

Day Habilitation Service Improvement

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Community Inclusion Objectives

People with disabilities...

- **have** the information, skills, and support needed to participate in their communities
- **are** valued, respected, active members of their communities
- are **included** in their communities, and take part in activities they **choose**
- **regularly interact** with others without disabilities and who aren't paid staff

CMS Technical Guide for Day Habilitation

- Activities of daily living
- Community living
- Build positive social behavior
- Build interpersonal competence
- Build independence & personal choice
- Live @ maximum potential
- Coordinated with other therapies

Adding a Pathway to Employment for Day Habilitation

- Members involved in Day Habilitation may engage in Career Planning while participating in the Day Habilitation service
- Day Habilitation is allowed as wrap-around for those in (or seeking) employment

Community Inclusion & Community Employment are Intertwined...

- Community inclusion or Community life engagement (CLE) activities (aka “Day Hab”) can lead to employment thru career exploration and networking
- Day Hab wraps around employment to fill gaps in a day, provide new experiences, increase social connection opportunities
- Day Hab supports people in integrated retirement

Iowa's current Day Habilitation Service Definition and Scope

HCBS Habilitation Day Habilitation service is defined in 441 IAC 78.27(8)

<https://www.legis.iowa.gov/docs/iac/rule/07-05-2017.441.78.27.pdf>

HCBS ID Waiver Day Habilitation service is defined in 441 IAC 78.41(14).

<https://www.legis.iowa.gov/docs/iac/rule/12-06-2017.441.78.41.pdf>

Day Habilitation Service Improvements

- Clarify: Day Habilitation services may provide a path to employment thru HCBS ID Waiver and state plan HCBS Habilitation program
- Clarify: a broad scope of activities may be provided thru Day Habilitation to help members participate in the community, develop social roles / relationships, increase independence and potential for employment
- Add: minimum training requirements for direct care staff providing Day Habilitation services to ensure that members' are served by confident, competent staff

Minimum Training Requirements

- Direct support staff providing day habilitation services shall meet the following minimum qualifications
 - A person providing direct support without line-of-sight supervision shall be at least 18 years of age and possess a high school diploma or equivalent degree. A person providing direct support with line-of-sight supervision shall be 16 years of age or older.
 - A person providing direct support shall not be an immediate family member of the member.
 - A person providing direct support shall, within 6 months of hire or within 6 months of adoption of this rule, complete at least 9.5 hours of training in supporting members in the activities listed at 78.27(8) a., as offered through DirectCourse or Relias or other nationally recognized training curriculum.
 - Day habilitation direct support staff annually complete 4 hours of continuing education in in supporting members in the activities listed at 78.27(8)a. , as offered through DirectCourse or Relias or other nationally recognized training curriculum.

Day Habilitation Provider Qualifications

- An agency that is accredited by the Commission on Accreditation of Rehabilitation Facilities to provide services that qualify as day habilitation
- An agency that is accredited by the Council on Quality and Leadership in Supports for People with Disabilities.
- An agency that is accredited under 441—Chapter 24 to provide day treatment or supported community living services.
- An agency that is certified by the department to provide day habilitation services under the home- and community-based services intellectual disability waiver
- An agency that is accredited by the International Center for Clubhouse Development.
- An agency that is accredited by the Joint Commission on Accreditation of Healthcare

Day Habilitation Service Definition Improvement

Day habilitation means services that provide opportunities and support for community inclusion and building interest in and developing skills for active participation in recreation, volunteerism and integrated community employment. Day habilitation provides assistance with acquisition, retention, or improvement of socialization, community and daily living skills.

Day Habilitation Service Definition Improvement

Day habilitation activities and environments are designed to foster the acquisition of skills, positive social behavior, greater independence, and personal choice.

Services focus on supporting the member to participate in the community, develop social roles and relationships, and increase independence and the potential for employment.

Services are designed to assist the member to attain or maintain their individual goals as identified in the member's comprehensive service plan. Services may also provide wrap-around support secondary to community employment.

Day Habilitation Service Definition Improvement

Day habilitation **activities** may include:

- Identifying the member's interests, preferences, skills, strengths and contributions,
- Identifying the conditions and supports necessary for full community inclusion and the potential for competitive integrated employment,
- Planning and coordination of the member's individualized daily and weekly day habilitation schedule,
- Developing skills and competencies necessary to pursue competitive integrated employment,

Day habilitation **activities** (continued):

- Participating in community activities related to hobbies, leisure, personal health, and wellness,
- Participating in community activities related to cultural, civic , and religious interests,
- Participating in adult learning opportunities,
- Participating in volunteer opportunities,
- Training and education in self-advocacy and self-determination, to support the member's ability to make informed choices about where to live, work, and recreate.

Day habilitation **activities** (continued):

- Assistance with behavior management and self-regulation,
- Use of transportation and other community resources,
- Developing and maintaining natural relationships in the community,
- Assistance identifying and using natural supports
- Assistance accessing financial literacy and benefits education,
- Other activities deemed necessary to assist the member with full participation in the community, develop social roles and relationships, and increase independence and the potential for employment.

Day Habilitation Family Training Option

Day habilitation services may include training families in treatment and support methodologies or in the care and use of equipment.

Family training may be provided in the member's home.

The unit of service is 15 minutes.

A maximum of 40 units per month are payable.

Expected Outcome of Day Habilitation Services

The expected outcome of day habilitation services is active participation in the community in which the member lives, work, and recreates. Members are expected to have opportunities to interact with individuals without disabilities in the community, other than those providing direct services, to the same extent as individuals without disabilities.

Day Habilitation Units of Service

A unit of day habilitation is 15 minutes (up to 16 units per day), or

A full day (4.25 to 8 hours).

Transportation

When transportation is provided to and from the member's home to the day habilitation site by the day habilitation provider, the day habilitation provider may bill for the time spent transporting the member.

Concurrent Services

A member's comprehensive service plan may include two or more types of nonresidential habilitation services (e.g., day habilitation, individual supported employment, long-term job coaching, small-group supported employment, and prevocational services) however, more than one service may not be billed during the same period of time (e.g., the same hour).

Exclusions

- (1) Services that are available to the individual 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.). Documentation that funding is not available to the individual for the service under these programs shall be maintained in the service plan of each member receiving day habilitation services.
- (2) Compensation to members for participating in day habilitation.
- (3) Support for members volunteering in for-profit organizations and businesses,
- (4) Support for members volunteering to benefit the day habilitation service provider

Next Steps

- Administrative Rules were put on hold due to COVID-19. They are currently with I-GOV for review
- After IGOV approval Administrative Rules will be noticed in the Administrative Rules Bulletin
- State Plan HCBS Habilitation SPA and HCBS ID Waiver Amendment will be submitted to CMS – target October 1, 2020 submission
- Target for implementation – January 1, 2021 contingent on the above timelines

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