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**Number:** APD-AR-16-065

**Issue date:** 10/14/2016

**UPDATED**

**Topic:** Developmental Disabilities

**Due date:** 11/1/2016

**Subject:** New Employment Rate - Roll out and POC

**Applies to (check all that apply):**

- |  |   |
|--|---|
| <input type="checkbox"/> All DHS employees                     | <input type="checkbox"/> County Mental Health Directors   |
| <input type="checkbox"/> Area Agencies on Aging                | <input type="checkbox"/> Health Services  |
| <input type="checkbox"/> Aging and People with Disabilities    | <input checked="" type="checkbox"/> Office of Developmental Disabilities Services(ODDS)                                 |
| <input type="checkbox"/> Self Sufficiency Programs             | <input type="checkbox"/> ODDS Children's Intensive In Home Services   |
| <input checked="" type="checkbox"/> County DD Program Managers | <input type="checkbox"/> Stabilization and Crisis Unit (SACU)   |
| <input type="checkbox"/> ODDS Children's Residential Services  | <input checked="" type="checkbox"/> Other ( <i>please specify</i> ): Brokerage Directors and Staff/Employment Providers |
| <input type="checkbox"/> Child Welfare Programs                |   |

**Reason for action:**

With the implementation of new provider agency and provider organizations rates for employment, some adjustments will be needed in Plan of Care (POC) to ensure accurate billing. This AR articulates what adjustments are required.

**Action Required:**

As of 11-1-2016 Job Coaching, Discovery and Job Development rates will be formally implemented as outlined in the expenditure guidelines.

By 11-1-2016, all current Initial and On-going Job Coaching rates will be rolled to the plan line end date.

Initial Job Coaching may only be authorized for up to 6 months. As this policy has not changed, Initial Job Coaching should only be currently authorized for up to 6 months and the rate will be updated and rolled to the current plan line end date.

As of 11-1-2016, On-going Job Coaching may only be authorized for up to 18 months; however this applied to Job Coaching authorized beginning September 2014. In the event that the individual authorized for On-going Job Coaching will receive more than

18 months of Job Coaching as of the plan line end date, the Services Coordinator (SC), Personal Agent (PA), or other entity within the CDDP/Brokerage who updates POC must update the plan line to ensure only 18 months of On-going Job Coaching is authorized. The Career Development Plan (CDP) must also be updated using a change form to reflect this change. As Plan of Care typically only allows for annual billings, this will require tracking and alignment with the ISP over a two year period.

For new authorizations or renewals of On-going Job Coaching, the SC or PA must ensure that this service is not authorized for more than 18 months.

If an individual requires more than 18 months of On-going Job Coaching, follow the process in the Job Coaching Requirements Worker Guide to request Maintenance Job Coaching.

With the new Job Coaching rates, CMS requires that we track direct contact time. Direct contact time requires a face-to-face contact with the individual receiving service. This requirements it outlined in AR 15-040. For more details visit AR 15-040 and the Job Coaching Worker's Guide. In the event that direct contact time does not align with the assumptions of direct contact time outlined in the rate, ODDS will have to adjust the rate annually to reflect the change in direct contact time. For this reason, it is incredibly important that direct contact time is updated in Plan of Care. With the implementation of the new Job Coaching rates, there are direct contact time requirements for initial, On-going and Maintenance Job Coaching rates. At a minimum, these must be followed as outlined in the Job Coaching Requirements Worker Guide. While direct contact time does require face-to-face contact, direct contact time does not have to be provided on the job, and could be provided on a day the individual does not work. In the event that direct contact time was provided on a day the individual does not work, this time should be reflected in POC SD billings associated with the next day the individual does work. For instance, if the individual work Tuesday, May 14<sup>th</sup> but the direct contact time was provided Monday, May 13<sup>th</sup> and the individual did not work on that date, this time should be reflected with the Tuesday, May 14<sup>th</sup> billing.

As of 11-1-2016, the Discovery Rate will be updated. Discovery rates cannot be rolled in Plan of Care as there is currently only one rate for Discovery and tier may be unknown. Additionally, Discovery is a time-limited service and should not be rolled unless the authorization must continue, therefore Discovery rates must be manually updated by the authorizing CME. For individuals who started Discovery on or before 10-31-2016, Discovery will be paid at the current rate of \$1680.00. Services that begin on or after 11-1-2016 must be authorized as the new rate based on the individuals tier (now category) as outlined in Expenditure Guidelines.

If Discovery was authorized for an entire plan year without a start date, the start date must be determined and adjusted in POC to ensure the correct Discovery rate is authorized for service.

As of 11-1-2016, ODDS will be verifying any authorized Job Development authorizations in POC. Per OAR 411-345, Job Development may not be authorized without prior approval from ODDS. In the event of a new Job Development authorization with approval from ODDS, the new rate should be authorized.

**Field/stakeholder review:**       Yes       No

**If yes, reviewed by:**

*If you have any questions about this action request, contact:*

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<b>Topic:</b>	Job Coaching Requirements
<b>Date Issued/Updated:</b>	11.1.2016

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## Overview

**Description:** Implementation of the new Job Coaching Policy, including new Initial, Ongoing and Maintenance Job Coaching rates for Provider Agencies. This Worker's Guide describes the requirements for authorization of the service, contact and billing.

**Purpose/Rationale:** ODDS is implementing new Job Coaching Rates. The Job Coaching rates implemented in September 2014 were based on the hours the supported individual worked, rather than the hours of direct service provided by a job coach. This type of outcome payment will continue with the implementation of the new Job Coaching rates. This outcome rate is designed to increase the hours the individual works and increase their ability to work independently by incentivizing fading by job coaches and employment organizations and increase the individual's skills to work independently or replace their support with natural support. This Worker's Guide outlines the requirements that must be met for a provider to bill Job Coaching.

**Applicability:** The Job Coaching Rate Policy Worker's Guide applies to Provider Organizations who provide Job Coaching services and to CDDPs/Brokerages who authorize Job Coaching hours.

This Job Coaching Rate Policy Worker's Guide applies only to the provider agency rates and therefore *does not apply to PSW Job Coaches*. The nature of work performed by PSWs requires direct contact for all hours billed. PSW Job Coaching rates and requirements are outlined in the Collective Bargaining Agreement and can be found in the Expenditure Guidelines.

## Procedure(s) that apply:

The Initial Job Coaching rate paid through ODDS is valid for the first 6 months for which an individual receives Job Coaching at an integrated job. This time includes any Job Coaching already provided through Vocational Rehabilitation (VR). For instance, if an individual receives Job Placement services through VR and receives Job Coaching supports through VR for the first 60 days or two months on the job, the Initial Job Coaching rate would only continue to be applicable for 4 additional months. In this scenario, a Services Coordinator (SC) or Personal Agent (PA) may only authorize 4 months of Initial Job Coaching in Plan of Care.

The On-going Job Coaching rate paid through ODDS is valid for the next 18 months for which an individual receives Job Coaching at a competitive, integrated job. If the person does not need the level of support required by a Job Coaching rate, after discussion with the person

and the provider, the SC or PA should authorize the most appropriate Job Coaching rate. There is no need to wait until a person uses the maximum time available to them in a Job Coaching rate.

These timelines apply beginning the date the Job Coaching service begins. Therefore, if an individual has already received 12 months of On-going job coaching, they will only be eligible to continue On-going Job Coaching for 6 months to reach the total of 18 months. As this rate methodology has been in place since September 2014, this policy does apply to those who used job coaching as of September, 2014.

The Job Coaching rate is based on the hours the supported individual works. Therefore, in order to bill the initial rate the provider must provide at least four face-to-face contacts per month. In order to bill the On-going Job Coaching rate the provider must provide at least two face-to-face contacts per month.

Job Coaching may be billed daily, weekly or monthly as decided by the provider. However, ODDS will verify through Plan of Care (POC), the Employment Outcome System (EOS) and other means as needed to ensure direct contact is provided. If a provider bills daily at the start of a month, but does not meet the direct contact requirement prior to the end of the month, the billing must be reconciled.

If the provider does not make the required contacts during a month, they may not bill the Job Coaching rate for that month. This provider may bill in the subsequent months without re-authorization. However, if no face-to-face contact is made with an individual for three consecutive months the provider organization must inform the SC or PA and initiate a team meeting to see what on-going support is the most appropriate for the individual and if these supports continue to be needed.

Both Initial and On-Going Job Coaching are time-limited. Initial may only be authorized and provided for up to 6 months and on-going for up to 18 months (these are the maximums). The support required by an individual may change more quickly than as outlined. For instance, an individual may only need 6 months of On-Going Job Coaching and then may require less frequent contacts. If this is the case, the authorized service would change from On-Going Job Coaching to Maintenance Job Coaching in the individual's Career Development Plan (CDP) and POC if approved by ODDS.

If during the team meeting it is discovered that the individual does continue to require Job Coaching but with less frequent contact than each month, the SC or PA should authorize the Job Coaching stage which most appropriately matches the individual's support needs. For instance, if the individual requires only two face-to-face contacts per month rather than four, on-going would be more appropriate than initial, so on-going may be authorized. If the individual requires contact, but not monthly, the Maintenance Job Coaching rate may be requested from ODDS.

The rate is based on the hours the person works and therefore the rate may not be billed for times the person does not work, even if the employer pays them for those hours. Examples include sick/vacation time, maternity leave, funeral leave and jury time.

Upon approval from ODDS the Maintenance Job Coaching rate may continue for 12 months so

long as the individual continues to require job coaching supports including support to help an individual maintain their job as outlined in OAR 411-345. The maintenance rate may be requested annually as requested by the individual and their employment team.

If the individual's primary support requirement is ADL/IADL as outlined in OAR 411-450, ADL/IADL should be authorized rather than the Job Coaching service. For instance, if an individual is able to perform their job independently but requires some assistance with eating their lunch, ADL/IADL may be authorized for support during lunch. Please see below for the definition of ADL/IADL and Job Coaching.

Job Coaching must be provided as authorized in an individual's plan (ISP/CDP, Provider Implementation Strategies, Service Agreement, etc.). If the team determines that the individual wants and needs 6 monthly direct contacts and this is outlined in the individual's plan the provider must provide 6 monthly direct contacts. If these contacts are not provided the same billing procedures would apply as described above and the team must document why and make any changes in the CDP.

If it is determined up front that a step down plan (or plan to fade) will be utilized, a step down plan may be written into the plan (i.e., the first three months will require 3 contacts, the next three months 2 contacts and the last three months 1 contact) during the ISP meeting or during any subsequent discussion regarding the CDP and Job Coaching. This can be done via the "key steps" portion of the CDP, or through Provider Implementation Strategies. Otherwise if changes are made to the direct contact requirements, this update to the CDP may be made through an ISP change form.

In the event that an individual is no longer receiving a Job Coaching service and requires Job Coaching due to a change in supervision at their job, a change in the individual's life or needs, a change in job requirements, etc., the Services Coordinator or Personal Agent may authorize the Maintenance Job Coaching rate for 30 days without prior approval from ODDS. If it is anticipated that Maintenance Job Coaching will need to be provided for more than 30 days, the Maintenance Job Coaching rate must be requested to be re-implemented as outlined in the Maintenance Job Coaching Rate transmittal AR 16-066. If an individual requires more than 30 days of Maintenance Job Coaching, or re-enters Maintenance Job Coaching more than 2 times in one year, even if it is for less than 30 days, the SC or PA must request this service be authorized by ODDS. For instance, if an individual requests Maintenance Job Coaching, fears their job is at risk or the Employment Team determines that an individual's job is at risk and they need to re-implement Job Coaching, a SC or PA may authorize this service in POC for up to 30 days without prior approval, two times per year. Upon the third request, before authorization, the maintenance rate must be requested and authorized by ODDS.

**Conditions for the Maintenance Rate:** Upon approval from ODDS the Maintenance Job Coaching rate may continue for up to 12 months so long as the individual continues to require Job Coaching supports including support to help an individual maintain or advance in their job as outlined in OAR 411-345. The maintenance rate may be requested by the SC or PA annually as requested by the individual and their employment team.

The Maintenance Job Coaching rate may be requested as long as the individual continues to require Job Coaching supports including support to help an individual maintain or advice in their job as outlined in OAR 411-345. If the individual's primary support requirement is

ADL/IADL as outlined in OAR 411-450 (see below), then ADL/IADL should be authorized rather than the On-going Job Coaching rate.

In order to align the request for Maintenance Job Coaching with an individual's ISP date when possible, this request may be made in advance by as much as 6 months and should be made in advance by at least 1 month. For instance, if an individual will exhaust their available On-Going Job Coaching (i.e., use all 18 months) as of July 1 and their annual ISP is due January 1, this request for Maintenance Job Coaching may be made as early as January 1 to begin in July (up to 6 months before it is required) and must be made by June 1 (at least 1 month before it is required) to begin in July.

Given that this rate methodology originally rolled out in September 2014, this policy applies to individuals who have received Job Coaching since September 2014. This means that if an individual has already received 18 months of On-going Job Coaching, the maintenance rate must be requested immediately if Job Coaching is still the appropriate service.

### **Procedure for Requesting the Maintenance Rate:**

To request the Maintenance Job Coaching rate the Services Coordinator or Personal Agent should authorize Maintenance Job Coaching in POC. The authorization will PEND for ODDS approval, similar to Employment Path Facility. After authorization, the Services Coordinator or Personal Agent must submit the individual's Career Development Plan and justification to [MaintenanceJobCoaching.Request@state.or.us](mailto:MaintenanceJobCoaching.Request@state.or.us). The justification must include:

- The name and prime of the individual;
- The name of the provider;
- How long the individual has been supported in their current job;
- Information regarding how job coaching has been stepped down and/or the job coach has faded (or attempted to fade) and the result (for instance, if fading had been attempted in the past and not successful, explain why or if step down has started but is not yet complete, explain how that process has worked);
- A description of the job coaching supports the individual still needs to continue to be successful at work (and how this varies from ADL/IADL);
- How long the Maintenance Job Coaching rate is being requested (may be up to one year);
- The proposed plan (such as a Desired Outcome with associated key steps, provider implementation strategy, or description) for the job coach to provide supports and implement skills/natural supports to allow the job coach to fade;
- A description of the job coach's communication with the individual at work including the individual's supervisor and if applicable, key co-workers; and
- How the service will be monitored.

Much of this information will need to be discussed with the employment team, including the individual's provider and job coach. Beginning this process early or as part of the planning process should help facilitate this conversation. Note, if ADL/IADL is the most appropriate service, even though the Maintenance Job Coaching rate is being denied, the individual may still continue to receive support through ADL/IADL.

Upon ODDS approval, the plan will be moved to accepted status within 5 business days. In

the event that Job Coaching is not approved and authorized, the Services Coordinator or Personal Agent will be informed.

In the event that ODDS does not approve Maintenance Job Coaching, ODDS will issue a notice to the individual. This notice will include the justification, as well as informal and formal hearing rights. ODDS will inform the SC/PA of the outcome of any subsequent hearing as a result of this notice.

### Form(s) that apply:

*Career Development Plan*

### Definition(s):

*Activities of Daily Living (ADL):* Attendant services and supports to assist an individual in accomplishing activities of daily living, instrumental activities of daily living and health related tasks through hands-on assistance, supervision, or cueing. ADL is a term used to refer to daily self-care activities within an individual's place of residence, in the community, or both. These are the most basic activities necessary for daily life, and include the following:

- Basic personal hygiene;
- Toileting, bowel, and bladder care;
- Mobility, transfers, and repositioning;
- Nutrition;
- Medication administration and use of medical equipment; and
- Delegated nursing tasks.

IADL activities are not necessary for fundamental functioning, but they let an individual live more independently in a community. These activities are more complex and include but are not limited to:

- Light Housekeeping;
- Grocery and other shopping necessary for the completion of other ADL and IADL tasks;
- Laundry;
- Meal Preparation; and
- Chore Services

*Direct Contact:* Direct contact, for the purposes of this Worker's Guide, requires face-to-face service delivery. This face-to-face service does not have to be provided on the job if the individual or the individual's employer prefers that coaching be done off-site. However, it does require face-to-face contact between the individual and the job coach.

*Job Coaching:* Per OAR 411-345, Job coaching is "Support to assist an individual to maintain an individualized job in a competitive integrated employment setting in the general workforce, including customized employment or self-employment." Examples of this may include:

- Helping the new employee learn the job;
- Coordination with a residential provider, transportation provider, or other natural support to ensure supports are in place so that the individual is successful on the job (such as ensuring support to arrive at work on time, ensure proper hygiene, work clothing is laundered and ready, etc.)



- Coordinating with others who support the person with services such as behavioral, or medical;
- Assisting the employee to develop work appropriate relationships with supervisors and co-workers;
- Collaborating with the employee and employer to develop natural supports; or
- Support to increase hours

### **Reference(s):**

Expenditure guidelines  
PSW Collective Bargaining Agreement  
OAR 411-345  
OAR 411-450

### **Frequently Asked Questions:**

A list of [FAQs](#) may be found on the [Employment Service Provider Resources Page](#).

### **Contact(s):**

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