



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

December 2022

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

- ✓ HCBS Case Record Review - NYSTEC
- ✓ eFMAP Updates
- ✓ Electronic Referral Form
- ✓ Upcoming Regional Meetings
- ✓ Feedback: Supports HCBS Providers Need (policy/guidance, training, other requests, etc.)
- ✓ Future Meetings & Contact Information



HCBS Case Record Review - NYSTEC



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Separate Slide Deck



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eFMAP Update

eFMAP Children's Activities – Attestation Update

- Attestations for this funding were sent out in mid-November, with signed attestations for providers interested in receiving the funds due December 9, 2022 – **unless still awaiting responses to questions.**
 - Providers are encouraged to return the attestation even if declining the funding
- Funds will be distributed to designated HCBS, CFTSS, or 29-I providers in a few different ways and will be based on utilization of certain services from April 2021 – December 2021.
- Designated providers with claims experience for specific services will receive a retroactive rate enhancement for this timeframe via a one-time payment from the Managed Care Plans with whom they are contracted.
- Designated providers who did not meet this criterion will receive a one-time retroactive rate enhancement via a State share only payment.
- **Providers will receive a detailed breakdown of lump sum totals they can expect to receive from each specific MMCP they are contracted with and/or the State ahead of funding receipt.**

Attestations have been sent via email to the staff member identified on the Provider Designation application. If your organization did not receive an attestation but provided services from April 2021 – December 2021, or for any additional questions about this process, please send a note to BH.Transition@health.ny.gov.



Children's Services Enhancement

Examples Included in the eFMAP Rates, Workforce, and Infrastructure

Enhanced rates for all services

Assist with student loan repayment or employee benefits

Assist with Evidence Based Practice – maintenance of training and certification

Technology enhancement

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

Hiring bonuses

Longevity Pay



eFMAP Children's Activities Frequently Asked Questions

Q: If we accept the funding, will we need to report information regarding how the funding was utilized?

A: Providers are not required to collect any baseline data; however, providers will be required to complete an online survey every six months after receiving funding. Further guidance will be provided regarding ongoing evaluations for funding utilized retrospectively.

Q: How far back and how far forward do we have to use these funds?

A: Providers may utilize the funds retrospectively as far back as the start of the Public Health Emergency (PHE) and will have a minimum of 1-year prospectively from the receipt of funds to utilize the funding. Anticipated funding may be used both prospectively and retrospectively for projects that were completed in the past at the provider's own expense (above and beyond Medicaid reimbursement) so long as the expenses are tied to COVID-related workforce and infrastructure expansion as indicated in Section 9817 of the American Rescue Plan Act (ARPA).

Q: Is this funding the same as the 25% rate increase for CFTSS and HCBS?

A: No.

****Receipt of funds associated with the eFMAP attestation are contingent upon completion of the HCBS case review****



eFMAP Children's Activities Frequently Asked Questions

Q: Can we use these funds for HH Care Management?

A: No. Funding may be used to support COVID-related workforce and infrastructure expenses for HCBS, CFTSS, and 29-I programs.

Q: Can funds be used for advertising for recruitment of staff?

A: Yes, as long as the expenses are tied to workforce and infrastructure expansion related to the COVID-19 pandemic.

Q: How long do providers have to utilize this funding?

A: Funding will be utilized for one year after the funding is awarded; DOH will determine the possibility of extension as allowable by CMS once provider reporting occurs.

Q: How will funds be distributed?

A: Designated providers with managed care encounter experience between 4/1/21 – 12/31/21 will receive a one-time payment from the MMCPs with whom they are contracted. Providers who did not have managed care encounter experience during this timeframe will receive a one-time payment from the State.

Q: Is there a deadline for MMCPs to distribute funding?

A: The timeline will be evaluated once all attestations are received.



Electronic Referral Form



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Electronic HCBS Referral Form

- The State is working to digitize the HCBS Referral Form with the assistance of, and based on feedback from, HCBS Providers, HHs, CMAs, and MMCPs.
 - The goal is to minimize the requirements on the form down to only the fields that are absolutely needed
 - The form is being reconstructed with the support of workgroups
- The State has met twice with HCBS providers, HHs/CMAs, and MMCPs to obtain feedback.
 - Next meeting with providers will be in the new year
 - We will also convene a meeting with HCBS Providers, HHs MMCPs and CMAs all together
 - Please share your ideas at the meeting or at BH.Transition@health.ny.gov
- The HCBS Referral Form process will shift in accordance with the new requirements.
 - This will be going into effect in 2023



Future Regional Meetings



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Future Regional Meeting Schedule



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Future Meetings & Agenda

- Next Scheduled Monthly Meeting:
 - *DOH is working to schedule this monthly meeting series for 2023*

Future HCBS Monthly Meetings may be impacted by Regional Meetings once scheduled



- **Register for all these monthly meetings here:**
<https://attendee.gotowebinar.com/rt/6285227798939622667>
- DOH 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.



HCBS Provider Feedback



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HCBS Provider Feedback

- Please provide feedback on the supports that are needed (policy/guidance, training, other requests, etc.).
- Feedback can be provided verbally or in the chat.
- If other ideas and feedback come to your mind after this meeting, please reach out to us at the BH.Transition@health.ny.gov mailbox or (518) 473-5569.



All Children's Waiver HCBS questions and concerns, should be directed to the NYS Department of Health at 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

New York State Department of Health Complaint Line
1-800-206-8125 or managedcarecomplaint@health.ny.gov



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