

## AGING WAIVER RENEWAL SIDE-BY-SIDE COMPARISON

Topic	Current Language	Revised Language
<b>Main Module</b>		<p><b>Aging Waiver – Transition to Community HealthChoices (See Main Module)</b></p> <p>The Commonwealth’s Department of Human Services (DHS) is embarking on a phase-in of a Managed Long-term Services and Supports (MLTSS) model of service delivery known as Community Health Choices (CHC). CHC will be rolled out in all 67 counties that comprise five (5) geographic zones.</p> <p><b>Aging Waiver – Home and Community-Based Settings Waiver Transition Plan (See Main Module)</b></p> <p>A revised transition plan was issued for public comment in the January 9, 2016 Pennsylvania Bulletin as a component of the Commonwealth's Statewide Transition Plan for Home and Community-Based Settings. The final, revised transition plan will be added to the Aging waiver amendment.</p>
<b>Changes to the Use of Contracted Entities for Eligibility and Enrollment</b>  <b>Appendix A-Administrative Authority-Appendix A-3</b>	<p>Through the current Title XIX Medicaid Waiver Grant Agreement, OLTL contracts with 52 local Area Agencies on Aging to perform the following responsibilities. Thirty-three of these entities are Local/Regional non-state public agencies, while nineteen are Local/Regional non-governmental non-state entities.</p> <ul style="list-style-type: none"> <li>• Facilitate eligibility determinations for potential waiver enrollees (waiver related enrollment activities). Enrollment activities include:</li> <li>• Complete the initial in-home visit;</li> <li>• Educate individuals on their rights and responsibilities in the waiver program, opportunities for self-direction, appeal rights, the Services and Supports Directory, and the right to choose from any qualified provider;</li> <li>• Provide applicants with choice of receiving Nursing Facility institutional services, home and community-based services, or no services and documenting the applicant’s choice on the OLTL Freedom of Choice Form;</li> <li>• Provide applicants with a list of qualified Service Coordination entities and document the individual’s choice of Service Coordinator on the OLTL Service Provider Choice Form;</li> <li>• Assist the applicant to obtain a completed physician certification form from the individual’s physician;</li> <li>• Refer the applicant to the proper party within the AAA for the level of care determination;</li> </ul>	<p>Through the current Title XIX Medicaid Waiver Grant Agreement, OLTL currently contracts with fifty-two (52) local Area Agencies on Aging to perform the initial level of care determination as specified in Appendix B-6. Thirty-three of these entities are Local/Regional non-state public agencies, while nineteen are Local/Regional non-governmental non-state entities. Effective September 1, 2016, OLTL will be entering into a contract with a non-governmental, non-state agency, to conduct the initial and annual level of care determinations and redeterminations, hereafter referred as Clinical Eligibility Determinations/Re-determinations. The selected entity will have subcontracts with local organizations to perform the Clinical Eligibility Determinations and Redeterminations, and will be responsible for monitoring these local organizations to ensure that initial Clinical Eligibility Determinations are completed within 15 days after the participant referral from the Independent Enrollment Entity. The selected entity will also be responsible for ensuring the annual redeterminations are conducted within 365 days of the last Clinical Eligibility Determination (initial or annual).</p> <p>OLTL also contracts with one non-governmental non-state entity to facilitate eligibility determinations (waiver related enrollment activities), excluding level of care determinations, for multiple home and community-based waivers managed by OLTL, including the Aging waiver. Specifically, the Independent Enrollment Entity (IEE) is responsible for the following activities:</p> <ul style="list-style-type: none"> <li>• Complete the initial in-home visit and needs assessment;</li> <li>• Educate individuals on their rights and responsibilities in the waiver program, opportunities for self-direction, appeal rights, the Services and Supports Directory, and the right to choose from any qualified provider;</li> <li>• Provide applicants with choice of receiving nursing facility services, waiver services, or no services and documenting the applicant’s choice on the OLTL Freedom of Choice Form;</li> <li>• Provide applicants with a list of qualified Service Coordination agencies and document the</li> </ul>

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	<ul style="list-style-type: none"> <li>• Ensure the individual’s CMI is pre-populated from the LOCA;</li> <li>• Assist the participant to complete the financial eligibility determination paperwork; and</li> <li>• Facilitate the transfer of the new enrollee to their selected Service Coordination Entity, including sending copies of all completed assessments and forms as necessary.</li> <li>• Perform the initial level of care determinations for potential Aging Waiver enrollees; and</li> <li>• Perform annual level of care reevaluations for Aging Waiver participants.</li> </ul> <p>OLTL also contracts with one non-governmental non-state entity to perform waiver related enrollment activities in counties where the AAA has chosen not to provide waiver related enrollment activities in their service area. Specifically, the Independent Enrollment Broker (IEB) is responsible for the following:</p> <ul style="list-style-type: none"> <li>• Complete the initial in-home visit and needs assessment;</li> <li>• Educate individuals on their rights and responsibilities in the waiver program, opportunities for self-direction, appeal rights, the Services and Supports Directory, and the right to choose from any qualified provider;</li> <li>• Provide applicants with choice of receiving Nursing Facility institutional services, home and community-based services, or no services and documenting the applicant’s choice on the OLTL Freedom of Choice Form;</li> <li>• Provide applicants with a list of qualified Service Coordination entities and document the individual’s choice of Service Coordinator on the OLTL Service Provider Choice Form;</li> <li>• Assist the applicant to obtain a completed physician certification form from the individual’s physician;</li> <li>• Refer the applicant to the local AAA for the level of care determination;</li> <li>• Assist the participant to complete the financial eligibility determination paperwork; and</li> <li>• Facilitate the transfer of the new enrollee to their selected Service Coordination Entity, including sending copies of all completed assessments and forms.</li> </ul>	<p>individual’s choice of Service Coordinator on the OLTL Service Provider Choice Form;</p> <ul style="list-style-type: none"> <li>• Assist the applicant to obtain a completed physician certification form from the individual’s physician;</li> <li>• Refer the applicant to the contracted entity for the clinical eligibility determination</li> <li>• Assist the participant to complete the financial eligibility determination paperwork;</li> <li>• Facilitate the transfer of the new enrollee to their selected Service Coordination Entity, including sending copies of all completed assessments and forms; and</li> <li>• Maintain a waiting list for services as necessary.</li> </ul>

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<p style="text-align: center;"><b>Addition of Home Modifications Brokers as Contracted Entities</b></p> <p style="text-align: center;"><b>Appendix A-Administrative Authority-Appendix A-3</b></p>		<p>OLTL will contract with regional home modifications brokers to provide for innovation and increase the efficiency and effectiveness of the home adaptations service. In March 2016 the Department issued a Request for Proposal (RFP) seeking grantees to provide waiver participants with approved home adaptation services in a manner that is both fiscally and programmatically efficient for the Commonwealth, as well as timely and adequate for the participants. DHS will award one agreement for each of the following regions, with no more than three awards being given to one Grantee: Southeast, Southwest, Lehigh/Capital, Northeast, and Northwest. Home modification brokers will begin serving participants in OLTL's Aging, COMMCARE, Independence, and OBRA waivers in the fall of 2016. Beginning January 1, 2017, the home modification brokers will begin serving participants enrolled in CHC.</p> <p>The responsibilities of the home modifications brokers include:</p> <ul style="list-style-type: none"> <li>• Provide and oversee the home adaptation service. Develop cost effective and quality solutions and specifications for home adaptation projects.</li> <li>• Issue requests for bids and assist the participant and the SC with selection of a qualified home adaptation provider.</li> <li>• Negotiate bids, specifications and terms of home adaptation services with the selected providers. Enter into agreements with selected home modification providers.</li> <li>• Provide oversight of the home modification provider during the process, including the quality and timeliness of work.</li> <li>• Resolve conflicts between the participants and home modification providers and guide participants through the conflict resolution process if a conflict arises.</li> <li>• Inspect completed home adaptations. Evaluate them with participant and the SC to determine quality of adaptation and whether the adaptation meets the needs of the participant.</li> </ul>
<p style="text-align: center;"><b>Appendix B-Eligibility and Access-B-3: Number of Individuals Served</b></p>		

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<p><b>"Appendix C- Services- Appendix C-2-b- Child Abuse Clearances"</b></p>	<p>The Department of Human Services maintains a child abuse registry of individuals who have been named as a perpetrator of founded or indicated child abuse. A similar registry is not maintained for individuals who have been named as a perpetrator of founded or indicated elder abuse; these results are reported on the criminal history background check.</p> <p>Written results of child abuse clearances are required for all direct care workers providing services in homes where children reside. These clearances are obtained from the Office of Children, Youth and Families, DHS-Childline and Abuse Registry, P.O. Box 8170, Harrisburg, Pennsylvania 17105-8170, (717)783-6211 within 30 work days from the date the employee/provider initiates services to the participant. Support service workers who are employed by waiver participants must have child abuse clearances completed prior to hire so that participants can make an informed decision on whether to employ a worker who has been named as a perpetrator of founded or indicated child abuse.</p> <p>The home care/personal assistance agency is responsible for securing child abuse clearances for their employees. The agency must have a system in place to document that the child abuse clearance was conducted. In the interim of securing the written results of child abuse clearances, the provider of service will obtain written certification from the employee which confirms that the employee has not, within five (5) years immediately preceding the date of employment with the waiver program, been named on a central child abuse registry as being a perpetrator of founded or indicated child abuse.</p> <p>The F/EA is responsible for securing child abuse clearances for prospective support service workers. The cost of conducting child abuse clearances is included in the monthly per member per month rate paid to the F/EA. In addition, the F/EA must have a system in place to document that the child abuse clearance was conducted.</p> <p>OLTL reviews provider personnel records as part of the biennial monitoring to ensure that child abuse clearances are conducted and documented as referenced in the Quality Improvement section below. In addition to regularly scheduled monitoring, OLTL may review records as necessary during incident report investigations or other circumstances as warranted.</p>	<p>Clearances are required for all direct care workers providing services in homes where children reside. A child is defined as an individual under 18 years of age.</p> <p>Employees who are either “responsible for the welfare of” or have “direct contact with” a child must obtain the following three certifications:</p> <ul style="list-style-type: none"> <li>• Report of criminal history from the Pennsylvania State Police (PSP);</li> <li>• Fingerprint based federal criminal history submitted through the Pennsylvania State Police or its authorized agent (FBI); and</li> <li>• Child Abuse History Certification from the Department of Human Services (Child Abuse).</li> </ul> <p>Requests for criminal history reports can be processed through the Pennsylvania State Police web-based computer application called “Pennsylvania Access To Criminal History” (PATCH), at <a href="https://epatch.state.pa.us">https://epatch.state.pa.us</a>, or by submitting the “Request For Criminal Record Check” form SP4-164 (updated 7/2015) to the following address: Pennsylvania State Police, Central Repository – 164, 1800 Elmerton Avenue, Harrisburg, PA 17110-9758, (717) 425-5546.</p> <p>The Department of Human Services is utilizing Cogent Systems to process fingerprint-based FBI record checks. The fingerprint based background check is a multiple step process. The Cogent Systems Web site <a href="https://www.pa.cogentid.com/index_dpwNew.htm">https://www.pa.cogentid.com/index_dpwNew.htm</a> allows individuals to apply online, as well as provide detailed information regarding the application process.</p> <p>Child Abuse History Certifications are obtained online at <a href="http://www.compass.state.pa.us/CWIS">http://www.compass.state.pa.us/CWIS</a>, or through the DHS ChildLine and Abuse Registry, P.O. Box 8170, Harrisburg, Pennsylvania 17105-8170, (717) 783-6211 or toll free at (877) 371-5422. Written results are required within 30 work days from the date the employee/provider initiates services to the participant. Support service workers who are employed by waiver participants must have child abuse clearances completed prior to hire so that participants can make an informed decision on whether to employ a worker who has been named as a perpetrator of founded or indicated child abuse.</p> <p>Beginning July 1, 2015, certifications must be obtained every 60 months. Any employee with current certification issued prior to July 1, 2015, must renew their certifications within 60 months from the date of their oldest certification or if their current certification is older than 60 months.</p> <p>If an employee is arrested for or convicted of an offense that would constitute grounds for denying employment or participation in a program, activity or service, or is named as a perpetrator in a founded or indicated report, the employee must provide the administrator or their designee with written notice not later than 72 hours after the arrest, conviction or notification that the person has</p>

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		<p>been listed as a perpetrator in the statewide database. An employee who willfully fails to disclose information as required above commits a misdemeanor of the third degree and shall be subject to discipline up to and including termination or denial of employment.</p> <p>The home care/personal assistance agency is responsible for securing these clearances for their employees. The agency must have a system in place to document that the clearances were conducted. In the interim of securing the written results of the clearances, the provider of service will obtain written certification from the employee which confirms that the employee has not, within five (5) years immediately preceding the date of enrollment into the waiver program been named on a central child abuse registry as being a perpetrator of founded or indicated child abuse.</p> <p>The F/EA is responsible for securing clearances for prospective support service workers. The cost of conducting clearances is included in the monthly per member per month rate paid to the F/EA. In addition, the F/EA must have a system in place to document that the clearances were conducted.</p> <p>OLTL reviews provider personnel records as part of the biennial monitoring to ensure that the clearances are conducted and documented as referenced in the Quality Improvement section. In addition to regularly scheduled monitoring, OLTL may review records as necessary during incident report investigations or other circumstances as warranted.</p>
<p><b>"Appendix C- Services- Participant Services C-1/C-3: Service Specification Therapeutic and Counseling Services"</b></p>	<p>Therapeutic and Counseling Services include Counseling Services and Nutritional Consultation.</p>	<p>Counseling Services and Nutritional Consultation are each separate and distinct services within the waiver. Refer to the Service Definitions document for service descriptions and provider qualifications.</p>

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<b>"Appendix C- Services- Participant Services C-1/C-3: Service Specification Home Health Services"</b>	Home Health Services Consist of the following components: Home Health Aide Services, Nursing Services, Physical Therapy, Occupational Therapy, and Speech and Language Therapy.	Home Health Aide Services, Nursing Services, Physical Therapy, Occupational Therapy, and Speech and Language Therapy are each separate and distinct services within the waiver. Refer to the Service Definitions document for service descriptions and provider qualifications.
Appendix D		
Appendix E		
Appendix F		
Appendix G		
Appendix H		

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Appendix I		
Appendix J-Cost Neutrality		