Colorado Department of Human Services/Division for Developmental Disabilities
Attachment to Agency Communication July 19, 2011
Proposed Amendments for the HCBS-DD and HCBS-SLS Waivers
Day Habilitation Services and Supports
Dental Services

Current Approved Waiver Language	Proposed Waiver Amendment Language
DAY HABILITATION SERVICES AND SUPPORTS	
Day Habilitation includes assistance with acquisition, retention or improvement in self-help, socialization and adaptive skills that takes place in a nonresidential setting, separate from the participant's private residence or other residential living arrangement, except for the occasion of extreme medical and/or safety needs when the service is preapproved by DDD/DHS. Activities and environments are designed to foster the acquisition of skills, appropriate behavior, greater independence, and personal choice. These services are individually coordinated through the person's Service Plan. Day Habilitation Services and Supports encompass two types of habilitative environments: Specialized Habilitation (SH) and Supported Community Connections (SCC). Specialized habilitation (SH) services focus on enabling the individual to attain his or her maximum functional level or to be supported in such a manner to allow the person to gain an increased level of self-sufficiency. These services are generally provided in nonintegrated settings where a majority of the persons have a disability, such as program sites and supervised work settings. Such services include assistance with self feeding, toileting, self-care, sensory stimulation and integration, self-sufficiency, maintenance skills, and supervision. Specialized habilitation services may serve to reinforce skills or lessons taught in school, therapy or other settings and, where appropriate, are coordinated with any physical, occupational, or speech therapies listed in the Service Plan. Day habilitation does not include sheltered workshop activities. Supported Community Connection supports the abilities and skills necessary to enable the individual to access typical activities and functions of community life such as those chosen by the general population, including community education or training, retirement and volunteer activities. Supported Community Connection provides a wide variety of opportunities to facilitate and build relationships and natural supports in the community, while utilizing the community as a learning environment to provide services and supports as identified in a person's Service Plan. These activities are conducted in a variety of settings in which participants interact with nondisabled individuals (other than those individuals who are providing services to the participant). These types of services may include socialization, adaptive skills and personnel to	Day Habilitation includes assistance with acquisition, retention or improvement in self-help, socialization and adaptive skills that takes place in a nonresidential setting, separate from the participant's private residence or other residential living arrangement, except for the occasion of extreme medical and/or safety needs ~~when the service is approved by DDD/DHS~~. Activities and environments are designed to foster the acquisition of skills, appropriate behavior, greater independence, and personal choice. These services are individually coordinated through the person's Service Plan. Day Habilitation Services and Supports encompass two types of habilitative environments: Specialized Habilitation (SH) and Supported Community Connections (SCC). Specialized habilitation (SH) services focus on enabling the individual to attain his or her maximum functional level or to be supported in such a manner to allow the person to gain an increased level of self-sufficiency. These services are generally provided in nonintegrated settings where a majority of the persons have a disability, such as program sites ~~and supervised work settings~~. Such services include assistance with self feeding, toileting, self-care, sensory stimulation and integration, self-sufficiency, maintenance skills, and supervision. Specialized habilitation services may serve to reinforce skills or lessons taught in school, therapy or other settings and, where appropriate, are coordinated with any physical, occupational, or speech therapies listed in the Service Plan. Day habilitation does not include sheltered workshop activities. Supported Community Connection supports the abilities and skills necessary to enable the individual to access typical activities and functions of community life such as those chosen by the general population, including community education or training, retirement and volunteer activities. Supported Community Connection provides a wide variety of opportunities to facilitate and build relationships and natural supports in the community, while utilizing the community as a learning environment to provide services and supports as identified in a person's Service Plan. These activities are conducted in a variety of settings in which participants interact with nondisabled individuals (other than those individuals who are providing services to the participant). These types of services may include socialization, adaptive skills and personnel to

accompany and support the individual in community settings, resources necessary for participation in activities and supplies related to skill acquisition, retention or improvement. Supported Community Connections may be provided in a group setting (or groups traveling together into the community) and/or may be provided on a one-to-one basis as a learning environment to provide instruction when identified in the Service Plan. The number of units available, without special authorization from the State, for Day Habilitation in combination with Supported Employment is 7,112 units. This number of units is the equivalent of 1,778 hours of service per year or on average 7 hours a day for 254 service days.	accompany and support the individual in community settings, resources necessary for participation in activities and supplies related to skill acquisition, retention or improvement. Supported Community Connections may be provided in a group setting (or groups traveling together into the community) and/or may be provided on a one-to-one basis as a learning environment to provide instruction when identified in the Service Plan. ~~The number of units available, without special authorization from the state, for Day Habilitation in combination with Supported Employment is 7,112 units. This number of units is the equivalent of 1,778 hours of service per year or on average 7 hours a day for 254 service days.~~ IN THE HCBS-DD WAIVER, THE NUMBER OF UNITS AVAILABLE FOR DAY HABILITATION IN COMBINATION WITH PREVOCATIONAL SERVICES IS 4,800 UNITS. THIS NUMBER OF UNITS IS THE EQUIVALENT OF 1,200 HOURS OF SERVICES PER YEAR OR ON AVERAGE 24 HOURS PER WEEK.
PREVOCATIONAL SERVICES	
N/A	PREVOCATIONAL SERVICES PREPARE A PARTICIPANT FOR PAID COMMUNITY EMPLOYMENT. SERVICES INCLUDE TEACHING SUCH CONCEPTS AS COMPLIANCE, ATTENDANCE, TASK COMPLETION, PROBLEM SOLVING AND SAFETY THAT ARE ASSOCIATED WITH PERFORMING COMPENSATED WORK. SERVICES ARE IDENTIFIED IN THE PARTICIPANT'S SERVICE PLAN AND ARE DIRECTED TO HABILITATIVE RATHER THAN EXPLICIT EMPLOYMENT OBJECTIVES. SERVICES ARE PROVIDED IN A VARIETY OF LOCATIONS SEPARATE FROM THE PARTICIPANT'S PRIVATE RESIDENCE OR OTHER RESIDENTIAL LIVING ARRANGEMENT. PARTICIPANTS ARE COMPENSATED IN ACCORDANCE WITH APPLICABLE FEDERAL LAWS AND REGULATIONS. PREVOCATIONAL SERVICES CAN BE DIFFERENTIATED FROM SUPPORTED EMPLOYMENT SERVICES BY USING THE FOLLOWING CRITERIA: 1) COMPENSATION IS PAID AT LESS THAN 50 PERCENT OF THE MINIMUM WAGE (AGENCIES THAT PAY LESS THAN MINIMUM WAGE SHALL ENSURE COMPLIANCE WITH DEPARTMENT OF LABOR REGULATIONS); AND, 2) GOALS FOR PREVOCATIONAL SERVICES ARE GENERAL IN NATURE AND ARE NOT PRIMARILY DIRECTED AT TEACHING JOB SPECIFIC SKILLS. THE INTENDED OUTCOME OF PREVOCATIONAL SERVICES IS TO OBTAIN PAID OR UNPAID COMMUNITY EMPLOYMENT WITHIN FIVE YEARS. PREVOCATIONAL SERVICES MAY CONTINUE LONGER THAN FIVE YEARS WHEN DOCUMENTATION IN THE ANNUAL SERVICE PLAN DEMONSTRATES THIS NEED AND THE NEED IS BASED ON AN ANNUAL ASSESSMENT. A COMPREHENSIVE ASSESSMENT AND REVIEW FOR EACH PERSON ENROLLED IN

	PREVOCATIONAL SERVICES SHALL OCCUR AT LEAST ONCE EVERY FIVE YEARS. THE PURPOSE OF THIS ASSESSMENT AND REVIEW IS TO DETERMINE WHETHER OR NOT THE PERSON HAS DEVELOPED THE SKILLS NECESSARY FOR PAID OR UNPAID COMMUNITY EMPLOYMENT. INDIVIDUALS WHO RECEIVE PREVOCATIONAL SERVICES MAY ALSO RECEIVE SUPPORTED EMPLOYMENT AND/OR DAY HABILITATION SERVICES. A PARTICIPANT'S SERVICE PLAN MAY INCLUDE TWO OR MORE TYPES OF DAY SERVICES (I.E., DAY HABILITATION SERVICES AND SUPPORTS, SUPPORTED EMPLOYMENT OR PREVOCATIONAL SERVICES). HOWEVER, DIFFERENT TYPES OF DAY SERVICES MAY NOT BE BILLED DURING THE SAME PERIOD OF THE DAY. DOCUMENTATION IS MAINTAINED IN THE FILE OF EACH INDIVIDUAL RECEIVING THIS SERVICE THAT THE SERVICE IS NOT AVAILABLE UNDER A PROGRAM FUNDED UNDER SECTION 110 OF THE REHABILITATION ACT OF 1973 OR THE IDEA (20 U.S.C. 1401 ET SEQ.). IN THE HCBS-DD WAIVER, THE NUMBER OF UNITS AVAILABLE FOR DAY HABILITATION IN COMBINATION WITH PREVOCATIONAL SERVICES IS 4,800 UNITS. THIS NUMBER OF UNITS IS THE EQUIVILENT OF 1,200 HOURS OF SERVICES PER YEAR OR ON AVERAGE 24 HOURS PER WEEK.

SUPPORTED EMPLOYMENT	
Supported Employment services consists of intensive, ongoing supports that enable participants, for whom competitive employment at or above the minimum wage is unlikely absent the provision of supports, and who, because of their disabilities, need supports, to perform in a regular work setting. Supported employment may include assessment and identification of vocational interests and capabilities in preparation for job development, assisting the participant to locate a job or job development on behalf of the participant. Supported employment is conducted in a variety of settings in which participants interact with nondisabled individuals (other than those individuals who are providing services to the participant) to the same extent that individuals employed in comparable positions would interact. Persons must be involved in work outside of a base site. Included are persons in community jobs, in enclaves, and on mobile crews. Group employment (e.g. mobile crews and enclaves) shall not exceed eight persons. Supported employment includes activities needed to sustain paid work by participants, including supervision and training. When supported employment services are provided at a work site where persons without disabilities are employed, payment is made only for the adaptations, supervision and training required by participants receiving waiver services as a result of their disabilities. This does not include payment for the supervisory activities rendered as a normal part of the business setting. Participants are required to apply for services through the Division for Vocational Rehabilitation. Supported employment does not take the place of nor is it duplicative of services received through the Division for Vocational Rehabilitation. Documentation is maintained in the file of each participant receiving this service that the service is not available under a program funded under section 110 of the Rehabilitation Act of 1973 or the Individuals with Disabilities Education Act (20 U.S.C. 1401 et seq.). Federal financial participation is not claimed for incentive payments, subsidies, or unrelated vocational training expenses such as incentive payments made to an employer to encourage or subsidize the employer's participation in a supported employment program; payments that are passed through to users of supported employment programs; or payments for training that are not directly related to an individual's supported employment program. The number of units available, without special authorization from the State, for Day Habilitation in combination with Supported Employment is 7,112 units. This number of units is the equivalent of 1,778 hours of service per year or on average 7 hours a day for 254 service days.	Supported Employment services consists of intensive, ongoing supports that enable participants, for whom competitive employment at or above the minimum wage is unlikely absent the provision of supports, and who, because of their disabilities, need supports, to perform in a regular work setting. Supported employment may include assessment and identification of vocational interests and capabilities in preparation for job development, assisting the participant to locate a job or job development on behalf of the participant. Supported employment is conducted in a variety of settings in which participants interact with nondisabled individuals (other than those individuals who are providing services to the participant) to the same extent that individuals employed in comparable positions would interact. Persons must be involved in work outside of a base site. Included are persons in community jobs, in enclaves, and on mobile crews. 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DENTAL SERVICES	
Dental services are provided only when the services are not available through the Medicaid State Plan (e.g. anesthesiology, emergency extractions, etc.) due to not meeting the need for medical necessity as defined in Health Care Policy and Financing rules at 10 CCR 250510,8.011.11 or available through a third party resource. Dental services include periodic examination and diagnosis; radiographs when indicated; detection of all manifestations of systemic disease; treatment of injuries; restoration of decayed or fractured teeth; retention or recovery of space between teeth when indicated; and payment for dental insurance. Implants are a benefit only when the procedure is necessary to support a dental bridge for the replacement of multiple missing teeth, or is necessary to increase the stability of dentures. Implants shall not be a benefit for participants who smoke due to substantiated increased rate of implant failures for smokers. Subsequent implants are not a benefit when prior implants fail. The cost of implants is reimbursable only with prior approval. Dental services do not include cosmetic dentistry, (e.g. veneers, teeth whitening, etc.) procedures predominated by specialized prosthodotic, maxillofacial surgery, craniofacial surgery, and orthodontia (i.e. elimination of fractures of the jaw and face; elimination of major handicapping malocclusion and congenital disfiguring oral deformities; and treatment of handicapping malocclusion.) Dental services under the waiver are limited to the most cost effective and efficient means to alleviate or rectify the dental issues associated with the individual. The total amount of dental services provided in one plan year may not exceed $1,000 without prior authorization/additional review from DHS/DDD.	DENTAL SERVICES ARE AVAILABLE TO INDIVIDUALS AGE 21 AND OVER. COVERED DENTAL SERVICES ARE FOR DIAGNOSTIC AND PREVENTATIVE CARE TO ABATE TOOTH DECAY, RESTORE DENTAL HEALTH AND ARE MEDICALLY APPROPRIATE. SERVICES INCLUDE PREVENTATIVE, BASIC AND MAJOR SERVICES. THESE DENTAL SERVICES REQUIRE PRIOR AUTHORIZATION AT THE LOCAL COMMUNITY CENTERED BOARD (CCB) LEVEL PURSUANT TO THE DDD PRIOR AUTHORIZATION REQUEST (PAR) PROCESS. Dental services AVAILABLE UNDER THE WAIVER are provided only when the services are not available through the Medicaid State Plan ~~(e.g. anesthesiology, emergency extractions, etc.)~~ due to not meeting the need for medical necessity as defined in Health Care Policy and Financing rules at 10 CCR 250510,8.011.11 or available through a third party resource. ~~Dental services include periodic examination and diagnosis; radiographs when indicated; detection of all manifestations of systemic disease; treatment of injuries; restoration of decayed or fractured teeth; retention or recovery of space between teeth when indicated; and payment for dental insurance.~~ GENERAL LIMITATIONS TO DENTAL SERVICES (E.G., FREQUENCY) WILL FOLLOW DEPARTMENT GUIDELINES USING INDUSTRY STANDARDS AND ARE LIMITED TO THE MOST COST EFFECTIVE AND EFFICIENT MEANS TO ALLEVIATE OR RECTIFY THE DENTAL ISSUES ASSOCIATED WITH THE INDIVIDUAL. ~~Implants are a benefit only when the procedure is necessary to support a dental bridge for the replacement of multiple missing teeth, or is necessary to increase the stability of dentures.~~ Implants ~~shall not be a benefit~~ ARE NOT COVERED SERVICES for participants who smoke due to substantiated increased rate of implant failures for smokers. Subsequent implants are not a benefit when prior implants fail. ~~The cost of implants is reimbursable only with prior approval. Dental services do not include cosmetic dentistry, (e.g. veneers, teeth whitening, etc.) procedures predominated by specialized prosthodotic, maxillofacial surgery, craniofacial surgery, and orthodontia (i.e. elimination of fractures of the jaw and face; elimination of major handicapping malocclusion and congenital disfiguring oral deformities; and treatment of handicapping malocclusion.)~~ FULL MOUTH IMPLANTS AND/OR CROWNS ARE NOT COVERED. SERVICES NOT COVERED UNDER THE WAIVER DENTAL SERVICES INCLUDE, BUT ARE NOT LIMITED TO COSMETIC DENTISTRY, ORTHODONTIA, EMERGENCY EXTRACTIONS INTRAVENOUS SEDATIONS, GENERAL ANESTHESIA AND HOSPITAL FEES. COSMETIC DENTISTRY IS DEFINED AS AESTHETIC TREATMENTS DESIGNED TO IMPROVE THE APPEARANCE OF THE TEETH AND/OR SMILE (E.G., WHITENING,

	CONTOURING, AND VENEERS). ~~Dental services under the waiver are limited to the most cost effective and efficient means to alleviate or rectify the dental issues associated with the individual. The total amount of dental services provided in one plan year may not exceed $1,000 without prior authorization/additional review from DHS/DDD.~~ PREVENTATIVE AND BASIC SERVICES ARE LIMITED TO $2,000 PER YEAR. MAJOR SERVICES ARE LIMITED TO $10,000 FOR THE FIVE (5) YEAR LIFETIME OF THE WAIVER.