

From: Kindo, Abiba (OPWDD) <abiba.x.kindo@opwdd.ny.gov>
Sent: Wednesday, July 1, 2020 5:30 PM
To: Josh Christiana <ChristianaJ@thearcny.org>
Cc: Josh Christiana <ChristianaJ@thearcny.org>
Subject: RE: Community Habilitation-R and Staff Action Plans

Correct, post 7/3 they need to adhere to the current documentation requirements in the ADM; pre 7/3 the attestation provides the cover. There are two fee structures however what we've outlined in the current CH-R program is a group rate.

Best,

ABIBA KINDO

Deputy Commissioner, Regional Offices

NYS Office for People With Developmental Disabilities
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From: Josh Christiana <ChristianaJ@thearcny.org>
Sent: Wednesday, July 1, 2020 5:17 PM
To: Kindo, Abiba (OPWDD) <abiba.x.kindo@opwdd.ny.gov>
Cc: ChristianaJ@thearcny.org
Subject: Re: Community Habilitation-R and Staff Action Plans

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Abiba,

Thank you for the additional information. So, providers would need to adhere to the service delivery and documentation requirements from the current Community Habilitation ADM?

I ask because there are two fee structures in the ADM for individuals residing in a certified setting. (1 to 1 and 1 to group). Just trying to understand the service delivery logistics post July 3.

Appreciate the assistance as always.

Josh

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From: Kindo, Abiba (OPWDD) <abiba.x.kindo@opwdd.ny.gov>
Sent: Wednesday, July 1, 2020 5:01:18 PM
To: Josh Christiana <ChristianaJ@thearcny.org>

Cc: Josh Christiana <ChristianaJ@thearcny.org>
Subject: RE: Community Habilitation-R and Staff Action Plans

Hi Josh:

The July 3rd date is the date after which providers need to actually document services. Prior to that, providers could “attest” to the service delivery, giving folks time to get plans in place and train staff etc.

Best,

ABIBA KINDO
Deputy Commissioner, Regional Offices

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From: Josh Christiana <ChristianaJ@thearcny.org>
Sent: Monday, June 29, 2020 2:33 PM
To: Kindo, Abiba (OPWDD) <abiba.x.kindo@opwdd.ny.gov>
Cc: ChristianaJ@thearcny.org
Subject: Community Habilitation-R and Staff Action Plans
Importance: High

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Abiba,
Good afternoon. I'm hoping you might be able to clear up some confusion for me. The attached memo (out of DDRO Region 3) notes:

“For Group CH-R services delivered on or after July 3, 2020, your agency will be expected to deliver and document Group CH-R services in accordance with a Staff Action Plan and as described in Administrative Memorandum Community Habilitation.”

However.... OPWDD's May 22 webinar noted that providers needed to complete the addendum and that SAPs needed to be updated no later than 60 days after cessation of the state of emergency. We are unclear where the July 3 date is coming from and several providers are asking if they need to develop new SAPs by July 3.

Here is the info from the prior webinar. Anything you can share to clear this up would be much appreciated.

COVID-19 Addendum Information

- Only one program choice per person
- Must select either the Retainer Program or Group Community Habilitation-R
- While the COVID-19 Addendum meets SAP billing standards, Providers should ensure SAPs are updated with all required programmatic standards in ADM #2018-09R (if not included in the COVID-19 Addendum) as soon as possible but no later than 60 days after cessation of the state of emergency.



COVID-19 Addendum continued

Signatures

Individual or Representative's Approval (note date and method of approval (e.g., verbal).

Provider Agency Author's Name: _____	Date: _____
Provider Agency Author's Signature: _____	Title: _____
Care Manager Name: _____	Date: _____
Care Manager Signature: _____	Date: _____

¹ This Addendum meets the minimum requirements for Life Plan changes.

² This Addendum meets the SAP billing standards in ADM #2018-09 R with Safeguards and/or reference to another document. Providers should ensure SAPs are updated with all required programmatic standards in ADM #2018-09R (if not included in this Addendum) as soon as possible but no later than 60 days after cessation of the state of emergency.

³ Effective dates can be retroactive in accordance with OPWDD guidance/requirements and applicable federal authorities.

⁴ Documentation of verbal consent will suffice per CMS approval of NYS 1135 waiver on 5/6/2020: written consent requirement for OPWDD HCBS waiver services (42 C.F.R. §441.301(c)(2)(ii)) is temporarily waived during the COVID-19 public health emergency. The individual's approval can be retroactive to the effective date of the change, but no earlier than March 1, 2020.

⁵ Each service identified includes the frequency and duration which meets the 4/17/2020 Interim Care Planning Guidance requirements for amount and duration of the change to be identified in the Life Plan.

⁶ Frequency is normally included in Section II and III of the Life Plan. Frequency options: once, daily, weekly, monthly, quarterly, as needed, ongoing, NA. The Frequency from Section II or III of the Life Plan is required to meet the SAP billing standards.

Joshua Christiana, M.A.Ed., CHC, CHSP

Associate Executive Director for Quality, Compliance and Chapter Relations

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For COVID-19 related guidance and resources please visit our webpage at:
<https://www.thearcny.org/news/covid-19-resources>

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