



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# State Discussion with Children's Waiver HCBS Providers

November 2021

# Purpose

- To have an open dialogue between the State and HCBS Providers to communicate issues and concerns.
- HCBS providers to have the ability to discuss barriers and be a part of the problem-solving discussion.
- The State to have the ability to share upcoming changes, guidance, information, and to obtain feedback directly from the HCBS Providers.

# Agenda

- ✓ Waiver Amendment
- ✓ Provider Designation Attestation
- ✓ eFMAP
- ✓ Waiver Renewal
- ✓ Capacity Tracker
- ✓ Upcoming Webinars
- ✓ Future Meetings & Contact Information

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Waiver Amendment

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Waiver Amendment

- The amendment is tentatively approved by CMS and will be effective **December 1<sup>st</sup>, 2021**.
- Due to the American Rescue Act for the Public Emergency, additional funding to States have been offered called “enhanced FMAP (eFMAP)”. Significant changes to how services are delivered can impact this funding, therefore, CMS was cautious of changes proposed by NYS.

## Reminders:

- Caregiver/Family Supports and Services (CFSS) and Community Self-Advocacy Training and Supports (CSATS) will **not** be combined into one service **until the Renewal for 4/1/2022**.
  - More information is provided in the next slide
- Bereavement Counseling will now be able to be extended for six (6) months after the passing of a child/youth, to give family support when they need it most.
  - Updated guidance and a webinar will occur on December 1, 2021

# CFSS and CSATS Update

- CFSS and CSATS will not be combined until the Renewal, as to not impact the eFMAP.
- CMS has instructed NYS to keep the services as separate services but add the service description and staff qualification of each service to both services, so they look identical.
  - Combining the service descriptions under both services will allow for two levels of practitioners, being reimbursed at different rates, to perform either service
  - There will not be a need for two different staff for these services
  - Specific guidance to these designated providers will be forthcoming
- These changes will go into effect on **December 1<sup>st</sup>, 2021**.
- The HCBS Manual will be updated.

# Provider Designation Attestation

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Provider Attestation Reminder

- As part of the designation process, Children's HCBS Providers must complete an attestation to confirm they are familiar with the requirements of the Children's Waiver and that they will adhere to the standards, policies, procedures, and guidance put forth by NYS regarding the HCBS Children's Waiver.
  - When initially designated your agency signed an attestation
  - When adding additional services for designation an attestation is required
- The attestation and re-designation of providers is required by the Children's Waiver every 3 years.
  - *a signed Attestation is required to maintain designation*
- Per the de-designation policy, one of the criteria for maintaining Children's HCBS designation is to have delivered the service within a 6-month period (as determined by reviewing paid claims).
  - If you have plans to deliver services that have not been claimed in a 6-month period, please contact the State at [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov) to discuss
- When the provider is ready to serve participants, the re-designation process is easy.

[Children's HCBS Provider Designation and Re-designation Procedure #CW0013](#)  
[HCBS Provider De-Designation Procedure #CW0003](#)





# Provider Claims

- Claims have been reviewed and providers will be notified if they fall into one of the following categories:
  1. Provider will remain designated for ALL designated services – they will need to complete the Attestation by 12/1/2021
  2. Provider will be de-designated from ALL designated services – they will need to respond to the State by 12/1/21 if there is a concern or error in our analysis, otherwise they will be de-designated effective 1/1/2022
  3. Providers will be de-designated from SOME designated services – they will need to complete the Attestation by 12/1/2021 and respond to the State if they wish to discuss keeping their designation for more services
- Emails and Attestations have been sent to all designated HCBS providers. Please submit your contact information and agency within the chat or by email to [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov) if your agency has not received this information.



# eFMAP

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# eFMAP Kid's Activities – Spend Plan Updates

- As mentioned, the American Rescue Act for the Public Emergency allows NYS to receive additional funding called “enhanced FMAP (eFMAP)”.
- This additional funding is to enhance services and service delivery to children and families.
- NYS will be increasing service rates retroactively for previous claimed services back to April 1, 2021 and continue funding until September 30, 2022.
  - HCBS rate increase has been approved and appendix K is pending CMS approval
- Separate from the rate increase, funding for workforce investment and infrastructure will also be allocated across 208 unique providers (CFTSS, HCBS, 29-I).
- Providers will be asked to complete a Letter of Intent to confirm if they want to receive funding – these responses will help inform the amount allocated to each provider.
  - Providers will need to complete an Attestation confirming how they will use the funds prior to payments being released
- CFTSS and 29-I rate increase and all line items in the Workforce and IT Infrastructure sections of the Spend Plan are pending CMS approval.



# eFMAP Kid's Activities – Rate Enhancements

Proposal	Rate Adjustment	Targeted Providers	Effective Dates	Authority/Status
Support the Transition to Article 29-I Health Facility Core Limited Health Related Services	25% Rate Increase	Article 29-I Health Facilities	4/1/21 -9/30/22	Emergency SPA pending approval by CMS
CFTSS Rate Adjustments	14% Rate Increase And 25% Rate Increase	CFTSS Providers	4/1/21 -3/31/22 And 4/1/22 - 9/30/22	Emergency SPA and additional SPA pending approval by CMS
Children's Waiver HCBS Rate Adjustments	25% Rate Increase	Children's HCBS Providers	4/1/21 -9/30/22	Appendix K pending approval by CMS



# Children's Services Enhancement

## Examples Included in the eFMAP Rates, Workforce, and Infrastructure

Enhanced rates for all services

HCBS LOC assessment fee for Health Homes/CMAs

Inclusion of Evidence Based Practices (including additional rates) – applies to CFTSS

Technology enhancement

Reimbursement for IT, EVV equipment, billing vendors, etc.

Hiring bonuses

Longevity Pay

NYS American Rescue Act Spending Plan:

[https://health.ny.gov/health\\_care/medicaid/redesign/hcbs/enhanced\\_funding/](https://health.ny.gov/health_care/medicaid/redesign/hcbs/enhanced_funding/)



# Waiver Renewal

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Waiver Renewal Feedback Overview

- Waiver Renewal Feedback Reminders:
  - The State has received feedback from stakeholders about the Children's Waiver
  - PowerPoints from the Stakeholder Sessions are posted to the [DOH website](#)
  
- Sharing the Feedback:
  - The State will host a webinar for Stakeholders on December 6, 2021
  - An FAQ will be posted to share the feedback received from Stakeholders and share responses and next steps

# Waiver Renewal Feedback Webinar

- The webinar will review nine (9) themes of the feedback received. These themes include:
  1. Positive Feedback
  2. Workforce
  3. Rates
  4. Documentation & Communication
  5. Access & Waitlists
  6. Technology Infrastructure
  7. C-YES & Managed Care
  8. Service Delivery
  9. Population Needs
- The webinar will also go over some of the ways the State is planning on addressing the feedback.

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities



# Next Steps - Children's Waiver Renewal

- The Children's Waiver Renewal will be submitted to CMS in December 2021 without any substantial changes, except what has already been shared regarding the current approval pending amendment.
- Changes and or addition of services within the Children's Waiver will be made outside the renewal and will be made within the enhanced FMAP.
- NYS' goal is to implement changes by obtaining the increased funding while evaluating the outcomes.
  - Successful services and any additional changes to the Children's Waiver Renewal will occur in an Amendment during the summer 2022
  - Rate adjustments beyond the September 30, 2022 enhanced FMAP will also be implemented within an Amendment

# Potential 1915(c) Waiver Changes

## Changes Being Considered within the eFMAP and then Future Amendments

Addition of Goods and Services

Medical Respite

Transitional Care Coordination – targeting children who have been in institutions long term, who need more than traditional care management to return home

Transitional Services – allowing one-time support to pay for basic need and care items

HHs designation re: modifications

Rates and guidance for face-to-face based on risk, not acuity

Higher rates for providers in rural areas

Note: These items are being included in the eFMAP so they can be fully reviewed for incorporation into the Children's Waiver future amendment – giving time for further adjustments as needed.



# Capacity Tracker

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Capacity Tracker

## Why create a system:

- Providers shared feedback that too many entities were asking for waitlist and service availability.
- HHCMs feedback that they don't know which providers have capacity or not, referring the same child to multiple providers and for both CFTSS and HCBS.
- Providers indicated they could build capacity if they knew the number of referrals they might receive.
- The State is unable to indicate how many children are on a waitlist or response to the need to build capacity or report to the Federal Government.
- Medicaid Manage Care Plans are responsible for network adequacy but do not know if their members are on a waitlist to work with providers to build capacity.
- Lead Health Homes do not know the children/youth on a waitlist to ensure care managers are appropriately linking to services.

# Capacity Tracker – Organization Type

**Organization Select**

Select the organization for your session. You may create and view issues for that organization.

	Org Type	Org Name
<input checked="" type="radio"/>	Care Management Agency	ABBOTT HOUSE INC (02996490)
<input type="radio"/>	Care Management Agency	NORTH SHORE UNIVERSITY HOSPITAL (03457054)
<input type="radio"/>	Children and Youth Evaluation Service	Children and Youth Evaluation Service
<input type="radio"/>	Department of Health	Department of Health
<input type="radio"/>	HCBS Service Provider	Abbott House (131991946)
<input type="radio"/>	HCBS Service Provider	SKIP of New York Inc. (133236869)
<input type="radio"/>	Health Home	GREATER BUFFALO UNITED IPA (03489287)
<input type="radio"/>	Health Home	NORTH SHORE UNIVERSITY HOSPITAL (03457054)

[Continue](#) →



# Capacity Tracker – Locations

**Incident Reporting and Management System (IRAMS)** CIN, Member Name, Issue ID 3 of 3 Sites Submitted

- Abbott House - 1775 Grand Concourse, Bronx, NY, 10462  
Richmond, Queens, New York, Kings, Bronx
- Abbott House - 1775 Grand Concourse, Bronx, NY, 10462  
Richmond, Queens, New York, Kings, Bronx
- Abbott House - 100 N Broadway, Irvington, NY, 10533  
Westchester, Ulster, Sullivan, Rockland, Putnam, Orange, Dutchess
- Abbott House - 100 Commerce Drive, New Windsor, NY, 12553  
Ulster, Sullivan, Putnam, Orange, Dutchess

Service	Capacity	Locations
Community Habilitation	25	<input type="checkbox"/> Bronx <input checked="" type="checkbox"/> Kings <input type="checkbox"/> New York <input type="checkbox"/> Queens <input type="checkbox"/> Richmond
Community Self Advocacy Training and Support	35	<input type="checkbox"/> Bronx <input type="checkbox"/> Kings <input checked="" type="checkbox"/> New York <input type="checkbox"/> Queens <input type="checkbox"/> Richmond
Planned Respite	45	<input type="checkbox"/> Bronx <input type="checkbox"/> Kings <input type="checkbox"/> New York <input checked="" type="checkbox"/> Queens <input type="checkbox"/> Richmond



# Capacity Tracker – Survey

NEW YORK STATE
CIN, Member Name, Issue ID

Issues

Capacity Survey

Abbott House - 131991946
Next Submission Due: **Nov 19, 2021**  
3 of 3 Sites Submitted

**Abbott House - 1775 Grand Concourse, Bronx, NY, 10462**  
Richmond, Queens, New York, Kings, Bronx
▼

[View Survey History](#)

Service	Enrolled Children *	Counties with Potential Availability
Caregiver Family Support and Services	15	<input checked="" type="checkbox"/> Bronx <input type="checkbox"/> Kings <input type="checkbox"/> New York <input type="checkbox"/> Queens <input type="checkbox"/> Richmond
Community Habilitation	25	<input type="checkbox"/> Bronx <input checked="" type="checkbox"/> Kings <input type="checkbox"/> New York <input type="checkbox"/> Queens <input type="checkbox"/> Richmond
Community Self Advocacy Training and Support	35	<input type="checkbox"/> Bronx <input type="checkbox"/> Kings <input checked="" type="checkbox"/> New York <input type="checkbox"/> Queens <input type="checkbox"/> Richmond
	45	<input type="checkbox"/> Bronx <input type="checkbox"/> Kings <input type="checkbox"/> New York <input checked="" type="checkbox"/> Queens <input type="checkbox"/> Richmond




# Capacity Tracker – Locations / Survey


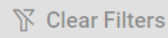

## QUESTIONS

- As a provider tracking waitlist and services to children, do you do this by:
  - For your whole agency, regardless of satellite offices or counties
  - By designated site from NYS
  - By County
  - By your agency defined offices
- Does your agency know how many children/youth are being served?
  - For your whole agency, regardless of satellite offices or counties
  - By designated site from NYS
  - By County
  - By your agency defined offices



# Capacity Tracker – Waitlist

 Incident Reporting and Management System (IRAMS) CIN, Member Name, Issue ID   

 [Manage Child Services](#)  

Child Name ↑↓	CIN ↑↓	Days ↑↓	Service(s)	County	Organizations
>		59	2 Services	New York	<b>HH:</b> CHHUNY LLC <b>CMA:</b> PARSONS CHILD AND FAMILY CTR <b>Plan:</b> FIDELIS CARE (01421250)
>		8	4 Services	New York	<b>HH:</b> CNYHHN INC <b>CMA:</b> PRESBYTERIAN RESIDENTIAL COMMUNITY <b>Plan:</b> FIDELIS CARE (01751046)
>		8	3 Services	New York	
>		8	Caregiver Family Support and Services	New York	<b>HH:</b> CHHUNY LLC <b>CMA:</b> CHAUTAUQUA CNTY MENTAL HEALTH <b>Plan:</b> FIDELIS CARE (01421250)
>		8	Caregiver Family Support and Services	New York	<b>HH:</b> ENCOMPASS HEALTH HOME LLC <b>CMA:</b> OUR LADY OF LOURDES MEMORIAL HSP <b>Plan:</b> EXCELLUS HEALTH PLAN INC (04342343)

Showing 1 to 5 of 5 << < 1 > >> 10 ▾

# Capacity Tracker – Waitlist (cont.)

Manage Child Services							Clear Filters	Filters [0]
Child Name ↑↓	CIN ↑↓	Days ↑↓	Service(s)	County	Organizations			
▼		59	2 Services	New York	HH:	CHHUNY LLC		
					CMA:	PARSONS CHILD AND FAMILY CTR		
					Plan:	FIDELIS CARE (01421250)		
<b>Abbott House</b>				<b>New York</b>				
Service	Reason	Referral Date	Elapsed Days	Remove				
Caregiver Family Support and Services	Insufficient Staff	09/13/2021	59 Days					
Community Habilitation	Location too far	10/04/2021	38 Days					
<b>Seneca Cayuga Yates Counties Chapter NYSARC, Inc DBA Mozaic</b>				<b>New York</b>				
Service	Reason	Referral Date	Elapsed Days	Remove				
Caregiver Family Support and Services	Insufficient Staff	11/02/2021	8 Days					
>		8	4 Services	New York	HH:	CNYHHN INC		
					CMA:	PRESBYTERIAN RESIDENTIAL COMMUNITY		
					Plan:	FIDELIS CARE (01751046)		

# Capacity Tracker Next Steps

- The State will incorporate feedback from a focus group that reviewed the system for useability.
  - *Do some of the focus group members want to share their thoughts?*
- The State will work to assist Providers with learning how to use the Capacity Tracker interface through a webinar and user guide.
- There will be a 2.0 build regarding the referral process.

# Upcoming Webinars

November 2021



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities

# Upcoming Webinars

## 1. Bereavement Counseling and Additional Health Home Care Management Service

- When: December 1<sup>st</sup> from 1:00-2:30 PM
- Register: <https://attendee.gotowebinar.com/register/5914174508564531214>

## 2. Children's Waiver Renewal Stakeholder Feedback Review

- When: December 6<sup>th</sup> from 1:00-2:30 PM
- Register: <https://attendee.gotowebinar.com/register/8655453809191596558>

# Future Meetings & Contact Information

November 2021



Department of Health

Office of Mental Health

Office of Addiction Services and Supports

Office of Children and Family Services

Office for People With Developmental Disabilities

# Future Agenda

- Monthly Meetings Scheduled:
  - December 15<sup>th</sup> from 1:00pm –2:30pm
- Register to attend all these monthly meetings here:  
<https://attendee.gotowebinar.com/rt/7920611704845011726>
- NYS would like to discuss topics of interest to the HCBS providers and also hear suggestions and ideas for improvement.
- Please submit your agenda requests, suggestions, or questions to [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov)

All Children's Waiver HCBS questions and concerns, should be directed to the NYS Department of Health at [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov) mailbox or 518.473.5569

Questions regarding the HCBS Settings Final Rule can be directed to [ChildrensWaiverHCBSFinalRule@health.ny.gov](mailto:ChildrensWaiverHCBSFinalRule@health.ny.gov)



Department  
of Health

Office of  
Mental Health

Office of Addiction  
Services and Supports

Office of Children  
and Family Services

Office for People With  
Developmental Disabilities