

I/DD Program Bulletin



Lunch and Learn Calls for **consumers, advocates** and other **stakeholders** are every Wednesday at 12:00 p.m.

Email questions to:
kancare.ombudsman@kdads.ks.gov

HCBS-IDD Renewal **Request for Information** (RFI) due on

March 17, 2014 at 10:00 am

Lunch and Learn Calls for **providers** are Every Monday and Friday from 11:00 a.m. to 12:00 p.m.

Email questions to:
providerforum@kdads.ks.gov

Bulletin Update for March 14, 2014

- + Requesting Additional Services List (RASL)
- + Billing and Claims
 - Plan of Care Issue
 - NPI Number Issue
- + HCBS-IDD Program Renewal
- + Changes in Federal Rules
 - Dept of Labor – Companionship Rule
 - CMS - HCBS “Settings” Rule
 - Affordable Care Act – Impact on FMS model
 - Waiver Renewal Listening Tour Scheduled
- + Lunch and Learn Calls
- + CDDO Information
 - Weekly Calls with CDDOs
- + Targeted Case Manager Information
 - Weekly Calls with Targeted Case Managers
 - Sharing Information and Billing Updates
- + Information Regarding the Provider Issues Tracking Link
- + Responses to RFI Questions Posted

Requesting Additional Services List (RASL): On January 31, 2014 KDADS sent a letter to all HCBS-IDD program participants who are currently receiving HCBS services and have asked for additional services in the past. The forms are due on Saturday, March 1, 2014; however, KDADS will continue receiving forms after this date. Individuals can submit forms to KDADS by mail to 503 S. Kansas Ave, Topeka, KS 66603, by fax to 785-296-0256 or by email to HCBS-KS@kdads.ks.gov.

- Letter and Confirmation Form for HCBS-I/DD Participants on Request For Additional Services
http://www.kdads.ks.gov/CSP/IDD/KanCare_Imp/2014_01_31_RASL_Consumer_Letter_Form.pdf

Billing and Claims:

- ✚ **Plan of Care Issue:** Plans of Care submitted through MMIS after 2/1/14 for the purposes of updating eligibility, changes to obligation, or correcting errors to provider numbers, units, service amounts, etc. will be approved with an end date of 3/31/14 and the MCO will be notified of the need of an authorization for service dates beginning 4/1/14. Please work with your assigned POC approver (Sandra or Sandy) on these issues.
- ✚ **NPI:** We are aware of a small number of providers experiencing claim denials/rejections related to NPI numbers. We are working to resolve the issues with the MCOs and it is our understanding that the MCOs have also reached out to most of the providers to work through the NPI number issue. We will provide another update next week.

HCBS-IDD Program Renewal – Due March 31, 2014:

The HCBS-IDD 1915(c) waiver expires on June 30, 2014. KDADS must submit a renewal application by March 31, 2014 to request a renewal of this program. A Request for Information (please see attached) will be posted online and shared with consumers, providers, and other stakeholders to provide input into improvements for the HCBS-IDD Program. The purpose of the Request for Information (RFI) is to solicit recommendations, suggestions and plans for improvement that KDADS can incorporate into the renewal application. KDADS expects to release another RFI in mid-March related to changes in federal rules that could affect home and community based services and program participants. Join the IDD Provider calls over for more information. **RFI and Q&A responses are available at: http://www.kdads.ks.gov/CSP/IDD/IDD_Index.html).**

Changes in Federal Rules: There are several federal rules that could have an impact on home and community based services over the next several months. The State and several workgroups and advocacy organizations are watching for the interpretations of several laws, regulations and rules that may affect Kansas.

- ✚ **Department of Labor “Companionship” Rule:** The Department of Labor has issued a final rule about labor laws that would apply to direct service workers. (<http://www.dol.gov/whd/homecare/>). **Effective January 1, 2015**, most direct care workers will be required to receive federal minimum wage and overtime pay protections. Direct care workers are workers who provide home care services, such as certified nursing assistants, home health aides, personal care aides, caregivers, and companions. The FMS Workgroup is following the rule because it may have an impact on the number of hours a direct services worker can work (40 hours per week) and the self-directing individual’s ability to manage the employer-related responsibilities (anything over 40 hours a week requires overtime). KDADS will provide additional training and information in the future.
- ✚ **CMS - Home and Community Based Settings Rule:** In January, CMS issued a final rule on its definitions of community settings that will apply to all 1915(c) waivers and defines settings based on the individual’s experience and opportunities. (<http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Long-Term-Services-and-Support/Home-and-Community-Based-Services/Home-and-Community-Based-Services.html>). CMS has asked states to develop a transition plan to ensure compliance with the new definitions in the rules within 1 year of the final rule’s publication date (March 17, 2014). However, since Kansas will be submitting its renewal for IDD program at the end of March, KDADS and stakeholders will have 120 days to develop a transition plan that meets the CMS guidelines. The Arc published a thorough summary that helps simplify the rule, which is available

online at <http://www.thearc.org/document.doc?id=4596&erid=5248716>. For the self-advocates' perspective of community, read "Keeping the Promise," at: http://www.acl.gov/programs/aidd/Program_Resource_Search/docs/keepingthepromiseofcommunity_sabe.pdf

Affordable Care Act and FMS Model: On January 1, 2015, provisions of the Affordable Care Act will require large employers to maintain and offer health insurance for their employees. These provisions would affect FMS providers with 50 or more direct service workers because the current Kansas model considers the FMS provider a co-employer with an individual who is self-directing their care. The FMS Workgroup submitted a recommendation to KDADS to consider changing to the fiscal/vendor agent model in preparation for this change. There are still discussions about recent IRS decisions exempting direct service workers from paying income tax on "caregiver" wages and whether the IRS will honor the ACA final rule that the Agency with Choice FMS model (Kansas' model) would be exempt from the ACA requirements. For more information about the FMS models, Boston College has helpful information online at <http://www.bc.edu/content/bc/schools/gssw/nrcpds/tools/toolkit/fms-toolkit/choice1selectamodel/choice1option1.html>

Waiver Renewal Listening Tour Scheduled: KDADS has scheduled a series of listening sessions focused on the renewal of the Home and Community Based Services Program for persons with Intellectual and/or Developmental Disabilities. These sessions are a part of the waiver renewal process that KDADS will complete during March of 2014. In addition to the four in-person sessions, KDADS will also host two conference call sessions. KDADS is interested in hearing from persons receiving services as well as all I/DD system stakeholders regarding what they like about the waiver, what they would like to see changed in the waiver and if funding became available, what additional services they would like to see covered by the waiver. The listening sessions are scheduled for the following dates, times and locations around the State;

Date/Time	Location
Tuesday, March 18 th 2-3:30PM	OCCK Transportation Center 340 N Santa Fe, Salina, KS 67401
Wednesday, March 19 th 12pm – 1pm	Waiver participant focused conference call Call: 1.866.620.7326 Conference code: 4283583031
Wednesday, March 19 th 1:30pm – 3pm	Sedgwick County Human Services 635 N. Main, Wichita, KS 67203
Thursday, March 20 th 2pm – 3:30pm	Division of Children and Families Offices – Sunflower Room 320 S. Broadway, Pittsburg, KS 66762
Thursday, March 20 th 7pm – 8pm	Waiver participant focused conference call Call: 1.866.620.7326 Conference code: 4283583031
Friday, March 21 st 11am – 12p.m.	Provider/Stakeholder focused conference call Call: 1.866.620.7326 Conference code: 4283583031
Friday, March 21 st 2pm – 3:30pm	Division of Children and Families Learning Center – Room B 2600 SW East Circle Drive South, Topeka, KS 66606

Lunch and Learn Calls

Registration for the calls is required (and must be completed by the day prior to the call) and can be completed at the following website: http://www.kdads.ks.gov/CSP/IDD/KanCare_Imp/IDD_Implementation_Calendar.html

Call in Number: 1.866.620.7326
Conference Code: 4283583031

✚ **Providers:** Calls are scheduled for Mondays and Fridays from 11:00-12:00 noon, through March 31, 2014. Beginning in April we will continue with the Monday calls starting April 7th but we will no longer have the Friday calls. Callers may submit questions to PROVIDERFORUM@kdads.ks.gov. If you experience difficulty registering for the Lunch and Learn calls you may also register by sending your name in an email to providerforum@kdads.ks.gov.

✚ **Lunch and Learn Calls for Consumers and Other Stakeholders:** Calls are scheduled for Wednesdays from 12:00 to 1:00 for consumers. Callers may submit questions to kancare.ombudsman@kdads.ks.gov. If a consumer has problems registering for the Lunch and Learn call, they could email the KanCare Ombudsman at kancare.ombudsman@kdads.ks.gov.

CDDO Information:

✚ **Weekly Calls with CDDOs:** CDDO calls will continue weekly on Thursday's at 11:00. CDDOs should call 1.866.620.7326 conference code 4283583031.

Targeted Case Manager Information:

✚ **Weekly Calls with Targeted Case Managers:** TCM calls are held on Tuesday's from 3:00 pm to 4:00 pm. TCMs should call 1.866.620.7326 conference 2850442124.

✚ **Targeted Case Manager Updates:** a Policy Memorandum will be issued to clarify the requests for information from the MCO and billing for targeted case management services.

Information Regarding the Provider Issue Tracking Link: We encourage you to work through your issues directly with the provider representative of the respective MCO and utilize the grievance and appeal process. This will allow you to keep track of your issues in one place. Please add details about your issues, including who you spoke with at the MCO and what steps at resolution you have already tried. Additionally, this is a **Provider Issue Tracking Log**. For Consumer issues, please contact the KanCare Ombudsman at KanCare.Ombudsman@kdads.ks.gov.

For Provider Resources and Information, please visit the MCO websites, below.

Amerigroup- www.amerigroup.com/pages/ks.aspx

Sunflower- www.sunflowerstatehealth.com/for-providers/provider-resources/

UHC- www.uhccommunityplan.com/health-professionals/ks.html

If you are unable to resolve a conflict, please submit your issue to the KDADS Provider Issue Tracking application. The Issue Tracking Application is available to all KDADS providers, including those authenticated to use the KDADS Web Application. Please register for the Issue Tracking Application following the steps below. Visit the **KDADS Provider Information** website and go the Provider "Issue Tracking" tab.

Responses to RFI Questions Posted: Responses to the questions submitted regarding the RFI for the HCBS-I/DD waiver renewal have been posted at: http://www.kdads.ks.gov/CSP/IDD/IDD_Index.html.