

# DEVELOPMENTAL DISABILITIES ADMINISTRATION

## RHC Medicaid Compliance

### 2015-17 BIENNIAL BUDGET



ML Request	FY15	FY16	FY17	15-17
FTE	9.0	9.0	9.0	9.0
GF-State	\$1,544,000	\$1,129,000	\$1,129,000	\$2,258,000
<b>Total</b>	<b>\$2,199,000</b>	<b>\$2,258,000</b>	<b>\$2,258,000</b>	<b>\$4,516,000</b>

#### DECISION PACKAGE SUMMARY

The Developmental Disabilities Administration (DDA) requests funding for 9.0 FTE and specialized services and additional nursing home services related to Preadmission Screening and Resident Review (PASRR) assessments for residents of state-run Residential Habilitation Centers (RHC) and community nursing facilities to comply with federal Center for Medicare and Medicaid Services (CMS) rules. By funding this request, appropriate services will be provided to individuals with a developmental disability in nursing home settings and DDA will resolve a pending CMS disallowance and deferral of federal matching funds for nursing facility care.

#### PROBLEM STATEMENT

About 240 people with intellectual disabilities live in nursing facilities that are part of state residential habilitation centers. Approximately 320 other people with intellectual disabilities live in community nursing facilities throughout the state. Not all of these individuals have been properly evaluated for specialized services under Preadmission Screening and Resident Review (PASRR) regulations. CMS provided a letter of findings in November 2013 with 14 different areas of federal rule violations. CMS indicated that it intended to disallow federal matching funds previously paid for services to 27 individuals at the Lakeland Village RHC nursing facility. DDA has been working with CMS to comply with the PASRR requirements and ensure that people who are determined to need specialized services beyond standard nursing facility level of care are receiving them.

In addition, the review process has uncovered that some of the residents of the Lakeland Village RHC have not been receiving appropriate levels of nursing facility care in areas such as occupational, speech and physical therapies. Additional staff positions have been added to rectify this shortcoming and reach the required level of care at the facility.

#### PROPOSED SOLUTION

To date, the specialized services found necessary under federal regulations that were not previously provided consist mainly of community access and integration. Based on assessments to date, an estimated 50 percent of people with a developmental disability in community nursing homes (160) and 28 percent of RHC nursing facility residents (67) will be



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assessed as needing specialized services. The average monthly cost of employment and day services is \$485 per month. These services will be eligible for a 50 percent federal match rate as of March 2015, when a state plan amendment is expected to be approved.

For the additional nursing level of care services, Lakeland has hired 9.0 FTE to meet the required standard. These positions consist of the following:

- 4.0 Adult Training Specialist
- 1.0 Recreational Specialist 3
- 1.0 Physical Therapy Assistant
- 2.0 Registered Nurse Case Resource Managers
- 0.5 Psychology Associate
- 0.5 Speech Language Pathologist

In addition, contracted physical therapy services have been increased from eight hours/month to eight hours/week.

#### EXPECTED RESULTS

The budget request supports DSHS Goal 1: Health – Each individual and each community will be healthy and DSHS Goal 4: Quality of Life – Each individual in need will be supported to attain the highest possible quality of life.

The decision package is essential to implementing the DDA Strategic Objective 1.1: Identify individual health and welfare needs in a timely manner in order to support individuals to have healthy and active lives and Strategic Objective 4.3: Increase opportunities for individuals who are institutionalized to have the option to move to the community and be supported as needed. The goal of implementing specialized services is to grant nursing facility residents the maximum ability to be integrated into their community, even if they are not yet ready to transition to a home and community based setting.

This request supports the Results Washington Goal to 3.2.b. Increase percentage of clients with developmental disabilities served in home and community based settings. Providing specialized services to people in nursing facilities means that they are potentially preparing for a transition to a home and community based setting.

#### STAKEHOLDER IMPACT

This initiative is supported by Disability Rights Washington which supports DDA making demonstrable progress to reach Medicaid compliance for people with a developmental disability residing in nursing home settings.



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