



Kentucky Association of Adult Day Centers

Adult Day Health Services, Solutions & the Workforce Crisis

1915(c) Waiver Redesign Taskforce

September 20, 2021

1:00 PM

Capitol Annex Room 129



Purpose of Waiver Services

- 1915(c) HCBS Waivers provide a community-based alternative to institutionalization.
- Uses a combination of natural supports and services to allow individuals to live safely in the community.
- 1915(c) HCBS Waivers are the most cost-effective alternative to LTC.



Kentucky's 1915(c) HCBS Waivers

ABI/ABI
LTC

HCB

Model II

MPW

SCL



Home and Community Based (HCB) Waiver

The Home and Community Based (HCB) waiver is part of Kentucky's 1915(c) HCBS Medicaid waiver program. HCB provides assistance to the elderly or to adults with physical disabilities to help them live in the community as independently as possible.



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ALL PATIENTS ENROLLED IN THE HCB WAIVER MEET NURSING HOME LEVEL OF CARE AND HAVE BEEN CERTIFIED BY THEIR PHYSICIAN THAT IF HCB SERVICES WERE NOT AVAILABLE, THEY WOULD BE ADMITTED TO A NURSING FACILITY.



Adult Day Health Care Services

- There are 118 Adult Day Health Care Centers (ADHC's) throughout the Commonwealth.
- Adult Day Health Care is the safety net service for the frail, elderly, and disabled individuals in Kentucky.
- Adult Day Health Care is an “all inclusive” model of service.
- There are no à la carte services or unbundling of services. We address all needs within our scope of practice.
- Patients must first qualify to receive nursing facility level of care before they can choose to attend Adult Day Health Care. Every patient that Adult Day Health Care serves could choose to live in a nursing facility.



Adult Day Health Care Services

- Skilled Nursing Services
- Medication Management
- Chronic Disease Care
- Wound Care
- IV Medication/Injections
- Tracheotomy Care
- Urinary Catheter Care
- PT/OT/SP Therapy
- Nutritious Meals
- In-Home Attendant Care
- Case Management Services
- Day Supervision
- Socialization/Activities
- Respite Services
- Transportation



Attendant Care

907 KAR 7:010 Definition : An attendant care service shall provide care that consists of:

- General household activities including a. Cleaning; b. Cooking; or c. Chores;
- Personal care services including assistance with: a. Bathing; b. Grooming; c. Dressing; d. Eating; e. Toileting; f. Transferring; g. Assistance with self-administration of medication; or h. Ambulation; or
- Transporting a participant to a needed place as specified in the participant's person-centered service plan including: a. A grocery; b. A pharmacy; or c. An appointment.



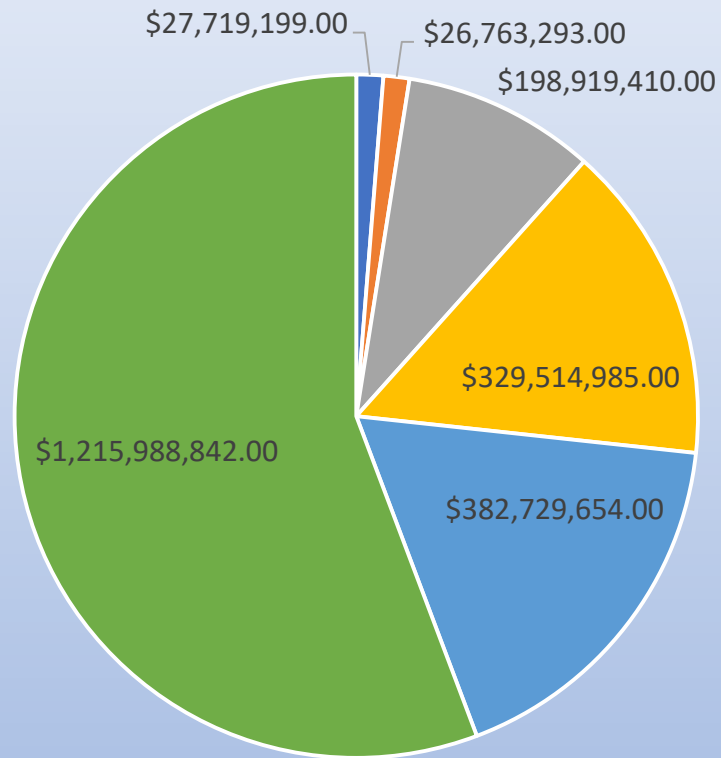
2020-2021 1915(c) HCBS Waiver Expenditures

Waiver	Population Served	Total Paid Claims	Cost Per Participant
ABI	204	\$27,719,199	\$135,878.43
ABI LTC	303	\$26,763,293	\$88,327.70
HCB/ADHC	9,713	\$198,919,410	\$20,479.71
Michelle P	9,534	\$329,514,985	\$34,562.09
SCL	4,214	\$382,729,654	\$90,823.36
Long Term Care	27,744	\$1,215,998,842	\$43,829.25

*Open Records Request July 27, 2021



2020-2021 Long Term Care and Waiver Expenditures



■ ABI ■ ABI LTC ■ HCB/ADHC ■ Michelle P ■ SCL ■ Nursing Facilities

*Open Records Request July 27, 2021



**Kentucky Association
of Adult Day Centers**

Navigant/HCBS Redesign



- The rate study groups met for 18 months to amicably redesign the HCBW system to better streamline services.
- The end product and recommendations of the Navigant study were not followed as agreed upon by the stakeholders.
- Definitions and qualification for services were changed without stakeholder input and if implemented would have drastically cut existing services rendering most attendant care recipients ineligible for services.
- Definitions were confusing and at times reverted to antiquated terms and definitions and appeared designed to restrict services to recipients. (i.e. must need 24-hour supervision, must be disabled, and decreased service hours). The purpose of HCBS is to deliver services in the community and assist the participants efforts to age in place. Many frail, elderly, and disabled participants don't necessarily need 24-hour supervision and are not labeled disabled.
- The proposal submitted to CMS for approval would have eliminated services for thousands of frail, elderly, and disabled participants.



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Recommendations



• Definitions of Services and Qualifying Criteria

The Kentucky Association of Adult Day Centers is opposed to changing the current qualifying definition and current service definition of Adult Day Health Care and Attendant Care in the HCBW. The current definition for attendant care does not limit the service only to those requiring 24 hour care or those labeled as disabled. Eliminating Attendant Care and reverting back to the antiquated “Homemaking” and “Personal Care” model definition while dramatically decreasing the hours of service will eliminate the progress we have made in preventing premature Nursing Facility placement. Changing the qualifying criteria would essentially render all but a few current attendant care recipients ineligible for services. We ask that the committee keep the language presented in Slide 8.



Attendant Care Definition

Proposed Definition: *Attendant Care is a one-to-one provider to participant ratio service for a participant who is medically stable but functionally dependent and requires care or supervision twenty-four (24) hours a day.*

Attendant Care is available to participants with a primary caregiver who is away from the home during work, school, or volunteer hours. Care needed must be beyond what is functionally appropriate compared to non-disabled age-matched peers and shall not be of a general housekeeping nature including tidying and cleaning kitchens and bathrooms, dusting, vacuuming, mopping, emptying or disposing of garbage, making the bed.

In addition, the proposed definition for HCB Waiver Attendant Care services would be redefined as “personal care” and “home making” with decreased service units.

Current Attendant Care recipients may have a primary caregiver who is not able to provide all the basic necessities in order for the recipient to remain in the community. The caregiver has always been allowed to be in the home while these services are provided and would need to be able to continue to do so regardless of the terminology of the service provided (attendant care, personal assistance, homemaking).

One of the purposes of Community Based Services is to allow the recipient to age in place and stay in the community rather than long term care institution. In that vein we are opposed to the exclusion of general housekeeping services to this definition.

Under the current HCB Waiver Attendant Care definition, utilization/service hours are closely regulated by an independent case manager who helps assure authorization of *only* the amount of services/hours the client needs.



Funding of ADHC Services

- The Kentucky Association of Adult Day Centers respectfully requests immediate assistance by implementing a rate increase for Adult Day Health Care facilities including Attendant Care Services. ADHC is the lowest-cost provider in the HCB Waiver program while serving the most participants. The increase will allow us to remain viable as a service and competitive with retaining staff at point of service delivery. The last rate increase for our services was 5 years ago.
- We respectfully request the Task Force to implement a long-term funding solution to stabilize the rate structure for Adult Day Health Care services that can be adjusted for cost of living. By implementing a sustainable funding solution, the Commonwealth will ensure the survival of Adult Day Health Care Services moving forward.
- We support increased funding for all 1915(c) waiver programs and a long-term solution to stabilize funding for all providers. Without a stable funding solution, we are all left to request funding for each individual program.



The Kentucky Association of Adult Day Centers would like to thank the Task Force for the opportunity to testify today.

Questions?