

Negotiated Rulemaking Meeting and Comment Summary

June 14, 2018 at 2:00 p.m.

Negotiated Rulemaking DOCKET NO. 16-0310-1802

In-person meeting with locations in Boise, and WebEx meeting available statewide, as published in the Administrative Bulletin (see attached attendee lists)

Facilitator: Katie Davis

Bureau: Bureau of Long Term Care

Call to Order and Outline Meeting Format

I. Purpose of Meeting

- a. Introduction to Proposed Rules
 - i. Benefits are currently offered through Idaho Home Choice Money Follows the Person grant. Consists of two benefits that assist participants transitioning from institutional settings to home and community-based settings.
 - ii. IDAPA and waiver changes are necessary to sustain the benefits after the grant has ended.

II. Discussion Points

- a. Shortening length of stay to forty-five days after depleting Med A benefits
- b. Setting cost limitations on transition service benefit categories
- c. Service definitions
- d. Provider qualification definitions

III. Follow Up

- a. Written comments for Docket No. 16-0310-1802 are to be submitted on or before June 29, 2018 to:

Tamara Prisock DHW - Administrative Procedures Section
450 W. State Street - 10th Floor
P.O. Box 83720
Boise, ID 83720-0036
Phone: (208) 334-5564; Fax: (208) 334-6558
E-mail: dhwrules@dhw.idaho.gov

Negotiated Rulemaking - Comment Summary DOCKET NO. 16-0310-1802

Comments from June 14, 2018, Written Comments Submitted Post-Meeting, and Responses

Verbal and written comments were submitted by the following individuals/organizations: Denise Myler; and Mel Leviton, State Independent Living Council.

Comments		Responses	
W-Written V-Verbal	Transition Service Definition and Cost Limitations		Policy Change
W	Comment: The Department received multiple comments regarding the proposed cost limitation for allergen control (mold mitigation), a proposed transition service category. There is concern that the cost limitation would not address the needs to properly mitigate mold and that inadequate treatment of mold based on the proposed benefit limit could negatively impact participant health and/or increase utilization costs.	Response: The Department will consider these comments as we work on finalizing transition service cost limitations.	N
W	Comment: The Department received a comment regarding the proposed cost limitation for cleaning service, a proposed transition service category. There is concern that the cost limitation could limit procurement of a professional cleaning services to adequately clean a residence.	Response: The Department will consider this comment as we work on finalizing transition service cost limitations.	N
W	Comment: The Department received a comment regarding the proposed cost limitation for pre-transition transportation, a proposed transition service category. There is concern that the cost limitation would not address the needs of participants residing in rural areas, or be appropriate for other modes of transportation, such as a taxi rather than utilizing a bus.	Response: The Department will consider this comment as we work on finalizing transition service cost limitations.	N
W	Comment: The Department received a comment regarding the proposed definition for pre-transition transportation, a proposed transition service category. There is concern that defining pre-transition transportation with a specific vendor, such as Valley Transit, would be limiting to participants statewide that may utilize other public transit vendors. The comment also suggested that the Department provide a list of public transit providers on the Idaho Home Choice webpage.	Response: Thank you for your suggestion to include a list of public transit providers available throughout the state. As comprehensive lists of transportation providers are currently maintained by multiple entities within the state, Idaho Home Choice will not be creating an additional list. The Department will update the transition service limitation document to include all public transit; listing Valley Transit specifically was an error.	N
Benefit Utilization			

	<p>Comment: The Department received a comment regarding potentially wasteful benefit utilization for pre-transition transportation in cases where a participant may be able to complete pre-transition tasks independently and/or without the assistance of a transition manager.</p>	<p>Response: The Department will consider this comment as we work on finalizing transition service definitions and benefit utilization.</p>	N
	<p>Comment: The Department received a comment regarding concern that participants utilizing the proposed pre-transition transportation may confuse this propose transition service benefit with the existing Medicaid provider ride benefit.</p>	<p>Response: Thank you for your comment. Transition management and transition service benefits will not replace or duplicate existing benefits.</p>	N
Target Population			
	<p>Comment: The Department received a comment supporting the modification to the length of stay requirement, citing further savings of resources and ensuring continuity of care.</p>	<p>Response: Thank you for your comment and support of modifying the length of stay requirement. We agree that the proposed change will likely increase access to the benefits for participants in need of services to ensure a safe and successful transition to the community.</p>	N
General Comments			
	<p>Comment: The Department received comments supporting the existing Idaho Home Choice program, citing public benefit savings</p> <p>The Department received the following comment:</p> <p>“From its inception in 2011, stakeholders knew that Idaho Money Follows the person was a dream too good to be true. I attended many of the early meetings and trainings geared toward helping people get out of facilities and back into their communities. Initially the number of people who successfully transitioned into their communities was small. Many of us on the outside were discouraged after the first year. However, Idaho Department of Health and Welfare, Medicaid staff persevered as did many stakeholders unwilling to let the dream die. Today, the program has helped more than 500 people exit facilities and move into a home of their choosing at an average public benefit savings of more than \$39,504 annually, per person . Clearly, the dream has become reality for many.</p> <p>Beyond saving significant public dollars, the Idaho Home Choice (IHC) – Money Follows</p>	<p>Response: Thank you for your comment and support of the proposed rules.</p>	N

the Person, Medicaid Enhanced Plan benefits the community by providing a bridge home; that people regain and reconnect to their valuable social and family networks. I personally know many people who have benefitted from the IHC program because of the work I do as a disability advocate. One such person was J who lived in Moscow. When I first met him, he was a vibrant University of Idaho student in his early twenties. He worked several jobs and attended the University full-time. He was diagnosed with progressive MS a few years after we became friends. He desperately continued working and living in his second floor apartment as long as he could. However, his health rapidly deteriorated and he eventually ended up in a nursing home well before his thirtieth birthday. With the help of the IHC program and his transition manager, J was eventually able to return to the community. A man in his late twenties has no business living or dying in a nursing home. J died at home on his own terms, loved by his friends and family.

We all know people with disabilities of all ages who have family and friends that want to provide support, but cannot financially or emotionally do it around the clock. They also have families, jobs and community responsibilities. IHC helps our families. It helps our communities remain intact and full of the richness our elders and disabled children - of any age – bring to our lives. Idaho Home Choice helps Idahoan's with disabilities regain the independence and self-determination they are fully capable of achieving after a period of time in an institution.

Increasing the use of home and community based services and removing the barriers to using Medicaid to support long term care in the home and community of one's choosing benefits our community and saves public dollars. It's a win, win for all."