



Virginia Department of
Behavioral Health &
Developmental Services

Settlement Agreement Update

Peggy Balak

DOJ Settlement Advisor

Virginia Department of Behavioral
Health and Developmental Service

December 2016 Report to the Court

- Submitted Dec 23, 2016
- Positive report
 - 8 provisions moved from Non-Compliance to Compliance
 - Identification of additional Crisis Stabilization capacity (1)
 - Supported Employment data elements (4)
 - RQC review of SE data (2)
 - Opportunity for ARs to speak to individuals living in community (1)
 - 1 moved from Compliance to Deferred: Choice of case manager
 - Highlighted positives: redesigned waivers, TC discharge process, improvements in QM and DD HSN.

Independent Reviewer Activities

- Judge Gibney has agreed to a deferment of a full June 2017 Report to the Court
- The IR will produce a short synopsis (2-3 pages) of activities/progress to submit to the Judge in June
- Most of the 10 studies being conducted this review period (10th) will be continued into the 11th review period; study activities will focus on different regions to create annual report
- Next full Report to the Court 12-13-17.
- Currently completing responses to the IR Recommendations from the 12-16 Report due 3/30/17

Independent Reviewer Activities

Studies underway for 10th Reporting Period: (summary posted)

- Case Management
- Licensing/Human Rights Investigations
- RST
- Quality Management: Provider Training provisions
- Crisis/REACH
- Integrated Day/Supported Employment
- Mortality Review
- Independent Housing
- Individual Service Reviews (ISR) of individuals with intense medical support needs (Level 6)

Updates

- The Parties are in ongoing negotiations with respect to Outcome Timelines/Performance Indicators.
 - Children in ICFs/IID; Children in Nursing Facilities and Quality Management are under final review
 - In negotiation: Increasing supports for those with Intense Behavioral Supports needs
 - Initial discussion: Increasing supports for those with Intense Medical Support needs
 - There will not be a revised timeline/performance indicators on Independent Housing
- July 12th is next scheduled Status Conference (closed)

Updates

Follow up to Review of Psychiatric Hospital Retrospective/Crisis:

- Requesting data from EPSDT and CSA regarding children out of home placements to be presented to the Workgroup for further review
- RFP for Child Crisis Prevention released in November with only one proposal submitted. Revised and should be posted again by this Friday. An email blast will go out to all providers to increase response
- Identified and in negotiations with CSB to manage Child Crisis Therapeutic Home for the southern half of the state; working to identify CSB for northern half
- Proposed model for adult & child transitional homes will go through internal and external review during the 4th Quarter

Updates

- Quality Management
 - Quality Improvement Committee moving to monthly meetings with calendared reporting
 - Established Quality Review Panel to review reports to enhance consistency and ensure data quality
 - Completing work on identifying metrics for each of the 8 Domains
 - Quality Service Reviews: 1st Annual Report & Provider Quality Reports

Waiver Implementation

- Waiver Slot Assignment Committees have almost completed all assignments of the Community Living (CL) and Family and Individual Support (FIS) waiver slots. The last WSAC is scheduled for 3/21 (Valley CSB)
- CL, FIS & Building Independence (BI) waiver amendments regarding authorizing certain services under EPSDT for children on the DD waivers, creating a customized rate for certain services, and a change in slot assignment language for the BI waiver was submitted to CMS on 3/2.
- Three individuals have been assigned a BI waiver slot since 9/1.

Waiver Implementation

- DBHDS and DMAS staff have moved to semi-monthly Stakeholder calls to discuss waiver redesign updates and answer questions. The number of callers has dropped significantly. The last scheduled call is on 3/29. Future calls will be scheduled on an as needed basis.

Implementing the Redesign

Community Engagement & Coaching

- Sixteen trainings have been completed with approximately 720 individuals in attendance both Support Coordinators and Providers across the Commonwealth
- There are six additional trainings scheduled 2 in Leesburg on 3/20, 2 in Wytheville on 3/22, and 2 in Martinsville on 3/23

Waiver Implementation

- There are currently 184 licensed providers of non-center based day service- the license required to complete community engagement and coaching.
- There are currently 1104 approved service authorizations for Community Engagement and 113 approved service authorizations for Community Coaching
- Review underway to look at average hours being authorized in comparison with other services.
- Technical assistance conducted with providers who have had authorizations pended or denied to help strengthen submissions for authorization of service

Waiver Implementation

- In Home: In late April DBHDS will pull data to examine authorized vs paid claims to determine if there is a significant gap.
- Shared Living: A shared living focus group (composed of DBHDS staff, CSB staff, private providers, and an individual and family member) is finalizing a detailed guidance document related to the use of the service with and without housing assistance. They are also producing informational flyers for providers and families, a toolkit that includes a roommate agreement, and training slides for placement online



Virginia Department of
Behavioral Health &
Developmental Services

QUESTIONS?

DBHDS Vision: A life of possibilities for all Virginians