



NYAIL Statewide Conference
Implementing Managed Care and the
Transformation Agreement
September 10, 2013



Courtney Burke
Commissioner



Andrew M. Cuomo
Governor



Nirav R. Shah, M.D.
Commissioner



Agenda

- Update on the People First Waiver and the transition to Managed Care
- OPWDD/CMS Transformation Agreement
 - Review Commitments*
 - Current activities*
 - Upcoming deliverables*
- Next Steps



3 DRIVING FACTORS FOR CHANGE

1. ***The sustainability factor*** - how do we sustain appropriate service provision within fiscal realities?
2. ***The relevancy factor*** - are the services we currently offer those that families and individuals coming into our service system seeking?
3. ***The compliance factor*** - in light of Olmstead and recent federal decisions on ADA, will the menu of service options we provide allow us to meet the goals of Olmstead and federal requirements?



Managed Care Legislation

- The NYS legislature recently passed new managed care legislation that authorizes delivery of specialized developmental disabilities services through a managed care structure.
- The People First Waiver, when approved by CMS, will authorize the operation of DISCOs; OPWDD is currently focusing on establishing initial DISCOs.
- OPWDD will request additional authority from CMS to initiate delivery of specialized developmental disabilities services through managed long-term care (MLTC) plans and HMOs and solicit those applicants through separate actions.



DISCOs

- Governed by:
 - ❑ Public Health Law Article 44,
 - ❑ Mental Hygiene Law § 13.40
 - ❑ Social Services Law §364-j
 - ❑ federal regulations at 42 CFR Part 438
- Will have modified reserve requirements to facilitate start-up.
- Must be controlled by one or more non-profit organizations with experience providing or coordinating health and long-term care services to people with IDD.
- Applications will be reviewed for their capacity to fulfill all requirements.
- Prior to operation, OPWDD will review the DISCO's readiness to enroll members and coordinate care.



MLTC or Mainstream Managed Care

- Organizations do not need to be controlled by nonprofit.
- Same standards will apply for quality assurance, grievances and appeals, informed choice, person-centered planning, and marketing.
- Must have ability to provide or coordinate services for people with developmental disabilities (either on its own or by affiliation with another entity with experience) and oversee or implement the coordination and planning of developmental disabilities services.



Letters of Intent

In April, OPWDD issued a call for Letters of Intent from organizations that intend to form a managed care organization for supporting individuals with developmental disabilities.

Region	# Letters Received
NYC & Surrounding Counties	11
NYC & Long Island	6
NYC only	5
Partial NYC	3
NYS	4
Capital District	2
Central NY	2
Western NY	1
Multi-county upstate	1
Total Received	35



CMS Negotiations Continue

- Regular discussions with CMS have begun again following submission of waiver applications.
- Regular discussions with CMS on Balancing Incentive Program (BIP) and Money Follows the Person (MFP).
- Discussions related to NYS' larger Medicaid program are occurring through five cross-agency workgroups.
- Discussions include a focus on the developmental disabilities transformation and moving OPWDD services to managed care.
- The outcome of the OPWDD's negotiations around voluntary rate rationalization will determine the actual timeline for pre-enrollment into DISCOs and enrollment into developmental disabilities fully integrated duals advantage (FIDA) program.
- OPWDD is requesting a multi-year phase-in of the standardized voluntary rates.



OPWDD's JAD Sessions

- OPWDD leadership has held intensive **Joint Application Design (JAD) Sessions** to explore critical decisions related to implementing managed care.
- JAD Sessions focused on enrollment, communications, data collection and usage, quality review, credentialing of providers, and information technology needs.
- OPWDD will continue to work with all of its stakeholders to gather input related to the transition to managed care.



OPWDD Transformation

As OPWDD pursued development of the People First Waiver, we worked with CMS to define priority elements of system transformation:

- Expanding opportunities and supports for ***EMPLOYMENT***
- Expanding ***COMMUNITY SERVICE OPTIONS*** – supportive housing, community-based services
- Expanding ***SELF DIRECTION*** options
- ***OLMSTEAD PLAN-*** Creating opportunities for people to move from institutions to integrated settings



Transformation Documents

- ***“Putting People First: OPWDD’s Road to Reform”*** – comprehensive review of system reforms recently achieved and underway
- ***“The OPWDD Transformation Agreement” Appendix H of the DRAFT NYS Partnership Plan Amendment (DOH 1115 Waiver)-***
Articulates clear commitments for achieving ambitious goals for system reform and service delivery



Transformation Agreement

The Agreement contains commitments for OPWDD related specifically to:

- **Money Follows the Person (MFP) Demonstration**
- **Balancing Incentives Program (BIP)**
- **1915 b/c Applications**
- **Residential Transitions and Supportive Housing**
- **Supported Employment Services and Competitive Employment**
- **Self-Direction**



Money Follows the Person

- Purpose: To help states rebalance their long-term care systems by offering people opportunities to move out of institutions into the community
- OPWDD's participation was effective April 1, 2013 and runs through 2016.
- OPWDD will transition 875 individuals from DCs, community-based ICF/IIDs and Skilled Nursing Facilities into community settings.
- Acceptable community settings = individual's private home, his or her family's home or a community residence that is home to four or fewer unrelated individuals.



Balancing Incentives Program (BIP)

Purpose: to provide grants & enhanced FMAP to states to increase access to non-institutional long-term supports/services

Program Goals:

- To help states develop new ways to support more people in community settings
- To support structural changes that increase institutional diversions and access to long-term supports/services

With MFP, BIP is part of CMS's strategy to redesign long-term supports/services.



Balancing Incentives Program

Requirements:

- States must have spent less than 50% of their total Medicaid medical assistance expenditures on non-institutionally based long-term supports/services.
- States must implement structural changes:
 - a “No Wrong Door/Single Entry Point” system.
 - Conflict-free case management
 - Core standardized assessment
- States must use the enhanced FMAP only to provide new or expanded HCBS.
- Quarterly reporting



Some Specific Transformation Commitments

Self Direction

- Provide education to at least 1,500 beneficiaries (with designated representatives as needed) per quarter beginning on April 1, 2013.
- Increase # of individuals self directing by 1,245 by March 31, 2014.
- Submit OPWDD self-direction policies for CMS approval, January 2014

Employment

- Increase number of individuals employed by 700 by March 31, 2014.
- End admissions to sheltered workshops on July 1, 2013.
- Develop a plan to close sheltered workshops, January 1, 2014



Some Specific Transformation Commitments

Residential Transitions

- Transition 148 people from Finger Lakes and Taconic ICFs to community settings by January 1, 2014.
- Provide quarterly reports on how we are increasing supportive housing options, including non-traditional housing models.
- Demonstrate how community settings will meet “home-like” standards

People First Waiver

- Submit to CMS a request for a new rate structure for voluntary providers by July 1, 2013.
- Adopt practice guidelines for care coordinators based on CQL Personal Outcome Measures and report on progress by September 1, 2013.



OPWDD Transformation Status

OPWDD has met all of its deadlines to date:

- 1915 b and 1915 c applications
- Approved MFP protocol
- Baseline employment data
- Baseline self-direction report
- Educational materials re: self-direction
- Application to increase HCBS reserve capacity
- Draft Cost Containment Strategy – ***Now approved***
- Draft Evaluation Plan
- Draft Accountability Plan
- New enrollment into Sheltered Workshops ended July 1st.
- BIP Work Plan – including baseline housing report, assurance of compliance with HCBS service settings standards & review process for person-centered planning.
- Draft Plan for transition of campus residents and community-based ICF residents to community settings
- First Quarterly report - ***Now approved***
- Progress report on development Practice Guidelines for use of CQL Personal Outcome Measures in care coordination.



OPWDD Transformation Status

OPWDD has recently undertaken the following in support of the Transformation Agreement:

- Statewide Video Conference on Self-direction, June 18th
- Presentations on Self-direction at day hab programs
- Individual and group Front Door information sessions that include self-direction at DDROs
- Development of a survey to assist with tracking the number of individuals who self-direct their community habilitation services
- 22 individuals moved from Finger Lakes and Taconic campus-based ICFs to community settings.
- Prepared and distributed an Employment FAQ document, explaining OPWDD's plans and strategies related to increasing competitive employment and transitioning sheltered workshops.
- Draft BIP Work Plan submitted September 1, 2013.
- Submitted a Draft Statewide Quality Improvement Strategy July 1, 2013



OPWDD Transformation Status

Now working on:

- Continued outreach to stakeholders on self-direction, employment and opportunities to move out of institutional settings
- Accountability Plan
- Draft Plan for increasing the individuals in competitive employment
- Working with stakeholders on a Transformation Agreement Steering Committee to develop strategies, receive input, and track OPWDD's progress in achieving the transformation benchmarks



OPWDD Transformation Status

October 1 deadlines for:

- 350 new people to be self-directing
- 1,500 more stakeholders educated about self-direction
- 20 more people transitioned out of Taconic and Finger Lakes ICFs
- 250 new people enrolled in competitive employment
- Finalized timeline for residential transitions
- Draft transformation plan for increasing participation in competitive employment



Transformation Teams

OPWDD is establishing transformation teams to help guide system transformation:

- Managed Care Implementation

To ensure a smooth transition to managed care and continuity of high quality services

- Provider Efficiency and Innovation

To engage stakeholders to recommend, develop, track, and implement strategies to create system efficiencies that benefit services for people with developmental disabilities

- System Transformation

To develop strategies, engage stakeholders for input, and track progress in achieving the transformation benchmarks



Next Steps

- Continue discussions with CMS to finalize waiver agreements
- Issue Request for Applications for DISCOs
- Develop and propose needed regulation
- Complete OPWDD design sessions to prepare for implementation of managed care
- Continue dialogue with stakeholders about system transformation