Mi Via Waiver Renewal
2020

New Mexico’s 1915(c) Self-Directed Home and Community-Based Services Waiver
NM Department of Health (DOH), Developmental Disabilities Supports Division (DDSD)
NM Human Services Department (HSD)
Medical Assistance Division (MAD)
Objectives

◦ Receive an overview of the Mi Via Waiver

◦ Review renewal timelines & public input process

◦ Understand guiding principles for renewal work

◦ Highlight the Centers of Medicare and Medicaid Services (CMS) Waiver appendices & Federal Regulations

◦ Review waiver renewal topical items

◦ Hear your recommendations and feedback
What is Mi Via?

• New Mexico’s self-directed home and community based services (HCBS) waiver

• A community-based alternative to institutional care for people with intellectual and/or developmental disabilities (IDD) or medically fragile conditions with IDD

• Facilitates greater participant choice, direction, and control over services and supports
What is Self-Direction?

Self-direction allows the participant to:

- Have greater control
- Have more freedom
- Have a meaningful life in the community
- Choose when where and how services will be provided
- Choose who they want to provide the services
- Choose who will assist them in planning and managing their services and supports
- Provides a tool that leads to self-determination
Waiver Administration

Administrative Agency

Medical Assistance Division
Human Services Department (HSD)

Operational Agency

Developmental Disabilities Supports Division (DDSD)
Department of Health (DOH)
Mi Via Waiver Public Input Process

- The Mi Via Advisory Committee
  - New Mexico Mi Via Self-directed Waiver Renewal Steering Committee
- Consultant Input meetings
- Vendor Forums
- Statewide outreach meetings (public Town Halls) May – July 2019
- The Public Comment and Public Hearing Process
  - Tribal Notification – September 2019
  - Public Comment – October 2019
  - Public Hearing – November 2019
Renewal Timelines

- Current CMS-approved Mi Via Waiver expires September 30, 2020
- Application submission date: January 1, 2020
- Implementation date: October 1, 2020

- Amendments to an approved waiver may be submitted during the 5 year renewal period
Guidelines for Mi Via Waiver 
Renewal Work 

People with I/DD are active and productive members of their communities and have rights and responsibilities including:

• The right to self-direct
• The right to full inclusion and access to the community
• Dignity of risk, or the right to take risks when engaging in life experiences along with the right to make informed choices
Guidelines for Mi Via Waiver Renewal Work

Mi Via Waiver services should be provided in the most integrated settings and should promote:

• person centered planning
• choice, self-determination and self-direction
• independence and individuals living the life they prefer in the community
• opportunities for competitive employment
• opportunities for skill building
• opportunities to decrease dependence on care giving
• development of natural supports
Guidelines for Mi Via Waiver Renewal Work

In operating a system of Mi Via waiver services, DDSD is committed to a service system which:

- Promotes self-direction
- Follows national best practices
- Is streamlined and simplified
- Ensures continuous quality improvement
- Is sustainable
- Promotes an equitable distribution of resources
Mi Via Waiver
Appendices

• Appendix A: Waiver Administration and Operation
  What entities are involved in the operation of the Waiver?

• Appendix B: Participant Access and Eligibility
  Who receives Waiver services?

• Appendix C: Participant Services
  What services does the Waiver offer?
## Mi Via Service Categories

<table>
<thead>
<tr>
<th>Living Supports</th>
<th>Community Membership Supports</th>
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<tbody>
<tr>
<td>Health and Wellness</td>
<td>Other Supports/Goods</td>
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**Appendix D: Person Centered Planning (PCP) & Service Delivery**

How are the participants’ needs identified and addressed during person-centered planning? How does the state monitor delivery of waiver services?

**Appendix E: Participant Direction of Services**

opportunities to self direct services

**Appendix F: Participant Rights**

How are Participant rights protected?
Mi Via Waiver
Appendices

• **Appendix G: Participant Safeguards**
  What safeguards has the state established to protect the participants from harm?

• **Appendix H: Systems Improvement**
  Description of system for continuous quality improvement including discovery and remediation.
Mi Via Waiver
Appendices

• **Appendix I: Financial Accountability**

  How does the state assure financial accountability i.e. make payments for services, assure integrity of the payments, comply with federal requirements to receive a matching funds?

• **Appendix J: Cost Neutrality Demonstration**

  Does the state meet statutory cost neutrality requirements? i.e. the average per person cost for HCBS services must be less than the average per person cost for institutional care.
Federal Requirements

CMS Final Rule: HCBS Settings Requirements

21st Century Cures Act: Electronic Visit Verification (EVV)
  Home Maker Direct
  In- Home Living Services
  Respite
Mi Via Rules: NM Administrative Code (NMAC)

- The NMAC Rule for the Mi Via Waiver program will be updated to reflect changes made in the waiver renewal process.
- There will be a public comment and public hearing process for the updates and/or revisions to the NMAC Rule.
- The published Rule will be available on the HSD website.
Mi Via Service Standards

- Renewal will result in updates and/or revisions to the Mi Via Service Standards.

- The Mi Via Service Standards and Appendices will also include a public comment process.
Waiver Renewal
Topical Items

- Health and Safety requirements and assurances
- Employer of Record (EOR) structure within the program
- Agency Oversight of Vendors/Participant Employees
- Abuse Neglect and Exploitation (ANE) training curriculum
Waiver Renewal
Topical Items

- Consultant services and responsibilities
- DDW Eligibility Definition and Criteria
- Changes to the Level of Care Assessment form (initial and annual)
Your input is valuable!

- Are there changes you would like to see in the waiver?
- Areas for improvement?
Contacts

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Resources

Mi Via Waiver-https://nmhealth.org/about/ddsd/pgsv/sdw/
What are your recommendations?
Thank You!