



Division of Developmental Disabilities

CHOICES Waiver Renewal

January 24th 2023

Medicaid and Home and Community Based Services (HCBS)

- Section 1915 (c) of the Social Security Act was changed to allow states to ask for waivers of existing Medicaid regulation
- The idea is that states can now use the Medicaid money for community services that would have been used for the person in an institution
- Thus, getting HCBS waiver services is tied to institutional eligibility

Home and Community Based Services (HCBS)

- DDD operates two waivers which provide services to South Dakotans with intellectual or developmental disabilities (I/DD)
 - HCBS services are provided in lieu of Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/IID) services

Medicaid and Home and Community Based Services

- The term “waiver” means CMS is granting us a waiver of a Medicaid requirement called Comparability
 - Comparability means the provision of services are equal to all beneficiaries; we have approval to waive the Comparability requirements to target individuals with Intellectual Disability/Developmental Disability (ID/DD)

CMS- Federal Agency

Centers for Medicare & Medicaid Services



SD State Medicaid- Authorizing Agency

Department of Social Services (DSS)



Division of Developmental Disabilities- Operating Agency

Department of Human Services (DHS)



CHOICES

HCBS Waiver



Family Support 360

HCBS Waiver

CHOICES

- Community, Hope, Opportunity, Independence, Careers, Empowerment, Success (CHOICES)
- The CHOICES waiver is a comprehensive waiver program
 - Goal is to assist individuals in leading healthy, independent and productive lives to the fullest extent possible; promote the full exercise of their rights as citizens of the state of South Dakota; and promote the integrity of their families.

CSP/SP/CM

- CHOICES waiver
 - 20 Community Support Providers
 - 4 Case Management Providers
 - Approximately 2,700 people supported

Proposed changes in the waiver:

- Revised the reimbursement methodology in appendix I to align with the fee-for-service methodology outlined in the 2021 rate study
- Clarified the DHS/DDD response to allegations of ANE
- Revised the waiver projections for the 5-year cycle of this waiver
- Updated the ICAP and LOC assessment process
- Revised service definitions

Service Definitions: Day Services

- Assist the person to gain opportunities for meaningful life experiences in coordination with the person's personal goals and supports
- Services are provided in different environments to meet participant needs:
 - Community based
 - Facility based
 - Virtual
 - Behavioral support

Service Definitions: Residential Habilitation

- Residential Habilitation services are provided to participants living in their own home, which may include a group home or supervised apartment.
- Residential Habilitation services shall provide the participant with the opportunity to live as independently as possible, with the supports needed to maintain their safety.
- Residential habilitation includes:
 - Group home- level 1
 - Supervised living- level 2
 - Supported living- level 3

Service Definitions: Shared Living

- Shared living services are meant to provide a more person-centered approach to supports and are built on the foundation of life sharing, developing natural supports, and being an active member of the community.
- Shared Living Providers must comply with all safety, training, and other applicable requirements published via South Dakota Administrative Rules 46:04:01 – 46:04:01:27, and the South Dakota Shared Living Guide

Service Definitions: Employment

- Services are based on the belief that all individuals with developmental disabilities can work in integrated, competitive employment and that individuals of working age should be provided the supports necessary not only to gain and maintain employment but to advance in their chosen fields and explore new employment options as their skills, interests, and needs change.
- Employment services include:
 - Career Exploration
 - Group Supported Employment- Enclave
 - Group Support Employment
 - Individual Support Employment

Service Definitions: Equipment and Supplies

- Specialized Medical Equipment and Supplies is a service available to those participants whose Individualized Service Plan (ISP) specifies a need for the assessment of adaptive functioning needs and/or specifies the use of particular equipment and supplies as necessary to carry out the participant's ISP.
 - Maximum annual benefit of \$5,000/year
- Assistive Technology means a device, item, piece of equipment, or product system, whether acquired commercially, modified, or customized, that is used to increase, maintain, or improve the functional capabilities of the participant.
 - Maximum annual benefit of \$5,000/year

Service Definitions: Nursing & Other Medical

- Nursing and Other Medically Related Services- Speech, Hearing & Language were removed as standalone services
 - The costs to provide these services are now captured within the administrative support costs for residential and day services

Questions?

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thank
you