AGENDA FOR FORUM

- Introductions and housekeeping
- Overview of self-determination and self-direction
- Financial Management Service - Agency with Choice
- Introduction of Public Partnerships LLC.
- Public Partnerships – Financial Management Service Fiscal/Employer Agent model
- Questions

1

WAIVER CHANGES

Children's & Adult Waivers

↓

Support Options & Comprehensive Waivers

<u>Self-Direction will be an optional component.</u>

The Division is still working out some roles and processes.

2

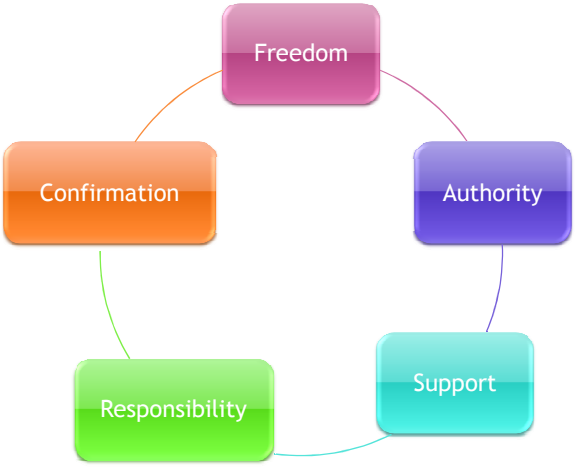
SELF- DETERMINATION

People have the right to direct their futures; have control over how they live their lives, where, and with whom; and have the authority over the resources that support them.

3

SELF-DIRECTION PRINCIPLES

The basic principles of self-determination are:



Slide 4

OVERVIEW OF SELF-DIRECTION

- Home and Community Based Waivers include the option to self-direct services
- The authority to self-direct services assists people in achieving self-determination
- Self-direction tools within the waivers include:
  - Independent Support Brokerage
  - Budget authority
  - Employer authority through Financial Management Services:
    - **Fiscal/Employer Agent – Public Partnerships, LLC**
    - **Agency with Choice**

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Purpose: To have the life you choose to live.

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FINANCIAL MANAGEMENT SERVICE AGENCY WITH CHOICE SERVICE DEFINITION

The financial management service (FMS) Agency-with-Choice provider operates as common-law employer (co-employer of record) with the Waiver participant and/or their legal representative, who serves as the managing employer, for the purpose of ensuring that the necessary employer-related duties and tasks, including payroll are carried out.

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FINANCIAL MANAGEMENT SERVICE AGENCY WITH CHOICE

- Co-employer arrangement
  - Agency is the common law employer
  - Participant or legal representative is managing employer
- Agency with Choice is a service on the Waiver
  - ---Any qualified provider can be certified to provide this service
  - ---Provider receives a monthly fee for serving as common law employer and must meet all requirements

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EXAMPLE OF AGENCY WITH CHOICE

- Jane has a 10 year old child
- Would like the neighbor to do respite services but cannot as the neighbor is a home based worker
- Jane does not want to be employer of record,
- Jane reviews list of Agency with Choice Services, interviews each provider and reviews their policies & procedures
- Chooses a provider agency
- Has neighbor contact the chosen provider
- Neighbor completes an application and has interview with provider agency
- Provider agency decides to hire the neighbor
- Provider agency completes background checks and required training with the neighbor
- Provider agency and neighbor sign a written agreement

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THE AGREEMENT BETWEEN JANE AND PROVIDER

- Jane will have authority to set the schedule for her neighbor
- Provider Agency will assure the neighbor is available at the times Jane needs her
- Jane will oversee the neighbor's work and authorize the hours she has worked
- Provider Agency is willing to provide backup staff if available (not required)
- Provider Agency has the option to have the neighbor provide other services within the organization as long as they do not interfere with Jane's services

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THE AGREEMENT BETWEEN JANE AND PROVIDER (CONTINUED)

- If Jane has concerns with her neighbor she must contact the Provider Agency to discuss these to assure appropriate standards/rules are being met
- If Jane makes the decision to discontinue using the neighbor she must first contact the Provider Agency to inform them of this. The Provider Agency will make the decision whether or not to terminate employment but the neighbor will no longer provide services to Jane

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EXAMPLE OF AGENCY WITH CHOICE (CONTINUED)

- The neighbor gets paid the wage for staff with the Provider Agency. The Provider Agency withholds all the appropriate taxes, unemployment, workers comp etc.
- The plan of care for Jane's child includes:
  - Respite services listed as provided by the chosen Provider with the standard respite rate
  - Agency with Choice Services Fee (proposed monthly flat rate) paid to the Provider.

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EXAMPLE OF AGENCY WITH CHOICE (CONTINUED)

- People using Agency with Choice Services cannot negotiate a rate for the staff they would like to use.
- The staff will receive the hiring wage of the provider providing Agency with Choice Services.

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PROS AND CONS - AGENCY WITH CHOICE

Pros	Cons
Do not have to become the employer of record	Do not have final say on hiring of staff
Can utilize a provider's expertise on trainings, etc.	Cannot negotiate a wage for staff
May be able to obtain backup staff from provider	Agency with Choice fees come out of budget

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AGENCY WITH CHOICE PROVIDER REQUIREMENTS

- The DD Division has established provider standards for providers interested in providing the Agency with Choice Service.
- Providers will be required to develop and submit policies and procedures outlining how they are going to provide this service
- Specific information on the provider requirements is included on a separate handout.

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DIVISION CONTACT INFORMATION

Waiver Changes Website: www.dddwaiverrevisions.com
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This concludes DDD's presentation.

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