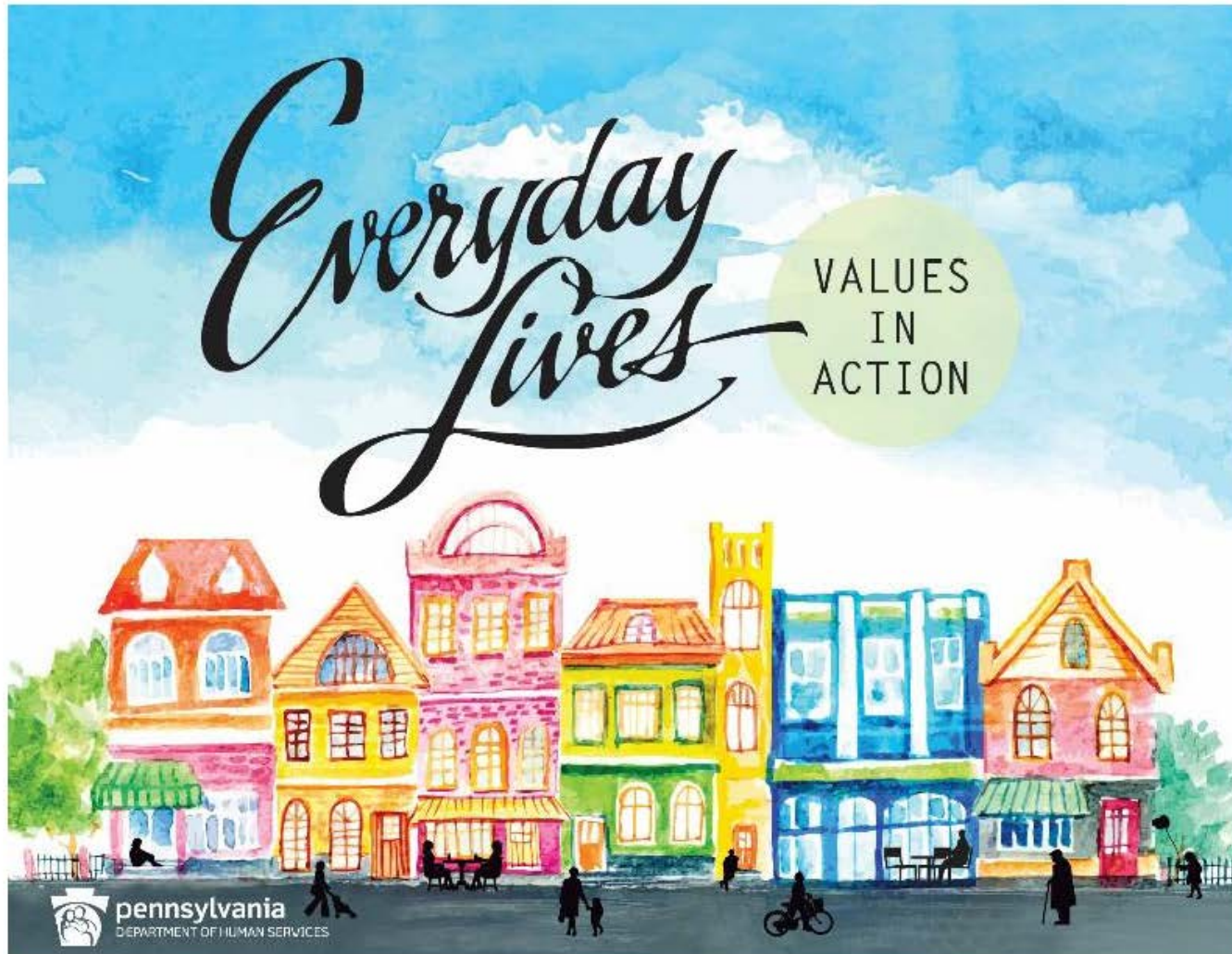




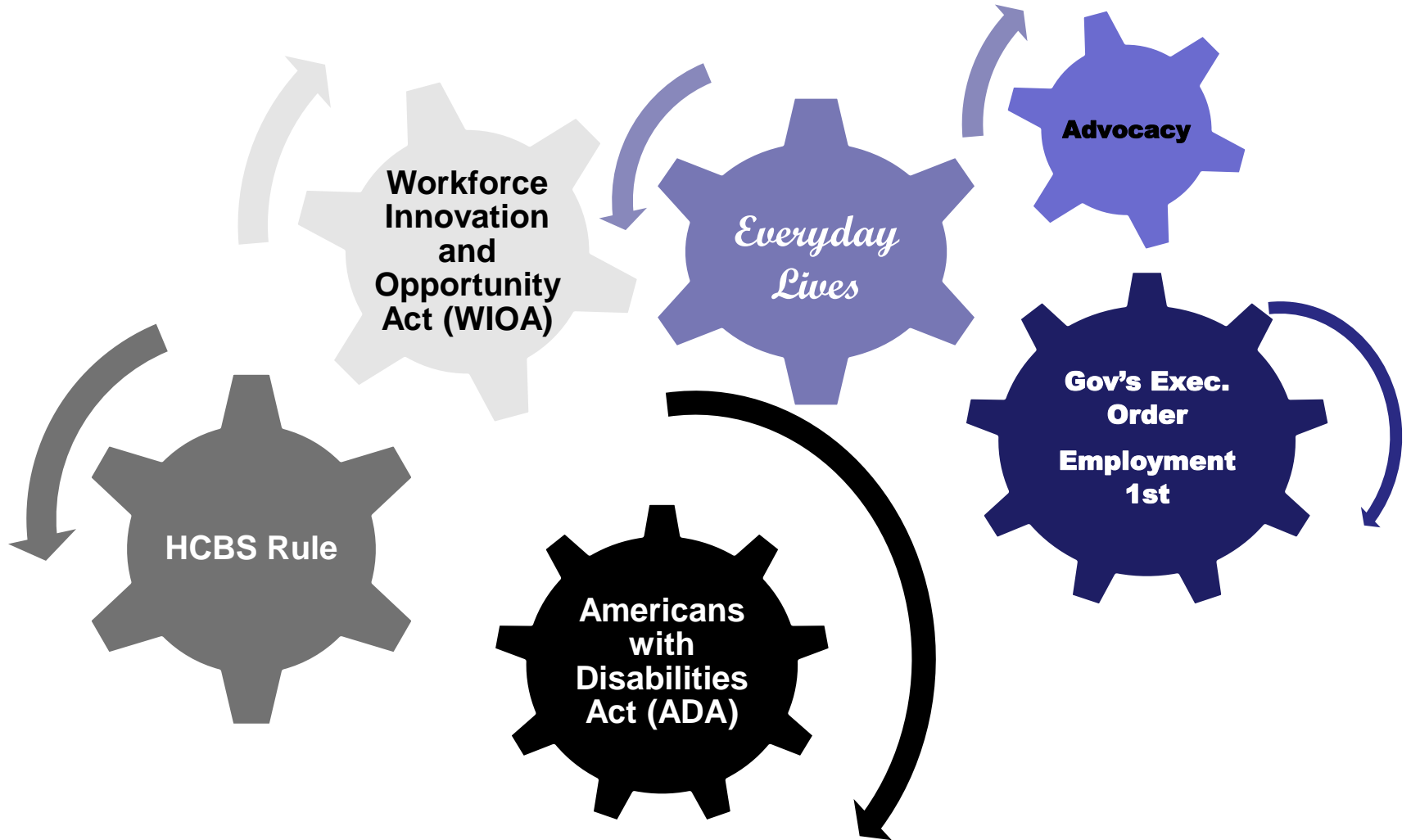
# **Proposed Service Definition Changes: Community Participation Supports**



# Drivers of Change



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## Goal and Scope of HCBS Rule

- To “ensure that individuals receiving services through HCBS programs have full access to the benefits of community living”
- To “further expand the opportunities for meaningful community integration in support of the goals of the ADA and the Supreme Court decision in *Olmstead*”

# Characteristics of Home and Community Based Settings

An outcome oriented definition that focuses on the nature and quality of individuals' experiences, including that the setting:

- Maximize opportunities for individuals to have **access to the benefits of community living and the opportunity to receive services in the most integrated setting**
- **Is integrated in and supports access to the greater community;**

## HCBS Setting Characteristics (cont'd)

- Provides opportunities to seek employment and work in competitive integrated settings, engage in community life, and control personal resources
- Is selected by the individual from among setting options, including non-disability specific settings
- Ensures the individual receives services in the community to the same degree of access as individuals not receiving Medicaid HCBS

## HCBS Setting Characteristics (cont'd 2)

- Ensures an individual's rights of **privacy, dignity, respect, and freedom from coercion and restraint**
- Optimizes **individual initiative, autonomy, and independence** in making life choices
- Facilitates **individual choice** regarding services and supports, and who provides them

# DRAFT PROPOSED

**(SEE DRAFT IN APPENDIX C FOR COMPLETE DEFINITION)**

## COMMUNITY PARTICIPATION SUPPORTS

- Flexibly wrap around and support community life secondary to employment, as a primary goal.
- This service involves participation in integrated community settings, in activities that involve persons without disabilities who are not paid or unpaid caregivers.





The service should result in the person:

- increasing potential for employment;
- developing and sustaining a range of valued social roles and relationships;
- building natural supports;
- increasing independence;
- and experiencing meaningful community participation and inclusion.



**Fluid service to meet a person's needs while minimizing need for ISP changes**

**Promote opportunities for provider transformation**

**Provide flexibility between and among service components**

**Build system capacity over time/phase in**

## **Draft Proposed**

Community Participation Supports are designed as an umbrella service which includes:

- Support related to pre-vocational skill development in Community Locations and Community Hubs (non-facility)
- Support related to community inclusion activities in Community Locations and Community Hubs (non-facility)
- Support related to pre-vocational skill development in Vocational Facilities (55 Pa. Code Chapter 2390)
- Support related to community participation in Adult Training Facilities (55 Pa. Code Chapter 2380) or Older Adult Daily Living Centers (6 Pa. Code Chapter 11)

## Draft Proposed

Activities are expected to increase the individual's opportunity to build connections within his/her local community and include (but are not limited to) the following supports for:

- Pre-vocational skill development;
- Participation in community activities, groups, associations, or clubs to develop social networks with community organizations and clubs;
- Identification of and participation in activities that provide purpose and responsibility;

- Building and maintaining relationships and social networks that provide friendship and support;
- Participation in community opportunities related to the development of hobbies or leisure/cultural interests or to promote personal health and wellness (e.g. yoga class, hiking group, walking group, etc.);
- Engaging in community adult learning opportunities;
- Participation in formal/informal associations or community/neighborhood groups;

- Selecting and participating in volunteer opportunities;
- Opportunities focused on training and education for self-determination and self-advocacy;
- Learning to navigate the local community, including using public transportation and/or private transportation and other transportation options available in the local area;
- Developing and/or maintaining reciprocal relationships with members of the broader community
- Assisting individuals with disabilities and family caregivers with providing mutual support to one another (through service/support exchange) and contributing to others in the community.

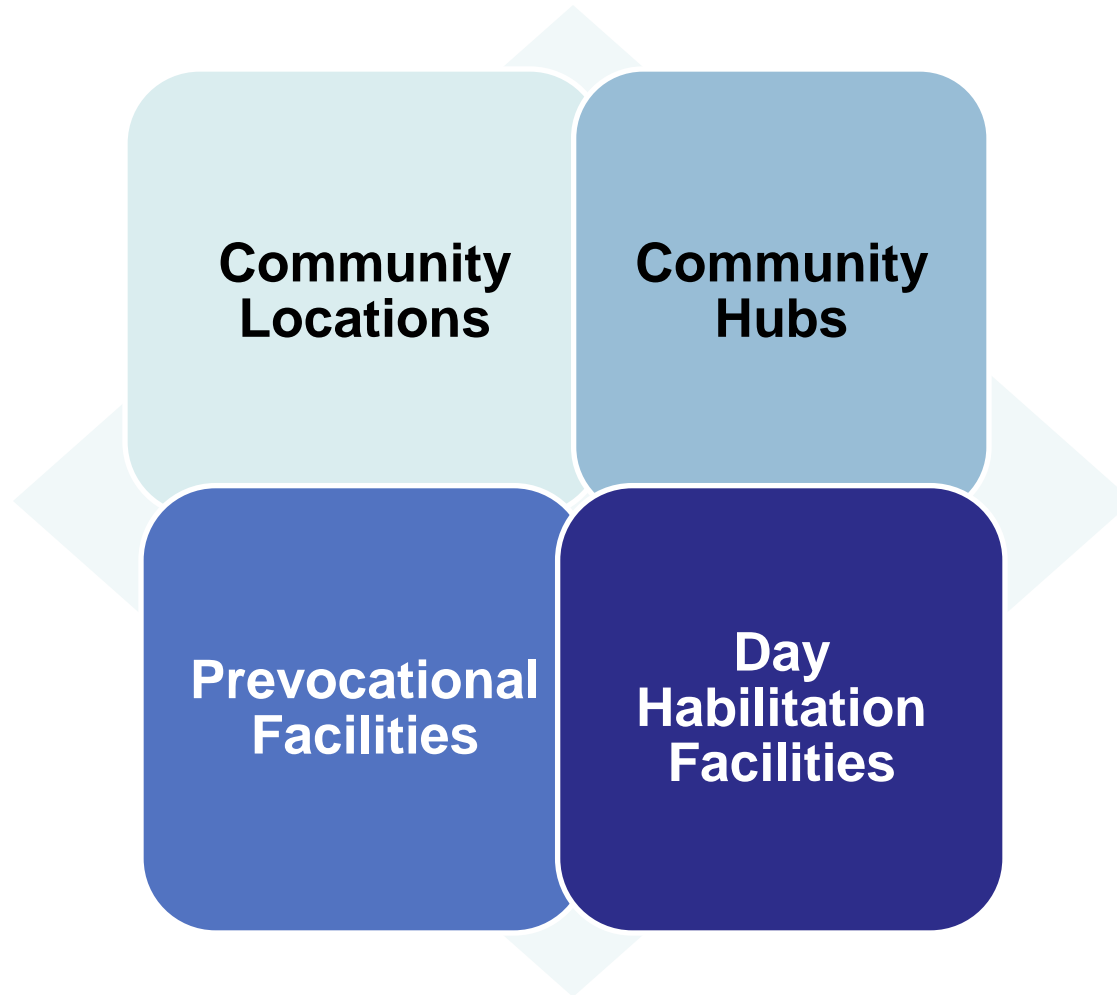
The service includes planning and coordination for:

- 1) Developing basic skills and competencies necessary for an individual to pursue competitive integrated employment
- 2) Promoting a spirit of personal reliance and contribution, mutual support and community connection
- 3) Developing social networks and connections within local communities



- 4) Emphasizing, promoting and coordinating the use of unpaid supports to address individual and family needs in addition to paid services. Supports provided may include development of a comprehensive analysis of the person in relation to following:
- Strongest interests and personal preferences
  - Skills, strengths, and other contributions likely to be valuable to employers or valuable to the community
  - Conditions necessary for successful community inclusion and/or competitive integrated employment







## **Community Locations (non-facility)**

- Variety of integrated community settings offer opportunities for person to achieve personally identified goals for developing employment skills, community inclusion, involvement, exploration, and for developing and sustaining a network of positive natural supports.
- Must be non-disability specific. Does not take place in licensed facilities, or any type of facility owned, leased or operated by a provider of other ODP services.
- Maximum number of individuals with disabilities served simultaneously is 3 at any one time.



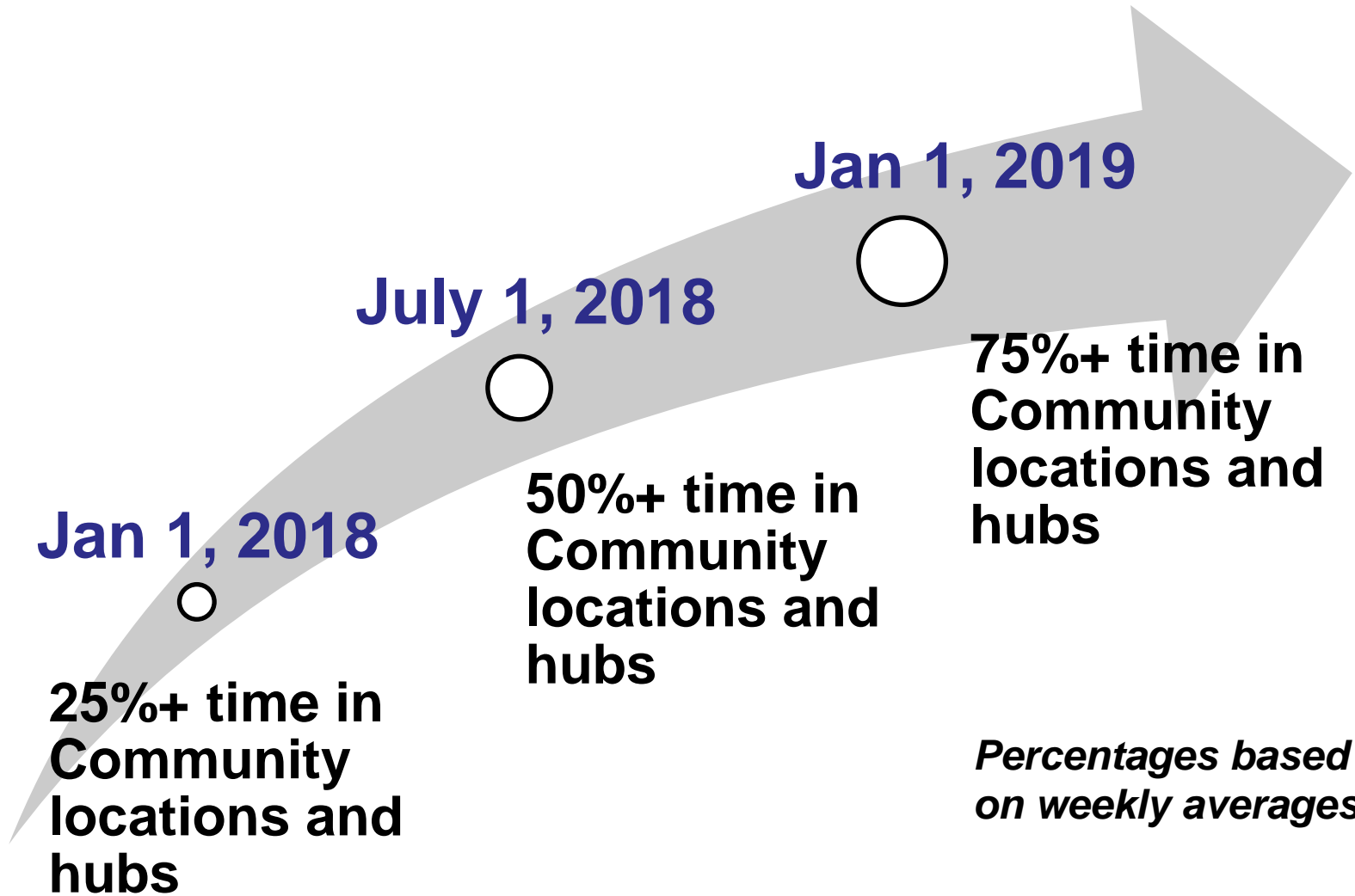
## **Community Hubs (non-facility)**

- Gathering place. Participant's time will be primarily spent outside of the hub, engaged in community activities. Non-disability specific, accessible, provide shelter in inclement weather, and be locations used by the general public. Community hubs could be locations that are focused on a specialty area of interest for an individual or individuals served (for example, employment interest area, volunteer site, related to arts, outdoors, music or sports).
- Could be a private home but not home of support staff. Participant's home may only serve as a hub on an occasional and incidental basis. The use of a community hub must be driven by the interest of the individual(s) served.
- Maximum number of individuals served gathering at any one point in time cannot exceed 6.

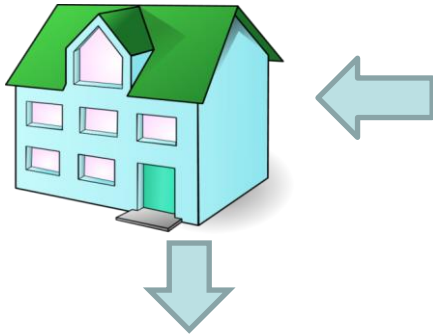
# Phase-in of Standards



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# Starting January 1, 2018

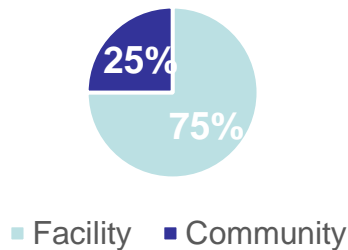


**Up to 75%, or three-fourths (3/4) of a person's Community Participation Support time can be provided in a facility (Adult Training Facility, Day Program, or Vocational Facility).**

**Up to 25%, or one-fourth (1/4) of a person's Community Participation Support time must be provided in the community.**

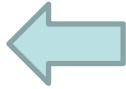
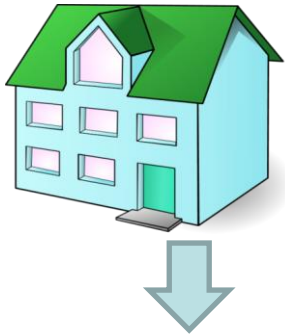


## Community Participation Support



**Example: A person who receives 20 hours per week of Community Participation Support may spend up to 15 hours in the facility and at least 5 hours in the community.**

# Starting July 1, 2018

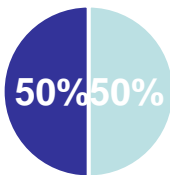


**Up to 50%, or half (1/2) of a person's Community Participation Support time can be provided in a facility (Adult Training Facility, Day Program, or Vocational Facility).**

**Up to 50%, or half (1/2) of a person's Community Participation Support time must be provided in the community.**



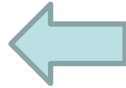
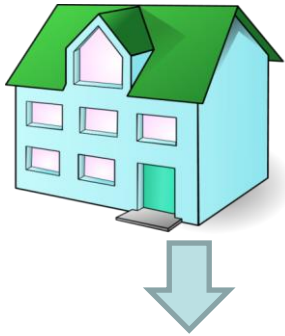
## Community Participation Support



■ Facility ■ Community

**Example: A person who receives 20 hours per week of Community Participation Support may spend up to 10 hours in the facility and at least 10 hours in the community.**

# Starting January 1, 2019

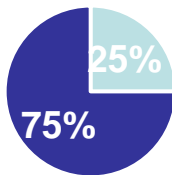


**Up to 25%, or a quarter (1/4) of a person's Community Participation Support time can be provided in a facility (Adult Training Facility, Day Program, or Vocational Facility).**

**Up to 75%, or three quarters (3/4) of a person's Community Participation Support time must be provided in the community.**



## Community Participation Support



■ Facility ■ Community

**Example: A person who receives 20 hours per week of Community Participation Support may spend up to 5 hours in the facility and at least 15 hours in the community.**

- 4 sets of Procedure Codes (at ratios on next slide)
  1. <25% of time in community
  2. 25 – 49% of time in community
  3. 50-74% of time in community
  4. 75-99% of time in community
- Procedure Code for 100% of time in community
- Older Adult Day W7094 (not subject to time in community standards; no new admissions under age 60)
- USE INFORMATIONAL MODIFIER when billing for time spent "IN COMMUNITY"
- EXCEPTION PROCESS TO BE USED WITH 2:1 STAFFING  
--- TO BE DEVELOPED



# **SAMPLE for Tiers of Time in Community Locations, Community Hubs**

## **25-49% Tier**

<b>Procedure Code</b>	25% community with 1:2 or 1:3 plus facility based services with 1:11 to 1:15
<b>Proc. Code</b>	25% community with 1:2 or 1:3 plus facility based services with 1:7 to 1:10
<b>Proc. Code</b>	25% community with 1:2 or 1:3 plus facility based services with 1:2 to 1:6
<b>Proc. Code</b>	25% community with 1:1 plus facility based services with 1:7 to 1:15
<b>Proc. Code</b>	25% community with 1:1 plus facility based services with 1:2 to 1:6
<b>Proc. Code</b>	25% community with 1:1 plus facility based services with 1:1
<b>Proc. Code</b>	
<b>Proc. Code</b>	25% community with 2:3 plus facility based services with 1:11 to 1:15
<b>Proc. Code</b>	25% community with 2:3 plus facility based services with 1:7 to 1:10
<b>Proc. Code</b>	25% community with 2:3 plus facility based services with 1:2 to 1:6
<b>Proc. Code</b>	
<b>Proc. Code</b>	25% community with 1:1 Level 3 Enhanced plus facility based services with 1:1 Level 3 Enhanced
<b>Proc. Code</b>	25% community with 2:1 Level 4 Enhanced plus facility based services with 2:1 to 1:1. level 4 Enhanced
<b>Proc. Code</b>	25% community with 2:1 plus facility based services with 2:1 to 1:1

**100%**

**Proc. Code** 100% COMMUNITY WITH 1:2 TO 1:3

**Proc. Code** 100% COMMUNITY WITH 1:1

**Proc. Code** 100% Community with 2:3

**Proc. Code** 100% Community with 1:1 Level 3 Enhanced

**Proc. Code** 100% Community with 2:1

**Proc. Code** 100% Community with 2:1 Level 4 Enhanced

- Must meet all federal standards for HCBS settings
- Community Participation Supports may not be provided in a licensed 2380 or 2390 facility that enrolls as a Medical Assistance provider after July 1, 2017 and exceeds a program capacity of 15 at any one time.
- After January 1, 2019, Community Participation Supports services may not be provided in any facility required to hold a 2380 or 2390 license that exceeds a program capacity of 100.

- Exception process when medical, mental health or behavioral needs or condition affects individual's ability to participate in the community at the standards specified.
- In Consolidated Waiver, limit of 14 hours per day of In-Home and Community Support, Companion and Community Participation Supports (whether utilized alone or in combination with one another).
  - Exception process when medical, mental health or behavioral needs or condition affects their ability to maintain health and safety.

## **Draft Proposed: New certifications requirements**

- Pre-vocation services (facility and non-facility)  
Certified Employment Support Professional (CESP) credential from the Association of People Supporting Employment First (APSE), or Basic Employment Services Certificate of Achievement or a Professional Certificate of Achievement in Employment Services from an Association of Community Rehabilitation Educators (ACRE) organizational member that has ACRE-approved training.
- Community Inclusion Certificate