



Department of  
Developmental Disabilities

# The Budget and The Path Forward

**John L. Martin, Director**  
**ARC of Ohio Fall Conference**  
**October 1, 2015**

# Environmental Drivers Behind Budget Development

It's Our Turn – Strategic Planning Leadership Group  
Governor and Administration Support

The New Waiver Rule

- Conflict of Interest
- Segregated Settings

Disability Rights Ohio

Department of Labor Initiatives

# Out of These Came Common Themes

- More people could be employed.
- Most people could be served in less segregated settings – All settings could be more integrated.
- More Waivers/Less ICFs, but ICFs are important for individuals with complex needs.
- Greater dependence on the waiver means the waiver needs to be strengthened.
- The state needed to share more responsibility in funding services to improve state-wideness – help with waiting list.
- Expansion of cost effective service models for sustainability.
- The state had exposure with IPs in various areas.
- The state needs to eliminate conflict of interest.

# Budget Development Ending in Governor's Signature/Vetoes – An Increase of \$286 Million For New Initiatives and \$20 Million (TPP) = \$306 Million Total

From the “as introduced” to the final product, modifications occurred as is common in the budget process.

- The development of the “as introduced” was the result of intensive internal work and negotiation as we put initiatives in the context of financial resources and external drivers.
- The final product was modified by the legislative/public phase of the process.

# Implementation – Moving Forward

This will be a public/transparent process.

Our work plan will be on our website with quarterly updates so the progress in our system can be followed.

- It should be up in early October with first quarter data.
- It will include both budget and CMS rule implementation initiatives.
- Examples of what you will see are shown on the following slides:

# Waiver Work

1. Transitions Waiver –biennium goal – 2,890 transitioned to IO by July 1, 2017 – these will be tracked quarterly.
2. Self Waiver – state-funded biennium goal 1,000 by July 1, 2017
  - This will be tracked quarterly and controlled, so not too fast or slow.
  - The site will also track county board enrollment.
3. IO Waiver – quarterly enrollments will be tracked:
  - Exit/diversion waivers – goal 1,136 by July 1, 2017
  - Waiting list – goal 864 by July 1, 2017
  - County Board funded
4. Behavior add on – number granted per quarter
5. Nursing – number receiving nursing service per quarter/IO effective July 1, 2016

# Waiver Work (continued)

6. Host homes/shared living
  - Number of waiting list IO's – goal 216 - July 1, 2017
  - Number added outside of this
7. Direct service worker rate increase– Implemented January 2016
  - Pre-rate increase data collection – completed by June 30, 2016
  - Post-rate increase data collection – completed by June 30, 2107
8. Number of counties who have reached the median in waiver enrollment – goal 77
  - Tracked quarterly

# WAIVER ALLOCATION SUMMARY

<b>TIER 1</b>	Median of combined number of IO, SELF and TDD Waivers per capita is 16.42 Goal: all counties to be at this number over the next few years
	44 counties are below this median 969 Waivers to be allocated 33 counties will reach the median by June 2017
	22 counties will receive up to a 30% increase in waivers (combination of IO and SELF)
	22 counties will receive up to a 50% increase in waivers (combination of IO and SELF) because they have a lower per capita income
<b>TIER 2</b>	Per capita allotment of remaining 895 waivers
	55 counties will receive these waivers
	33 counties who received more than a 10% increase in Tier 1 will not receive any Tier 2 waivers
<b>TIER 3</b>	Every county will receive at least 3 waivers (1 SELF, 2 IO)
	Total allocations per county range from 3 to 131

# ICF Work

1. Contract for reimbursement/initiatives
  - RFP posted – July 1
  - Contract awarded: October 1?      Work completed \_\_\_\_\_
2. Contract for Inreach/Options Counseling
  - RFP posted – May 29
  - Contract awarded: September 8 - CareStar      Individual contacts by quarter \_\_\_\_\_
3. Pre-admission counseling
  - # sessions completed \_\_\_\_\_ # choosing ICF \_\_\_\_\_ # choosing waiver \_\_\_\_\_
4. Rate increase implemented – July 1, 2016
5. Downsizing – goal of 600 by July 1, 2018
  - Plans approved \_\_\_\_\_      Plans completed \_\_\_\_\_

# ICF Work (continued)

5. Conversions of ICF beds to waiver beds – Goal 600 by July 1, 2018  
Approvals \_\_\_\_\_ Conversions completed \_\_\_\_\_
6. State-operated ICFs – two closures completed by July 1, 2017  
Movement to Waivers \_\_\_\_\_ Movement to ICFs \_\_\_\_\_
7. Bed buy back  
Total beds purchased \_\_\_\_\_ Total dollars spent \_\_\_\_\_
8. Rent assistance for those leaving ICFs  
Total # of subsidies \_\_\_\_\_ Total expenditures \_\_\_\_\_

# Employment Work

We will continue our work with the Employment First Advisory Committee and Funding System Redesign Work Group on system transformation. As part of that work, we will be doing a series of grants, some from one time funds. These grants will focus on:

1. Employment Navigation
2. Professional Certification/Development
3. Continuation of Project Transformation
4. Integrated Community Supports
5. ICF Employment Pilots
6. Continuation of the OOD/DODD Employment First Partnership

# Employment Tracking

We will report on all contracts quarterly.

We will post OOD/DODD Employment First efforts on a quarterly basis.

We will post, by county and/or provider, aggregate employment and wage data on a quarterly basis.

# Other Work (CMS Transition Plan and Conflict of Interest)

1. We will post the number of sites we have visited on a quarterly basis.  
**Residential sites visited:** \_\_\_\_\_  
No follow-up required \_\_\_\_\_ Remediation plans requested \_\_\_\_\_  
Number heightened scrutiny evidence packets \_\_\_\_\_  
**Non-residential (day) sites visited** \_\_\_\_\_  
No follow-up required \_\_\_\_\_ Remediation plans requested \_\_\_\_\_  
Number heightened scrutiny evidence packets \_\_\_\_\_
2. We will post, by individual county and in aggregate, the percent of individuals receiving services from County Boards and private providers. For simplicity we will track dollars, not individuals.

# Other Work

We have two areas of focus over the biennium which we view as separate, but in some ways overlapping:

## 1. Positive Outcomes

- We want to continue to develop our skills in person-centered planning with both ICFs and waivers and ensure positive outcomes.

## 2. Compliance/Quality

- While we have had discussions with counties who are out of the day service business on how we could enhance the use of boards in oversight, we will also engage a group of those not out of the business to get their thoughts and ideas.

# Independent Providers - Background

- Department of Labor issued the “Home Care Final Rule” on October 1, 2013
- Following the issuance of the rule, there was a lot of discussion with DOL surrounding its impact on many states’ waiver programs. In Ohio, the major area of impact was Independent Providers. This is one of the major factors that led to the administration’s proposal in the 2016-2017 Biennium Budget.
- A suit was filed against the rule in District Court, and the Court threw out the rule.
- The Court of Appeals reversed the District Court’s decision (August 21, 2015). It may now be appealed to the Supreme Court.

# Independent Providers – Where We Are Today

- The legislature removed the administration's proposal and replaced it with language for a study commission.
- The legislature currently has draft language they have sent out for comment prior to introducing the legislation.
- The administration is reviewing the legislation as well as how to come into compliance with the Home Care Rule.

# Contracts Not Yet Mentioned

1. Person-Centered Planning in ICFs – Contract
2. Early Intervention
  - Transitional Grants
  - PLAY Grants
  - Expansion of Tele-EI
3. Increase community capacity for intensive needs individuals and Trauma Informed Care/Theory to Practice
4. Training - We will award a number of grants to increase training opportunities for:
  - SSAs
  - Qs
  - DSPs.

# Conclusion:

- Clearly this budget and CMS initiatives represent significant changes to our system and a lot of work.
- This change needs to be planful and thoughtful as we recognize the impact upon those we serve.
- We have been given time to be planful and thoughtful.
- We will be successful if we are open and honest with each other and hold each other accountable.