PANKAJ BHANOT DEPUTY DIRECTOR



STATE OF HAWAU DEPARTMENT OF HUMAN SERVICES

Office of the Director P. O. Box 339 Honolulu, Hawaii 96809-0339

March 6, 2015

Ms. Hye Sun Lee
Acting Associate Regional Administrator
Department of Health and Human Services
Centers for Medicare and Medicaid Services
Division of Medicaid and Children's Health Operations
90 Seventh Street, Suite 5-300 (5W)
San Francisco, California 94103-6706

Dear Ms. Lee:

Re: Submission of Hawaii's My Choice My Way Transition Plan

Pursuant to 42 C.F.R. 441.301(c)(B), the Department of Human Services (DHS), is submitting Hawaii's transition plan called "My Choice My Way", which describes how the DHS is in compliance with the regulation requirements for home and community-based setting at 42 C.F.R. 441.301(c)(4) and (5).

In addition, the My Choice My Way transition plan provides a summary of activities that the DHS has undergone to assure full and on-going compliance with the home and community-based setting requirements, with specific timeframes for identified actions and deliverables.

Please contact Ms. Patricia M. Bazin, Health Care Services Branch Administrator via e-mail at pbazin@medicaid.dhs.state.hi.us or call her at 808-692-8083 should you have any questions.

Sincerely,

Rachael Wong, DrPH

Director

Enclosures

Summary of the CMS Home and Community Based Services Final Rule

In January 2014, the Centers for Medicare & Medicaid Services (CMS) issued new regulations that require home and community-based waiver services to be provided in community like settings. (See www.medicaid.gov and search for home and community based services for a copy of the regulations.) The new rules define settings and that are not community-like and after a transition period, those settings that do not meet the new rules cannot be used to provide federally-funded home and community based services (HCBS). The purpose of these rules is to ensure that people who receive home and community-based waiver services have opportunities to access the benefits of community living and receive services in the most integrated settings. States will be allowed a maximum of five years (until March 2019) to make the transition. Hawaii intends to implement its transition plan by July 2017.

The requirements for submitting a transition plan to CMS rest with the single-state Medicaid agency. In Hawaii, the Department of Human Services, Med-QUEST Division (MQD) has taken the lead for meeting the requirements for the transition plan. Hawaii proposes the My Choice My Way transition plan with the following time table and deliverables to come into compliance with CMS' revised HCBS rules.

Hawaii's "My Choice My Way" Advisory Group

Hawaii's transition plan is called "**My Choice My Way**." MQD convened an advisory group called My Choice My Way to develop Hawaii's transition plan. Self-Advocacy Advisory Council (SAAC participates on the My Choice My Way advisory group. At the formation of the group, SAAC chose the name, My Choice My Way, for the transition plan and advisory group.

The Department of Human Services (DHS) is partnering with various organizations in Hawaii that includes SAAC, Special Parent Information Network (SPIN), Department of Health, Developmental Disabilities Division (DDD), Office of Health Care Assurance (OHCA), State Council on Developmental Disabilities (DD Council), Case Management Agencies, Hawaii Waiver Provider Association (HWPA), Adult Foster Homes of the Pacific, and Big Island Adult Foster Home Operators. These organizations represent Medicaid waiver participants, waiver families, provider associations, advocates, other State agencies, and other stakeholders throughout this process to develop the plan, receive input, and assure that everyone has access to needed information to



assist with transition activities. The organizational structure for the My Choice My Way advisory group is found to the right of this paragraph.

The MQD is committed to engaging with stakeholders through this process and looks forward to continuing to receive feedback. The outcome of this process will be that Medicaid waiver participants will receive services in a way that enables them to live and thrive in truly integrated community settings.

The My Choice My Way advisory group had its first meeting in October 2014. This advisory group has met at least monthly to develop the transition plan, review the public comments, and incorporate public comments into the transition plan. The My Choice My Way advisory group will continue to meet for implementation of the transition plan.

Components of My Choice My Way transition plan

Hawaii's My Choice My Way transition plan is attached to this document (Attachment A). Below is a summary of the components of the transition plan.

Assessment (both residential and non-residential settings)

- Process for assessing and analyzing all HCBS settings for compliance
- Individuals who have access to HCBS will have an opportunity to participate in assessing their settings
- The assessment may be completed alone or with help from family/friends
- Case managers and service coordinator may help complete assessment as well
- Providers will be given an opportunity for self-assessment of their settings
- State agencies perform an analysis of both individual and provider assessments
- State agencies will perform validation assessments of providers
- State agencies perform mandatory site visits for all providers that offer services in a setting that may isolate
- Update transition plan based upon assessments

Remediation

- Modify State Statutes, Rules, Regulations, Standards, or Other Requirements to meet new HCBS rules
- Inform providers of room for improvement to meet rules based upon assessments
- State agencies submit justification for heightened scrutiny to CMS for settings that may isolate but are in fact HCBS and do not have the qualities of an institution, if applicable
- Develop operational procedures with providers to implement changes to meet new HCBS rules

Key Stakeholder Engagement and Public Comment

- Posted a public notice and conducted a comment period from December 16, 2014 to January 30, 2015 (Attachment B)
- Tribal consultation letter with draft transition plan was sent to Ke Ola Mamo on December 12, 2014 (Attachment C)
- Ke Ola Mamo did not provide comments on the transition plan to MQD
- Public Forum at Queen's conference center and at video teleconference sites on January 14, 2015
- Informational session twice a year: one for participants/families and one for providers. Informational settings will occur in January and July of each year.

Location of My Choice My Way Transition Plan

Posted in the News and Events section (middle of the page) at www.med-quest.us (Attachment D)

Summary of Public Comments

MQD received public comment from a public forum as well as through its formal public comment period. Attached is a copy of the flyer that MQD posted on its website for the public forum (Attachment E). In addition, several organizations from the My Choice My Way advisory group distributed to their membership information about the forum to include SPIN, HWPA, DDD, MQD, and Case Management Agencies. MQD has copies of all of the public comments that we received for submission to CMS, if indicated. In addition, below is a summary of the public comments that MQD received since publishing its draft My Choice My Way transition plan as well as changes that MQD made to the transition plan based upon public comment.

<u>Public Forum</u>

- Approximately 200 individuals statewide attended the public forum to include in person and video teleconference (VTC) sites on the following islands: Hawai'i (one in Hilo and one in Kona), Kaua'i, Maui, Moloka'i, O'ahu (one in person and one VTC)
- The attendees included waiver participants, their families, providers to individuals receiving HCBS, state agencies that provide services to waiver participants, and other stakeholders
- The forum provided an overview of the HCBS rules and a summary of the draft transition plan. Attached is a copy of the presentation of the public forum (Attachment F). Afterwards the My Choice My Way advisory group (or panelists) answered questions from the attendees. The event was moderated by Hilopa'a, Hawaii's Family to Family Health Information Center
- For questions that were related to the transition plan, the panelists referred individuals to components of the My Choice My Way transition plan (i.e., process for assessments)
- Many of the questions were not related to the My Choice My Way transition plan

Summary of Public Comments

- MQD received public input from the public forum as well as four written comments: one stakeholder organization, two parents, and one provider association
- The My Choice My Way advisory group reviewed all of the public comments
- MQD has posted a question and answer on its website that responds to all of questions posed through public comment process
- My Choice My Way advisory group revised the transition plan to include additional steps to assure continued public input throughout implementation of the transition plan
- The timeframes for several functions were delayed by a month to allow increased public input
- Below is a table that provides information on the comment type, date received, comment summary, state response, and impact on transition plan

#	Comment	Date	Comment Summary	State Response	Impact on Transition Plan
	Туре				
1	Public Forum	1/14/15	Assure safety of individuals when they are making choices	The MQD understands this concern and will make changes to the transition plan to address it.	MQD updated the summary at the start of the transition plan that describes that the State of Hawaii will implement this plan in a manner that assures the health and

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
					safety of the individuals receiving HCBS.
2	Public Forum	Assessments that have already been conducted remain part of their individual service plan (ISP) The MQD understands this concern and will make changes to the transition plan to address it.		MQD updated the summary at the start of the transition plan to include that this transition plan does not replace previous assessments that an individual receiving HCBS may have had.	
3	Public Forum	1/14/15	Questions about how assessments will be conducted	Questions were answered based upon information described in Section 1: Assessment- Residential Settings and Section 2: Assessment Non-Residential Settings of the transition plan.	No change to plan.
4	Public Forum	1/14/15	MQD did not provide adequate detail regarding the transition plan at the public forum	The information provided at the public forum in the slide show was at a high level to promote overall understanding by the community. The details of the transition plan are posted on the MQD website.	No change to plan.
5	Public Forum	1/14/15	Concern about the cost of implementing the transition plan and not reducing services to implement	The MQD understands this concern and will be aware of areas for increased costs through implementation of the transition plan.	No change to plan.
6	Public Forum	Forum 1/14/15 Assuring that providers have standards and training to implement the Questions were answered based upon information described in #4 and #5 of Section 3: Remediation of the		based upon information described in #4 and #5 of Section 3: Remediation of the transition plan.	No change to plan.
7	Written Comment- Parent of individual receiving home and community based services	1/30/15	One parent expressed concern that offering choice may adversely affect the safety of the individual.	The MQD understands this concern and will make changes to the transition plan to address it.	MQD updated the summary at the start of the transition plan that describes that the State of Hawaii will implement this plan in a manner that assures the health and safety of the individuals receiving HCBS.

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
8	Written Comment- Parent of individual receiving home and community based services	1/30/15	Parent described that previous assessments should not be disregarded in implementation of the transition plan.	The MQD understands this concern and will make changes to the transition plan to address it.	MQD updated the summary at the start of the transition plan to include that this transition plan does not replace previous assessments that an individual receiving HCBS may have had.
9	Written Comment- Provider to individuals receiving home and community based services	1/30/15	A provider expressed concern about the safety of allowing choices that adversely affect their client.	The MQD understands this concern and will make changes to the transition plan to address it.	MQD updated the summary at the start of the transition plan that describes that the State of Hawaii will implement this plan in a manner that assures the health and safety of the individuals receiving HCBS.
10	Written Comment- Stakeholder submission	1/30/15	In addition to member surveys, are there plans to conduct consumer and stakeholder focus groups?	Not at this time. The state does not have resources to conduct consumer and stakeholder focus groups statewide. However, the informational sessions described in Section 4: Key Stakeholder Engagement and Public Comment (#10) is an opportunity for consumers and stakeholders to provide feedback to the state.	No change to plan.
11	Written Comment- Stakeholder submission	1/30/15	Will the state conduct an additional session on the HCBS statewide transition plan? Are there future meetings planned?	No. However, the My Choice My Way transition plan Section 4: Key Stakeholder Engagement and Public Comment (#10 and #11) describes informational sessions with Waiver Participants, Families, and Advocates as well as informational sessions with providers. These informational sessions will be conducted twice a year to provide education as well as input into the development and implementation of home	No change to plan.

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
				and community based services (HCBS) final rule.	
12	Written Comment- Stakeholder submission	1/30/15	How will the State follow-up with the public on comments it receives on its 14-page Transition Plan Draft? Does it intend to distribute a revised draft for public review, or will it just submit its final Plan to CMS?	The Department of Human Services (DHS) submitted its plan to the Centers for Medicare & Medicaid Services (CMS) after including public input into its draft transition plan on March 9, 2015. The CMS submission is posted on the Med- QUEST Division (MQD) website at www.med-quest.us.	No change to plan.
13	Written Comment- Stakeholder submission	1/30/15	How soon and how will the State make public all the deliverables?	All deliverables will be posted on the MQD website. In addition, MQD will send an e-mail to anyone interested in the My Choice My Way transition plan when the website is updated.	No change to plan.
14	Written Comment- Stakeholder submission	1/30/15	Is it the State's intent that consumers have to wait until the final Transition project so that consumers do not have to wait two years or more?	MQD has timelines outlined in the plan for completion of activities so that consumers do not have to wait two years for full implementation.	No change to plan.
15	Written Comment- Stakeholder submission	1/30/15	Will there be public comment into changes to rules and regulations?	Yes. The state will follow requirements for public comment when making changes to administrative rules.	No change to plan.
16	Written Comment- Stakeholder submission	1/30/15	People with disabilities and other stakeholders need to be involved before policies become final.	The MQD understands this concern and will make changes to the transition plan to address it.	MQD added #9 to the My Choice My Way transition plan Section 4: Key Stakeholder Engagement and Public Comment to address this suggestion.
17	Written Comment- Stakeholder submission	1/30/15	Prior to the Assessors being selected (step 3. In Plan), could the developed process for assessing and	The MQD understands this concern and will make changes to the transition plan to address it.	MQD added public comment as a step into #3 and #4 of the My Choice My Way transition plan Section 1: Assessment – Residential Setting and

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
	,		analyzing the HCBS settings.		Section 2: Assessment- Non-Residential Setting.
18	Written Comment- Stakeholder submission	1/30/15	Will selected assessors include non-state employees?	Yes. Agencies that are part of the My Choice My Way advisory group will participate in the validations.	No change to plan.
19	Written Comment- Stakeholder submission	1/30/15	Will employed State case managers or State – contracted case managers being used as Assessors?	MQD will not use State case managers or State-contracted case managers to support the assessment process.	No change to plan.
20	Written Comment- Stakeholder submission	1/30/15	Is a multi-disciplined team that includes consumers under consideration for doing Assessments? If not, why not?	Consumers that receive a survey may request help from whomever they choose. This may include their multi- disciplinary team.	No change to plan.
21	Written Comment- Stakeholder submission	1/30/15	How will services provided in a person's home be assessed to ensure that such settings comply with the requirements for all settings, including personcentered planning and community access?	CMS focused its HCBS final rules on changes to both residential and non-residential settings. The final rules do not require going into individuals private homes to assure their final rules are enacted. However, the requirements surrounding personcentered planning will address community access.	No change to plan.
22	Written Comment- Stakeholder submission	1/30/15	How will additional resources needed by consumers (affordable housing, transportation, competitive employment) be addressed to support mandated changes, particularly for transitioning consumers changing LOC settings?	The state will develop these processes for addressing this question with public input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	No change to plan.
23	Written Comment-	1/30/15	How will individual choice be supported for consumers in	The state will develop these processes for addressing this question with public	No change to plan.

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
	Stakeholder submission		pursuit of competitive employment? DVR was not on the list of State department "partners".	input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	
24	Written Comment- Stakeholder submission	1/30/15	How does the state intend to educate the physician network that treats these consumers of the mandated changes as they can play a significant role in LOC changes and/or needed resource decisions?	The State will develop these processes for addressing this question with public input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	No change to plan.
25	Written Comment- Stakeholder submission	1/30/15	What is considered a reasonable statistical sample of consumers that will receive surveys and how will that selected percentage of consumers be assured to respond?	MQD is in the process of compiling the number of individuals receiving services in a residential and non-residential setting to determine the representative sample size. MQD and the Department of Health (DOH), Developmental Disabilities Division (DDD) will compile a team of DDD case managers and health plan service coordinators to reach out to individuals who have been sent a survey to offer assistance in completing the surveys. MQD and DDD anticipate that will help with completion of the surveys, the response rate will be higher.	No change to plan.
26	Written Comment- Stakeholder submission	1/30/15	How will the State assure that the sample size of consumers contacted will be the actual individuals who complete the survey (rather than	MQD and the Department of Health (DOH), Developmental Disabilities Division (DDD) will compile a team of DDD case managers and health plan service coordinators to reach out to individuals who have been sent a survey to offer	No change to plan.

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
	Type		family, case workers, or their care home operators)?	assistance in completing the surveys. MQD and DDD anticipate that will help with completion of the surveys, the response rate will be higher.	
27	Written Comment- Stakeholder submission	1/30/15	How will the final list of community providers with category settings 1-4 be communicated to the public? How will that list be maintained and who/what department will be responsible for its accuracy? Can individuals comment on it?	DHS (in the MQD) will be the primary department responsible for maintain this list, though DOH (in the DDD) will have responsibilities to update it as well. The state has a process for providing information into all aspects of implementation of the transition plan.	MQD will release this list for public input (see #2 of Section 3: Remediation).
28	Written Comment- Stakeholder submission	1/30/15	Will members, families and disability advocates be involved in the development of the Provider Self-Assessment tool?	The MQD understands this concern and will make changes to the transition plan to address it.	The provider survey (both residential and non-residential) went out for public comment on March 3, 2015 with a response date by March 17, 2015.
29	Written Comment- Stakeholder submission	1/30/15	How will the state determine whether to submit evidence about a presumptively non-HCBS setting to CMS for consideration through the "heightened scrutiny" process?	Through assessment and public input. See #17 of the My Choice My Way transition plan Section 1: Assessment- Residential Setting and Section 2: Assessment- Non-Residential Setting.	No change to plan.
30	Written Comment- Stakeholder submission	1/30/15	How will the State deal with provider settings that might need to be removed from the HCBS programs if they cannot meet the standards of the new	The state will develop these processes for addressing this question with public input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	No change to plan.

#	Comment Type	Date	Comment Summary	State Response	Impact on Transition Plan
	Туре		regulation? Will the Category 3 and 4 settings be monitored differently than how they are currently?		
31	Written Comment- Stakeholder submission	1/30/15	Will corrective action plans for non-compliant providers change from that which is currently used?	Until Hawaii Administrative Rules are changed to align with the My Choice My Way transition plan, the corrective action plans (CAP) for providers will remain as they are currently. The CAPs for changes to comply with My Choice My Way will be in addition to or separate from their current CAPs.	No change to plan.
32	Written Comment- Stakeholder submission	1/30/15	What is the appeals and grievance processes for providers that disagree with a finding?	The state will develop these processes for addressing this question with public input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	No change to plan.
33	Written Comment- Stakeholder submission	1/30/15	Who is responsible for monitoring non-compliant settings and are there timeframes and benchmarks in place for measuring level of compliance improvements? How will this information be made public?	The state will develop these processes for addressing this question with public input through the assessment, remediation, and public comment phases of the My Choice My Way transition plan.	No change to plan.

Information on My Choice My Way Transition Plan

Individuals may continue to obtain information on Hawaii's My Choice My Way transition plan or submit questions or comments to:

Website: <u>www.med-quest.us</u> (News and Events Section- see Attachment D

<u>mychoicemyway@medicaid.dhs.state.hi.us</u>

Mailing address: Department of Human Services, Med-QUEST Division

Attention: Health Care Services Branch

P.O. Box 700190

Kapolei, Hawaii 96709-0190

Telephone: 808-692-8094

• Fax: 808-692-8087

HAWAII MY CHOICE MY WAY STATEWIDE TRANSITION PLAN FOR HOME AND COMMUNITY BASED SERVICES (HCBS)

The State of Hawaii has prepared this statewide transition plan in accordance with the new Home and Community Based Services (HCBS) regulations in 42 CFR Section 441.301(c)(4)(5) and Section 441.710(a)(1)(2). This plan addresses settings where home and community based services are provided through the Med-QUEST Division's QUEST Integration program and the 1915(c) waiver for persons with intellectual/developmental disabilities. Hawaii's plan outlines the activities to be undertaken by the State in partnership with the individuals who receive home and community based services, their families, friends, advocates, providers, and other stakeholders. The State of Hawaii will implement this plan in a manner that assures the health and safety of the individuals receiving HCBS. In addition, this transition plan does not replace previous assessments that an individual receiving HCBS may have had. The plan is organized into three sections: Assessment, Remediation, and Stakeholder Engagement/Public Input. Action steps, timeframes and the products of the steps are included with each area of the HCBS Plan.

Section 1: Assessment- Residential Settings

This area focuses on two key areas: 1) a system-level analysis of the State's regulations, standards, policies, licensing requirements, and other provider requirements that ensure settings to ensure full and on-going compliance with the federal requirements; and 2) an analysis of settings where HCBS are delivered to assess readiness to meet the federal regulations. The Assessment Phase employs a number of strategies to fully assess and determine compliance

#	Action Item	Description	Proposed	Proposed	Responsible	Key	Sources or	Outcome
			Start Date	End	Agency(s)	Stakeholders	Documents	
				Date				
Ass	essment Activities							
1	Review State	State will review current	10/17/14	04/01/15	DOH-OHCA,	Participants,	HRS,	Identified areas
	Statutes, Rules,	statutes, rules, regulations,			DHS-DDD,	families,	HAR,	where current
	Regulations,	standards, or other			DOH-DDD	SAAC, SPIN,	Waiver	language needs to
	Standards, or	requirements to identify any				DHS, OHCA,	Standards,	be strengthened or
	Other	needed changes for full				DOH-DDD, DD	contracts,	revised for full
	Requirements	compliance with the HCBS				Council,	HCBS rules,	compliance with the
		settings requirements.				Providers	CMS	HCBS settings
							guidance	requirements.
2	Compile list of all	Build database with information	01/01/15	01/30/15	DOH-OHCA	My Choice My	DOH-DDD-	Obtain
	licensed homes	on every home that provides			DOH-DDD	Way team are	OCB,	comprehensive list
	where HCB	HCB services:				the decision	DOH-DDD-	of all licensed
	services are	Provider name;				makers on the	смв,	homes
	provided	Address;				factors to	DOH-OHCA	
	(residential only)	 Numbers of participants; 				gather		

		Names of HCBS participants						
		by setting;						
		Other					_	
3	Develop Process	My Choice My Way workgroup	03/01/15	04/30/15	DHS-MQD	Participants,	HCBS rules,	Written process and
	for Settings	advises State on development of				families,	CMS	training module for
	Analysis and	the process for assessing and				SAAC, SPIN,	guidance	assessor. Share
	Identify the	analyzing all HCBS settings.				DHS, OHCA,		process and tools
	Assessors	Workgroup develops a matrix				DOH-DDD, DD		with providers.
		for determining settings for on-				Council,		
		site review in addition to the				Providers		
		mandatory Category 3 settings.						
		State is responsible for						
		identifying assessors of selected						
		sites. The public will have input						
		into the process for setting						
		analysis.						
4	Develop the	The tool will assist in identifying	03/01/15	04/30/15	DHS-MQD	Providers	HCBS rules,	Share tool with
	Settings Analysis	current settings and classifying					CMS	providers.
	Tool	them into categories:					guidance	
		• Category 1- Yes, meets						
		requirements						
		• Category 2- Not Yet, can						
		meet with remediation						
		• Category 3- Not yet,						
		presumed not HCBS but						
		State will require heightened						
		scrutiny						
		• Category 4- No, does not						
		meet requirements						
		The public will have input						
		into the setting analysis tool.						
5	Revise transition	Transition plan will be updated	11/01/15	12/31/15	DOH-DDD,	Participants,	HCBS rules,	Remediation phases
٦		to incorporate information	11/01/13	12/31/13	DHS-MQD	families,	CMS	of transition plan
	plan to include	found from assessment of			บทร-เขเนบ	*		•
	assessment	Tourid from assessment of				SAAC, SPIN,	guidance	are updated to

	1	T	Λιι	ichinient A		1	1	T				
	information as	providers and				DHS, OHCA,		include additional				
	described below	participants/consumers.				DOH-DDD, DD		information				
		Stakeholders will review				Council,		gathered from				
		transition plan for input.				Providers		assessments.				
Par	Participants/Consumers											
6	Develop the	HCBS participants and consumer	01/01/15	02/01/15	DHS-MQD	Participants,	Crosswalk	A draft copy of the				
	Participant/	advocacy entities will receive				families, SAAC,	document	survey is submitted				
	Consumer	the survey. The survey will				SPIN	of NCI and	as a component of				
	Experience Survey	provide the				DD Council	HCBS Rule.	the transition plan.				
		participant/consumer the					Other					
		opportunity to report their					states'					
		experience with their current					surveys					
		HCBS settings. Survey will:					and CMS					
		- Formatted in larger font size					exploratory					
		(i.e., 18 point);					questions					
		- Include pictures;										
		- Plain language; and										
		- Reading level; and										
		- Referred to SAAC for input										
		prior to issuing.										
7	Select a	State will select a statistically	02/01/15	02/28/15	DOH-DDD,	Participants,	Compiled	Identify a				
	Statistically	significant sample of HCBS			DHS-MQD	families, SAAC,	database	statistically				
	Significant Sample	Participants who live in				SPIN	(Assess-	significant sample of				
	of HCBS	provider-owned or controlled					ment #2)	HCBS participants				
	Participants	settings to complete the					,	residing in provider-				
	·	Consumer Experience Survey						owned or -				
		,						controlled settings.				
8	Conduct a	State will conduct an	04/01/15	05/31/15	DOH-DDD,	Participants,	HCBS rules,	Identified current				
	Participant/	assessment using the Participant			DHS-MQD	families, SAAC,	CMS	level of compliance				
	Consumer	Experience Survey:			-	SPIN	guidance	with the HCBS				
	Experience Survey	 Identify organization(s) that 				DD Council		settings				
		help participant/consumer						requirements.				
		complete survey (i.e., Case						- 1				
		complete survey (i.e., case	l	<u> </u>		1						

		Management Agencies, DDD						Identified settings
								_
		Case Managers, DD waiver						for remediation.
		agencies that do not provide						
		residential services);						
		Utilize family members who						
		have						
		active contact with their						
		relative to						
		interpret the						
		needs/experiences of non-						
		verbal						
		participants/consumers;						
		Ask SAAC to complete the						
		survey;						
		Instructional information						
		when issuing;						
		Post form on-line (and						
		through survey monkey) to						
		download in addition to						
		mailing;						
		Contact information for						
		questions- e-mail and voice						
		mail;						
		Self-addressed envelope to						
		return to DHS-MQD; and						
		Fax # to send back.						
9	Participant Survey-	Training provided to	03/01/15	03/31/15	DOH-DDD,	Providers	HCBS rules,	Individuals assessing
	Training for	organizations to help	, , -		DHS-MQD		CMS	providers for
	Organizations	participants complete survey.					guidance	compliance with
								HCBS settings will
								have training.
10	Analysis of	State will perform an analysis	06/1/15	07/31/15	DOH-DDD,	Participants,	HCBS rules,	Identified current
	Participant/Consu	that confidentially matches			DHS-MQD	families, SAAC,	CMS	level of compliance
		providers with their				SPIN	guidance	with the HCBS
			•	•		•	•	

_	mer Experience Survey viders	participants/consumers to verify if assessments are accurate.				DD Council		settings requirements. Identified settings for remediation.
11	Develop the Provider Self- Assessment Survey	The survey will assist in identifying provider readiness and classifying them into categories identified in Assessment #4. The public will have input into the provider survey.	01/01/15	03/31/15	DHS-MQD	Providers	HCBS rules, CMS guidance	A draft copy of the survey is submitted as a component of the transition plan.
12	Identify providers who will complete Self-Assessment Survey	All providers will be given the opportunity to complete the Provider Self-Assessment Survey Tool	02/01/15	02/28/15	DOH-DDD, DHS-MQD	Providers	Compiled database (Assess- ment #2)	Identify providers to complete assessment.
13	Conduct a Provider Self- Survey	Providers will conduct a selfassessment of settings using the Provider Survey: Instructional memo prior to issuing; Post form on-line to download in addition to mailing; Add the survey to "survey monkey" for completion electronically; Contact information for questions- e-mail and voice mail; and Fax # to send back.	04/01/15	05/31/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	Providers will be given the opportunity to complete the assessment.
14	Analysis of Participant/Consu	State will perform an analysis that confidentially matches	06/1/15	07/31/15	DOH-DDD, DHS-MQD	Participants, families, SAAC,	HCBS rules, CMS	Identified current level of compliance
	mer Experience	providers with their				SPIN	guidance	with the HCBS

	Attachinent A								
	and Provider	participants/consumers to verify				DD Council		settings	
	Surveys	if assessments are accurate.						requirements.	
								Identified settings	
								for remediation.	
15	,	Training provided to assessors	07/01/15	07/31/15	DOH-DDD,	Providers	HCBS rules,	Individuals assessing	
	Training for	who will conduct validation of			DHS-MQD		CMS	providers for	
	Assessors	provider surveys. State will					guidance	compliance with	
		contact University of Hawaii,						HCBS settings will	
		Centers for Disability Studies						have training to	
		(CDS) to identify if they can						complete this task.	
		support performing provider							
		validation surveys.							
16	Validate the	State staff or designee will	08/01/15	10/31/15	DOH-DDD,	Providers	HCBS rules,	Providers are	
	Provider Self-	conduct a validation review to			DHS-MQD		CMS	categorized.	
	Survey	confirm findings in the provider					guidance	Identified current	
		survey and aggregate data. State						level of compliance	
		identifies providers for						with the HCBS	
		remediation.						settings	
								requirements.	
								Identified providers	
								for remediation and	
								initiate corrective	
								action plan.	
17	Conduct	State will perform a mandatory	08/01/15	10/31/15	DOH-DDD	Participants,	HCBS rules,	State shall plan to	
	Mandatory Site	site visit to facilitate the			will be	families,	CMS	provide justification	
	Visits for Category	heightened scrutiny process.			responsible	SAAC, SPIN,	guidance	of how the setting	
	3 and 4 Settings	Results of the mandatory site			for settings	DHS, OHCA,		meets HCBS settings	
		visits will undergo public input			where	DOH-DDD, DD		requirements.	
		prior to submission to CMS.			waiver	Council,			
					participants	Providers			
					reside.				
					DHS-MQD				
					will be				
					responsible				

		for settings		
		where 1115		
		participants		
		reside.		

Section 2: Assessment- Non-Residential Settings

This area focuses on two key areas: 1) a system-level analysis of the State's regulations, standards, policies, licensing requirements, and other provider requirements that ensure settings to ensure full and on-going compliance with the federal requirements; and 2) an analysis of settings where HCBS are delivered to assess readiness to meet the federal regulations. The Assessment Phase employs a number of strategies to fully assess and determine compliance

#	Action Item	Description	Proposed	Proposed	Responsible	Key	Sources or	Outcome
			Start Date	End	Agency(s)	Stakeholders	Documents	
٨٥٥	essment Activities			Date				
	Review State	State will review current	10/17/14	04/01/15	DOH-OHCA,	Darticipants	HRS,	Identified areas
1		statutes, rules, regulations,	10/1//14	04/01/15	DHS-DDD,	Participants, families,	HAR, Waiver	where current
	Statutes, Rules, Regulations,	standards, or other			DOH-DDD	SAAC, SPIN,	Standards,	
	Standards, or Other	requirements to identify any			טטט-טטט	DHS, OHCA,	contracts, HCBS	language needs to be
	Requirements	needed changes for full				DOH-DDD,	rules, CMS	strengthened or
	Requirements	compliance with the HCBS				DD Council,	guidance	revised for full
		settings requirements.				HWPA,	Baldalice	compliance with
		settings requirements.				Providers		the HCBS non-
								residential
								settings
								requirements.
2	Compile list of all	Build database with	01/01/15	01/30/15	DOH-OHCA	My Choice	DOH-DDD-OCB,	Obtain
	non-residential	information on every			DOH-DDD	My Way	DOH-DDD-CMB,	comprehensive
	settings where HCB	settings that provides HCB				team are the	DOH-OHCA	list of all HCB
	services are provided	services:				decision		non-residential
	(non-residential only)	Provider name;				makers on		settings
		Address;				the factors		
		 Numbers of participants; 				to gather		
		Names of HCBS						
		participants by setting;						
		Other						
3	Develop Process for	My Choice My Way	03/01/15	04/30/15	DHS-MQD	Participants,	HCBS rules,	Written process
	Settings Analysis and	workgroup advises State on				families,	CMS guidance	and training
	Identify the Assessors	development of the process				SAAC, SPIN,		module for
		for assessing and analyzing				DHS, OHCA,		assessor. Share

		1		taciiiieiit A	_			
		all HCBS settings.				DOH-DDD,		process and
		Workgroup develops a				DD Council,		tools with
		matrix for determining				Providers		providers.
		settings for on-site review in						
		addition to the mandatory						
		Category 3 settings. State is						
		responsible for identifying						
		assessors of selected sites.						
		The public will have input						
		into the process for setting						
		analysis.						
4	Develop the Settings	The tool will assist in	03/01/15	04/30/15	DHS-MQD	Providers	HCBS rules,	Share setting
	Analysis Tool	identifying current settings					CMS guidance	analysis tools
		and classifying them into						with providers.
		categories:						
		• Category 1- Yes, meets						
		requirements						
		• Category 2- Not Yet, can						
		meet with remediation						
		• Category 3- Not yet,						
		presumed not HCBS but						
		State will require						
		heightened scrutiny						
		• Category 4- No, does not						
		meet requirements						
		The public will have						
		input into the setting						
		analysis tool.						
5	Revise transition plan	Transition plan will be	11/01/15	12/31/15	DOH-DDD,	Participants,	HCBS rules,	Remediation
	to include	updated to incorporate			DHS-MQD	families,	CMS guidance	phases of
	assessment	information found from				SAAC, SPIN,		transition plan
	information as	assessment of providers and				DHS, OHCA,		are updated to
	described below	participants/consumers.				DOH-DDD,		include
								additional
					_			

		Stakeholders will review		laciiiieiit A		DD Council,		information			
		transition plan for input.				Providers		gathered from			
								assessments.			
	_										
	articipants/Consumers										
6	Develop the	HCBS participants and	01/01/15	02/28/15	DHS-MQD	Participants,	Crosswalk	A draft copy of			
	Participant/	consumer advocacy entities				families,	document of	the survey is			
	Consumer Experience	will receive the survey. The				SAAC, SPIN	NCI and HCBS	submitted as a			
	Survey	survey will provide the				DD Council	Rule. Other	component of			
		participant/consumer the					states' surveys	the transition			
		opportunity to report their					and CMS	plan.			
		experience with their					exploratory				
		current HCBS settings.					questions				
		Survey will:									
		- Formatted in larger font									
		size (i.e., 18 point);									
		- Include pictures;									
		- Plain language; and									
		 Reading level; and 									
		- Referred to SAAC for									
		input prior to issuing.									
7	Select a Statistically	State will select a	02/01/15	02/28/15	DOH-DDD,	Participants,	Compiled	Identify a			
	Significant Sample of	statistically significant			DHS-MQD	families,	database	statistically			
	HCBS Participants	sample of HCBS Participants				SAAC, SPIN	(Assessment	significant			
		who receive HCBS to					#2)	sample of HCBS			
		complete the Consumer						participants			
		Experience Survey						receiving HCBS.			
8	Conduct a	State will conduct an	04/01/15	05/31/15	DOH-DDD,	Participants,	HCBS rules,	Identified			
	Participant/	assessment using the			DHS-MQD	families,	CMS guidance	current level of			
	Consumer Experience	Participant Experience				SAAC, SPIN		compliance with			
	Survey	Survey:				DD Council		the HCBS non-			
		 Identify organization(s) 						residential			
		that help						settings			

		participant/consumer		lacilinent A				requirements.
		complete survey (i.e.,						Identified
		Case Management						settings for
		Agencies, DDD Case						remediation.
								Temediation.
		Managers);						
		Utilize family members						
		who have						
		active contact with their						
		relative to						
		interpret the						
		needs/experiences of						
		non-verbal						
		participants/consumers;						
		 Ask SAAC to complete 						
		the survey;						
		Instructional information						
		when issuing;						
		 Post form on-line (and 						
		through survey monkey)						
		to download in addition						
		to mailing;						
		Contact information for						
		questions- e-mail and						
		voice mail;						
		Self-addressed envelope						
		to return to DHS-MQD;						
		and						
		Fax # to send back.						
9	Participant Survey-	Training provided to	03/01/15	03/31/15	DOH-DDD,	Providers	HCBS rules,	Individuals
	Training for	organizations to help	03,01,13	03/31/13	DHS-MQD	TOVIGETS	CMS guidance	assessing
	Organizations	participants complete			וייי פוויט		Civio guidance	providers for
	Organizations	survey.						compliance with
		Survey.						HCBS rules will
L								have training.

10	Analysis of Participant/ Consumer Experience Survey	State will perform an analysis that confidentially matches providers with their participants/consumers to verify if assessments are accurate.	06/1/15	07/31/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN DD Council	HCBS rules, CMS guidance	Identified current level of compliance with the HCBS rules requirements.
		decarate.						settings for remediation.
	Daviders	The current will excist in	01/01/15	02/21/15	DUC MOD	Droviders	LICDC wiles	A draft carry of
11	Develop the Provider Self-Assessment Survey	The survey will assist in identifying provider readiness and classifying them into categories identified in Assessment #4. The public will have input into the provider survey.	01/01/15	03/31/15	DHS-MQD	Providers	HCBS rules, CMS guidance	A draft copy of the survey is submitted as a component of the transition plan.
12	Identify providers who will complete Self-Assessment Survey	All providers will be given the opportunity to complete the Provider Self- Assessment Survey Tool	02/01/15	02/28/15	DOH-DDD, DHS-MQD	Providers	Compiled database (Assessment #2)	Identify providers to complete assessment.
13	Conduct a Provider Self-Survey	Providers will conduct a self- assessment of settings using the Provider Survey: Instructional memo prior to issuing; Post form on-line to download in addition to mailing; Add the survey to "survey monkey" for	04/01/15	05/31/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	Providers will be given the opportunity to complete the assessment.

		T	710	laciiiieiil A	I	I	ı	1
14	Analysis of	completion electronically; • Contact information for questions- e-mail and voice mail; and • Fax # to send back.	06/1/15	07/24/45	DOM DDD	Doublisiacata	LICES rules	Identified
14	Analysis of Participant/ Consumer Experience and Provider Surveys	State will perform an analysis that confidentially matches providers with their participants/consumers to verify if assessments are accurate.		07/31/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN DD Council	HCBS rules, CMS guidance	current level of compliance with the HCBS non-residential settings requirements. Identified settings for remediation.
15	Provider Survey- Training for Assessors	Training provided to assessors who will conduct validation of provider surveys. State will contact University of Hawaii, Centers for Disability Studies (CDS) to identify if they can support performing provider validation surveys.	07/01/15	07/31/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	Individuals assessing providers for compliance with HCBS rules will have training to complete this task.
16	Validate the Provider Self-Survey	State staff or designee will conduct a validation review to confirm findings in the provider survey and aggregate data. State identifies providers for remediation.	08/01/15	10/31/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	Providers are categorized. Identified current level of compliance with the HCBS rules requirements. Identified providers for

			Αι	tacnment A	1		_	
								remediation and
								initiate
								corrective action
								plan.
17	Conduct Mandatory	State will perform a	08/01/15	10/31/15	DOH-DDD	Participants,	HCBS rules,	State shall plan
	Site Visits for	mandatory site visit to			will be	families,	CMS guidance	to provide
	Category 3 and 4	facilitate the heightened			responsible	SAAC, SPIN,		justification of
	Settings	scrutiny process. Results of			for the	DHS, OHCA,		how the setting
		the mandatory site visits will			settings	DOH-DDD,		meets HCBS
		undergo public input prior to			where	DD Council,		non-residential
		submission to CMS.			waiver	Providers		settings
					participants			requirements.
					receive			
					services.			
					DHS-MQD			
					will be			
					responsible			
					for the			
					settings			
					where 1115			
					participants			
					receive			
					services.			
					Where			
					services are			
					provided to			
					waiver and			
					1115			
					participants,			
					DOH-DDD			
					and DHS-			
					MQD will be			
					perform a			
			1	1	PCITOTITI G			

	/ teaching the contract of the								
					joint site				
					visit.				

Section 3: Remediation

The State must include remediation activities with timeframes for completion and the process for monitoring to assure that milestones are met as Hawaii moves toward full compliance with the HCBS Rule. Remediation will include revise administrative rules, provider standards, and training to assure compliance with revisions.

#	Action Item	Description	Proposed	Proposed	Responsible	Key	Sources or	Outcome
			Start Date	End	Person(s)	Stakeholders	Documents	
				Date				
1	Modify State Statutes, Rules, Regulations, Standards, or Other Requirements	State modifies statutes, rules, regulations, standards, or other requirements to identify any needed change for full compliance with the HCBS settings requirements.	06/01/15	06/01/17	DOH-OHCA, DHS-MQD, DOH-DDD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	HCBS rules, CMS guidance	State statutes, rules, regulations, standards, contracts, or other requirements are revised and are in full compliance with the HCBS rules requirements.
2	Issue Provider Remediation Action Letter	State provides report to each provider with settings that require remediation and works with providers to develop site-specific, as well as providerwide, action plans to achieve full compliance. This process includes: • Template letter for remediation; • Corrective action format; and • A copy of the provider agencies' corrective action requirements will be released for public input.	11/01/15	12/31/15	DHS-MQD, DOH-DDD	Providers		Providers review the remediation requirements and develop a corrective action plan to meet the HCBS rules requirements.

3	Justify	State provides justification that		12/21/15	DHS-MQD,	Participants,		CMS accepts
3	•	· · ·	07/01/15	12/31/15	DOH-DDD	•		CMS accepts
	Category 3	the setting that is presumed not			טטט-ווטט	families,		Hawaii's
	Settings through a	to be HCBS is in fact HCBS and				SAAC, SPIN,		justification of
	Heightened	does not have the qualities of an				DHS, OHCA,		category 3 settings.
	Scrutiny Process	institution, if applicable.				DOH-DDD, DD		
		Submits justification to CMS for				Council,		
		review/approval.				Providers		
4	Develop	Identify areas within modified	01/01/16	06/30/16	DOH-OHCA,	Participants,	HCBS rules,	Operational
	operational	statutes, rules, regulations,			DHS-MQD,	families,	CMS	procedures are
	procedures for	standards, or other			DOH-DDD	SAAC, SPIN,	guidance	developed for
	compliance with	requirements that need changes				DHS, OHCA,		providers to follow
	revised State	to operational procedures for			Providers	DOH-DDD, DD		to meet State
	statutes, rules,	full compliance with the HCBS			Participants,	Council,		statutes, rules,
	regulations,	settings requirements.			families,	Providers		regulations,
	standards, or	• Category 1- Use their			SAAC, SPIN			standards,
	other	operational practices as a			JAAC, JEIN			contracts, or other
	requirements	guide for other providers for						requirements and
	•	developing remediation						are in full
		Assure that operational						compliance with the
		protocols provide guidance						HCBS rules
		to the caregivers related to						requirements.
		the change in regulations.						
		the change in regulations.						
5	Train providers on	State will train providers on	07/01/16	08/31/16	DHS-MQD,	Providers	HCBS rules,	Providers
	revised	operational procedures to meet	07,02,10	00,01,10	DOH-DDD	l roviders	CMS	understand
	operational	compliance with the HCBS					guidance	operational
	procedures	settings requirements. This					Baraarice	procedures to meet
	procedures	training will include "train the						full compliance with
		trainer" components for						the HCBS rules
		ongoing training.						requirements.
6	Davolan Ctandard		07/01/16	00/21/16	DHS-MQD,	Providers	DOH-DDD	Providers will have
٥	Develop Standard Remediation	State develops standard	0//01/16	08/31/16	DH3-MQD,	Providers		
		remediation requirements for			טטוו-טטט		Provider	clear instructions on
	Requirements	each element of the survey					review	how to remediate
		where non-compliance noted (a					template	

	т.	1	Allo	acnment A	1	1		
		"no" response on the Provider					for some	the issues of non-
		or Participant/Consumer Self-					examples	compliance
		Assessment Survey).						
7	Issue Updated	Reports to be provided annually	09/01/16	Ongoing	DHS-MQD,	Providers		Providers will have
	Provider	and on an ongoing basis to			DOH-DDD			feedback on their
	Remediation	assess that those provider						status of
	Action Letter	settings are in compliance.						remediating non-
								compliance.
8	Provider Oversight	State will provide oversight over	09/01/16	Ongoing	DHS-MQD,			Assure providers
	and Monitoring	the providers during the			DOH-DDD			maintain
		remediation period by:						compliance with
		 Verifying that the provider 						statutes, rules,
		accepted the corrective						regulations,
		action plan and provides the						standards,
		State with a remediation						contracts, or other
		action plan;						requirements.
		 Monitoring providers by 						
		performing onsite						
		compliance reviews						
		annually; and						
		• Tracking remediation efforts.						
9	Provider	New prospective providers will	11/07/14	Ongoing	DOH-OHCA			Provider is in full
	Qualifications for	receive information and			DOH-DDD			compliance with the
	New Enrollees	technical assistance on HCBS						HCBS rules
		settings requirements.						requirements prior
								to providing services
								once requirements
								are enacted in HRS
								and HAR.

Section 4: Key Stakeholder Engagement and Public Comment

Hawaii will use a transparent and robust stakeholder engagement process to provide information and gather input throughout the process of developing the transition plan and its implementation. Stakeholders were included on the My Choice My Way workgroup and are instrumental in developing the action steps, timeframes, and outcomes. DHS-MQD will announce the 30-day public comment period through website, newspaper, and public forum. DHS-MQD will retain all comments for future review.

	and public forum. Dris-MQD will retain an comments for future review.								
	Action Item	Description	Proposed	Proposed	Responsible	Key	Sources or	Outcome	
			Start Date	End	Person(s)	Stakeholders	Documents		
				Date					
1	Announcement of Public Comment Period	Post the announcement in at least two forms. One will be public notice in newspapers. One will be public forum at Queen's conference center. Recommend press release to Director's office	12/16/14	01/30/15	DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	Transition plan supporting documentat ion	DHS-MQD obtains comments from stakeholders on its proposed transition plan.	
2	Tribal council requirements	Assure that tribal council requirements are met	12/12/14	01/15/15	DHS-MQD	Ke Ola Mamo	Tribal consultation letter and draft transition plan	DHS-MQD obtains comments from Ke Ola Mamo on its proposed transition plan.	
3	Posting on website	My Choice My Way will determine website where documents will be posted for review by public. Websites include: DHS/MQD DOH/DDD SPIN (both website and Facebook page) SAAC (Facebook page)	11/14/14	Ongoing	DOH-DDD, DHS-MQD, DD council, SAAC, SPIN	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	Transition plan Supporting documentat ion	Documents posted and updated as needed. Links developed so users can easily reach the site where documents are located.	

4	Develop summary	Develop summary of transition	12/08/14	01/07/15	DOH-DDD,	Participants,	Summary of	The Summary of
-	of transition plan	plan document for	12/00/14	01/07/13	DHS-MQD	families,	Transition	Transition plan will
	'	communication to:				SAAC, SPIN,	plan	be modified to a
		 Participants/consumers/ 				DHS, OHCA,	'	document that can
		families:				DOH-DDD, DD		be used in training
		 Formatted in larger font 				Council,		and education.
		size (i.e., 18 point);				Providers		
		 Include pictures; 						
		Plain language;						
		 Reading level; and 						
		o Referred to SAAC for						
		input prior to issuing.						
		Providers						
5	Public Forum	My Choice My Way shares the	01/14/15	01/14/15	My Choice	Participants,	Transition	DHS-MQD provides
		transition plan with			My Way	families,	plan	information to the
		stakeholders in a public forum			workgroup	SAAC, SPIN,	Supporting	public on the
		(Statewide) to provide				DHS, OHCA,	documentat	transition plan and
		information and answer				DOH-DDD, DD	ion	is able to address
		questions.				Council, Providers		questions from the
		Queen's conference center Include ASI interpreter				Providers		community.
		Include ASL interpreter						
		 Include amplifying devices, 						
	Commile and	as needed	01/30/15	oncoinc	DHS-MQD			Submit Comments
6	Compile and Retain Public	State will compile and summarize all comments and	01/30/15	ongoing	DU2-INICD			
	Comments	retain all public input per CMS						summary document with
	Comments	requirements,						Transition Plan to
		requirements,						CMS
7	Revise Transition	Based on public comments, the	02/01/15	03/15/15	My Choice	Participants,	Comments	Statewide
	Plan as needed	state may revise the statewide			My Way	families,	from	Transition Plan
	based on public	transition plan to address			workgroup	SAAC, SPIN,	transition	revised as needed
	comments	comments.				DHS, OHCA,	plan and	or additional
						DOH-DDD, DD	supporting	evidence/ rationale
							documents	for state's decision

				definite it A		Council, Providers	if contrary to public comment.
8	Develop communication channels for stakeholders	Establish communication procedures, including by email and phone, for stakeholders to get questions answered with Frequently Asked Questions document compiled. • Set up My Choice My Way email e-mail account • Determine one telephone number to call with questions • One primary way to receive comments • Compile Q&A for posting on websites identified in #2 above	11/14/14	2/15/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	Mechanisms in place for responding to stakeholder questions, and compiling Frequently Asked Questions.
9	Assure public input into all aspects of the process of implementing HCBS rules	Establish mechanism to obtain input through the process of implementation of the HCBS rules. • Develop e-mail list of individuals interested in implementation of the HCBS rules • Provide updates to individuals as opportunities to provide public comment occur • Maintain updated information on the Med-QUEST Division website	2/2/15	Ongoing	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers, other stakeholders	Mechanisms in place for obtaining public input throughout the process of implementing the HCBS rules.

	1		Alla	achment A			1	
		throughout implementation						
		of the HCBS rules						
		Provide public input by:						
		o Email:						
		mychoicemyway@medicaid.						
		dhs.state.hi.us						
		o Mail:						
		Department of Human						
		Services, Med-QUEST						
		Division						
		Attention: Health Care						
		Services Branch						
		P.O. Box 700190						
		Kapolei, Hawaii 96709-0190 o Telephone: 808-692-8094						
		o Fax: 808-692-8087						
10	Information	State and its partners will	01/22/15	01/2019	DOH-DDD,	Participants,	HCBS rules,	On an ongoing
	sessions with	conduct informational sessions	(Forum at	01,2013	DHS-MQD	families,	CMS	basis, those
	Waiver	with waiver participants,	SAAC		5113 WQ5	SAAC, SPIN,	guidance	affected by the
	Participants,	families, and advocates that	Member-			DHS, OHCA,	garadrice	revised HCBS
	Families, and	include in-person, webinar	ship			DOH-DDD, DD		setting rules will
	Advocates	sessions, and written	Meeting)			Council,		have an
	Advocates	information:	ivicetiiig)			Providers		opportunity to
		 Understanding the final rule 	Every 6			Troviders		receive updated
		and how it may or may not	months					information.
		effect waiver services;	07/2015					information.
		Overview of Hawaii's	01/2016					
		Proposed HCBS Transition	07/2016					
		Plan and how it will guide	01/2017					
		the path forward toward full	07/2017					
		compliance; and	01/2018					
		•	07/2018					
		Encourage participation	01/2018					
		during periods of public	01/2019					
		input.						

11	Information	State will conduct informational	Every 6	01/2019	DOH-DDD,	HCBS rules,	On an ongoing
	sessions with	sessions, training and technical	months		DHS-MQD	CMS	basis, providers will
	Providers	assistance opportunities for				guidance	have an
		providers. Provider training and	07/2015				opportunity to
		technical assistance include in-	01/2016				receive updated
		person, webinar sessions, and	07/2016				information on
		written information:	01/2017				HCBS rules.
		Understanding the final rule	07/2017				
		and how it may or may not	01/2018				
		effect waiver provider	07/2018				
		services	01/2019				
		Overview of Hawaii's					
		Proposed HCBS Transition					
		Plan and how to achieve and					
		maintain full compliance					
		Encourage participation					
		during periods of public					
		input.					
		Organizations that have					
		expressed interest include:					
		Case Management Agencies					
		Community Care Foster					
		Family Home Association(s)					
		Hawaii Waiver Providers					
		Association (HWPA)					
		Adult Residential Care Home					
		Association(s)					

Acronyms			
CMS	Centers for Medicare & Medicaid Services	HCBS	Home and Community Based Services
CMB	Case Management Branch, DDD	HRS	Hawaii Revised Statutes

CTA	Community Ties of America, Inc.	HWPA	Hawaii Waiver Provider Association
DOH	Department of Health	My Choice My	Group of individuals representing SAAC, SPIN, HCBS
		Way advisory	associations, HWPA, DOH-DDD, DD Council, DOH-OHCA,
		group	and DHS-MQD
DDD	Developmental Disabilities Division	MQD	Med-QUEST Division
DD Council	Hawaii State Council on Developmental	OHCA	Office of Health Care Assurance
	Disabilities		
DHS	Department of Human Services	SAAC	Self-Advocacy Advisory Council
HAR	Hawaii Administrative Rule	SPIN	Special Parent Information Network

Persons Receiving Residential Services Survey

Do you live with a caregiver? YES [NO □
How many other people with disabil	lities do you live with?
Date you did this survey:	
Who helped you complete this surve	ey?
Relationship:	
This survey will help us understand	what it is like to live in your home. We want
to hear about your services and ho decisions and choices.	ow they help you to be independent, make

Things to **THINK** about when you are doing this survey:

- 1. Think about where you LIVE.
- 2. Tell us what it is like living in your **HOME.**
- 3. Tell us about the **CHOICES** you get to make.
- 4. Check the box to answer **YES** or **NO** to the questions.
- 5. If someone is helping you with this survey, think about whether you have the **RIGHT or CHOICE** to do the activities.

Revised 02/25/15 Page **1** of **6**

		YES	NO
	CHOICE		
1. Where I live	a. Did you pick where you live?		
	b. Did you visit other places before you picked where you live now?		
	c. Do you have an agreement in writing for where you live?		
	d. Do you know your rights in regards to your agreement?		
	e. Do you have your own room?		
	f. If you share a room, did you choose your roommate?		
	g. Do you decorate your room with your favorite things?		
	h. Do you pick the clothes you want to wear?		
2. Going out	a. Do you go out?		
	b. Do you pick how often you go out?		
	c. Do you pick what you do?		
	d. Do you pick who goes with you?		
3. Schedule	a. Do you pick the times you get up and go to bed?		
	b. Can you take a bath when you want?		
	c. Do you choose when you eat?		
	d. Can you pick the time you watch TV?		
	e. Do you talk on the phone when you want?		
	f. Can go on the computer when you want?		
4. Meals & Snacks	a. Do you pick what you want to eat?		
	b. Do you pick where you sit to eat?		

Revised 02/25/15 Page **2** of **6**

		YES	NO
5. Person-Centered Plan	a. Do you attend your Person-Centered Planning meetings?		
Service Plan	b. Do you pick the time, place, and who attends your meeting?		
	c. Do you get to be in charge of your own meeting?		
6. Caregiver	a. Do you pick who helps you?		
	b. Do you know you have the right to ask for a new caregiver?		
	c. Do you know who to ask if you want a new caregiver?		
	PRIVACY		
7. Inside your home	a. Do you have a key to your home?		
	b. Can you close and lock the bedroom door?		
	c. Do you have a key to your bedroom?		
Privacy Please	d. Can you close and lock the bathroom door?		
	e. Do staff and other residents knock and ask your permission to enter your bedroom or bathroom?		
	f. If you need personal assistance, is your care done in private?		
	g. Do you feel that the caregiver keeps your personal and health information private?		
	h. Does staff talk about you in front of other people?		
	i. Does staff talk about other people in front of you?		
	j. Is there a place for you to meet in private with your family and friends?		

Revised 02/25/15 Page **3** of **6**

		YES	ON
	k. Is the telephone, computer or other device in a spot where you can have privacy?		
	DIGNITY & RESPECT		
8. Respect	a. Does your staff say hello and use your name?		
	b. Does your staff talk to you with respect?		
	c. Does your staff use words that you can understand when they talk to you?		
9. Free from being bullied or intimidated	a. Do you feel that people listen to you if you talk about your concerns?		
	b. Do you know what to do if you have a problem with your caregiver or service?		
	c. Do you know that your complaint is anonymous?		
	ACCESS		
10. Inside your home	a. Can you get around your home safely?		
	b. Are there ramps, wide doorways or hallways to help you get around the home?		
	c. Are there any gates, Velcro strips, locked doors, or other things that stop you from going in or out of some places?		
	d. Do you use the kitchen when you want?		
	e. Are there locks or straps on the refrigerator or cabinets that make it hard to get a snack or a drink when you want?		
	f. Do you get scolded for getting a snack or drink when you want?		

Revised 02/25/15 Page **4** of **6**

		YES	NO
	g. Do you use the washer and dryer when you want?		
	h. Do you have lots of visitors in your home?		
	i. Are there certain hours visitors can spend time with you?		
	j. Does your home have internet connection that you can use?		
11. Outside your home	a. Is your home near other houses, stores, and businesses?		
	b. Do you know your neighbors?		
	c. Do people greet you or say hello to you?		
	d. Do you take the handi-van, bus or a taxi cab?		
	e. If you can't use the handi-van, bus or taxi cab, is there a van or car to take you to activities in the community?		
	f. Do you have a way to get the bus schedule or call a taxi?		
	g. Is there a curfew or a rule that says what time you have to be back?		
12. Employment	a. Do you have a job?		
	b. Do you work with people who do not have a disability?		
	c. If you don't have a job but want one, are you getting help to find a job?		
13. Money	a. Do you have a bank account?		
COAR O	b. Can you get money when you need it?		
	c. If you need help with your money, did you get to pick the person to help you?		

Revised 02/25/15 Page **5** of **6**

Comments:
If you have any questions went many information or would like someone to
If you have any questions, want more information or would like someone to contact you regarding your comments, please leave your name and most
convenient way to contact you.
Name:
Relationship to participant:

Thank you for participating and your answers are very important to us!

Phone:

Mailing address: _____

Email address: _____

Revised 02/25/15 Page **6** of **6**

Primary Caregiver Residential Survey

How many clients do you currently provide services to?
How many beds or clients are you licensed or certified for?
If you are a certified CCFFH, did you provide care to any private-pay clients during the past year?

Date you did this survey:

This survey will help us understand the services you provide in the home. We want to hear about your services and how they help our clients to be independent, make decisions and choices.

Things to **THINK** about when you are doing this survey:

- 1. Think about the home your client(s) **LIVE** in.
- 2. Tell us what it is like living in your **HOME.**
- 3. Tell us about the **CHOICES** your client(s) get to make.
- 4. Think about whether they have the **RIGHT or CHOICE** to do activities.
- 5. Check the box to answer **YES** or **NO** to the questions.

Revised 03/02/15 Page **1** of **5**

		YES	NO
	CHOICE		
1. Clients Home	Does your client(s)		
	a. Have an agreement in writing for where s/he lives?		
	b. Know the housing rights in regards to their agreement?		
	c. Share a room?		
cm.	d. Choose their roommate?		
	e. Get to decorate their room with their favorite things?		
	f. Pick the clothes s/he wants to wear?		
2. Going out	Does your client(s)		
	a. Go out into the community?		
	b. Pick how often s/he goes out?		
	c. Pick what to do?		
	d. Pick who goes out with him/her?		
3. Schedule	Does your client(s) pick the time s/he		
<u>@</u>	a. Gets up and go to bed?		
	b. Takes a bath?		
	c. Wants to eat?		
	d. Watched TV?		
	e. Talks on the phone?		
	f. Goes on the computer?		
4. Meals & Snacks	Does your client(s) pick		
FOR	a. What s/he wants to eat?		
	b. Where s/he sits to eat?		
	c. Who s/he eats with?		
5. Person-Centered Plan	Does your client(s)		
	a. Attend a Person-Centered Planning meeting?		
Service Plan	b. Pick the time, place, and who attends the meeting?		
Flan	c. Get to be in charge of their meeting?		
	PRIVACY		
6. Inside your home	Does your client(s)		
	a. Have a key to the home?		
	b. Close and lock the bedroom door?		
Privacy Please	c. Have a key to their bedroom?		
	d. Close and lock the bathroom door?		

Revised 03/02/15 Page **2** of **5**

		YES	NO
	Do you and other caregiver(s)		
	e. Knock and ask permission to enter the client's bedroom or bathroom?		
	f. Provide care in private?		
	g. Keep the client's personal and health information private?		
	h. Know not to talk about the clients in front of other people?		
	i. Know not to talk about other people in front of the client?		
	j. Have a place for the client to meet with their family and friends in private?		
	k. Have a place for the client to talk on the telephone or use the computer (or other device) in private?		
	DIGNITY & RESPECT		
7. Respect	Do you and other caregiver(s)		
	a. Say hello and use the client's name?		
	b. Talk to the client with respect?		
	c. Use words that the client can understand?		
8. Free from being	Do your client(s)	-	•
bullied or	a. Know what to do if s/he has a problem with the		
intimidated	caregiver or service?		
	b. Know that his/her complaint is anonymous?		
3	Do you and other caregiver(s)		
	c. Listen to the client if s/he has concerns?		
	ACCESS		
9. Inside your home	Does your home		
	a. Allow client(s) to get around safely?		
	b. Have ramps, wide doorways or hallways to help the		
	client get around the home?		
	c. Have any gates, Velcro strips, locked doors, or other things that stop clients from going in or out of some places?		
	d. Have locks or straps on the refrigerator or cabinets that make it hard for the client to get a snack or a drink?		
	Does your client(s)		

Revised 03/02/15 Page **3** of **5**

		YES	NO
	e. Use the kitchen when s/he wants?		
	f. Get scolded for getting a snack or drink when s/he wants?		
	g. Use the washer and dryer when s/he wants?		
	h. Have visitors in your home?		
	i. Have certain hours visitors can spend time with him/her?		
	j. Have internet connection that s/he can use?		
10. Outside your	Does your client(s)		
home	a. Have access to other houses, stores, and businesses?		
	b. Know your neighbors?		
	c. Neighbors say hello or greets him/her?		
2/A 72 12 1/2	d. Take the handi-van, bus or a taxi cab?		
	e. Have other ways of transportation to take him/her to activities in the community?		
	f. Have access to the bus schedule or call a taxi?		
	g. Have a curfew or a rule that says what time s/he will have to be back?		
11. Employment	Does your client(s)		
0	a. Know who can help to find a job?		
	b. Have a job?		
	c. Work with people who do not have a disability?		
12. Money	Does your client(s)		
	a. Have a bank account?		
	b. Know how to get money when s/he needs it?		
	c. Pick the person to help manage his/her money?		

Revised 03/02/15 Page **4** of **5**

omments:
you have any questions, want more information or would like someone to contact you garding your comments, please leave your name and most convenient way to contact you.
Name:
Phone:
Mailing address:
Email address:

Thank you for participating and your answers are very important to us!

Revised 03/02/15 Page **5** of **5**

Persons Receiving Non Residential Services Survey

Date you did this survey: Who helped you complete this survey? Relationship:

This survey will help us understand what it is like to be in an Adult Day Health or Adult Day Care Program. We want to hear about your services and how they help you to be independent, make decisions and choices.

Things to **THINK** about when you are doing this survey:

- 1. Think about the **SETTING.**
- 2. Tell us what it is like to be at your **DAY PROGRAM**.
- 3. Tell us about the **CHOICES** you get to make.
- 4. If someone is helping you with this survey, think about whether you have the **RIGHT or CHOICE** to do the activities.
- 5. Check the box to answer **YES** or **NO** to the questions.

Revised 02/25/15 Page **1** of **6**

		YES	NO
	CHOICE		Ţ
1. My Program	a. Did you pick your program?		
	b. Did you visit other programs before you picked your day program?		
	c. Did you get information about your rights?		
	d. Did you get a copy of your rights?		
	e. Is information on your rights posted where you can see it?		
	f. Did the program talk to you about making your own choices?		
	g. If you want to vote, would the program let you go to the voting polls?		
2. Program Activities	a. Do you pick your program activities?		
	b. Do you pick what time you do them?		
	c. Can you choose who you want to do the activity with?		
	d. Are activities done with people who do not have a disability?		
	e. Is there volunteer work?		
	f. Are there job opportunities?		
	g. Is there a safe place to put your personal items?		
	h. Are there activities that keep you involved and active?		
	i. Are there activities that help you relax and slow down?		
	j. Can you choose activities you can do alone?		
	k. Can you choose activities you can do with a group?		

Revised 02/25/15 Page **2** of **6**

		YES	NO
	I. Does the program encourage you to learn new things?		
3. Meals & Snacks	a. Do you pick what you want to eat?		
	b. Do you pick the time you want to eat?		
	c. Do you pick who you eat with like family, friends, or caregivers?		
4. Person-Centered Plan	a. Do you attend your Person-Centered Planning meetings?		
Service Plan	b. Do you pick the time, place, and who attends your meeting?		
	c. Are you in charge of your own meeting?		
	d. Does the program follow your plan and interests?		
	e. Do you get to change your plan when you want?		
	f. Does your plan talk about how people can help you stay calm and relaxed?		
	g. Do the staff know how to help you if you are stressed and upset?		
5. Caregiver and Service	a. Do you pick who helps you?		
	b. Did you pick the waiver services provided to you?		
4.0	c. Do you know you have the right to ask for a new caregiver or service?		
	d. If you want a new service or caregiver, do you know who to ask?		
	PRIVACY		
6. Privacy	a. If you need personal assistance, is your care done in private?		
	b. Does the caregiver keep your personal and health information private?		

Revised 02/25/15 Page **3** of **6**

		YES	NO				
\triangle	c. Does staff talk about you in front of other people?						
Privacy Flease	d. Does staff talk about other people in front of you?						
e. Is there a place for you to meet with your family and friends in private?							
	DIGNITY & RESPECT						
7. Respect	a. Does your staff say hello and use your name?						
	b. Does your staff talk to you with respect?						
	c. Does your staff use words that you can understand?						
8. Free from being bullied or intimidated							
	b. Do you know what to do if you have a problem with your caregiver or service?						
•	c. Do you know that your complaint is anonymous?						
	ACCESS						
9. Inside the setting	a. Can you get around safely inside the setting?						
	b. Are there ramps, wide doorways, hallways, stair lift or elevator to help you get around?						
	c. Are there any gates, Velcro strips, locked doors, or other things that stop you from going in or out of places?						
	d. Are there locks or straps on the refrigerator or cabinets that make it hard to get a snack or a drink when you want?						

Revised 02/25/15 Page **4** of **6**

		YES	NO				
	e. Do visitors come to see you at the program?						
	f. Can you have visitors at any time?						
	g. Do people without disabilities spend time at your program?						
10. Outside the setting	a. Can you get around safely outside the setting?						
	b. Is your program near other houses, stores, and businesses?						
	c. Are there ramps, wide doorways, hallways, stair lift or elevator to help you get around?						
	d. Do you take the handi-van, bus or a taxi cab?						
	e. If you can't use the handi-van, bus or taxi cab, is there a van or car to take you to activities in the community?						
	f. Do you have a way to get the bus schedule or call a taxi?						
11. Employment	a. Do you have a job?						
	b. Do you volunteer?						
	c. Do you work with people who do not have a disability?						
	d. Do you and your co-workers get paid minimum wage or more?						
	e. Does the setting let you bring your service worker to your job?						
	f. Did you pick your work schedule?						
	g. If you don't have a job but want one, are you getting help to find a job?						

Revised 02/25/15 Page **5** of **6**

		1	110
		YES	NO
12. Money	a. Do you have a bank account?		
CONE ?	b. Can you get money when you need it?		
	c. If you need help with your money, did you get to pick the person to help you?		
Comments:			

Thank you for participating and your answers are very important to us!

Email address: ______

Revised 02/25/15 Page **6** of **6**

Day Program Survey

How many clients do you currently provide services to? Date you did this survey:

This survey will help us understand the services you provide at your day program. We want to hear about your services and how they help our clients to be independent, make decisions and choices.

Things to **THINK** about when you are doing this survey:

- 1. Think about the **SETTING** your client(s) go to.
- 2. Tell us what it is like to be at your **DAY PROGRAM.**
- 3. Tell us about the **CHOICES** your client(s) get to make.
- 4. Think about whether they have the **RIGHT or CHOICE** to do activities.
- 5. Check the box to answer **YES** or **NO** to the questions.

Revised 03/02/15 Page **1** of **5**

		YES	NO
	CHOICE		
1. Day Program	Does your client(s)		
v 🏃 🗻	a. Know about his/her rights?	ΤΠ	
	b. Have a copy of his/her rights?		
	Does your day program		
	c. Post the clients rights where they can see it?	ТП	
	d. Talk to clients about making choices?		
2. Activities	e. Allow clients to go to the voting polls? Does your client(s) pick		
Z. Activities		Т	
	a. The activities?		
(:\forall :\forall :\	b. What time to do them?		
	c. Who the activity is done with? Does your day program have		
	d. Activities that can be done with people who do not		
	have a disability?		
	e. Volunteer work?		
	f. Job opportunities?		
	g. A safe place to put their personal items?		
	h. Activities that keep s/he involved and active?		
	i. Activities that help s/he relax and slow down?		
	j. Activities s/he can do alone?		
	k. Activities s/he can do with a group?		
	I. Activities that encourage s/he to learn new things?		
3. Meals & Snacks	Does your client(s) pick	_	
	a. What s/he wants to eat?		
	b. Where s/he sits to eat?		
	c. Who s/he eats with?		

Revised 03/02/15 Page **2** of **5**

		YES	NO
4. Person-Centered Plan	Does your client(s)		
	a. Attend a Person-Centered Planning meeting?		
Service	b. Pick the time, place, and who attends the meeting?		
Plan	c. Get to be in charge of their meeting?		
	d. Get to develop the plan?		
	e. Get to change the plan?		
	Do your day program caregivers know when to		
	f. Help clients stay calm and relaxed?		
	g. Help clients who are stressed and upset?		
	h. Ask for clients consent before use of restraints and/or		
	restrictive interventions?		
	PRIVACY		
5. At the program	Do you and other caregiver(s)		
	a. Provide care in private?		
	b. Keep the client's personal and health information		
Privacy Please	private?		
	c. Know not to talk about the clients in front of other		
	people?		
	d. Have a place for the client to meet with their family		
	and friends in private?		
	e. Have a place for the client to talk on the telephone or		
	use the computer (or other device) in private?		
	DIGNITY & RESPECT		
6. Respect	Do you and other caregiver(s)		
	a. Say hello and use the client's name?		
	b. Talk to the client with respect?		
	c. Use words that the client can understand?		
7. Free from being	Do you and other caregiver(s)		
bullied or	a. Know what to do if s/he has a problem with the		
intimidated	caregiver or service?		
	b. Know that his/her complaint is anonymous?		
	Do you and other caregiver(s)		
	c. Listen to the client if s/he has concerns?		

Revised 03/02/15 Page **3** of **5**

		YES	NO						
ACCESS									
8. Inside the setting	Does your day program								
	b. Have ramps, wide doorways, hallways, stair lift or elevator to help you get around?								
	c. Have any gates, Velcro strips, locked doors, or other things that stop you from going in or out of places?								
	d. Have locks or straps on the refrigerator or cabinets								
	that make it hard to get a snack or a drink when you								
	want?								
	Does your client(s)								
	e. Have visitors at the day program?								
	f. Have certain hour's visitors?								
9. Outside the setting	Does your client(s)								
	a. Allow client(s) to get around safely?								
13 B 14 A	b. Have ramps, wide doorways, hallways, stair lift or								
	elevator to help you get around?								
	c. Have access to other houses, stores, and businesses?								
	d. Take the handi-van, bus or a taxi cab?								
	e. Have other ways of transportation to take him/her to activities in the community?								
	f. Have access to the bus schedule or call a taxi?								
10. Employment	Does your client(s)								
	a. Volunteer?								
0	b. Have a job?								
	c. Know who can help to find a job?								
	d. Work with people who do not have a disability?								
	e. Pick his/her work schedule?								
	f. Get minimum wage or more?								
	g. Have need a caregiver when working at job?								

Revised 03/02/15 Page **4** of **5**

		YES	NO
11. Money	Does your client(s)		
THE ACTUAL PROPERTY OF THE PARTY OF THE PART	a. Have a bank account?		
ONE CONE	b. Know how to get money when s/he needs it?		
	c. Pick the person to help manage his/her money?		
Comments:			
If you have any gue	estions, want more information or would like someone to	contact	VOL
regarding your comm	nents, please leave your name and most convenient way to co		
	address:		
Email ac	ldress:		

Thank you for participating and your answers are very important to us!

Revised 03/02/15 Page **5** of **5**

STATE OF HAWAII DEPARTMENT OF HUMAN SERVICES MED-QUEST DIVISION

NOTICE OF PUBLIC FORUM

Under the provision of Title 42, Section 441.301(c)(6)(iii), of the Code of Federal Regulations (C.F.R), the State of Hawaii, Department of Human Services (the State), hereby notifies the public that it intends to submit a transition plan for Home and Community-Based Services Settings for Hawaii's 1915(c) Home and Community-Based Services (HCBS) Waiver, which provides services as an alternative to institutionalization in an Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/IID).

The 1915(c) HCBS Waiver transition plan for home and community-based services settings is required as outlined by the Centers for Medicare & Medicaid Services in 42 C.F.R. 441.301(c)(4). The purpose of the transition plan is to ensure Medicaid beneficiaries are receiving HCBS in settings that meet the quality requirements specified in the final rule and are appropriate based on the needs of the individual as indicated in their person-centered service plan. The final rule provides the State the opportunity to develop a transition plan that encompasses a period of up to five (5) years after the effective date of the regulation to meet the provisions of the final rule.

The State will hold a public forum to seek input on the proposed 1915(c) HCBS Waiver transition plan described in this notification.

January 14, 2015 from 10:00 am to 12:00 pm

Queen's Conference Center Auditorium (formerly Mabel Smythe Building) 1301 Punchbowl Street Honolulu, HI 96813

For individuals who wish to participate by video teleconference (VTC), sites and locations are being finalized and will be posted online at www.med-quest.us under News and Events.

All interested parties are invited to join the public forum and to state their views regarding the 1915(c) HCBS Waiver transition plan. In lieu of joining the public forum in person or by VTC, written testimony may also be provided and must be received by the State from the date of publication of this notice through <u>January 30, 2015</u> to:

Department of Human Services Med-QUEST Division Attention: Health Care Services Branch P.O Box 700190 Kapolei, Hawaii 96709-0190 The 1915(c) HCBS Waiver transition plan is available online at: www.med-quest.us under News and Events. A copy of the 1915(c) HCBS Waiver transition plan will also be available for public viewing at the Med-QUEST Division offices listed below from the first working day that the legal notice appears in the Honolulu Star-Advertiser, Hawaii Tribune Herald, West Hawaii Today, The Maui News, and The Garden Island for a period of at least thirty calendar days after the publication of this notice, from Monday – Friday, exclusive of state holidays, between the hours of 9:00 a.m. to 2:00 p.m.

East Hawaii Office 88 Kanoelehua Avenue, Room 107 Hilo, Hawaii 96720 (933-0339)

West Hawaii Office 75-5591 Palani Road, Ste. 3004 Kailua-Kona, Hawaii 96740 (327-4970)

Kauai Office 4473 Pahee Street, Suite A Lihue, Hawaii 96766 (241-3575)

Oahu Dillingham Office 801 Dillingham Boulevard, 3rd Floor Honolulu, Hawaii 96817 Maui Office 210 Imi Kala Street, Suite 101 Wailuku, Hawaii 96793 (243-5780)

Molokai Office 65 Makaena Place, Room 110 Kaunakakai, Hawaii 96748 (553-1758)

Lanai Office 730 Lanai Avenue Lanai City, Hawaii 96763 (565-7102)

Oahu Kapolei Office 601 Kamokila Boulevard, Rm 518 Kapolei, Hawaii 96707

Special accommodations (i.e. interpreter, sign language interpreter, large print, taped materials, or accessible parking) will be arranged, if requested no later than seven (7) working days before the scheduled public forum on Oahu by calling <u>808-692-8094</u>. Neighbor island residents requesting special accommodations should contact the appropriate Med-QUEST Division offices on the respective neighbor islands listed above.

DEPARTMENT OF HUMAN SERVICES BARBARA YAMASHITA DIRECTOR



STATE OF HAWAII DEPARTMENT OF HUMAN SERVICES

Med-QUEST Division
Policy and Program Development Office
P. O. Box 700190
Kapolei, Hawaii 96709-0190

December 12, 2014

Ms. Joelene K. Lono, Executive Director Ke Ola Mamo Native Hawaiian Health Care System-Oahu 1505 Dillingham Boulevard, Room 205 Honolulu, Hawaii 96817

Dear Ms. Lono:

RE: Proposed 1915(c) Home and Community-Based Services Waiver Transition Plan

Pursuant to tribal consultation requirements in section 1902(a)(73) of the Social Security Act as amended by section 5006(e)(2) of the American Recovery and Reinvestment Act of 2009, the Department of Human Services, Med-QUEST Division is soliciting your consultation on the proposed 1915(c) Home and Community-Based Services (HCBS) transition plan for home and community-based services settings.

The 1915(c) HCBS Waiver transition plan for home and community-based services settings is required as outlined by the Centers for Medicare & Medicaid Services in 42 C.F.R. 441.301(c)(4). The purpose of the transition plan is to ensure Medicaid beneficiaries are receiving HCBS in settings that meet the quality requirements specified in the final rule and are appropriate based on the needs of the individual as indicated in their person-centered service plan. The final rule provides the State the opportunity to develop a transition plan that encompasses a period of up to five (5) years after the effective date of the regulation to meet the provisions of the final rule.

Please provide your written comments by January 15, 2015 to the:

Department of Human Services Med-QUEST Division P.O. Box 700190 Kapolei, Hawaii 96709-0190

Attention: Ms. Patricia M. Bazin

Health Care Services Branch

Ms. Joelene K. Lono December 12, 2014 Page 2

The 1915(c) HCBS Waiver transition plan is enclosed for your reference. Should you have any questions or desire a meeting, please call Ms. Patricia Bazin at 808-692-8083 or e-mail her at pbazin@medicaid.dhs.state.hi.us.

Thank you for your efforts, support, and advocacy for the American Indian and Alaska Native communities and your continuing support of our Medicaid programs.

Sincerely,

Kenneth S. Fink, MD, MGA, MPH Med-QUEST Division Administrator

Enclosure

HAWAII STATEWIDE TRANSITION PLAN FOR HOME AND COMMUNITY BASED SERVICES (HCBS)

The State of Hawaii has prepared this statewide transition plan in accordance with the new Home and Community Based Services (HCBS) regulations in 42 CFR Section 441.301(c)(4)(5) and Section 441.710(a)(1)(2). This plan addresses settings where home and community based services are provided through the Med-QUEST Division's QUEST Integration program and the 1915(c) waiver for persons with intellectual/developmental disabilities. Hawaii's plan outlines the activities to be undertaken by the State in partnership with the individuals who receive home and community based services, their families, friends, advocates, providers, and other stakeholders. The plan is organized into three sections: Assessment, Remediation, and Stakeholder Engagement/Public Input. Action steps, timeframes and the products of the steps are included with each area of the HCBS Plan.

Section 1: Assessment

This area focuses on two key areas: 1) a system-level analysis of the State's regulations, standards, policies, licensing requirements, and other provider requirements that ensure settings to ensure full and on-going compliance with the federal requirements; and 2) an analysis of settings where HCBS are delivered to assess readiness to meet the federal regulations. The Assessment Phase employs a number of strategies to fully assess and determine

	1011		

#	Action Item	Description	Proposed Start Date	Proposed End Date	Responsible Agency(s)	Key Stakeholders	Sources or Documents	Outcome
Ass	essment Activities							
1	Review State Statutes, Rules, Regulations, Standards, or Other Requirements	State will review current statutes, rules, regulations, standards, or other requirements to identify any needed changes for full compliance with the HCBS settings requirements.	10/17/14	04/01/15	DOH-OHCA, DHS-DDD, DOH-DDD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	HRS, HAR, Waiver Standards, contracts, HCBS rules, CMS guidance	Identified areas where current language needs to be strengthened or revised for full compliance with the HCBS settings requirements.
2	Compile list of all licensed homes where HCB services are provided (residential only)	Build database with information on every home that provides HCB services: • Provider name; • Address; • Numbers of participants; • Names of HCBS participants by setting; • Other	01/01/15	01/30/15	DOH-OHCA DOH-DDD	My Choice My Way team are the decision makers on the factors to gather	DOH-DDD- OCB, DOH-DDD- CMB, DOH-OHCA	Obtain comprehensive list of all licensed homes

3	Develop Process for Settings Analysis and Identify the Assessors	My Choice My Way workgroup advises State on development of the process for assessing and analyzing all HCBS settings. Workgroup develops a matrix for determining settings for onsite review in addition to the mandatory Category 3 settings. State is responsible for identifying assessors of selected sites.	01/01/15	02/15/15	DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	HCBS rules, CMS guidance	Written process and training module for assessor. Share process and tools with providers.
4	Develop the Settings Analysis Tool	The tool will assist in identifying current settings and classifying them into categories: • Category 1- Yes, meets requirements • Category 2- Not Yet, can meet with remediation • Category 3- Not yet, presumed not HCBS but State will require heightened scrutiny • Category 4- No, does not meet requirements	01/01/15	02/15/15	DHS-MQD	Providers	HCBS rules, CMS guidance	A copy of the tool will be submitted as a component of the transition plan.
5	Revise transition plan to include assessment information as described below	Transition plan will be updated to incorporate information found from assessment of providers and participants/consumers. Stakeholders will review transition plan for input.	10/01/15	11/30/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	HCBS rules, CMS guidance	Remediation phases of transition plan are updated to include additional information gathered from assessments.

Par	ticipants/Consumers	art and a second and						
6	Develop the	HCBS participants and consumer	01/01/15	02/01/15	DHS-MQD	Participants,	Crosswalk	A copy of the survey
	Participant/	advocacy entities will receive				families, SAAC,	document	will be submitted as a
	Consumer	the survey. The survey will			8	SPIN	of NCI and	component of the
	Experience Survey	provide the		10		DD Council	HCBS Rule.	transition plan.
		participant/consumer the	= =		10	1	Other	
		opportunity to report their			Diff &		states'	
		experience with their current		.110			surveys	
		HCBS settings. Survey will:					and CMS	
		- Formatted in larger font size	94			1	exploratory	
	20	(i.e., 18 point);	4				questions	
		- Include pictures;					× 2	
		- Plain language; and				100		
		- Reading level; and						e 9 9 1 = =
		- Referred to SAAC for input						-1,1,-
		prior to issuing.			=			
7	Select a	State will select a statistically	02/01/15	02/28/15	DOH-DDD,	Participants,	Compiled	Identify a statistically
	Statistically	significant sample of HCBS			DHS-MQD	families, SAAC,	database	significant sample of
	Significant Sample	Participants who live in				SPIN	(Assess-	HCBS participants
	of HCBS	provider-owned or controlled					ment #2)	residing in provider-
	Participants	settings to complete the						owned or -controlled
		Consumer Experience Survey		41 14 m				settings.
8	Conduct a	State will conduct an	03/01/15	04/30/15	DOH-DDD,	Participants,	HCBS rules,	Identified current
	Participant/	assessment using the Participant			DHS-MQD	families, SAAC,	CMS	level of compliance
	Consumer	Experience Survey:		1		SPIN	guidance	with the HCBS
	Experience Survey	 Identify organization(s) that 		*		DD Council	8	settings
		help participant/consumer	52				= -	requirements.
		complete survey (i.e., Case	¥ (g= 5)					Identified settings for
		Management Agencies, DDD			10			remediation.
		Case Managers, DD waiver			8		·	
	1.0	agencies that do not provide				- :1		
		residential services);	1			= =		
		Utilize family members who						
		have						

		active contact with their relative to interpret the needs/experiences of nonverbal participants/consumers; Ask SAAC to complete the survey; Instructional information when issuing; Post form on-line (and through survey monkey) to download in addition to mailing; Contact information for questions- e-mail and voice mail; Self-addressed envelope to return to DHS-MQD; and Fax # to send back.						
9	Participant Survey- Training for Organizations	Training provided to organizations to help participants complete survey.	02/01/15	02/28/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	Individuals assessing providers for compliance with HCBS settings will have training to complete this task.
10	Analysis of Participant/Consu mer Experience Survey	State will perform an analysis that confidentially matches providers with their participants/consumers to verify if assessments are accurate.	05/1/15	06/30/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN DD Council	HCBS rules, CMS guidance	Identified current level of compliance with the HCBS settings requirements. Identified settings for remediation.

Pro	viders							
11	Provider Self- Assessment Survey	The survey will assist in identifying provider readiness and classifying them into categories identified in Assessment #4.	01/01/15	02/01/15	DHS-MQD	Providers	HCBS rules, CMS guidance	A copy of the survey will be submitted as a component of the transition plan.
12	Identify providers who will complete Self-Assessment Survey	All providers will be given the opportunity to complete the Provider Self-Assessment Survey Tool	02/01/15	02/28/15	DOH-DDD, DHS-MQD	Providers	Compiled database (Assess- ment #2)	Identify providers to complete assessment.
13	Conduct a Provider Self- Survey	Providers will conduct a self- assessment of settings using the Provider Survey: Instructional memo prior to issuing; Post form on-line to download in addition to mailing; Add the survey to "survey monkey" for completion electronically; Contact information for questions- e-mail and voice mail; and Fax # to send back.	03/01/15	04/30/15	DOH-DDD, DHS-MQD	Providers	HCBS rules, CMS guidance	A copy of the database (without the participant information) will be submitted as a component of the transition plan.
14	Analysis of Participant/Consumer Experience and Provider Surveys	State will perform an analysis that confidentially matches providers with their participants/consumers to verify if assessments are accurate.	05/1/15	06/30/15	DOH-DDD, DHS-MQD	Participants, families, SAAC, SPIN DD Council	HCBS rules, CMS guidance	Identified current level of compliance with the HCBS settings requirements. Identified settings for remediation.

15	Provider Survey-	Training provided to assessors	06/01/15	06/30/15	DOH-DDD,	Providers	HCBS rules,	Individuals assessing
	Training for	who will conduct validation of		_	DHS-MQD		CMS	providers for
:	Assessors	provider surveys. State will					guidance	compliance with
		contact University of Hawaii,						HCBS settings will
		Centers for Disability Studies			5			have training to
	*.	(CDS) to identify if they can			4.5	-		complete this task.
		support performing provider		10	242	g I	¥	
		validation surveys.				=		T
16	Validate the	State staff or designee will	07/01/15	09/30/15	DOH-DDD,	Providers	HCBS rules,	Providers are
	Provider Self-	conduct a validation review to			DHS-MQD	Α	CMS	categorized.
	Survey	confirm findings in the provider			21	(inc.)	guidance	Identified current
		survey and aggregate data. State		å				level of compliance
		identifies providers for					}	with the HCBS
		remediation.						settings
							}	requirements.
53	•					0):	1	Identified providers
					2			for remediation and
						-		initiate corrective
							18	action plan.
17	Conduct	State will perform a mandatory	07/01/15	09/30/15	DOH-DDD	Participants,	HCBS rules,	State shall plan to
	Mandatory Site	site visit to facilitate the			will be	families,	CMS	provide justification
	Visits for Category	heightened scrutiny process.			responsible	SAAC, SPIN,	guidance	of how the setting
	3 and 4 Settings				for the	DHS, OHCA,		meets HCBS settings
		. \			settings	DOH-DDD, DD		requirements.
					where	Council,		
					waiver	Providers		
					participants		1	
				E .	reside.		_	-
			,		DHS-MQD			
		. 24		= _	will be		~	
					responsible	* · ·	·	n
					for the			11 21
		ε		-	settings			#1
·					where 1115			

		-13		participants reside. Where both live in one home, DOH- DDD and DHS-MQD will be	12	
	je j	54	2	will be perform a		
-				join site visit.		

Section 2: Remediation

The State must include remediation activities with timeframes for completion and the process for monitoring to assure that milestones are met as Hawaii moves toward full compliance with the HCBS Rule. Remediation will include revise administrative rules, provider standards, and training to assure compliance with revisions.

#	Action Item	Description	Proposed	Proposed	Responsible	Key	Sources or	Outcome
		2	Start Date	End	Person(s)	Stakeholders	Documents	
,				Date				
1	Modify State Statutes, Rules, Regulations, Standards, or Other Requirements	State modifies statutes, rules, regulations, standards, or other requirements to identify any needed change for full compliance with the HCBS settings requirements.	06/01/15	06/01/17	DOH-OHCA, DHS-MQD, DOH-DDD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	HCBS rules, CMS guidance	State statutes, rules, regulations, standards, contracts, or other requirements are revised and are in full compliance with the HCBS settings requirements.
2	Issue Provider Remediation Action Letter	State provides report to each provider with settings that require remediation and works with providers to develop site-specific, as well as provider-wide, action plans to achieve full compliance. This process includes: Template letter for remediation; and Corrective action format.	10/01/15	11/30/15	DHS-MQD, DOH-DDD	Providers		A copy of the template letter for remediation action will be submitted as a component of the transition plan. Providers review the remediation requirements and develop a corrective action plan to meet the HCBS settings requirements.

3	Justify	State provides justification that	07/01/15	12/31/15	DHS-MQD,	Participants,		CMS accepts Hawaii's
	Category 3	the setting that is presumed not	' '	22	DOH-DDD	families,		justification of
	Settings through a	to be HCBS is in fact HCBS and	3			SAAC, SPIN,	7	category 3 settings.
	Heightened	does not have the qualities of an	¥	Ì	-	DHS, OHCA,		
	Scrutiny Process	institution, if applicable.		2.5		DOH-DDD, DD		
		Submits justification to CMS for				Council,		J D)
		review/approval.	-			Providers	1.0	
4	Develop	Identify areas within modified	01/01/16	06/30/16	DOH-OHCA,	Participants,	HCBS rules,	Operational
	operational	statutes, rules, regulations,			DHS-MQD,	families,	CMS	procedures are
	procedures for	standards, or other			DOH-DDD	SAAC, SPIN,	guidance	developed for
-	compliance with	requirements that need changes				DHS, OHCA,		providers to follow to
	revised State	to operational procedures for			Providers	DOH-DDD, DD		meet State statutes,
	statutes, rules,	full compliance with the HCBS				Council,	=	rules, regulations,
	regulations,	settings requirements.	题	:=		Providers		standards, contracts,
	standards, or	• Category 1- Use their		19			,	or other
	other	operational practices as a						requirements and are
	requirements	guide for other providers for				*	8	in full compliance
		developing remediation						with the HCBS
1								settings
								requirements.
5	Train providers on	State will train providers on	07/01/16	08/31/16	DHS-MQD,	Providers	HCBS rules,	Providers understand
	revised	operational procedures to meet		E211	DOH-DDD		CMS	operational
	operational	compliance with the HCBS					guidance	procedures to meet
	procedures	settings requirements. This					_ = = _	full compliance with
		training will include "train the						the HCBS settings
		trainer" components for				= 11	8.	requirements.
		ongoing training.					5%6	
6	Develop Standard	State develops standard	07/01/16	08/31/16	DHS-MQD,	Providers	DOH-DDD	Providers will have
	Remediation	remediation requirements for		A	DOH-DDD		Provider	clear instructions on
	Requirements	each element of the survey					review	how to remediate
	St.	where non-compliance noted (a					template	the issues of non-
		"no" response on the Provider				24	for some	compliance
		or Participant/Consumer Self-					examples	
		Assessment Survey).	@				334	

7	Issue Updated	Reports to be provided annually	09/01/16	Ongoing	DHS-MQD,	Providers		Providers will have
	Provider	and on an ongoing basis to	03,01,10	O'IBOIIIB	DOH-DDD	Troviders		feedback on their
	Remediation	assess that those provider		=	00117000		Į.	
	Action Letter	settings are in compliance.						status of remediating
8			00/04/45		DUG A40D			non-compliance.
8	Provider Oversight	State will provide oversight over	09/01/16	Ongoing	DHS-MQD,		1	Assure providers
	and Monitoring	the providers during the			DOH-DDD		I .	maintain compliance
		remediation period by:					l f	with statutes, rules,
		 Verifying that the provider 					1	regulations,
		accepted the corrective			1.0		=	standards, contracts,
		action plan and provides the			2.75			or other
W		State with a remediation	X			F	<i>I</i> V	requirements.
		action plan;				- Table		
		 Monitoring providers by 						
		performing onsite			8	10		
		compliance reviews						
	2	annually; and						
		 Tracking remediation efforts. 						
9	Provider		11/07/14	0	DOH-OHCA			D
9		New prospective providers will	11/07/14	Ongoing			j j	Provider is in full
	Qualifications for	receive information and	8		DOH-DDD		1	compliance with the
	New Enrollees	technical assistance on HCBS						HCBS settings
		settings requirements.	2					requirements prior to
	84						-	providing services
		^			12			once requirements
							15	are enacted in HRS
								and HAR.

Section 3: Key Stakeholder Engagement and Public Comment

Hawaii will use a transparent and robust stakeholder engagement process to provide information and gather input throughout the process of developing the transition plan and its implementation. Stakeholders were included on the My Choice My Way workgroup and are instrumental in developing the action steps, timeframes, and outcomes. DHS-MQD will announce the 30-day public comment period through website, newspaper, and public forum. DHS-MQD will retain all comments for future review.

	Action Item	Description	Proposed Start Date	Proposed End Date	Responsible Person(s)	Key Stakeholders	Sources or Documents	Outcome
1	Announcement of Public Comment Period	 Post the announcement in at least two forms. One will be public notice in newspapers. One will be public forum at Queen's conference center. Recommend press release to Director's office 	12/16/14	01/30/15	DHS-MQD	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	Transition plan supporting documenta tion	DHS-MQD obtains comments from stakeholders on its proposed transition plan.
2	Tribal council requirements	Assure that tribal council requirements are met	12/12/14	02/15/15	DHS-MQD	Ke Ola Mamo	Tribal council letter and draft transition plan	DHS-MQD obtains comments from Ke Ola Mamo on its proposed transition plan.
3	Posting on website	My Choice My Way will determine website where documents will be posted for review by public. Websites include: DHS/MQD DOH/DDD Blog SPIN (both website and Facebook page) SAAC (Facebook page)	11/14/14	Ongoing	DOH-DDD, DHS-MQD, DD council, SAAC, SPIN	Participants, families, SAAC, SPIN, DHS, OHCA, DOH-DDD, DD Council, Providers	Transition plan Supporting documenta tion	Documents posted and updated as needed. Links developed so users can easily reach the site where documents are located.

4	Develop summary	Develop summary of transition	12/08/14	01/07/15	DOH-DDD,	Participants,	Summary	The Summary of
	of transition plan	plan document for		_	DHS-MQD	families,	of	Transition plan will
1		communication to:				SAAC, SPIN,	Transition	be modified to a
		Participants/consumers/				DHS, OHCA,	plan	document that can
		families:			- "	DOH-DDD, DD	•	be used in training
		o Formatted in larger font				Council,		and education.
		size (i.e., 18 point);				Providers		
		o Include pictures;	, ,					
		o Plain language;					= .	
		o Reading level; and			TAR			
		o Referred to SAAC for						
		input prior to issuing.		=			Jan Jan	
		• Providers						
5	Public Forum	My Choice My Way shares the	01/14/15	01/14/15	My Choice	Participants,	Transition	DHS-MQD provides
		transition plan with			My Way	families,	plan	information to the
		stakeholders in a public forum			workgroup	SAAC, SPIN,	Supporting	public on the
		(Statewide) to provide				DHS, OHCA,	documenta	transition plan and is
		information and answer				DOH-DDD, DD	tion	able to address
		questions.		1		Council,		questions from the
		Queen's conference center	_			Providers	."	community.
		Include ASL interpreter						
		 Include amplifying devices, 	·					
		as needed					<u> </u>	
6	Compile and	State will compile and	01/30/15	ongoing	DHS-MQD			Submit Comments
	Retain Public	summarize all comments and						summary document
	Comments	retain all public input per CMS						with Transition Plan
		requirements,						to CMS
7	Revise Transition	Based on public comments, the	02/01/15	03/15/15	My Choice	Participants,	Comments	Statewide Transition
	Plan as needed	state may revise the statewide			My Way	families,	from	Plan revised as
	based on public	transition plan to address			workgroup	SAAC, SPIN,	transition	needed or additional
	comments	comments.				DHS, OHCA,	plan and	evidence/ rationale
F.77						DOH-DDD, DD	supporting	for state's decision if
						Council,	documents	contrary to public
				5		Providers		comment.

8	Develop	Establish communication	11/14/14	2/15/15	DOH-DDD,	Participants,		Mechanisms in place
	communication	procedures, including by email			DHS-MQD	families,		for responding to
	channels for	and phone, for stakeholders to				SAAC, SPIN,		stakeholder
	stakeholders	get questions answered with				DHS, OHCA,		questions, and
	<i></i>	Frequently Asked Questions			1.8	DOH-DDD, DD		compiling Frequently
		document compiled.			e de la companya de l	Council,		Asked Questions.
		Set up My Choice My Way e-				Providers		
		mail e-mail account						
		Determine one telephone						,
		number to call with						
		questions			7.	9m 5.0		
		One primary way to receive				4.00 mg/s 1.00 m		
		comments						
		Compile Q&A for posting on		_	(a)			
		websites identified in #2						
		above						E
9	Provide	State and its partners will	01/22/15	01/2019	DOH-DDD,	Participants,	HCBS rules,	On an ongoing basis,
	Informational	provide informational training	(Forum at		DHS-MQD	families,	CMS	those affected by the
	Sessions for	sessions for waiver participants,	SAAC			SAAC, SPIN,	guidance	revised HCBS setting
	Waiver	families, and advocates that	Member-			DHS, OHCA,	ا ق	rules will have an
	Participants,	include both in-person and	ship			DOH-DDD, DD		opportunity to
	Families, and	webinar sessions:	Meeting)			Council,		receive updated
	Advocates	Understanding the final rule				Providers		information.
		and how it may or may not	03/2015	-		= =	*	
		effect waiver services;	Every 6					
		Overview of Hawaii's	months					
		Proposed HCBS Transition	07/2015					
		Plan and how it will guide	01/2016					=
		the path forward toward full	07/2016				- 5	
		compliance; and	01/2017					
		Encourage participation	07/2017					
		during periods of public	01/2018					
		input.	07/2018					
		Saved and posted on blog.	01/2019					·

10	Provide Technical	State will provide informational	03/2015	01/2019	DOH-DDD,		HCBS rules,	On an ongoing basis,
-	Assistance to	sessions, training and technical	Every 6	=	DHS-MQD		CMS	providers will have
}	Providers	assistance opportunities for	months			,	guidance	an opportunity to
		providers. Provider training and						receive updated
	2	technical assistance include	07/2015	_		9		information on HCBS
		both in-person and webinar	01/2016					settings rules.
	12	sessions:	07/2016					
		Understanding the final rule	01/2017					
		and how it may or may not	07/2017		8			8 00
		effect waiver provider	01/2018					10
		services	07/2018	2	2 7			
2		Overview of Hawaii's	01/2019	-				
		Proposed HCBS Transition			2			
		Plan and how to achieve and			^			
		maintain full compliance	2					ж
44		Encourage participation						
		during periods of public						
		input.						
		Saved and posted on blog						
		Organizations that have			_ =			
		expressed interest include:		-				
		Case Management Agencies		5200			G =	
		Community Care Foster			-5	•	_	
		Family Home Association(s)	9					
		Hawaii Waiver Providers						21
		Association (HWPA)					_ = _	
		Adult Residential Care Home						*
		Association(s)					- 8	

Acronyms	*	·	
CMS	Centers for Medicare & Medicaid Services	HCBS	Home and Community Based Services
СМВ	Case Management Branch, DDD	HRS	Hawaii Revised Statutes
СТА	Community Ties of America, Inc.	My Choice My Way workgroup	Group of individuals representing SAAC, SPIN, HCBS providers, DOH-DDD, DD Council, DOH-OHCA, and DHS-MQD
DOH	Department of Health	MQD	Med-QUEST Division
DDD	Developmental Disabilities Division	OHCA	Office of Health Care Assurance
DD Council	Hawaii State Council on Developmental Disabilities	SAAC	Self-Advocacy Advisory Council
DHS	Department of Human Services	SPIN	Special Parent Information Network
HAR	Hawaii Administrative Rule		

Hawai'i Med-QUEST Division

www.med-quest.us

FRAUD & ABUSE NEWS AND EVENTS **PROVIDERS** QUEST Integration 🌴 KOLEA 🌴 Hawaii HCBS Transition Plan HIPAA Privacy Notice * QUEST Integration Contract Award **Application Process** QUEST Integration Open Enrollment * MAGI * PERM Criminal History Record Quest Expanded Access (QExA) * Medicaid Provider Application/Change and Background Check Confidentiality * QUEST Integration Recovery Audit Contractor (RAC) Bulletin Primary Care Physician (PCP) enhanced reimbursement Electronic Health Record (EHR) INFORMATION TO PROVIDERS FOR BILLING THE BREATHE NIOVTM Incentive Program Notice of the Current Approved 1115 Waiver Effective 1/1/2014 EPSDT Pre-existing Condition Insurance Plan * EHR Incentive Programs **Health Plans** Medicaid Fee Schedule **QUEST Integration NEW** Primary Care Physician (PCP) Increase QUEST Integration is effect on January 1, 2015. Please see Memos to all FFS Providers and Pharmacies regarding QUEST Integration. **Provider Bulletins** Provider Exclusion/ FFS M14-14 Reinstatement List FFS M14-17 **Provider Manual Provider Memos** Archives KOLEA - On Line Eligibility Application **Quick References** An easy and convenient way to apply for Medicaid, click here and you will be PHARMACY directed to our new secured Medicaid On - Line eligibility application (KOLEA). **Pharmacy Clinical** When you are ready to apply, create your personal user account and follow Newsletters instructions on the screens Pharmacy P&T Meetings and MANAGED CARE Hawaii HCBS Transition Plan NEW Quality Strategy The Department of Human Services (DHS) is required to submit a transition plan to CMS by March 17, 2015. Hawaii's transition plan will address areas of assessment, Consumer Guides remediation, and public input. DHS is partnering with Medicaid waiver **Enrollment Statistics** participants, families of individuals with disabilities, provider associations,

HCBS Final Rule Summary

CMS Reports

QUEST INTEGRATION

QUEST

General Information

advocates, other State agencies, and other stakeholders throughout this process to

provide input into the plan. One goal of the plan is to assure that providers have

access to needed information to assist with transition activities. There will be at least a 30-day public comment period before the statewide transition plan is submitted to CMS. The final outcome will be that Medicaid waiver participants

will be served in a way that will enable them to live and thrive in truly integrated

Look for Hawaii HCBS

Transition Plan

In the News and Events Section (middle of the webpage)

PUBLIC FORUM

January 14, 2015 10:00 am to 12 noon

The "My Choice, My Way" work group will be conducting a presentation on the new Home & Community Based Service Federal Rules



Queen's Conference Center Auditorium (formerly Mabel Smythe Building) * 1301 Punchbowl Street, Honolulu

Video Conference Centers

HILO - Hilo State Office Building, 75 Aupuni Street KONA - Kealakehe Elementary School, 74-5118 Kealakaa Street MAUI - Puunene School, E Camp 5 Road, Puunene KAUAI - Lihue State Office Building, 3060 Eiwa Street MOLOKAI - District Health Office, 65 Makaena Pl, Kaunakakai

Please RSVP for attendance to either mychoicemyway@medicaid.dhs.state.hi.us or call 808-692-8094

Parking is available at the State Capitol Basement, Makai Garage (Halekawila Street), Vineyard Garage (Punchbowl Street), Alii Place Parking Garage (Alakea Street)

My Choice My Way Transition Plan

Overview of the Home and Community Based Services Rule from the Centers for Medicare & Medicaid Services (CMS)

Federal Intent of the Final Rule

- To ensure that individuals receiving longterm services and supports have full access to benefits of community living and the opportunity to receive services in the most integrated setting appropriate
- To enhance the quality of HCBS and provide protections to participants



Common Terms

Individual or person who receives services

- Participant
- Member
- Consumer
- Beneficiary

Home where someone lives

- Residential setting
- Provider owned/controlled setting
- Communality Care Foster Family Home
- DD-Dom
- Expanded ARCH or E-ARCH
- Adult Foster Home

Place where someone receives services

- Waiver provider
- Waiver agency
- Home and community based services provider



Who does this affect?

- Individuals receiving home and community based services (HCBS)
- Family member or friend of someone receiving HCBS
- Providers of HCBS
- State agencies
- Other stakeholders

Individuals- How does this affect me?

- ❖I may be asked to respond to a survey (called an assessment) to let the State know how things are in my home or where I get services
- If I live in a licensed home, my home may need to make changes.
- ❖ If I go to a day program, my day program may need to make changes
- It may take some time for changes to happen but I should see them little by little
- I can get information twice a year from the State on status of the changes
- If I have concerns with my home or day program, I can let my case manager, service coordinator, or the Medicaid ombudsman know

Family member or friend- How does this affect me?



- ❖ I may be asked to help my family member or friend respond to a survey (called an assessment) to let the State know how things are their home or where they get services
- If they live in a licensed home, their home may need to make changes
- If they go to a day program, their day program may need to make changes
- It may take some time for changes to happen but I should see them little by little
- I can get information twice a year from the State on status of the changes
- If I have concerns with their home or day program, I can let their case manager, service coordinator, or the Medicaid ombudsman know

Providers- How does this affect me?



- ❖ I will be asked to respond to a survey (called an assessment) to let the State know how close I am to meeting the new rules
- I may be asked to make changes to meet the new rules
- It may take some time for changes to happen but I should be making them little by little
- I can get information twice a year from the State on status of the changes
- ❖ If I have concerns with these changes, I can contact the Office of Health Care Assurance (OHCA) if I am a licensed home, a health plan I contract with, or the Ombudsman for the DD Division

State Agencies- How does this affect me?



- My agency will need to complete our work to meet the requirements of the My Choice My Way transition plan
- My agency will need to be responsive to the community (individuals, families, friends, providers, and other stakeholders) on implementation of the My Choice My Way transition plan
- It may take some time for changes to happen but we should be seeing them occur little by little
- We need to provide information twice a year on status of the changes
- If we receive concerns with these changes, we need to respond to them timely

Other Stakeholders- How does this affect me?



- I need to participate in my role as a stakeholder to support those that I serve
- It may take some time for changes to happen but I should see them little by little
- I can get information twice a year from the State on status of the changes
- ❖ If I have concerns with how changes are occurring, I can let the Medicaid ombudsman, Office of Health Care Assurance (OHCA), or the Ombudsman for the DD Division know



We Will Address:



Brief overview of the HCBS



Overview of Hawaii's draft transition plan called My Choice My Way

My Choice My Way Transition Plan

PART 1:

OVERVIEW OF NEW RULES FOR HOME AND COMMUNITY BASED SERVICES

Home and Community Based Settings (HCBS) Requirements



- Establish a definition that focuses on individuals' experiences
- Increase the chances for individuals to have access community living and the opportunity to receive services in an integrated setting



HCBS Requirements

The Final Rule establishes:

What should be included in home and community based services

Settings that <u>are not</u> home and community-based

Settings presumed not to be home and community-based

State compliance and transition requirements



HCBS Features

The Home and Community-Based setting:

- Makes sure the individual receives services in the community to the same degree of access as people not receiving Medicaid home and community-based services
- Provides chances to look for employment and work, connect with community life, and control personal finances
- Is involved in and supports access to the whole community



HCBS Features

Picked by the individual from among different options

Person-centered service plan records the choices:

- based on the persons needs,
- Preferences, and
- for residential settings, the persons resources.





Specific unit/dwelling is owned, rented, or occupied under legally enforceable agreement

The person has a lease or other legal agreement providing the same protections as persons not in provider owned and/or controlled settings





Person has:

Choice of where to live

Choice of schedules and activities

Choice of meals and snacks

Choice of roommate

Choice of provider

Freedom to decorate room

Right to privacy

Right to choose who visits and what time

Physical access in and outside of home

Opportunity to find a job

Control of finances



Must be:

- Supported by specific need
- Documented and explained in the personcentered service plan
- Example might be limits on access to food or visitors

Change is required to meet the <u>persons needs</u>, <u>not</u> the setting's requirements.



HCBS Requirements

Settings **NOT** Home and Community Based:

Nursing facility

Institution for mental diseases (IMD)

Intermediate care facility for individuals with intellectual disabilities (ICF/ID)

Hospital



HCBS Requirements

Settings that are **PRESUMED NOT** to be HCBS:

In a publicly or privately-owned facility providing inpatient treatment

On grounds of, or next to, a public institution

Settings that separate people receiving Medicaid home and community based services from people not receiving Medicaid home and community based services



Examples of types of settings that are PRESUMED NOT to meet HCBS because they may *isolate*:

- Farmstead or disability-specific farm community
- Gated/secured "community" for people with disabilities
- Residential schools
- Multiple settings co-located and operationally related (same provider)
 - Examples are:
 - group homes on the grounds of a private ICF
 - numerous group homes co-located on a single site or close proximity
- CMS is not concerned about Community Care Retirement Communities (CCRC) since persons living independently are living with individuals who need services



HCBS Requirements

Settings **PRESUMED NOT** to be HCBS but <u>does</u> meet the requirements:

A state submits evidence (including public input) showing that the setting does have the qualities of a home and community-based setting and NOT the qualities of an institution; AND

The federal government finds, based on a **review** of the evidence, that the setting meets the requirements for home and community-based settings and does NOT have the qualities of an institution



HCBS Rule Recap

The "test" for any home and community based setting will include the features of the setting that make it home and community based and how the person receiving home and community based services is involved in the community compared to other people in the community who do not receive home and community based services.

My Choice My Way Transition Plan

PART 2:

OVERVIEW OF REQUIREMENTS AND DRAFT TRANSITION PLAN



State Transition Plan

CMS is giving states time to come into compliance with the new HCBS rules

States are required to submit a transition plan for coming into compliance

This includes an assessment, remediation, and communication plan



Transition Plan

IMPORTANT DATES TO REMEMBER:

- Final rule in effect on March 17, 2014
- All states transition plans due to CMS on or before March 17, 2015
- All states expected to fully meet rule
 within 5 years or sooner = on or before
 March 17, 2019

Requirements for Public Input

The state must provide the public a chance to review the transition plan and comment on it.

Consider public comments

Change the plan based on public comment, as appropriate

Submit plan that incorporates public comment to CMS

State needs to keep and show CMS all public comments



State Transition Plan

The Plan must contain the following:

1.

Assessment:

Systems and Settings both must be evaluated

2.

Remediation or Corrective Actions:

Based on findings, what are you going to do?

3.

Milestones and Timeframes:

How are you going to get there?

4.

Public Comment:

Summary of comments with changes or reason if not changed

My Choice My Way Advisory Group



My Choice My Way Advisory Group

Developed Hawaii's draft transition plan Components of plan:



January 14, 2015

My Choice My Way Draft Transition Plan



Assessment (both residential and non-residential settings)

Assess
(both
individuals
and
providers)

Analyze

Validate providers

Update transition plan

My Choice My Way Draft Transition Plan



Timeframe for Assessments

Individuals/
Family/
Friends

- Complete in March and April 2015
- Analyze in May and June 2015
- Revise transition plan in October and November 2015

Providers

- Complete in March and April 2015
- Analyze in May and June 2015
- Validate in July to September 2015
- Revise transition plan in October and November 2015

My Choice My Way Draft Transition Plan



Remediation

Modify State
Statutes,
Rules,
Regulations,
Standards, or
Other
Requirements

Inform providers of room for improvement

Submits justification to CMS for settings that may isolate

Develop operational procedures with providers

My Choice My Way Draft Transition Plan



Timeframe for Remediation

State Agencies

- Change in rules and regulations July 2015 to July 2017
- Settings that may isolate to CMS July to December 2015

Providers

- Informed of room for improvement October to November 2015
- Develop operational procedures January to June 2016

My Choice My Way Draft Transition Plan



Key Stakeholder Engagement and Public Comment

Public Comment

Public Forum

Informational session twice a year (both participant and provider)

My Choice My Way Draft Transition Plan



Timeframe for Key Stakeholder Engagement and Public Comment

Individuals

Family member or Friends

Providers

State Agencies

Other Stakeholders

- Public Comment by January 30, 2015
- Attend informational sessions- twice a year (March and July 2015 and then January and July from 2016 to 2018)

My Choice My Way Draft Transition Plan



Timeframe: December 16, 2014 to January 30, 2015

Send comments/questions/suggestions by January 30, 2015 to:

Email: mychoicemyway@medicaid.dhs.state.hi.us

Mailing address: Department of Human Services

Med-QUEST Division

Attention: Health Care Services Branch

P.O. Box 700190

Kapolei, Hawaii 96709-0190

Telephone: 808-692-8094

Fax: 808-692-8087

Additional Information

Centers for Medicare & Medicaid Services Website

The Centers for Medicare and Medicaid Services has a website with all of their materials, guidance, and the toolkit. They update this webpage as new materials are developed so watch the site regularly.

http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Long-Term-Services-and-Supports/Home-and-Community-Based-Services/Home-and-Community-Based-Services.html

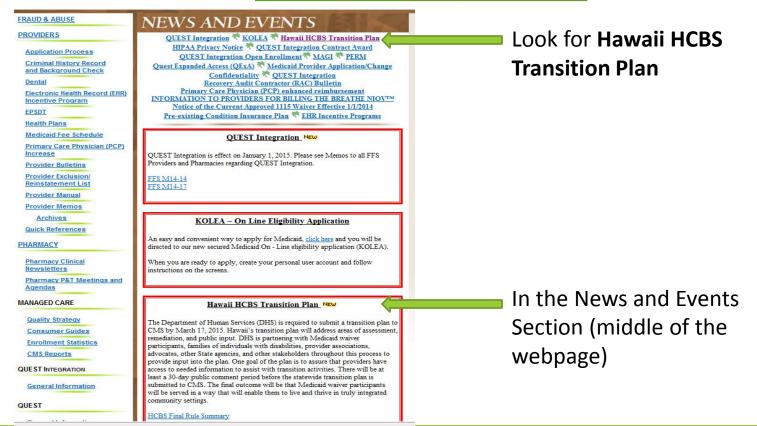
or search for "CMS HCBS toolkit"

Centers for Medicare & Medicaid Services Website – another path

- 1. Go to www.medicaid.gov
- 2. Click on "Medicaid" in the agua colored bar at the top
- 3. Select "By Topic" from the drop down menu
- Click on the link for "more information..." in the section titled "Long-Term Supports & Services "
- 5. On this page, the link to "Home & Community Based Services" is on the right column. Click that link to get to the page with all the materials the Centers for Medicare and Medicaid Services posts.

Hawai'i Med-QUEST Division

www.med-quest.us



Contact Information



Agency	Telephone	Online
Medicaid Ombudsman	Hawaii: 333-3053 Kauai: 240-0485 Maui and Lanai: 270-1536 Molokai: 660-0063 Oahu: 791-3467	hilopaa.org
DDD Ombudsman	Hawaii (808) 974-4000 Kauai (808) 2 74-3141 Maui (808) 984-2400 Molokai, Lanai 1-800-468-4644 Enter Extension: 3-6669 Oahu 808-453-6669	health.hawaii.gov/ddd
QUEST Integration Health Plans		
AlohaCare	1-877-973-0712	alohacare.org
HMSA	1-800-440-0640	hmsa.com
Kaiser Permanente	1-800-651-2237	kpinhawaii.org
'Ohana Health Plan	1-888-846-4262	ohanahealthplan.com
UnitedHealthcare Community Plan	1-888-980-8728	uhccommunityplan.com/hi
Office of Health Care Assurance	808-692-7997	health.hawaii.gov/ohca