

# Implementation of SPA 13-009: N.C. Session Law 2013-306 Webinar

## Frequently Asked Questions (FAQ's)

### STATE PLAN AMENDMENT (SPA) 13-009

**1. When will the full SPA be available for viewing?**

**Answer:** The Division of Medical Assistance (DMA) Medicaid State Plan has been amended and approved by the Centers for Medicare and Medicaid Services. Details are available at <http://www.ncdhhs.gov/dma/plan/index.htm> and view update(s) letter: #246.

**2. When was the SPA 13-009 passed?**

**Answer:** May 19, 2014.

### RATE

**1. What is the current PCS rate?**

**Answer:** See table below.

<u>Dates of Service</u>	<u>Rate (Per 15 minutes)</u>	<u>Rate Per Hour (15 min x4)</u>
Prior to 10/1/13	\$3.88	\$15.52
10/1/2013-12/31/13	\$3.58	\$14.32
01/01/2014 Forward	\$3.47	\$13.88

**2. When did the current rate become effective?**

**Answer:** The effective date of the new rate of \$3.47 per unit, \$13.88 per hour is January 1, 2014.

**3. When will the current rate be shown on check write?**

**Answer:** The current rate was entered into NCTracks on 5/23/2014. Providers will see this rate on the next check write.

**4. What is the rate for PCS from October 1, 2013-December 31, 2014**

**Answer:** See table under question #1.

**5. Does the new rate include the 3 % withhold?**

**Answer:** Yes, the new rate after January 1, 2014 of \$3.47 per unit includes the 3% shared savings withholds.

**6. When will the current rate be updated on the DMA website?**

**Answer:** By Close of Business Tuesday May 27, 2014.

### SHARED SAVINGS 3% WITHHOLD

**1. When was the 3% Withhold passed?**

**Answer:** July 26, 2013.

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### 2. What is required for an agency to receive any of the 3% of monies withheld?

**Answer:** Please send questions & recommendations to the link below:  
[DMA.NCSharedSavings@lists.ncmail.net](mailto:DMA.NCSharedSavings@lists.ncmail.net)

### RECOUPMENT/REPAYMENT

#### 1. When will providers be subject to recoupment?

**Answer:** DMA will provide updates and additional details in upcoming Medicaid bulletins. Discussion about Recoup/Repay plan will be added as an agenda item at monthly PCS stakeholder meetings.

#### 2. Are all PCS providers subject to the rate reduction and recoupment?

**Answer:** Yes, the new PCS rate of \$3.47 per unit, \$13.88 per hour applies to all providers. All PCS providers will be subject to the reduction and recoupment process.

### QUALIFICATIONS FOR SESSION LAW 2013-306

#### 1. What are the requirements or diagnosis for qualifying for additional hours?

**Answer:** Providers and beneficiaries may view the requirements of the additional hours in the current 3L PCS Clinical Coverage Policy at <http://www.ncdhhs.gov/dma/mp/3L.pdf>

Methodology for Determination of PCS Expanded Hours Based on Session Law 2013-306  
[http://ncdhhs.gov/dma/pcs/Scoring\\_Methodology\\_032014.pdf](http://ncdhhs.gov/dma/pcs/Scoring_Methodology_032014.pdf)

#### 2. Can a person who was not approved for PCS apply for the additional hours?

**Answer:** Yes, beneficiary would be required to meet minimum PCS eligibility criteria to be evaluated for additional safeguards. A physician attestation must be signed by beneficiary's physician to be evaluated for the need for additional safeguards.

#### 3. When can a beneficiary be considered for additional hours?

**Answer:** A beneficiary may only be considered for additional hours when their physician completes Section E of the DMA 3051 Request for Services form attesting to their need for the additional hours.

### RELEASE OF DECISION NOTIFICATIONS

#### 1. When will decision notifications be released for additional hours?

**Answer:** DMA will begin releasing decision notifications May 30, 2014 for previously submitted requests for additional safeguards.

### PLAN OF CARE

#### 1. How will providers create the Plan of Care for additional hours?

**Answer:** A person-centered plan that addresses all unmet needs identified in the independent assessment must be implemented before providing services to beneficiaries.

### SESSION LAW TRAINING ATTESTATION- DMA 3085

#### 1. Explain the DMA 3085?

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**Answer:** The DMA 3085-Session 2013-306 Training Attestation form is the attestation that PCS providers will submit to DMA to identify the training course/curriculum that their aides will receive to meet the requirements outlined in Session Law-SL 2013-306.

SL 2013-306 requires that a beneficiary who receives additional hours requires a caregiver with training in caring for individuals who have a degenerative disease, characterized by irreversible memory dysfunction, that attacks the brain and results in impaired memory, thinking, and behavior, including gradual memory loss, impaired judgment, disorientation, personality change, difficulty in learning, and the loss of language skills.

### **2. When are the Training Attestations due for submission?**

**Answer:** June 30<sup>th</sup>

### **3. Are all aides required to receive Alzheimer's/Dementia Training?**

**Answer:** Any aide who provides care to a beneficiary who receives hours over 80 are required to receive the Alzheimer's/Dementia Training. Provider must submit training attestation DMA 3085 to DMA.

## **APPEALS**

### **1. Who can appeal adverse decisions for additional hours?**

**Answer:** Beneficiaries may appeal any PCS adverse decision.

### **2. Who can assist the beneficiary filing an appeal?**

**Answer:** The provider can only assist the beneficiary in filing an appeal if they are identified as their representative on the appeal request form.

## **IMPLEMENTATION OF SPA 13-009: N.C SESSION LAW 2013-306 WEBINAR**

### **1. How may I obtain a copy of the May 23 Webinar?**

**Answer:** Providers may access the webinar on the DMA website PCS webpage at <http://www.ncdhhs.gov/dma/pcs/pas.html> and on the Liberty Healthcare Corporation webpage at [www.nc-pcs.com](http://www.nc-pcs.com)