HCBS Settings Rule

New federal rule says participants have a
- Choice in where they live
- Choice in providers and supports provided to them
Participant Choice

- Live.
- Work.
- Receive community-based services.
Choice of Settings

- Setting is selected by the individual from among setting options including non-disability specific settings and an option for a private unit in a residential setting.
- Setting options are identified and documented in the person-centered service plan, and
- Setting options are based on the individual's needs, preferences, and, for residential settings, resources available for room and board.
42 CFR441.301(c)(4)(ii)
Choice of Settings

You may make choices from among setting options.
- Your personal resources may impact what choices are available to you.
Setting options are based on your needs and preferences.

They must include at least:

- Non-disability specific settings.
- A private bedroom or living unit for residential settings.
Setting options that you explore will be documented in your person-centered plan.
Setting options must be documented in your person-centered plan.
There may limitations to choice of settings based on your assessed needs.

Limitations will not be used without your (or authorized representative’s) informed consent.

Limitations will only be used where there is a health and safety risk and shall be documented in your person-centered plan.
Case Study: Tammy
Video or case examples
Big Tent

https://www.bigtent.com/groups/mcmwhi

Search Group Name: MCMWHI
For More Information

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