- simplify the waiver language and description of processes so that all stakeholders can understand
- incorporate best practices
- reflect stakeholder listening sessions, consultant reports, and workgroup's recommendations
- meet federal service requirements

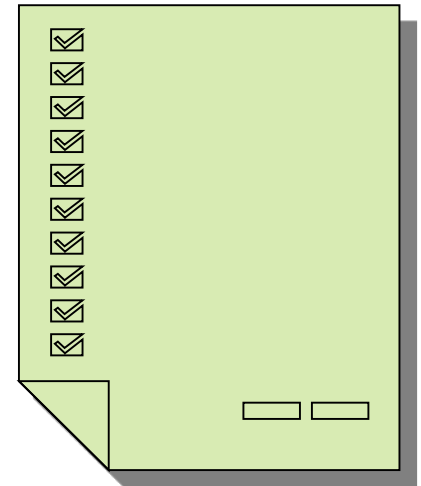
Slide #4



Waiver Service Templates

Proposed services are noted in standard templates based on the federal application and include the following key sections:

- Service Name or Alternative Service Title
- Service Definition
 - ✓ Overview or simplified description of service
 - ✓ Service Requirements
- Limits of service amount, frequency, or duration
- Service delivery method
 - ✓ Participant Directed (meaning service can be self-directed)
 - ✓ Provider Management (meaning DDA licensed provider)
- Provider Specifications
 - ✓ Type
 - ✓ Qualifications (license, certifications, others standards)



Slide #5



Service Groups

Waiver services have been grouped under one of the following areas:

➤ **Employment and Day Services**



➤ **Support Services**

- ✓ Behavioral Supports
- ✓ Nursing Services



➤ **Residential Services**




Slide #6



Behavioral Support Services

Support Services

	Current Service Name		Proposed Service Name
1	Behavioral Support Services 	1	Behavioral Assessment
		2	Behavioral Consultation
		3	Brief Support Implementation Services



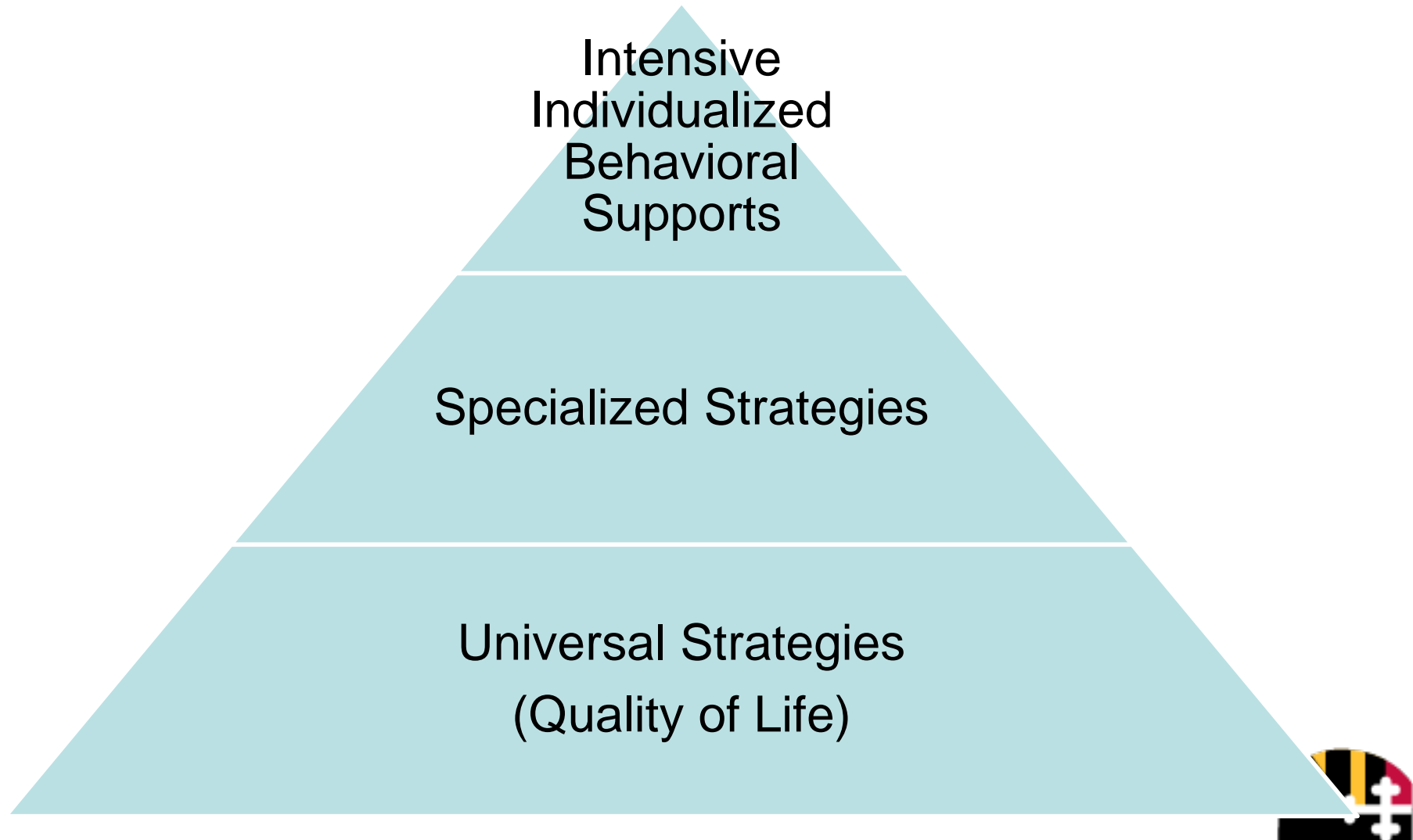
Behavioral Support Services Highlights

➤ Behavioral Assessment

- ✓ Identifies or confirms an individual's challenging behaviors, and identifying co-occurring mental health issues that contribute to those behaviors by:
 - Collecting and reviewing relevant data
 - Discussing the information with the individuals' support team
 - Recommending placement of the individual in one of three tiers for behavioral supports as indicated in a *Person-Centered Tiered Support Plan*



Person-Centered Tiered Supports



Person-Centered Tiered Supports

- ***Intensive Individualized Behavioral Supports***

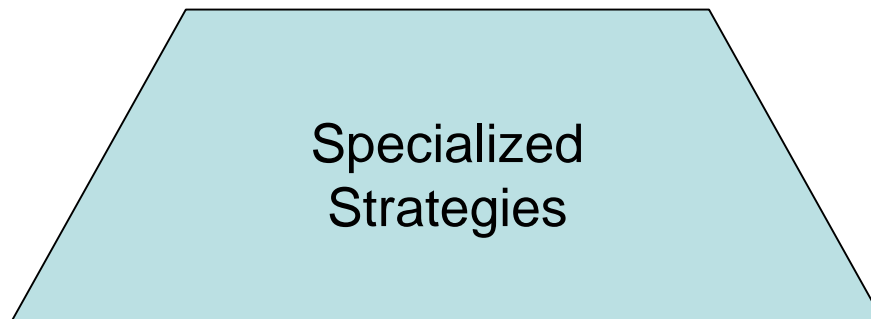
- ✓ Applied Behavioral Analysis Services
- ✓ Behavior is causing risk for significant harm, limited access to the community, police involvement, or hospitalization



Person-Centered Tiered Supports

- **Specialized Strategies**

- ✓ Focused teaching strategies (e.g. Positive Behavioral Supports)
- ✓ Specific skill deficits are resulting in problem behavior at specific times or during specific activities
 - ❖ Social skills training to improve interactions with opposite sex in the community
 - ❖ Coping skills to improve interactions with roommates when disagreements arise



Person-Centered Tiered Supports

- **Universal Strategies (Quality of Life)**

- ✓ Proactive, preventive, positive, teaching-based strategies to use consistently and continuously
- ✓ All the time
 - ❖ Offering choice, ensuring positive interactions occur on a regular basis (often), setting expectations, using schedules, reinforcing positive behaviors, etc.



Universal Strategies
(Quality of Life)



Behavioral Support Services Highlights

➤ Behavioral Assessment

- ✓ Assessment requirements include:
 - Comprehensive Functional Behavioral Assessment (FBA)
 - Performed by a qualified clinician
 - Based on a collection of current specific behavioral data
 - Observations
 - Assessment of environment and records
- ✓ Limited to one per year unless otherwise approved by DDA



Behavioral Support Services Highlights

➤ Behavioral Consultant

- ✓ Oversight and monitoring the implementation of recommendations developed under the Behavioral Assessment as indicated in the Person Centered Tiered Supports Plan including:
 - Ongoing assessment of progress
 - Professional evaluation services
 - Developing, presenting, and monitoring strategies
 - Educating others
 - Written progress notes
 - Development and updates to Behavioral Plan



Behavioral Support Services Highlights

➤ Behavioral Consultant

- ✓ The writing and development of a new Person Centered Tiered Support Plan is limited to up to eight (8) hours
- ✓ Monitoring the implementation of the Person Centered Tiered Supports Plan and Behavioral Plan Monitoring is limited to up to two (2) hours per month
- ✓ Behavioral Plan updates are limited to up to two (2) hours per update



Behavioral Support Services Highlights

➤ Brief Support Implementation Services (BSIS)

- ✓ Time limited service to provide direct assistance and modeling to families, agency staff, and caregivers so they can independently implement a Person Centered Tiered Supports Plan developed during Behavioral Consultation



Behavioral Support Services Highlights

- Brief Support Implementation Services (BSIS)
 - ✓ On-site execution and modeling of identified behavioral support strategies
 - ✓ Direct support and follow up to the caregiver or provider
 - ✓ Timely semi-structured written feedback to the clinicians on the provision and effectiveness of the Person Centered Tiered Support Plan and strategies
 - ✓ Participation in on-site meetings or instructional sessions with the individual's support network regarding the recommendations, strategies, and next steps identified in the Person Centered Tiered Support Plan



Behavioral Support Services Highlights

➤ Brief Support Implementation Services (BSIS)

- ✓ Services may be authorized for up to a four month period based on the following unless otherwise authorized by the DDA:
 - For the first month of implementation of a new plan, up to five (5) hours a week
 - For the following four months, up to two (2) hours a week may be authorized



Nursing Services

Support Services #2 of 2

	Current Service Name		Proposed Service Name
		1	Nurse Consultation <i>(New)</i>
		2	Nurse Health Case Management <i>(New)</i>
		3	Nurse Case Management and Delegation Services <i>(New)</i>
		4	Short-Term and Intermittent Nursing Services <i>(New)</i>



Nursing Services Highlights

➤ Nurse Consultation

✓ Registered Nurse:

- Reviews information about the individual's health, medical, and nursing needs, and
- Provides recommendation, training, information and/or protocols to the individual and his/her caretakers



Nursing Services Highlights

➤ Nurse Consultation

- ✓ Helps person understand his/her health needs, and to develop a plan for obtaining service in the community
- ✓ Completes Medication Administration Screening Tool to determine the level of support needed for medication administration
- ✓ Makes recommendations for accessing health services that are available in the community
- ✓ Annual review and updates when changes in health of the HRST at Level 3 or above
- ✓ Annual review and updates for Medication Tool



Nursing Services Highlights

➤ Nurse Consultation

- ✓ Comprehensive Nursing assessment of the individual to identify needs for protocols
- ✓ Development of health protocols as needed so the individual can train his/her staff according to their health care needs
- ✓ Development of emergency protocols as needed to access emergency services available in the community
- ✓ Specified limits



Nursing Services Highlights

➤ Nurse Health Case Management

✓ Registered Nurse:

- Oversees and manages health issues and interactions with staff and health service providers (*on behalf of the individual receiving self-directing services or DDA licensed agency*)



Nursing Services Highlights

➤ Nurse Health Case Management

- ✓ Comprehensive Nursing assessment of the individual including the individual's health, medical appointments, and nursing needs
- ✓ Development of protocols to support the individual, train staff, and access emergency services available in the community
- ✓ Completion of the Health Risk Screening Tool (HRST) to assist the individual to understand his/her health needs and to develop a plan for obtaining service in the community



Nursing Services Highlights

➤ Nurse Health Case Management

- ✓ Completion of the Medication Administration Screening Tool to determine the level of support needed for medication administration
- ✓ Recommendations to the individual receiving services for accessing health services that are available in the community
- ✓ Monitoring for compliance with recommendations from health professional
- ✓ Recommendations for accessing community resources and needed healthcare services



Nursing Services Highlights

➤ Nurse Health Case Management

- ✓ Communicating with individual receiving services and team members in the coordination of health care needs and recommendations appropriate to meet the health needs of the individual
- ✓ Monitoring health data
- ✓ Review of care and supports
- ✓ Development of a nursing care plans, training and supervision of the staff providing the health services including administration of medications and treatments, and activities of daily living (ADL) care/health supports



Nursing Services Highlights

➤ Nurse Health Case Management

- ✓ Updates and review to the HRST and Medication Screening Tool when changes in health
- ✓ Annual review and update of the HRST at Level 3 or above
- ✓ Annual completion of the Medication Administration Screening Tool



Nursing Services Highlights

➤ Nurse Health Case Management

- ✓ RN assessment of individual, staff, environment, and care plan are done minimally every three (3) months as assessed by the RN
- ✓ Nurse Health Case Management services are limited to up to 3 hours every 90 days unless otherwise authorized by DDA



Nursing Services Highlights

➤ Nurse Case Management and Delegation Services

✓ Registered Nurse:

- Provide *health case management* and the delegation of nursing tasks for an unlicensed individual to perform acts that may otherwise be performed only by a RN or Licensed Practical Nurse (LPN)
- ✓ Available for individual self-directed services and individuals receiving services in a DDA licensed site



Nursing Services Highlights

➤ Nurse Case Management and Delegation Services

- ✓ Health Case Management Services (*see previous slides*)
- ✓ Delegation service including:
 - Assessment of the needs and abilities of the individual receiving services, staff performance of delegated nursing tasks, and of the environment of service/care delivery
 - Delegation of the performance of nursing tasks (i.e., acts of a licensed nurse that include medication administration and treatment administration) by unlicensed staff in accordance with the Maryland Board of Nursing Nurse Practice Act and COMAR



Nursing Services Highlights

➤ Nurse Case Management and Delegation Services

✓ Delegation service continued:

- Training, supervision and remediation of unlicensed staff that provide administration of medication, treatments and personal care (e.g., Activities of Daily Living (ADL) care) as required in COMAR
- On-Call service for when paid staff are providing delegated services for up to 24 hours per day, 365 days per year as required in COMAR



Nursing Services Highlights

➤ Nurse Case Management and Delegation Services

- ✓ Specific criteria to access services (*e.g. condition must be chronic, stable, routine, predictable and uncomplicated*)
- ✓ RN assessment of individual, staff, environment, and care plan are done minimally every 45 days as per COMAR 10.27.11
- ✓ RN may delegate to the individual's spouse, parent, legal guardian, siblings, children, and licensed provider agency staff



Nursing Services Highlights

➤ Nurse Case Management and Delegation Services

- ✓ Only provided to individuals age 21 and over

(All medically necessary Nurse Case Management and Delegation Services for children under age 21 are covered in the state plan pursuant to the EPSDT benefit)

- ✓ Nurse assessment is limited to up to three (3) hours per assessment



Nursing Services Highlights

➤ Short Term and Intermittent Nursing Services

- ✓ Skilled nursing tasks provided by a Registered Nurse (RN) or Licensed Practical Nurse (LPN) in accordance with COMAR 10.27.11. 03, .04, .05, and .06
- ✓ Available for individual self-directed services and individuals receiving services in a DDA licensed site



Nursing Services Highlights

➤ Short Term and Intermittent Nursing Services

✓ Skilled nursing tasks must:

- Be assessed by the RN
- Be predictable so the nurse may be regularly scheduled to perform the task
- Be completed within a four (4) hour period of time per day
- Be assessed by the RN that the need for the service will reasonably end within a three (3) month time period



Nursing Services Highlights

➤ Short Term and Intermittent Nursing Services

- ✓ Part-time services up to 4 hours per day or less for no more than 3 months
- ✓ Short-term services up to 3 months or less for no more than 4 hours in a day
- ✓ Intermittent services up to 4 hours a day or less for no more than 3 months



Nursing Services Highlights

➤ Short Term and Intermittent Nursing Services

- ✓ Only provided to individuals age 21 and over

(All medically necessary Nurse Case Management and Delegation Services for children under age 21 are covered in the state plan pursuant to the EPSDT benefit)

- ✓ Service *does not* include:

- The need for licensed nursing service assessed as a long term need (greater than 3 month duration)
- Licensed nursing services that are short-term but require greater than 4 hours a day to perform
- Unpredictable licensed nursing services or to services needed as the situation arises (i.e. PRN services)



Information and Input

➤ **DDA Website – Amendment #2**

- ✓ **Current and proposed services**

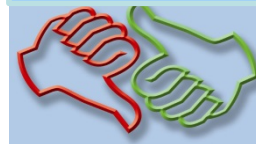
<http://dda.dhmh.maryland.gov/Pages/Community-Pathways-Waiver-Amendment-2.aspx>



➤ **How to share input:**

- ✓ Complete input Survey (*links to be provided with webinars*)
OR
- ✓ Mail comments to Attention: Amendment #2 - DDA 201
West Preston Street Baltimore MD 21201

Comments
Concerns
Compliments



Input Survey

➤ **Behavioral Supports Survey link**

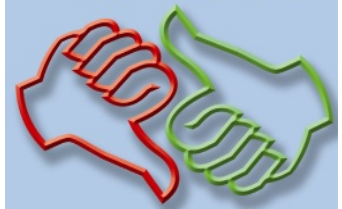
- <https://www.surveymonkey.com/r/BehavioralSupportServices>

➤ **Nursing Services Survey Link**

- <https://www.surveymonkey.com/r/NursingServices>



Comments
Concerns
Compliments



Next Steps

- DDA Proposed Draft Waiver Services Webinars—
August – September 2016
- State review of comments and consideration for
revisions – September 2016
- Identification of business processes and operational
changes and strategies
- Announcement of final waiver service proposals
- 30 Public comment period

Slide #40



Reminders

- Proposed waiver services are in draft
- Share your input
- Proposed new services are not available now
- Rate study will influence rates



Slide #41



Questions



Slide #42

