



TEXAS
Health and Human
Services

CLASS & DBMD Quarterly Webinar

02/24/2022

Agenda

- Processing IPC Revisions Due to Recent HHSC Rate Changes



TEXAS
Health and Human
Services



TEXAS
Health and Human
Services

Rate Change

Patrick Koch, UR

2022 Rate Change – CLASS

- HHSC has published changes in payment rates for the Community Living Assistance and Support Services (CLASS) program.
- Information Letter 2022-01 announces that the CLASS rate change is in response to an increase in the personal attendant base wage that is now set to \$8.11.
- The new payment rate schedule has taken effect on January 1, 2022.



TEXAS
Health and Human
Services

2022 Rate Change – CLASS

- IL 2022-01:
<https://www.hhs.texas.gov/sites/default/files/documents/IL2022-01.pdf>
- Payment Rate Information:
<https://pfd.hhs.texas.gov/long-term-services-supports/community-living-assistance-support-services-class>



TEXAS
Health and Human
Services

2022 Rate Change – CLASS

- HHSC published support to CLASS and DBMD providers for processing IPC Revisions due to rate changes.
- This information can be found in IL 2022-13:
<https://www.hhs.texas.gov/sites/default/files/documents/il2022-13.pdf>



TEXAS
Health and Human
Services

2022 Rate Change – CLASS

In-Home Respite (Agency option):

- Rate changes from \$241.24 to \$241.50
- An increase by \$0.26 per service unit.

In-Home Respite (Consumer Directed Services option):

- Rate changes from \$217.24 to \$217.50
- An increase by \$0.26 per service unit.



TEXAS
Health and Human
Services

2022 Rate Change – CLASS

- The Service Planning Team (SPT) will need to determine when IPC revisions are needed to have access to the new rates for In-Home Respite services.
- In-Home Respite (SVC 11) is delivered by a CLASS Direct Services Agency (DSA) and is authorized “per unit” in SASO, and subsequently, in MESAV.
 - An IPC revision to the IPC is not needed.
 - DSAs invoicing for In-Home Respite delivered after January 01, 2022 will be compensated per new In-Home Respite rate.



2022 Rate Change – CLASS

- If the SPT determines that an Individual Plan of Care (IPC) reflects funding for In-Home Respite provided by Consumer Directed Services (CDS) option (SVC 11PV), an IPC revision will be required to have access to the new rate for In-Home Respite service.
 - In-Home Respite provided by the CDS option is authorized as a total dollar amount in SASO, and subsequently, in MESAV.
- For IPC periods with an IPC effective date of January 1, 2022 or later, all proposed CDS In-Home Respite service units must be adjusted by the SPT with an IPC revision to reflect the new rate.



TEXAS
Health and Human
Services

2022 Rate Change – CLASS

- For IPC periods with an IPC start prior to January 1, 2022, the SPT must determine the amount of CDS In-Home Respite service units that were consumed before January 1, 2022.
 - The consumed amount of service units must remain funded at the old rate.
 - Service units that are expected to be consumed on or after January 1, 2022, must be adjusted by the case manager to be funded at the newly set rate.
- Since the required rate change involves CDS, the case manager must consult with the assigned Financial Management Service Agency (FMSA) representative to determine the amount of service units consumed prior to the effective date of the rate change.



TEXAS
Health and Human
Services

Rate Change & IPP

In the following example:

- A CLASS individual has started the current IPC period at renewal with 30 units of CDS In-Home Respite service.
 - The FMSA has notified the CLASS case manager (CM) that the individual has consumed 17 units of In-Home Respite service between the beginning of the IPC period and 12/31/2021 (one day before the rate change become effective).
- Those 17 units have already been delivered at the “old” rate of \$ 217.24.
- A retro-active rate adjustment for these service units is not possible.



TEXAS
Health and Human
Services

Rate Change & IPP

- The available 13 units of CDS In-Home Respite service remains deliverable between 01/01/2022 and the end of the IPC period on 04/30/2022.
- The reimbursement rate for those 13 units must be adjusted to the “new” rate of \$217.50 as established by the recent rate change.
- A subsequent IPC revision for rate adjustment purposes with an effective date of 01/01/2022 can only address adjustments of established but not yet consumed services.
 - Such an IPC revision must not simultaneously introduce new services or additional service units of other established services.



TEXAS
Health and Human
Services

Rate Change & IPP




TEXAS
Health and Human
Services



5. Description of Authorized Service Category (for Service Code 42, list the specialized therapy) or Adaptive Aid/Minor Home Modification <i>In-Home Respite Services</i>							
	Units	Cost	Req. Fee	Specs	Inspection Fee (MHM Only)	Frequency	Duration of Service (if not ongoing, enter total number of hours planned)
6. Old (for IPC change only)	<i>30</i>	<i>\$6,517.20</i>				<i>prn</i>	
7. Added/Reduced (for IPC change only)	<i>0</i>	<i>\$3.38</i>					<i>Added funding due to 2022 rate change</i>
8. New /Renewal	<i>30</i>	<i>\$6,520.58</i>				<i>prn</i>	
9. Need for Service: <i>Rate Change Only. Renewal IPC reflected 30 units</i>							<input type="checkbox"/> Additional information attached.
<i>17 units - 05/01/2021 to 12/31/2021 @ "old" rate of \$217.24 --> \$3,693.08</i>							} <i>Total cost \$ 6,520.58</i>
<i>13 units - 01/01/2022 to 04/30/2022 @ "new" rate of \$217.50 --> \$2,827.50</i>							

Rate Change & IPC

- Notate “2022 Rate Change” on top of the first page of the IPC.
- Use the current (February 2022–E) version of the IPC



TEXAS
Health and Human
Services

 TEXAS Health and Human Services		<i>2022 Rate Change</i>		 Form 3621 February 2022-E	
Community Living Assistance and Support Services (CLASS) and Community First Choice (CFC)					
Individual Plan of Care					
1. Name of Individual (Last, First, MI)		2. Social Security No.		3. Medicaid No. (9 digits)	
				4. Date of Birth	

Rate Change & IPC

- Services consumed before the CLASS rate change of 01/01/2022.
- Here in this example:
 - The FMSA informed the CLASS CM that the individual consumed 17 units of In-Home Respite (CDS) between 05/01/2021 and 12/31/2021.
- Those services were consumed at the “old” rate of \$217.24.

		9V	Speech and Language Pathology
C		11PV	Respite In-Home 17 @ \$217.24
		11AV	Respite Care Out-of-Home



TEXAS
Health and Human
Services

Rate Change & IPC

- Services consumable after the CLASS rate change of 01/01/2022.
- Here in this example, the individual's renewal IPC reflected a total of 30 units of In-Home respite services.
- Since 17 units of In-Home Respite (CDS) were consumed between 05/01/2021 and 12/31/2021, 13 units of In-Home Respite services remain available for the time between 01/01/2022 and the end of the IPC period on 04/30/2022.
- Those service units must be adjusted to the "new" rate of \$217.50.

	\$75.29
13	\$217.50
	\$224.17



TEXAS
Health and Human
Services

Rate Change & IPC

The field "Estimated Annual Cost" is reflecting the sum of cost calculated at "old" and "new" rate.

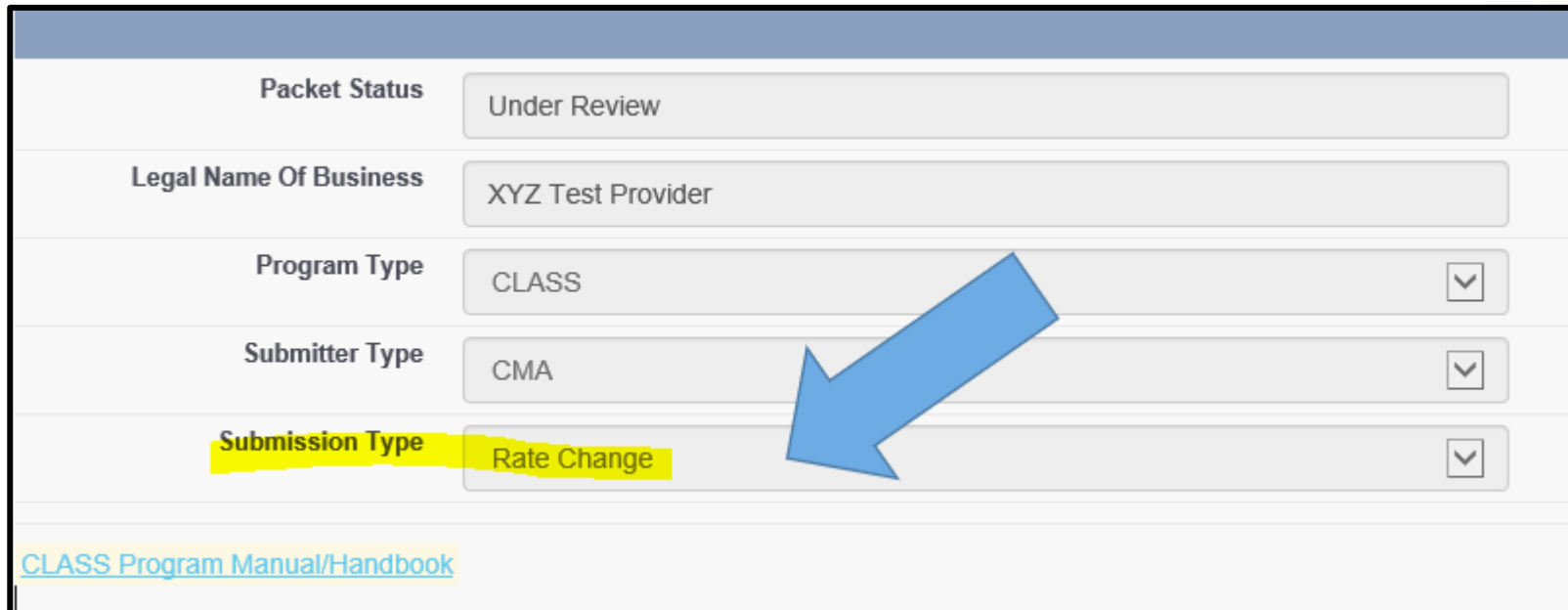


TEXAS
Health and Human
Services

Financial Management Services Agency (CDS Services)						14b.
15e. FMSA Vendor Name: <i>DIY Hire & Fire, LLC</i>			15f. FMSA Vendor No.: <i>1089123</i>			<input type="checkbox"/> Add <input type="checkbox"/> Terminate
16a. Type	16b. Backup Plan	17. Svc. Code	18. Svc. Category	19. Est. Units	20. Unit Rate	21. Est. Annual Cost
		7V	Occupational Therapy		\$71.95	
		8V	Physical Therapy		\$76.43	
		9V	Speech and Language Pathology		\$75.29	
<i>C</i>		11PV	Respite In-Home <i>17 @ \$217.24</i>	<i>13</i>	\$217.50	<i>\$6,520.58</i>
		11AV	Respite Care Out-of-Home		\$224.17	
	<input type="checkbox"/>	13AV	LVN Nursing		\$28.69	
	<input type="checkbox"/>	13BV	RN Nursing		\$42.39	

Record Submission

- The preferred IPC submission route is the IDD Operations Portal.
- A new submission type has been developed to submit IPC revisions focusing on the 2022 rate change.



Packet Status	Under Review
Legal Name Of Business	XYZ Test Provider
Program Type	CLASS <input type="checkbox"/>
Submitter Type	CMA <input type="checkbox"/>
Submission Type	Rate Change <input type="checkbox"/>

[CLASS Program Manual/Handbook](#)

2022 Rate Change – DBMD

- HHSC has published changes in payment rates for the Deaf Blind with Multiple Disabilities (DBMD) program.
- HHSC reviewed DBMD Intervener payment rates and methodology as part of a fiscal year 2022 biennial fee review.
- The new payment rate schedule is taking effect on March 1, 2022.



TEXAS
Health and Human
Services

2022 Rate Change – DBMD

- IL 2022-02:
<https://www.hhs.texas.gov/sites/default/files/documents/IL2022-02.pdf>
- Payment Rate Information:
<https://pfd.hhs.texas.gov/sites/rad/files/documents/long-term-svcs/2022/03-01-2022-dbmd-rates.pdf>



TEXAS
Health and Human
Services

2022 Rate Change – DBMD

- HHSC published support to CLASS and DBMD providers for processing IPC Revisions due to Rate Changes.
- This information can be found in IL 2022-13:
<https://www.hhs.texas.gov/sites/default/files/documents/il2022-13.pdf>



TEXAS
Health and Human
Services

2022 Rate Change – DBMD

Intervener Services (Agency option):

Service	2019 rate	2022 rate	Change
Intervener	\$20.28 to \$22.03	\$23.43 to \$25.18	\$3.15
Intervener I	\$25.17	\$25.19	\$0.02
Intervener II	\$28.31	\$31.06	\$2.75
Intervener III	\$31.45	\$36.92	\$5.47

Intervener Services (Consumer Directed Services option):

Service	2019 rate	2022 rate	Change
Intervener	\$19.48	\$23.93	\$4.45
Intervener I	\$24.17	\$24.19	\$0.02
Intervener II	\$27.31	\$30.06	\$2.75
Intervener III	\$30.45	\$35.92	\$5.47

2022 Rate Change – DBMD

- The Service Planning Team (SPT) will need to determine when IPC revisions are needed to have access to the new rates for Intervener services.
- Intervener services (SVC 45-45C) are delivered by a Deaf Blind Multiple Disability (DBMD) provider agency and are authorized “per unit” in SASO, and subsequently, in MESAV.
 - An IPC revision is not needed.
 - DBMD provider agencies invoicing for Intervener services delivered after March 1, 2022 will be compensated per new Intervener services rate.



TEXAS
Health and Human
Services

2022 Rate Change – DBMD

- If the Service Planning Team determines that an IPC reflects funding for Intervener services per Consumer Directed Services option (SVC 45V – 45CV), an IPC revision is required to have access to the new rates for Intervener services.
 - This is necessary because Intervener services per the CDS option are authorized as a total dollar amount in SASO, and subsequently, in MESAV.
- For IPC periods with an IPC start on March 1, 2022 or later, all proposed CDS Intervener services units must be adjusted by the SPT per IPC revision to reflect the new rate.



TEXAS
Health and Human
Services

2022 Rate Change – DBMD

- For IPC periods with an IPC start prior to March 1, 2022, the SPT must determine the amount of CDS Intervener Services units that were consumed before March 1, 2022.
 - This amount of service units must remain funded at the old rate.
 - Service units that are expected to be consumed on or after March 1, 2022, must be adjusted by the Case Manager to be funded at the newly set rate.
- Since the required rate changes involves CDS, the Case Manager must consult with the assigned FMSEA representative to determine the amount of service units consumed prior to the effective date of the rate change.



Rate Change & IPP

In the following example:

- A DBMD individual has started the current IPC period at renewal with 2086 units of CDS Intervener services.
 - The FMSA has notified the DBMD CM that the individual has consumed 521 units of Intervener services between the beginning of the IPC period and 02/28/2022 (day before the rate change becoming effective).
- Those 521 units have been delivered at the “old” rate of \$19.48.
- A retro-active rate adjustment for these services units is not possible.



TEXAS
Health and Human
Services

Rate Change & IPP

- The available 1565 units of CDS Intervener services remain deliverable between 03/01/2022 and the end of the IPC period on 11/30/2022.
- The reimbursement rate for those 1565 units must be adjusted to the “new” rate of \$23.93 as established by the recent rate change.
- A subsequent IPC revision for rate adjustment purposes with an effective date of 03/01/2022 can only address adjustments of established but not yet consumed services.
 - Such an IPC revision must not simultaneously introduce new services or additional service units of established services.



TEXAS
Health and Human
Services

Rate Change & IPP



TEXAS
Health and Human
Services

W. Intervener Services (Service Codes 45, 45A, 45B, 45C, 45V, 45AV, 45BV, 45CV)

☐ Not applicable

Total units: 2086 2086 units utilized during the last IPC year.

Services to be provided by: Molly Sue Jones / Intervener (Name/Title)

Base 40 hours/weeks X 52.14 weeks = 2086 annual units CDS? ☒ Yes ☐ No

Justification for Intervener units: Rate Change Only. Renewal IPC reflected 2086 units

521 units - 12/01/2021 to 02/28/2022 @ "old" rate of \$19.48 ---> \$10,149.08
1565 units - 03/01/2022 to 11/31/2022 @ "new" rate of \$23.93 --> \$37,450.45 } Total cost \$ 47,599.53

What would the individual like to gain from this service?

Rate Change Only. Renewal IPC reflected 2086 units



Intervener Schedule

Intervener Name	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.	Total Hours
-----------------	------	------	-------	------	--------	------	------	-------------

Rate Change & IPC

- Notate “2022 Rate Change” on top of the first page of the IPC.
- Use the current (March 2022–E) version of the IPC.



		<i>2022 Rate Change</i>		 Form 6500 March 2022-E
Deaf Blind with Multiple Disabilities (DBMD)/Community First Choice (CFC) Individual Plan of Care (IPC)				
Name of Individual (Last, First, MI)	Social Security No.	Medicaid No. (9 digits)	DOB (MM/DD/YYYY)	

Rate Change & IPC

- Services consumed before the DBMD rate change of 03/01/2022.
- Here in this example, the FMSA informed the DBMD CM that the individual consumed 521 units of Intervener services (CDS) between 12/01/2021 and 02/28/2022.
- Those services were consumed at the “old” rate of \$19.48.

		54V	Employment Assistance
<i>C</i>	<input type="checkbox"/>	45V	Intervener <i>521 @ \$19.48</i>
	<input type="checkbox"/>	45AV	Intervener I



TEXAS
Health and Human
Services

Rate Change & IPC

- Services consumable after the DBMD rate change of 03/01/2022.
- Here in this example, the individual's renewal IPC reflected a total of 521 units of Intervener services. Since 521 units of Intervener services (CDS) were consumed between 12/01/2021 and 02/28/2022, 1565 units of Intervener services remain available for the time between 03/01/2022 and the end of the IPC period on 11/31/2022.
- Those services units must be adjusted to the "new" rate of \$23.93.

	\$32.30
1565	\$23.93
	\$24.19



Rate Change & IPC

The field "Estimated Annual Cost" is reflecting the sum of cost calculated at "old" and "new" rate.

Consumer Directed Services (CDS)

Financial Management Services Agency (FMSA) Vendor Name:			<i>DIY Hire & Fire, LLC</i>	FMSA Vendor No.:	<i>1069123</i>	<input type="checkbox"/> Add <input type="checkbox"/> Terminate
Type	Backup Plan	Service Code	Service Category	Estimated Units	Unit Rate	Estimated Annual Cost
		11PV	Respite In-Home		\$237.15	
		11AV	Respite Out-of-Home		\$246.49	
		37V	Supported Employment		\$32.30	
		54V	Employment Assistance		\$32.30	
<i>C</i>	<input type="checkbox"/>	45V	Intervener <i>521 @ \$19.48</i>	<i>1565</i>	\$23.93	<i>\$47,599.53</i>
	<input type="checkbox"/>	45AV	Intervener I		\$24.19	
	<input type="checkbox"/>	45BV	Intervener II		\$30.06	
	<input type="checkbox"/>	45CV	Intervener III		\$35.92	

Record Submission

- The preferred IPC submission route is the IDD Operations Portal.
- A new submission type has been developed to submit IPC revisions focusing on the 2022 rate change.

Packet Status	Under Review
Legal Name Of Business	XYZ Test Provider
Program Type	DBMD
Submitter Type	Provider
Submission Type	Rate Change



TEXAS
Health and Human
Services

What if...

The amount of rate change is so minimal. Do I really have to issue an IPC revision for that?

- The Employer of Record hired CDS staff, and the FMSEA may face a situation where insufficient funding will result in payroll issues.
- For CLASS, the personal attendant base wage of \$8.11 for In-Home Respite Services may not be payable without the rate change.
- Failure to compensate staff at that amount may have negative consequences for an Employer of Record under the CDS option.



TEXAS
Health and Human
Services

What if...

Can I combine the rate change with some other IPC revision need that may arise later during the IPC period?

- No, the IPC effective date that applies to the Rate Change IPC will not be available for any other adjustment to an IPC.
- Many of the IPC Revisions involving rate change will require an IPC effective date that matches the effective date of the newly set rates.
 - Those effective dates are not available for any other changes to an IPC.



TEXAS
Health and Human
Services

What if...

By when do I need to turn those rate change inspired IPC revisions in?

- As soon as reasonably possible.
- Before the CDS Employer of Record and FMSEA would encounter a budget shortfall.



TEXAS
Health and Human
Services

What if...

The IPC period for one of my CLASS individuals has already ended. Is it too late to issue an IPC revision including a rate change?

- For CLASS IPCs with an expiration date of January 31, 2022, IPC revisions involving rate adjustments are still possible.
- The service units that would require adjustment in those cases would be those consumed during the months of January 2022.



TEXAS
Health and Human
Services

What if...

The FMSA will not disclose the amount of consumed services units. Therefore, I can not determine the amount of units that require a rate change.

- Document your communication attempts with the FMSA in writing.
- Involve the Employer of Record in the interaction with the FMSA.
- CMAs may need to file a complaint per CAPM referrals mailbox: capm_referrals@hhsc.state.tx.us



TEXAS
Health and Human
Services

What if...

We adjusted the IPC and now the total waiver cost is greater than the waiver cost ceiling of \$114,736.07. What now?

- To maintain waiver eligibility (→ see RULE §45.201) the SPT will need to make additional adjustments to the IPC.
- In such a case, the SPT may need to review utilization patterns and decide where additional adjustments to services could be made to get the total cost of all waiver services at or below \$114,736.07.

23f. Waiver Total Estimated Annual Cost:	?
---	---



TEXAS
Health and Human
Services

What if...

Can the new rate be added to an upcoming renewal (such as a 04/01/2022 or later IPC period)?

- If the renewal IPC has not already been submitted to HHSC, the new rate can be applied to the upcoming IPC renewal.
 - A rate change revision will not be needed for the upcoming renewal IPC effective period.
 - In this scenario, all service units will be available for adjustment to the new rate.
- HHSC has issued a revised Form 3621 (CLASS) and will offer a revised Form 6500 (DBMD) by March 1, 2022.



TEXAS
Health and Human
Services



TEXAS
Health and Human
Services

Thank you

**Contact the CLASS or DBMD policy mailbox
if you have any questions or concerns:**

CLASSPolicy@hhs.texas.gov

DBMDPolicy@hhs.texas.gov

Questions?



TEXAS
Health and Human
Services

