

Final Rule Stakeholder Call

Topic: Person Centered Service Plan

2/1/2017

Noon call (102 participants on the line)

Plain Language – In response to public comments, two resource documents were offered to help with presenting the Person Centered Service Planning process and Final Settings Rule in plain language. These resources will be posted on the KDADS web site with today's call notes.

1. Has the state analyzed cost of settings rule?
 - a. Not aware of fiscal analysis being done at this time. State is watching feds closely.
2. We've been told during the onsite assessments that they (assessors) are being told to disregard TCM Person Centered Support Plan. Is that what they're supposed to be doing?
 - a. IDD PCSP is not the focus of on site assessment, unless there is a specific reason/need.
 - b. Follow up comment from participant: Not a good explanation - not acceptable. IDD PCSP is more representative of person's overall wants/needs. Service plan more limited to medical concerns.
3. Can IDD Person Centered Support Plan not be used?
 - a. There is value, but service plan is new, and has other types of requirements. Final rule has to be implemented across waivers - not just IDD. The Person Centered Support Plan is not of less value, but the person centered service plan is a different task.
4. Has state determined that MCO is responsible for Person Centered Service Plan? Provider cannot bill for this?
 - a. Yes. MCO has to create Person Centered Service Plan. Person Centered Service Plan may include part of the Person Centered Support Plan from the IDD provider.
5. Person Centered Support Plan created by TCM is in compliance? Correct?
 - a. Trying to determine that MCO's Person Centered Service Plan is compliant. Conducting a gap assessment to compare the Final Rule requirements to what is currently being done by the MCOs. Person Centered Support Plan that is completed by the TCM is part of state regulation rather than Final Rule requirements.
6. What will TCM for IDD look like, and what role will Person Centered Support Plan play?
 - a. Good question. This is one of the areas that still needs to be determined. The Article 63 requirements of the PCSP and the TCM role haven't changed and we're looking at how the Person Centered Support Plan and Person Centered Service Plan work together.
7. Can providers still get feedback from onsite visits by Feb 28th?
 - a. Yes. This is still our goal.
8. Day programs being referred to as non-integrated work sites. Want to learn more about this. Is there concern that we'll no longer be able to continue providing services.
 - a. There has been a great amount of concern about this. Hate to say anything definitive, as state knows these settings are important to consumers, families.
9. When will we know about the above?
 - a. Internal goal is to get next version submitted to CMS by 3/1 so we'll have a better idea if we're moving in the right direction.
10. Regarding previous question about non-integrated settings. Encourage state to look at what other states are doing. Kentucky has work centers. That state wants to continue with some changes after March 2019. Ohio has some innovative ideas about the time limited aspect of

work centers. Need some ability to work within state guidelines. CMS is clear that the Final Rule sets the floor and states can be more restrictive- we don't want Kansas to be more restrictive.

- a. Kansas has worked with other states. Appreciate suggestion of Ohio and Kentucky.
11. Regarding the Person Centered Support Plan & Person Centered Service Plan and being "conflict free" – comment offered, it appears that with MCO's who control money there is more conflict of interest in their role than with TCM who is writing the IDD plan.
12. For people under other waivers such as assisted living, if the service recipient need things not there, I should go to the MCO for help updating plan? Who do I go to for help?
 - a. Go to service coordinator from MCO. If they are unresponsive or you remain unsatisfied, involve state program staff.
13. Is there more discussion about non-integrated sites, I'd be happy to be involved to provide feedback/input?
 - a. Thank you. Cindy offered her email address (Cindy.Wichman@ks.gov) for emailed feedback.

Evening Call (10 participants on the line)

1. How often will these plans will be written and in what order? Particularly for those on the IDD Waiver. I know on some other waivers that plans are written at different intervals. The support plans and service plans. What other timelines might there be for that waiver and other waivers?
 - a. I would suggest and I haven't scoured the final rule relative to stated time frames, within the HCBS waivers, approved, expectation that PCSP would be. TA waiver every 6 mos. Also ties in to level of care assessments – BASIS every 6 mos unless a change of conditions and making adjustments as needed to protect their health, safety, and welfare.
2. Based on the changes in Administration from Washington, do you expect changes in final rule?
 - a. There are several people who have been speculating if the new administration will drive any changes in approach or guidance we have received federally that is viewed as cumbersome from states. At this point, it is still speculation. States, including Kansas, are watching and waiting any guidance from the Federal level that would alter the timeline or create any modifications that might impact what we are doing.
3. What are the next milestone deadlines that we're working on at the state level? What's the next thing that's happening?
 - a. I can tell you the first, most pressing deadline is getting some sort of notification to the providers that participated in the onsite review process, the initial timeline has been exceeded. I think it's been due to the volume of data. End of Feb is the target, but it's a soft target. We have another soft target of getting the new draft of the STP submitted to CMS by March 1st. We don't have initial approval that we seek and want to get it submitted and work toward getting initial approval. Those are the things that are on the immediate horizon.
4. Are you going to work with the Kansas Council for Developmental Disabilities?
 - a. Steve Geiber and other representatives have been serving on a number of different workgroups who have been giving us feedback. Their focus area has been employment and giving us some very good feedback and resources. We continue to work with them in that area. They did help us work on the STP workgroup.

5. The KanCare letter, it also referenced PCSP, unsure if this is Person Centered Service Plan or Person Centered Support Plans. What is the interface between those responses to CMS?
- a. I am not familiar with the letter you are referencing. I can speak to how they interfaced. Typically, what we are hearing is that the Person Centered Support Plans that is prepared by the IDD TCM goes into much more depth and is not medical in nature and so it's been envisioned that the Person Centered Service Plan prepared by the MCO's service plan. As far as the exact letter, scan it and send it to WSU or to me, or email it to me.
 - b. I'm referring to the extension letter that was released mid-January.
 - i. I have seen it; I don't have it in front of me right now. I'm away from my workstation. What I'd like to say is that there's certainly some areas that CMS has identified as far as Kansas not in compliance with Person Centered Service Plan requirements and the expectations that Kansas come up with a corrective action to address that. I do know that there is a corrective action plan that has been developed and is being submitted to CMS and we'll see what additional guidance we get from CMS.
 - ii. I think one plan is going to influence the other plan in some way or the other – I guess we'll see what CMS says about the corrective action plan. The outcomes: make sure the timelines are met and reviewed, make sure it's person centered process, and make sure it is driven by the person receiving services, and not by the providers or MCO –
 - c. I think the letter is regarding the Person Centered Service Plan and not the Person Centered Support Plan of the IDD TCM -