

Virginia Department of Medical Assistance Services
Building Independence (BI) Waiver
Fact Sheet 2018

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| Initiative | Formerly called the Day Support Waiver, the purpose of this Building Independence home and community-based 1915 (c) waiver is to provide support in the community rather than in an Intermediate Care Facility for Individuals with Intellectual Disability (ICF/IID). |
| Targeted Population | Adults who have a diagnosis of a Developmental Disability (DD). All individuals must: (1) Meet the ICF level of care criteria; (2) Require waiver services within 30 days; and (3) Have a diagnosis of a developmental disability (4) Be determined that community-based services under the waiver are the critical services that enable the individual to delay or avoid placement in an ICF or promote exiting from either an ICF or other institutional placement. |
| Program Administration | Program is administered by Department of Behavioral Health and Developmental Services (DBHDS) and Department of Medical Assistance Services (DMAS). |
| Eligibility | The individual must be eligible for Medicaid and meet screening criteria; the income limit is 300% of the SSI payment limit for one person. The individual must meet criteria for ICF; and must have a diagnosis of DD. |
| Services Available | Services include: <ul style="list-style-type: none">• Assistive Technology• Support Coordination/Case Management (State Plan Option)• Community Coaching• Community Engagement• Crisis Services: Community Based, Center Based, Crisis Support Services• Electronic Home Based Supports• Group Day Support Services• Environmental Modifications• Personal Emergency Response System• Individual Supported employment• Residential Services: Shared Living, Independent Living• Transition Services |
| Service Authorization | Screening and assessment for this waiver is performed by the local Community Services Board (CSB). DBHDS performs enrollment and service authorization. |
| Waiting List | A single statewide wait list exists for all three Developmental Disability Waivers including the Building Independence Waiver. In order to ensure waiver services are provided to those with the most urgent needs, the support coordinator/case manager will identify, after discussion with the individual and family, the priority status that best reflects the individual's situation. A Waiver Slot Assignment Committee will determine from among the individuals who meet priority one criteria who should be served first, based on the needs of the individual at the time a slot becomes available. |

In addition, an individual shall be considered to meet the criteria for slot assignment if:

- the individual meets waiver diagnostic and functional eligibility requirements,
- the individual is determined to meet one of the Priority One criteria below, and
- the individual, the individual's spouse or the parent of an individual who is a minor child would accept services within 30 days.

Wait List Criteria

Priority One

It is anticipated that the individual will need waiver services within one year and the individual meets one of the following criteria:

- An immediate jeopardy exists to the health and safety of the individual due to the unpaid primary caregiver having a chronic or long-term physical or psychiatric condition or conditions that significantly limit the ability of the primary caregiver or caregivers to care for the individual; there are no other unpaid caregivers available to provide supports.
- There is immediate risk to the health or safety of the individual, primary caregiver, or other person living in the home due to either of the following conditions:
 - The individual's behavior or behaviors, presenting a risk to himself or others, cannot be effectively managed by the primary caregiver or unpaid provider even with support coordinator/case manager-arranged generic or specialized supports; or
 - There are physical care needs or medical needs that cannot be managed by the primary caregiver even with support coordinator/case manager-arranged generic or specialized supports;
- The individual lives in an institutional setting and has a viable discharge plan; OR
- The individual is a young adult who is no longer eligible for IDEA services and is transitioning to independent living. After individuals attain 27 years of age, this criterion shall no longer apply.

Priority Two

It is anticipated that the individual may require waiver services in one to five years and the individual meets one of the following criteria:

- The health and safety of the individual is likely to be in future jeopardy due to
 - The unpaid primary caregiver or caregivers having a declining chronic or long term physical or psychiatric condition or conditions that significantly limit his ability to care for the individual;
 - There are no other unpaid caregivers available to provide supports; and
 - The individual's skills are declining as a result of lack of supports;
- The individual is at risk of losing employment supports;
- The individual is at risk of losing current housing due to a lack of adequate supports and services; or
- The individual has needs or desired outcomes that with adequate supports will result in a significantly improved quality of life.

Priority Three

Priority Three shall be assigned to individuals who meet one of the following criteria and will need a waiver slot in five years or longer as long as the current supports and services remain:

- The individual is receiving a service through another funding source that meets

- current needs;
- The individual is not currently receiving a service but is likely to need a service in five or more years; or
- The individual has needs or desired outcomes that with adequate supports will result in a significantly improved quality of life.

Definitions
(12VAC30-120-1500)

"Assistive technology" means specialized medical equipment and supplies including those devices, controls, or appliances, specified in the Individual Support Plan but not available under the State Plan for Medical Assistance, which enable individuals to increase their abilities to perform activities of daily living, or to perceive, control, or communicate with the environment in which they live, or that are necessary to the proper functioning of the specialized equipment.

"Case management" means the assessing and planning of services; linking the individual to services and supports identified in the Individual Support Plan; assisting the individual directly for the purpose of locating, developing or obtaining needed services and resources; coordinating services and service planning with other agencies and providers involved with the individual; enhancing community integration; making collateral contacts to promote the implementation of the Individual Support Plan and community integration; monitoring to assess ongoing progress and ensuring services are delivered; and education and counseling that guides the individual and develops a supportive relationship that promotes the Individual Support Plan.

"Community Coaching" means a service designed for individuals who need one-to-one support in order to develop a specific skill to address barriers preventing that individual from participating in the community engagement services.

"Community Engagement" means services that support and foster individuals' abilities to acquire, retain, or improve skills necessary to build positive social behavior, interpersonal competence, greater independence, employability, and personal choice necessary to access typical activities and functions of community life such as those chosen by the general population.

"Center-based crisis support services" means crisis prevention and stabilization in a crisis therapeutic home using planned and emergency admissions. They are designed for those individuals who need on-going crisis supports.

"Community-based crisis support services" means services to individuals who are experiencing crisis events putting them at risk for homelessness, incarceration, hospitalization or danger to themselves or others. This service shall provide ongoing supports to individuals in their homes and in community settings.

"Crisis support services" means intensive supports by trained and, where applicable, licensed staff in crisis prevention, crisis intervention, and crisis stabilization to an individual who is experiencing an episodic behavioral or psychiatric event in the community which has the potential to jeopardize the current community living situation.

"Electronic Home Based Supports" means goods and services based on current technology, such as Smart Home ©, and includes purchasing electronic devices, software, services and supplies not otherwise covered through other benefits in this waiver or

through the State Plan that allows individuals to use technology in their residences to achieve greater independence, self-determination and reduce the need for human intervention.

"Environmental modifications" means physical adaptations to a primary place of residence, primary vehicle or work site (when the work site modification exceeds reasonable accommodation requirements of the Americans with Disabilities Act) that are necessary to ensure the individual's health and safety or enable functioning with greater independence when the adaptation is not being used to bring a substandard dwelling up to minimum habitation standards. Such EM shall be of direct medical or remedial benefit to the individual.

"Group Day support services" means training, assistance, and specialized supervision in the acquisition, retention, or improvement of self-help, socialization, and adaptive skills, which typically take place outside the home in which the individual resides. Day support services shall focus on enabling the individual to attain or maintain his maximum functional level.

"Independent living supports" means a service provided to adults, ages 18 years and older, who have developmental disabilities that offers skill building and assistance necessary to secure a self-sustaining, independent living situation in the community or provides the support necessary to maintain those skills. Individuals authorized to receive this service typically live alone or with roommates in their own homes or apartments.

"Personal emergency response system (PERS)" is an electronic device and monitoring service that enables certain individuals at high risk of institutionalization to secure help in an emergency. PERS services are limited to those individuals who live alone or are alone for significant parts of the day and who have no regular caregiver for extended periods of time, and who would otherwise require extensive routine supervision.

"Shared living" means an arrangement in which a roommate resides in the same household as the individual receiving waiver services and provides an agreed-upon, limited amount of supports. In exchange for providing the agreed-upon support, a portion of the total cost of rent, food, and utilities that can be reasonably attributed to the live-in roommate is reimbursed to the individual.

"Transition services" means set-up expenses for individuals who are transitioning from an institution or licensed or certified provider-operated living arrangement to a living arrangement in a private residence where the person is directly responsible for his own living expenses.

Quality Management Review

DMAS conducts quality management reviews of the services provided. Interviews with providers and individuals receiving services are performed to ensure the health and safety of all individuals. Level of Care reviews are performed at least annually by the CSB support coordinator/case manager.

Reimbursement Rates

Reimbursement rates can be found on the DMAS website at http://www.dmas.virginia.gov/Content_atchs/ltc/My%20Life%20My%20Community%20Rate%20File%20Updated%2012%2019%2017.pdf

**Number of
Individuals
Served (SFY
2017)** 263*

**Total Waiver
Expenditure
(SFY 2017)** \$3,388,486*

**Average Cost
Per Individual
(SFY 2017)** \$12,884*

**Regulatory
Basis** 12VAC30-120-1500 et seq.

**Program
Contacts** Sam Pinero, Waiver Operations Manager at DBHDS at (804) 786-2149 or by email at Sam.Pinero@dbhds.virginia.gov. Information is on the DMAS website at www.dmas.virginia.gov or the DBHDS website at <http://www.dbhds.virginia.gov/>.

**Cost-effectiveness Summary of Virginia's 1915(c) Home- & Community-Based Waivers SFY 2017 – Waiver Report, Waiver Cost per Person*