

Starting Soon...

# ***Medicaid Monday: Home Care Applications Part 2. NYIA, MLTC & Immediate Needs.***

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# Welcome

- ▶ Your Lines Are Muted
- ▶ Type Questions in the Q&A Section at the Bottom of Your Screen
- ▶ Presentation is Posted: [Pierrolaw.com/ Resources Under Medicaid Planning](https://Pierrolaw.com/Resources)
- ▶ Fill Out Our Survey with Feedback





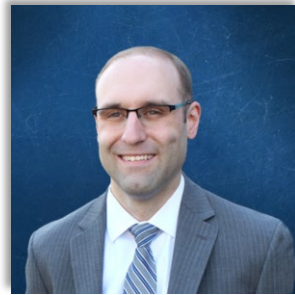
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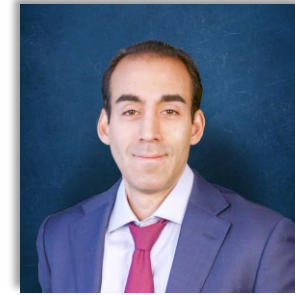
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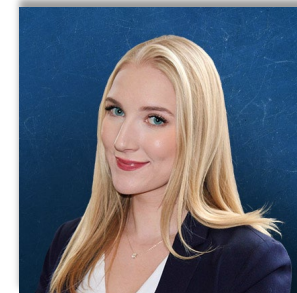
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# Agenda 8.12.24

- 2024 Medicaid Numbers: Review
- New York Independent Assessor
- MLTC Enrollment
- Obtaining necessary hours of care
- Immediate Needs procedure



# NEW 2024 MEDICAID ELIGIBILITY NUMBERS

## Monthly Income

	2024	2023	Difference
Individual (at home)	\$1,732 +\$20	\$1,677 +\$20	\$ 55
Couple (both at home)	\$2,351 +\$20	\$2,268 +\$20	\$ 83
Community Spouse Income Allowance	\$3,853.50	\$3,715.50	+\$138
Institutionalized Spouse Income Allowance	\$ 50		

# NEW 2024 MEDICAID ELIGIBILITY NUMBERS

Resources			
	2024	2023	Difference
Individual	\$31,175	\$30,182	\$ 993
Couple	\$42,312	\$40,821	\$1,491
Comm. Spouse Resource Allowance	\$74,820 <sup>1</sup>		

1 - \$74,820 (or the spousal share of 1/2 combined resources up to a maximum of \$154,140)

# Accessing In-Home Care

## What Are The Options?

- Private Pay
- County Offices of Aging
- Medicaid
  - MLTC (NYIA)
    - Agency Care
    - CDPAP
  - TBI Waiver
  - NHTD Waiver
- This can often feel like you are looking for a needle in a haystack



# Medicaid Home Care Options – Once Approved for Medicaid Services

There are different kinds of Medicaid programs one can choose from, including:

1. **Managed Long-Term Care (MLTC)**
  - Personal Care Services Program (PCSP)- Agency model
  - Consumer Directed Personal Assistance Program (CDPAP)
2. **Nursing Home Transition and Diversion Medicaid Waiver Program (NHTD)**
3. **Traumatic Brain Injury Waiver (TBI)**
4. **Program for All-Inclusive Care for the Elderly (PACE)**

**\*\*Key is to work with a qualified team of professionals to help select the best fit for all involved\*\***



# NYIA – What is NYIA?

## New York Independent Assessor (NYIA)

Required for New York State Medicaid applicants who want to receive community-based long-term services and supports after financial eligibility has been approved by local Medicaid office.

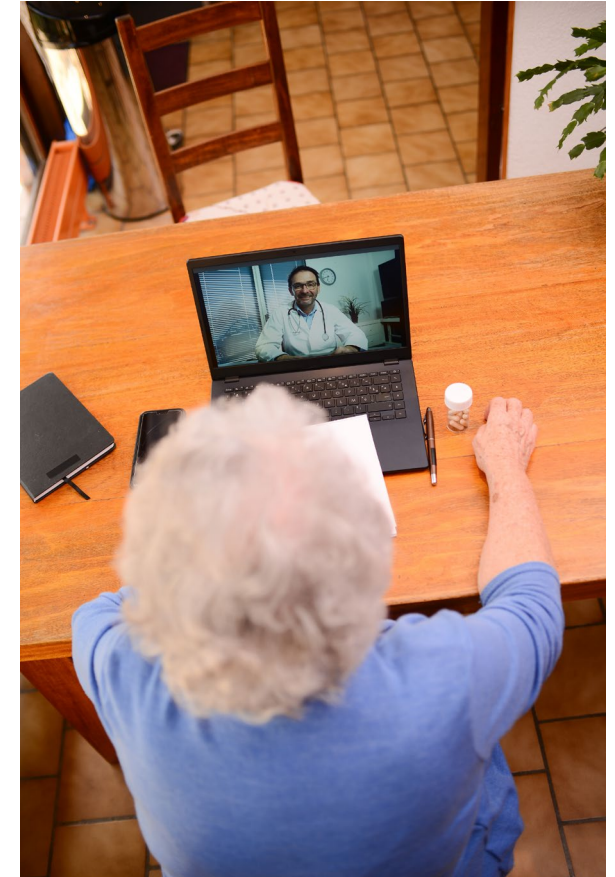
## Who Are They?

Registered nurses who conduct a **community health assessment (CHA)**

**Independent Practitioner Panel (IPP)** composed of physicians, nurse practitioners, and physician assistants who conduct clinical appointments and issue practitioner's orders for personal care and other services based upon their examination of the applicant

# NYIA – Step 1 – Community Health Assessment

- NYIA will conduct **one Community Health Assessment (CHA)** which will be used to develop a plan of care for each Medicaid enrollee.
  - CHA is completed by a nurse hired by NYIA who is not familiar with Medicaid applicant
  - CHA can be completed either virtually or in person
  - Assesses applicant's ability to perform Activities of Daily Living (ADLs)
    - Walking, Feeding, Dressing, Toileting, Bathing, Transferring
      - **THRESHOLD** – Applicant must require assistance with at least 2 ADLs or require assistance with 1 ADL if dementia is present



# NYIA – Step 2 – Medical Exam and Practitioner's Order and Plan of Care

- Following the Community Health Assessment, the applicant must complete a Clinical Assessment which is an appointment with a member of the Independent Practitioner Panel.
- **Applicant's doctor is not used:**
  - To order or authorize personal care
  - Or to recommend a plan of care or number of hours needed for care
- **Instead, the Services must be ordered by a qualified, independent practitioner** (Medical Doctors, Doctors of Osteopathy, Nurse Practitioners and Physician's Assistants) selected by NYIA

# NYIA – Step 2 – Medical Exam and Practitioner's Order and Plan of Care

- Panel will determine if the individual is self-directing or has an appropriate self-directing other, and if the individual can safely receive PCS/CDPAS at home based on their medical stability
- Following the clinical assessment– an outcome notice will be sent by NYIA which informs the applicant whether or not they have been approved or denied the ability to obtain in-home help.
- Applicant will then enroll with a Managed Long Term Care Company (MLTC) or will contact local DSS office to begin the development of a plan of care.

## Step 2A – For Most – Enrollment in MLTC

- Following CHA and CA, most applicants will contact a MLTC that services their geographic area and be re-assessed by a nurse employed by the MLTC
  - Assessment uses same UAS tasking tool used during the CHA completed by NYIA where the applicant's abilities to complete ADLs is examined
    - Following completion of assessment, MLTC will award a number of hours that MLTC will provide to the new enrollee.



# NYIA – Step 3 – Independent Review Panel (If Necessary)

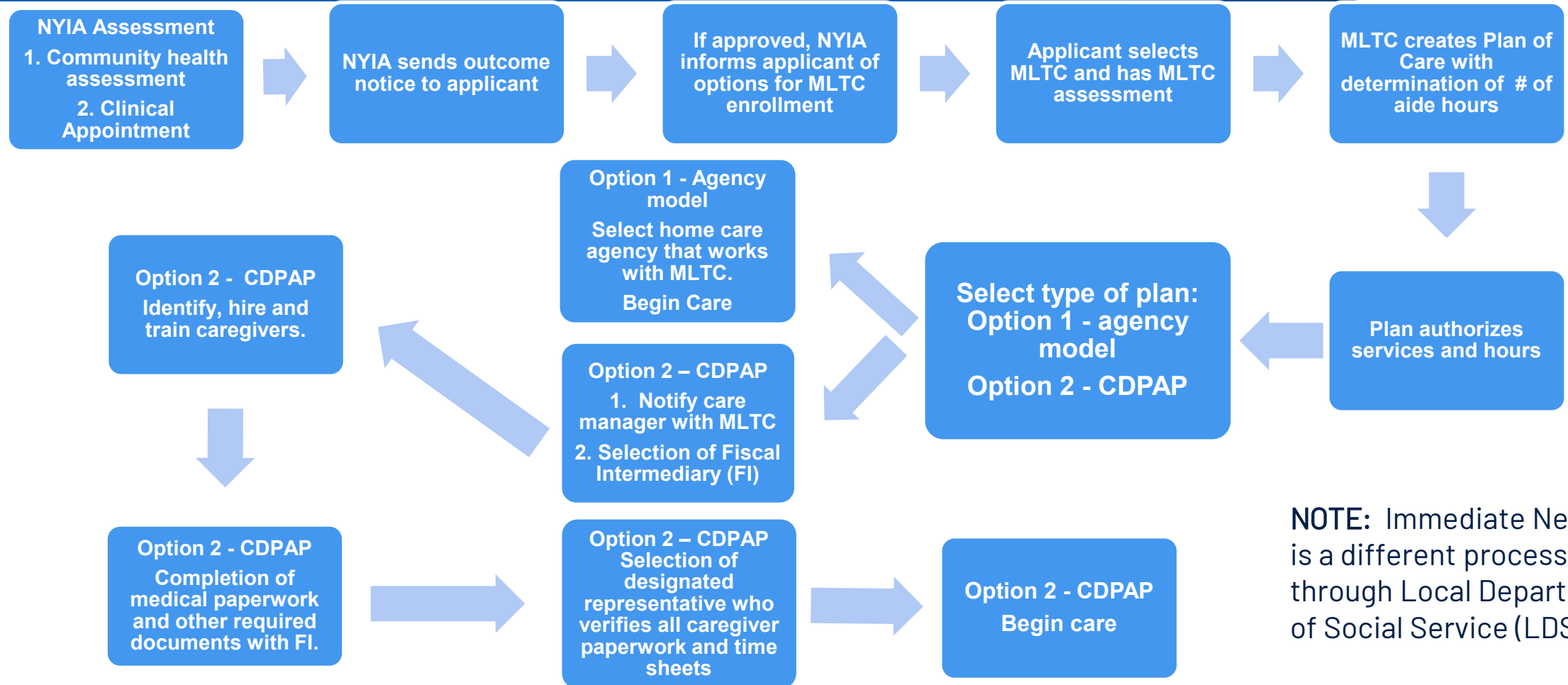
- ***Additional medical review***
  - Required the first time an authorization for PCS/CDPAS services **exceeds 12 hours per day**, on average
- Medical review will be conducted by an “Independent Review Panel” (IRP) **established by the NY Independent Assessor (NYIA)**.
  - Reviews:
    - Individual’s community health assessment
    - Practitioner’s Order
    - Plan of Care
  - Tasked with determining whether the applicant is capable of safely remaining in the community

# Independent Review Panel

- Following their review which is conducted on paper, not in person, the IRP can recommend changes in scope, type, amount or duration of services
- IRP cannot specify a recommended number of hours



# A Labyrinthine Process...



**NOTE:** Immediate Needs is a different process through Local Department of Social Service (LDSS).

# The Reality: Disappointing Results

- Delays in processing initial application
  - Applications timelines not being honored due to lack of staff in many local DSS Offices
- Difficulty in scheduling CHA or CA within 14 day period following call to NYIA
- Lack of sufficient hours to provide appropriate level of care



# If Your Client Has “Immediate Needs”

Application can be filed with local Medicaid office, requiring:

- ▶ Complete Medicaid application
- ▶ Attestation of Immediate Need
- ▶ Signed Physician's Order for the in-home services
- ▶ **Result – Medicaid to be authorized within 12 calendar days following submission of application**
- ▶ NYIA completes the Community Health Assessment and Clinical Assessment but local DSS completes plan of care and MLTC enrollment is delayed until after plan of care is instituted



# Helpful Information

## After Medicaid Approval:

NYIA can be contacted at (855) 222-8350 or [www.nymedicaidchoice.com](http://www.nymedicaidchoice.com)

## Following CHA and CA:

A list of MLTC plans and which counties they service can be found here:  
[https://www.health.ny.gov/health\\_care/managed\\_care/mltc/mltcplans.htm](https://www.health.ny.gov/health_care/managed_care/mltc/mltcplans.htm)

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