

## Final Rule Stakeholder Call

Topic: CMS Feedback on the STP

09/19/2018

1200

### Noon call (55 participants on the line)

1. **Question/Comment:** Just some background on the meetings. I feel that the in person meetings are effective, and really allow the face to face and eye to eye collaboration on important issues like this. In response to your direct question on how that material was received and complements or criticisms, I felt that the material was thorough, after going back and reflecting on it a little my critique if anything would be to go back and provide materials beforehand, so folks can have a chance to digest information. That was a lot of information to digest, but overall I really appreciate the receptiveness of the state staff to the questions and concerns that were raised in the room.

**KDADS:** Thanks, that's very helpful.

2. **Question/Comment:** I attended the call and appreciate the option to have call if you could not attend the forum. The handouts were extremely helpful and I agree with the first commenter it would be helpful to have the information in order to get the questions together in your mind. I did appreciate the information, it made it very clear.

**KDADS:** Again thank you that's extremely helpful, and I very much appreciate the feedback.

3. **Question/Comment:** I want to agree with the idea of getting information ahead of time to allow staff to do a little work with self-advocates and help them understand the material so they can participate fully. Often people are unwilling to participate because they don't know what questions are going to be answered, so they are not prepared. So if we had that material in advance we would have a chance to get more self-advocates to participate.
4. **Questions/Comments:** I want to echo what the previous commenters have said, one other thing that I think may be helpful too, just while there are certain efficiencies to having the meetings on four waivers at the same time, it makes it a little more challenging for folks. That many waivers at one time it makes it more challenging for folks. So maybe get to have additional opportunities to do more targeted conversation for each waiver. I certainly understand the efficiency, but I think there are some challenges around that as well.

**KDADS:** Thank you for that. I would like to add that there will be additional opportunities for people to give feedback on the four waivers that we will be seeking renewal on in 2019, that's not to negate in anyway the comment, it was very much noted.

5. **Questions/Comments:** The materials, I thought were helpful but if we could have had them ahead of time I think it could have helped us help you.

**Adjourn**

## Evening call (1 participants on the line)

1. **Question/Comment:** Are Assisted Living Facilities still going to be able to determine, like choose whether they honor HCBS or if they just do private pay? Are they still going to have that or is there going to be a push for them to be able to keep people that they have?

**KDADS:** Yes, they will have the choice of whether they want to be an HCBS or not. Which, is as you point out, the choice that they have now. There are a number of Assisted Living Facilities who are probably not doing any HCBS. For those this rule will probably not have any impact at all. In the case of where the Assisted Living Facility has enrolled as an HCBS provider, well it wouldn't be the Assisted Living Facility it would be the person that lives in the Assisted Living Facility who may be getting some services from an agency outside the Assisted Living Facility, unless the Assisted Living Facility itself has an HCBS Attendant Care Program they run themselves, then they will have to assess. I think if they are doing HCBS now, they are probably pretty familiar with the rule and know what it's going to require of them. More than likely they are going to want to try to accommodate those folks, and do what is necessary to bring their program into compliance. It's hard for me to speculate now what each individual agency will decide to do. This will only impact those that are currently providing some type of HCBS or those who would enroll to provide it in the future.

2. **Questions/Comments** We struggle to find Assisted Living Facilities that will do HCBS most of them are private pay.

**KDADS:** We ran a report that showed how many Assisted Living Facilities that we have statewide that are involved in the provision of HCBS. I can't remember off the top of my head how many facilities were in there but I'm thinking in terms of the content of all assisted living facilities the percentage that are involved in HCBS is probably pretty small. That would align with what you are saying, it is hard to find Assisted Living Facilities that are accepting HCBS. That's what we have seen at least in some the data that we have been able to review.

## Adjorn