



CABINET FOR HEALTH
AND FAMILY SERVICES

1915(i) State Plan Amendment (SPA) Informational Session

Wednesday, December 13, 2023 | 1:00 pm – 2:30 pm EST

Today's Agenda

1. Welcome and Introductions
2. Overview of Medicaid Home and Community-Based Services (HCBS):
 - i. What is a 1915(i) State Plan Amendment (SPA)?
 - ii. What is a 1915(c) HCBS Waiver?
3. 1915(i) SPA Program Overview:
 - i. Who will be eligible to receive services?
 - ii. What services will be included?
 - iii. What providers will deliver the services?
 - iv. What are the next steps?

Note: This presentation will be recorded and posted to the Kentucky Cabinet For Health and Family Services Website

Learning Objectives for this Information Session

1. Provide an overview of Medicaid Home and Community-based Services (HCBS) currently available in Kentucky.
2. Discuss the purpose and unique program design requirements of a 1915(i) State Plan Amendment (SPA).
3. Review the proposed 1915(i) SPA program design including: a.) eligibility requirements, b.) service offerings, and c.) service providers.
4. Outline the next steps of the 1915(i) SPA development process and upcoming opportunities for stakeholder input.

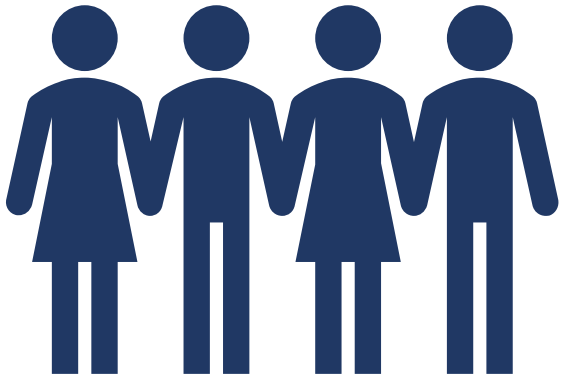
1.) Welcome and Introductions



2.) Overview of Medicaid Home and Community-Based Services (HCBS)



What are Medicaid Home & Community-Based Services (HCBS)?



- Traditional Medicaid does not cover all services needed to support people who are aging or living with disabilities in the community.
- HCBS benefits give states a way to offer Medicaid-paid, long-term care in the community.
- “In the community” means the individual lives at home or in a non-institutional setting, such as a residential home.

Differences between available Medicaid programs

The federal Medicaid program has different program types that States can put in place to offer HCBS.



Today we will be explaining what a 1915(i) state plan amendment is and how that differs from the 1915(c) HCBS programs we use today.

What is a 1915(c) HCBS Waiver?



To offer 1915(c) HCBS Waiver programs, states must:

1. Determine who is eligible, services and settings offered, and set rates and payment for providers
2. Provide a level of care **equal to** what an individual would receive in an institution
3. Demonstrate the cost of care in a home- or community-based setting is **equal to or less than** the cost of institutional care
4. Assure the quality of services and supports individuals receive

There are six 1915(c) HCBS Medicaid Waivers in Kentucky.

Acquired
Brain Injury
(ABI)

Home and
Community-Based
(HCB)

Michelle P.
Waiver
(MPW)

Acquired Brain
Injury Long-term
Care (ABI-LTC)

Model II
Waiver
(MIIW)

Support for
Community Living
(SCL)

What is unique about the 1915(i) State Plan Amendment (SPA)?

States can develop a 1915(i) SPA HCBS program to:

1. Establish a **new Medicaid eligibility group** to receive HCBS
2. Define the supports and services included in the benefit
3. Target a program and its menu of services to one or more populations using **needs-based eligibility criteria**
4. Offer the benefit **statewide** to eligible individuals. Note, when services are offered within the Medicaid state plan, they are available statewide and there are **no limits** on the number of individuals that can be enrolled.
5. Offer HCBS to people who **do not yet meet the institutional level of care** (e.g., qualify for a nursing home)



Why is the state developing a 1915(i) SPA focused on providing services for individuals with behavioral health?

The Cabinet for Health and Family Services (The Cabinet) was directed by the Kentucky Legislature to implement a new Medicaid program:

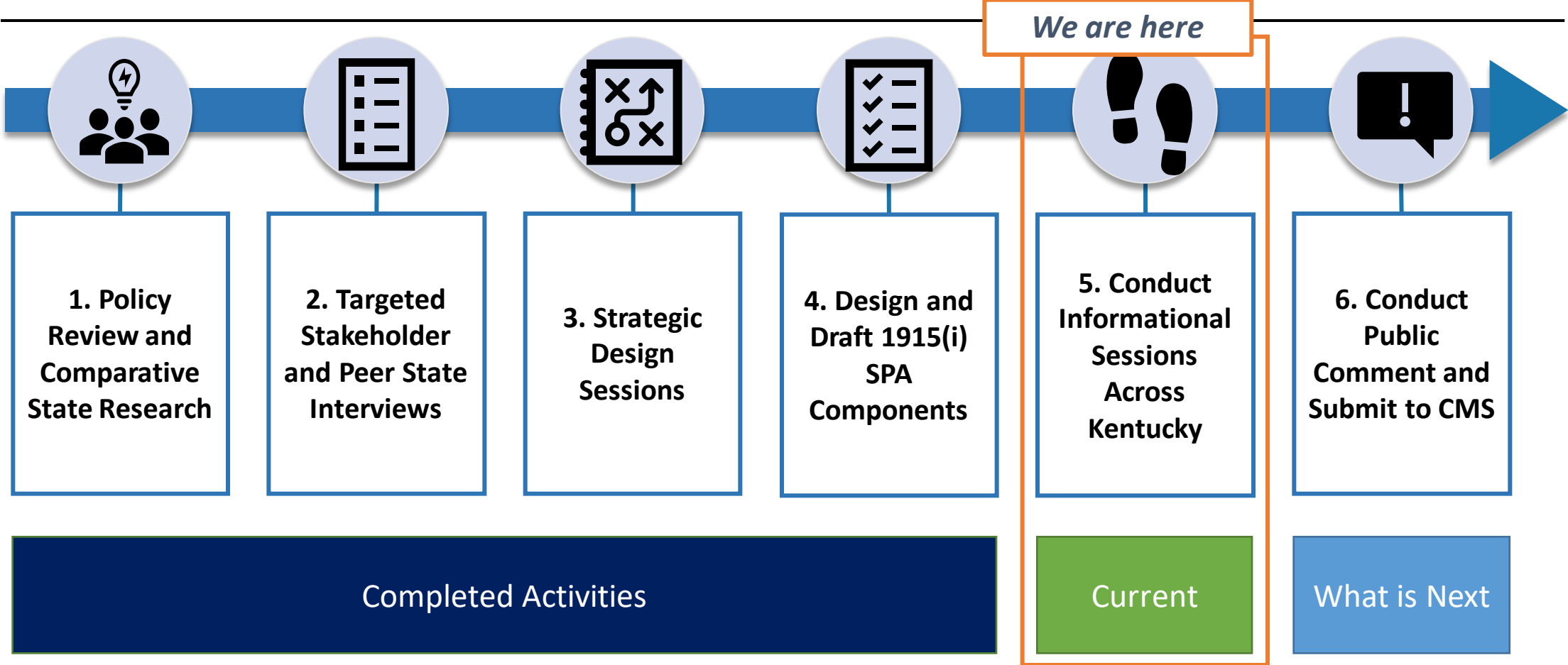
- Senate Joint Resolution 72 directed The Cabinet to address current needs for the **individuals living with Severe Mental Illness (SMI)** in Kentucky.
 - The resolution stated the need for Supported Housing, Supported Employment, and Medical Respite.

Community advocates and stakeholders also indicated additional behavioral health needs:

- The Cabinet interviewed multiple behavioral health advocates and stakeholders to identify additional needs for individuals living with **SMI and Substance Use Disorder (SUD)**.



What has the Cabinet completed to-date and when will the application be available for public comment?



3.) 1915(i) SPA Program Overview



What are the factors that will make someone eligible?

Individuals who seek services through the 1915(i) SPA will need to meet the following eligibility criteria based on the proposed program design:



Age and Diagnosis – 18+ with a Primary Diagnosis of Serious Mental Illness (SMI) **OR** Substance Use Disorder (SUD)



Assessed Level of Need – Level of Care Utilization System (LOCUS) **OR** American Society for Addiction Medicine (ASAM) criteria determined through an assessment by a trained professional.



Functional Impairment – Clear evidence of functional impairment in two or more of the following domains:
1.) Societal/Role, 2.) Interpersonal, 3.) Daily Living/Personal Care, 4.) Physical, 5.) Cognitive/Intellectual



Duration / Episodic Criteria that includes, clinically significant symptoms of behavioral health that have persisted in the individual for a continuous period of at least two (2) years **AND** the hospitalization of an individual for behavioral health more than once in the past two (2) years.

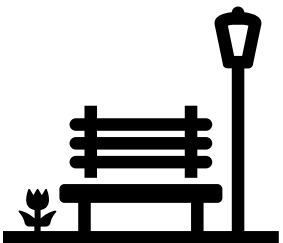
What Factors Make Someone Appropriate for Services?

Not all eligible program participants will be eligible for all services. Specific services will only be available to individuals that meet certain assessment tool thresholds and risk factors.



Assessment Tools:

- An individual's LOCUS or ASAM assessment must be within the following range to be eligible for services:
 - 1) LOCUS Range: Level 3 to Level 5
 - 2) ASAM Range: Level 1.0 to Level 2.5



Housing Risk Factors (Housing-Related Services Only):

- To be eligible an individual must demonstrate one of the following risk factors:
 - 1) Homelessness
 - 2) At-risk of homelessness (Department of Housing and Urban Development (HUD) definition)
 - 3) History of frequent (more than 1/year) stays in nursing home/inpatient settings with a length of stay of at least 60 days
 - 4) Was homeless in the prior 24 months, or formerly homeless, now residing in HUD assisted housing

What services will be included in the 1915(i) SPA?

Case Management

Services eligible to individuals with a primary diagnosis of SMI and/or SUD

Services eligible to individuals with a primary diagnosis of SMI only

Assistive
Technology

Tenancy
Supports

In-Home
Independent
Living

Supervised
Residential
Care

Supported
Education

Supported
Employment

Transportation

Medication
Management

Planned
Respite for
Caregivers

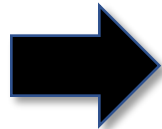
The 1915(i) SPA will offer three housing-related services to put forward a full range of supports to move participants to the housing of their choice.



1. Tenancy Supports
(SMI & SUD Eligible)

Offers:

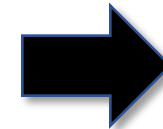
- Pre-Tenancy and Tenancy Sustaining Supports
- Housing model based on PSH Principles
- **Service goal** is to assist individuals in identifying, obtaining, and sustaining housing in independent community settings.



2. In-home Independent Living Supports
(SMI Eligible)

Offers:

- Independent Living Supports
- Housing model based on PSH Principles
- **Service goal** is to provide individuals with assistance and training related to Activities of Daily Living (ADLs) and Instrumental Activities of Daily Living (IADLs)



3. Supervised Residential Care
(SMI Eligible)

Offers:

- 24/7 Staffed Residential Care
- Housing model based on Permanent Supportive Housing (PSH) Principles
- **Service goal** is to provide individuals with needed residential supports while also empowering community transitions, as appropriate.

The 1915(i) SPA will offer Supported Education and Supported Employment to promote engagement and sustain participation in a community setting.



4. Supported Education

(SMI & SUD Eligible)

Individualized Placement & Support (IPS) Model:

Promotes engagement, sustained participation, and restores an individual's ability to function in the learning environment.



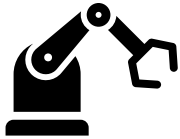
5. Supported Employment

(SMI & SUD Eligible)

IPS Model:

Offers supports and services to obtain and maintain employment in a competitive environment.

The 1915(i) SPA will include five additional services



6. **Assistive Technology** (*SMI & SUD Eligible*): Provides funding and support to obtain equipment, software, and/or products that increase **independence** and **support** education, employment, recreation, and activities of daily living.



7. **Case Management** (*SMI & SUD Eligible*): Provides support to individuals in obtaining needed **support services**, developing a **Person-centered Service Plan (PCSP)**, and enabling them to identify goals and strategies to meet goals.



8. **Medication Management** (*SMI Eligible*): Provides support and monitoring for program participants as well as **education** and **training** to facilitate an individual's adherence to their prescribed medication.

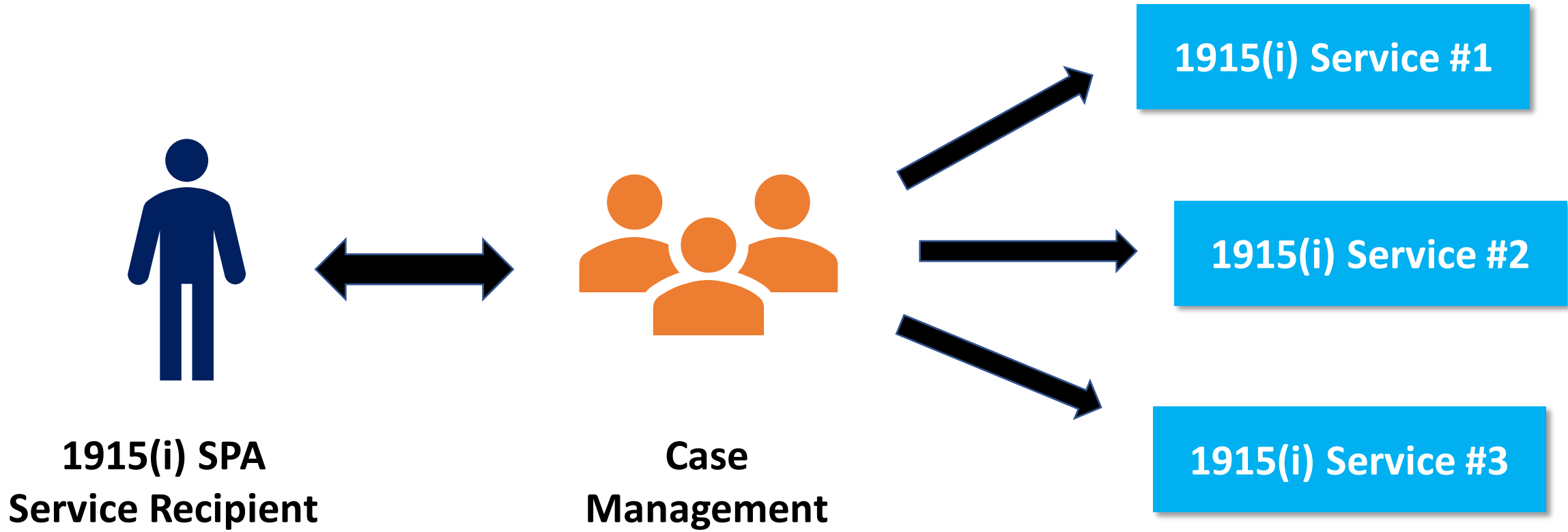


9. **Non-Medical Transportation Services** (*SMI & SUD Eligible*): Provides access to covered, **non-medical transportation** to community services, leisure activities, and resources.



10. **Planned Respite for Caregivers** (*SMI Eligible*): Provides opportunities for primary caregivers to receive **short-term relief** from the duties associated with providing unpaid care for individuals that need ongoing care.

How will Case Management connect to this program?



Note: Some participants may be eligible to receive more than three 1915(i) SPA services.

The 1915(i) SPA services are designed to allow a range of providers to deliver services to participants, to promote ease of access throughout the state.

HCBS Provider Agencies

- In-Home Independent Living Supports
- Medication Management
- Planned Respite for Caregivers
- Supervised Residential Care
- Assistive Technology
- Case Management
- Supported Education
- Supported Employment
- Tenancy Supports
- Transportation

Home Health Agencies

- Planned Respite for Caregivers

Community Rehabilitation Program (CRP) Approved Providers

- Supported Education
- Supported Employment

Community Mental Health Centers

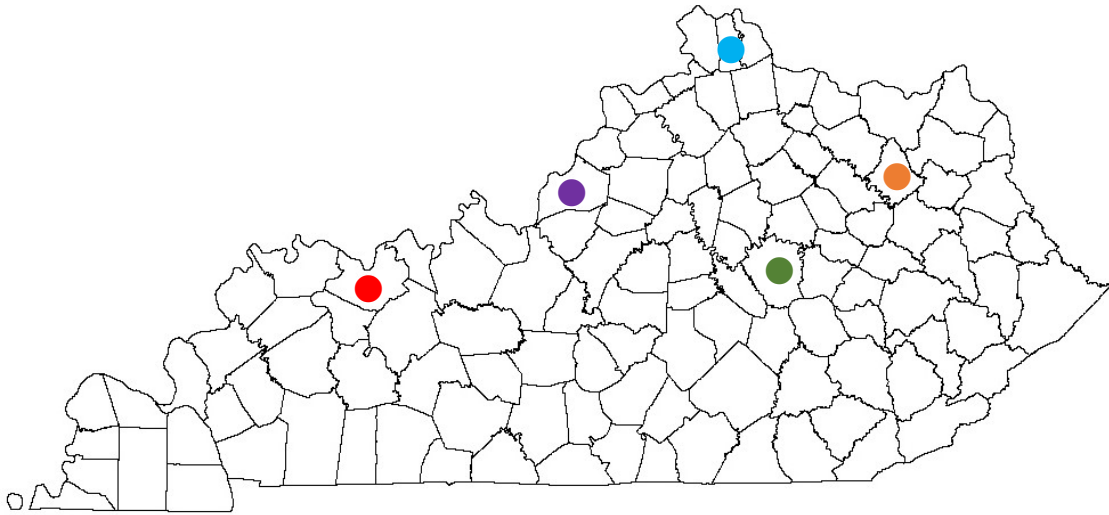
- Supervised Residential Care
- In-Home Independent Living Supports

Other DMS Approved Providers

- Supported Education

Additional In-person Informational Sessions: Locations

Locations



Informational Sessions

Locations	Dates & Times
Rowan County Public Library 175 Beacon Hill Road; Morehead	Wednesday 12/06 1:00 pm - 2:30 pm
Madison County Public Library 507 West Main Street; Richmond	Thursday 12/07 1:00 pm - 2:30 pm
St. Elizabeth Training Center 3861 Olympic Boulevard; Erlanger	Monday 12/11 1:00 pm - 2:30 pm
University of Louisville - Mary & Elizabeth Hospital Assembly Room 1850 Bluegrass Avenue; Louisville	Wednesday 12/13 1:00 pm - 2:30 pm
Daviess County Fiscal Court 212 St. Ann Street; Owensboro	Thursday 12/14 1:00 pm - 2:30 pm



Two of the five sessions will also offer a virtual option for attendees.

Next Steps: Public Comment Period

Public Comment Overview: The public notice and public comment period will be held to solicit public input on the proposed 1915(i) SPA from recipients, providers, and all stakeholders and interested parties prior to submission to the Centers for Medicare and Medicaid Services (CMS).

Public Comment Period Process:

- The Cabinet will conduct a 30-day public comment period prior to the submission of the 1915(i) SPA application to CMS by posting the draft application to the following website below:
 - <https://www.chfs.ky.gov/agencies/dms/Pages/bhi.aspx>
- DMS will consider all public comments received regarding the 1915(i) SPA request.


Questions?


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