



State Plan Amendment Rate Committee (SPARC)

Agenda

September 7, 2021

2:00 PM

OHCA Board Room

4345 N. Lincoln Blvd

Oklahoma City, OK

I. Welcome and Roll Call: **Chair, Josh Richards**

This meeting will occur at the OHCA building at 4345 N. Lincoln Blvd., Oklahoma City, OK 73105. All Committee members will participate in person.

Committee Members:

- Josh Richards (Chair, OHCA)
- Melody Anthony (OHCA)
- Sandra Puebla (OHCA)
- Debra Montgomery (OHCA)
- Leigh Newby (OSDH)
- Melissa Miller (ODMHSAS)
- Steven Byrom (OKDHS)

Public access via Zoom:

https://okhca.zoom.us/webinar/register/WN_04x_81fURMi-qT_9d6BS7w

*Please note: Since the physical address for the OHCA SPARC Meeting has resumed, any live-streaming option provided is provided as a courtesy. Should such live-streaming option fail or have technical issues, the OHCA SPARC Meeting will not be suspended or reconvened because of this failure or technical issue.

II. Public Comments (2-minute limit): **Chair, Josh Richards**

III. Rate issues to be addressed: Presentation, discussion, and vote

- A. CCBHC PPS Rebasing Methodology
(Presented by **Melissa Miller**, ODMHSAS)
- B. Intensive Residential Substance Use Disorder Treatment for Adolescents Rate
(Presented by **Melissa Miller**, ODMHSAS)



ADDRESS

4345 N. Lincoln Blvd.
Oklahoma City, OK 73105



WEBSITES

okhca.org
mysoonerCare.org



PHONE

Admin: 405-522-7300
Helpline: 800-987-7767



Kevin Corbett | Chief Executive Officer

J. Kevin Stitt | Governor

- C. Developmental Disabilities Services Increases
(Presented by **Mark Lewis**, OKDHS)
- D. Advantage Waiver Services Rate Increases
(Presented by **Kathleen Kelley**, OKDHS)

IV. Adjournment: **Chair, Josh Richards**

FUTURE SPARC MEETING
TBD



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STATE PLAN AMENDMENT RATE COMMITTEE

CCBHC PPS REBASING METHODOLOGY

1. IS THIS A RATE CHANGE OR A METHOD CHANGE?

Method Change

2. IS THIS CHANGE AN INCREASE, DECREASE, OR NO IMPACT?

No Impact

3. PRESENTATION OF ISSUE – WHY IS THIS CHANGE BEING MADE?

The Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) seeks to update and clarify language regarding the reimbursement methodology for the Prospective Payment System (PPS) rates for Certified Community Behavioral Health (CCBH) services. Changes will update and clarify the method, timing, and frequency for the establishment of initial and subsequent provider-specific PPS rates. Language also clarifies that interim rates for new providers of CCBH services are based on both rural and urban existing rates.

4. CURRENT METHODOLOGY AND/OR RATE STRUCTURE.

The current process is to review cost reports bi-annually to determine adequacy of rates and update annually to reflect inflation.

5. NEW METHODOLOGY OR RATE STRUCTURE.

The new methodology will clarify that CCBHC PPS rates will be updated every two years and at 12 months following an initial provider-specific rate for new CCBHCs. Proposed language also allows anticipated costs, in addition to actual costs, to be included in the initial provider-specific rate for new CCBHCs, allowing for the rate to account for necessary growth of the CCBHC during the initial years. Proposed changes will also allow for change in scope updates for changes expected to impact the PPS rate by at least 5 percent, once per year subject to state approval. Language also clarifies that new CCBHC interim rates are based on both rural and urban existing CCBHC rates. Updates for inflation will remain.

6. BUDGET ESTIMATE.

There is no estimated budget impact.

7. AGENCY ESTIMATED IMPACT ON ACCESS TO CARE.

The ODMHSAS has determined that this change will likely not impact access to care.



STATE PLAN AMENDMENT RATE COMMITTEE

8. RATE OR METHOD CHANGE IN THE FORM OF A MOTION.

The ODMHSAS requests the SPARC to approve the proposed changes to the method for determining CCBHC PPS rates.

9. EFFECTIVE DATE OF CHANGE.

October 1, 2021, dependent upon CMS approval.

STATE PLAN AMENDMENT RATE COMMITTEE

**INTENSIVE RESIDENTIAL SUBSTANCE USE DISORDER TREATMENT
FOR ADOLESCENTS RATE**

1. IS THIS A RATE CHANGE OR A METHOD CHANGE?

Rate Change

2. IS THIS CHANGE AN INCREASE, DECREASE, OR NO IMPACT?

Increase

3. PRESENTATION OF ISSUE – WHY IS THIS CHANGE BEING MADE?

The Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) proposes a new rate for intensive residential substance use disorder treatment for adolescents (Clinically Managed Medium-Intensity Residential Services for Adolescents, Intensive). A rate currently exists for adults only.

4. CURRENT METHODOLOGY AND/OR RATE STRUCTURE.

The current Medicaid rate for intensive residential substance use disorder for adults is \$160.00 per day. A rate for this service does not currently exist for adolescents.

5. NEW METHODOLOGY OR RATE STRUCTURE.

ODMHSAS proposes a new rate of \$160.00 per day for intensive residential substance use disorder treatment for adolescents.

6. BUDGET ESTIMATE.

The estimated budget impact for SFY2022 is \$131,513 total/\$35,101 state share (9 months). The estimated budget impact for SFY2023 is \$164,575 total/\$43,925 state share. ODMHSAS attests that it has adequate funds to cover the state share of the projected cost of services per fiscal year.

7. AGENCY ESTIMATED IMPACT ON ACCESS TO CARE.

The ODMHSAS has determined that this change will have a positive impact in that it will support the provision of services for adolescents in need of more intensive residential substance use disorder treatment.



STATE PLAN AMENDMENT RATE COMMITTEE

8. RATE OR METHOD CHANGE IN THE FORM OF A MOTION.

The ODMHSAS requests the SPARC to approve the proposed per diem reimbursement rate for intensive residential substance use disorder treatment for adolescents.

9. EFFECTIVE DATE OF CHANGE.

October 1, 2021 contingent upon CMS approval.

STATE PLAN AMENDMENT RATE COMMITTEE

DEVELOPMENTAL DISABILITIES SERVICES INCREASES

1. IS THIS A RATE CHANGE OR A METHOD CHANGE?

Rate Change

2. IS THIS CHANGE AN INCREASE, DECREASE, OR NO IMPACT?

Increase

3. PRESENTATION OF ISSUE – WHY IS THIS CHANGE BEING MADE?

Oklahoma Human Services (OHS) is seeking to implement a provider rate increase pursuant to 1915(C) HOME AND COMMUNITY-BASED SERVICES WAIVER INSTRUCTIONS AND TECHNICAL GUIDANCE APPENDIX K: EMERGENCY PREPAREDNESS AND RESPONSE.

Oklahoma Human Services (OHS) is seeking a series of 20% retroactive rate increases to support organizations providing services to persons with disabilities. These organizations compete for employees to provide direct care services in a highly competitive labor market. Without this additional support, staffing shortages could result in adverse health and safety outcomes for the individuals served.

Habilitation Specialists, categorized as Home Health & Personal Care Aides or Personal Care & Service, have a direct impact on the health, safety and quality of life for individuals in care. Many of the individuals receiving waived services require 24 hour care. Unfortunately, rates paid by OHS are insufficient to support a provider agency's ability to compete in the current labor market. As a result of turnover and vacancies, staff are forced to work overtime and cover additional shifts because understaffing is not an option.

¹ To better understand Oklahoma's labor market, OHS sought information from the U.S. Bureau of Labor & Statistics for Occupational Employment and Wage Statistics. According to the most recent data for May 2020, wage estimates for Oklahoma reflect the dire situation faced by OHS service providers. The report categorizes 712 different job classifications, of which 650 report a median hourly rate ranging from a low of \$8.84 to a high of \$97.92. Staff employed by providers were likely categorized as Home Health & Personal Care Aides or in Personal Care & Services.

STATE PLAN AMENDMENT RATE COMMITTEE

The hourly median wage for a Home Health & Personal Care Aide is \$9.80. This is the 19th lowest hourly wage of the 650 reported, equating to the 3rd percentile.

The hourly median wage for someone in the Personal Care & Service occupation is \$11.24. This is the 39th lowest hourly wage of the 650 reported, equating to the 6th percentile.

At these rates, service providers are unable to compete for 94% to 97% of the Oklahoma labor market. To address this situation, OHS is seeking to provide temporary funding through a series of retroactive rate increases until a market rate study is completed and rates can be addressed on a permanent basis.

¹ [HTTPS://WWW.BLS.GOV/OES/CURRENT/OES_OK.HTM](https://www.bls.gov/oes/current/oes_ok.htm)

The retroactive payments will not exceed 20% of provider's current payment rate and will apply to services paid for the time periods of:

- January 1, 2021 through March 31, 2021, and;
- April 1, 2021 through June 30, 2021, and;
- July 1, 2021 through September 30, 2021.

OHS is proposing the increase for the following categories of services:

- Adult Day
- Agency Companion
- Daily Living Supports
- Extended Duty Nursing
- Group Home
- Habilitation Training Specialist
- Homemaker
- Intensive Personal Supports
- Nursing
- Prevocational
- Respite
- Specialized Foster Care
- Supported Employment

The services provided by these rates are available to recipients of services paid through the

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In Home Supports Waiver for Children, In-Home Supports Waiver for Adults, Homeward Bound Waiver and Community Waiver.

4. CURRENT METHODOLOGY AND/OR RATE STRUCTURE.

The current rate structure for services provided in the proposed rate changes are fixed and uniform rates established through the State Plan Amendment Rate Committee process. The services, current service codes and rates are as follows:

SERVICE DESCRIPTION	SERVICE CODE	SERVICE UNIT	CURRENT RATE
ADULT DAY CARE	S5100	15 Min	\$2.08
AGENCY COMPANION - CLOSE	S5126 U1	1 Day	\$100.36
AGENCY COMPANION - CLOSE - THERAPEUTIC LEAVE	S5126 U1 TV	1 Day	\$100.36
AGENCY COMPANION - ENHANCED	S5126	1 Day	\$130.52
AGENCY COMPANION - ENHANCED - THERAPEUTIC LEAVE	S5126 TV	1 Day	\$130.52
AGENCY COMPANION - Pervasive Level	S5126 TF	1 Day	\$142.74
AGENCY COMPANION - Pervasive Level - THERAPEUTIC LEAVE	S5126 TF TV	1 Day	\$142.74
DAILY LIVING SUPPORTS	T2033	1 Day	\$160.16
DAILY LIVING SUPPORTS - Telehealth	T2033 GT	1 Day	\$160.16
DAILY LIVING SUPPORTS - THER LEAVE	T2033 TV	1 Day	\$160.16
ES - CENTER BASED PREVOCAIONAL SVS	T2015 U1	1 Hour	\$5.20
ES - COMMUNITY BASED PREVOCAIONAL SERVICES	T2015 TF	1 Hour	\$10.40
ES - COMMUNITY BASED INDIVIDUAL SERVICES	T2015 U4	1 Hour	\$16.84
ES - EMPLOYMENT SPECIALIST	T2019	15 Min	\$25.12
ES - ENHANCED COMMUNITY BASED PREVOCAIONAL	T2015	1 Hour	\$13.85
ES - JOB COACHING - GROUP OF 4-5	T2019 TF	15 Min	\$13.88
ES - JOB COACHING - GROUP OF 2-3	T2019 HQ	15 Min	\$15.00
ES - ENHANCED JOB COACHING SERVICES - GROUP OF 4-5	T2019 TG	15 Min	\$16.16
ES - ENHANCED JOB COACHING SERVICES - GROUP OF 2-3	T2019 TG-HQ	15 Min	\$17.28
ES - JOB COACHING INDIVIDUAL SERVICES	T2019 U4	15 Min	\$25.00
ES - JOB COACHING INDIVIDUAL SERVICES - Telehealth	T2019 U4 GT	15 Min	\$25.00



STATE PLAN AMENDMENT RATE COMMITTEE

ES - JOB STABILIZATION / EXTENDED SERVICES	T2019 U1	15 Min	\$5.76
ES - PRE-VOC. HTS - SUPP. SUPPORTS	T2015 TG	1 Hour	\$13.10
GROUP HOME ALT. LIVING HOME, 4 BED	T1020	1 Day	\$303.68
GROUP HOME COMM. LIVING HOME, 6 BED	T1020	1 Day	\$173.42
GROUP HOME COMM. LIVING HOME, 7 BED	T1020	1 Day	\$148.72
GROUP HOME COMM. LIVING HOME, 8 BED	T1020	1 Day	\$143.78
GROUP HOME COMM. LIVING HOME, 9 BED	T1020	1 Day	\$127.66
GROUP HOME COMM. LIVING HOME, 10 BED	T1020	1 Day	\$125.58
GROUP HOME COMM. LIVING HOME, 11 BED	T1020	1 Day	\$114.14
GROUP HOME COMM. LIVING HOME, 12 BED	T1020	1 Day	\$112.84
GROUP HOME, 6 BED	T1020	1 Day	\$75.40
GROUP HOME, 7 BED	T1020	1 Day	\$64.48
GROUP HOME, 8 BED	T1020	1 Day	\$56.42
GROUP HOME, 9 BED	T1020	1 Day	\$51.48
GROUP HOME, 10 BED	T1020	1 Day	\$47.58
GROUP HOME, 11 BED	T1020	1 Day	\$44.46
GROUP HOME, 12 BED	T1020	1 Day	\$41.86
HOMEMAKER	S5130	15 Min	\$16.00
HOMEMAKER - EVV	S5130 32	15 Min	\$16.00
HOMEMAKER RESPITE	S5150	15 Min	\$16.00
HOMEMAKER RESPITE - EVV	S5150 32	15 Min	\$16.00
HTS - HABILITATION TRAINING SPECIALIST	T2017	15 Min	\$16.84
HTS - HABILITATION TRAINING SPECIALIST - EVV	T2017 32	15 Min	\$16.84
HTS - HABILITATION TRAINING SPECIALIST - Telehealth	T2017 GT	15 Min	\$16.84
HTS - NO SUPV AGENCY - INDEPENDENT	T2017 U1	15 Min	\$7.60
INTENSIVE PERSONAL SUPPORTS	T2017 TF	15 Min	\$16.84
NURSING EXTENDED DUTY	T1000	15 Min	\$13.52
NURSING INTERMITTENT SKILLED	T1001	1 Visit	\$52.52
NURSING - REGISTERED NURSE	G0299	15 Min	\$15.60
NURSING - LICENSED PRACTICAL NURSE	G0300	15 min	\$14.56
NURSING - LICENSED PRACTICAL NURSE - Telehealth	G0300 GT	15 min	\$14.56
RESPITE - MAXIMUM	S5151	1 Day	\$79.04

STATE PLAN AMENDMENT RATE COMMITTEE

RESPITE IN - AGENCY COMPANION - CLOSE	S5151	1 Day	\$123.24
RESPITE IN - AGENCY COMPANION - ENHANCED	S5151	1 Day	\$153.40
RESPITE IN - AGENCY COMPANION - Pervasive	S5151	1 Day	\$165.62
RESPITE IN - GROUP HOME, 6 BED	S5151	1 Day	\$98.70
RESPITE IN - GROUP HOME, 7 BED	S5151	1 Day	\$87.36
RESPITE IN - GROUP HOME, 8 BED	S5151	1 Day	\$79.70
RESPITE IN - GROUP HOME, 9 BED	S5151	1 Day	\$74.36
RESPITE IN - GROUP HOME, 10 BED	S5151	1 Day	\$70.46
RESPITE IN - GROUP HOME, 11 BED	S5151	1 Day	\$67.34
RESPITE IN - GROUP HOME, 12 BED	S5151	1 Day	\$64.74
RESPITE IN - COMMUNITY LIVING HOME, 6 BED	S5151	1 Day	\$196.30
RESPITE IN - COMMUNITY LIVING HOME, 7 BED	S5151	1 Day	\$171.60
RESPITE IN - COMMUNITY LIVING HOME, 8 BED	S5151	1 Day	\$166.66
RESPITE IN - COMMUNITY LIVING HOME, 9 BED	S5151	1 Day	\$150.54
RESPITE IN - COMMUNITY LIVING HOME, 10 BED	S5151	1 Day	\$148.46
RESPITE IN - COMMUNITY LIVING HOME, 11 BED	S5151	1 Day	\$137.02
RESPITE IN - COMMUNITY LIVING HOME, 12 BED	S5151	1 Day	\$135.72
RESPITE, IN OWN HOME-CLOSE	S9125 TF	1 Day	\$28.50
RESPITE, IN OWN HOME-INTERMITTENT	S9125 U1	1 Day	\$19.00
RESPITE, IN OWN HOME-MAXIMUM	S9125	1 Day	\$57.04
SPECIALIZED FOSTER CARE ADULT-CLOSE	S5140 U1	1 Day	\$30.00
SPECIALIZED FOSTER CARE ADULT-MAX.	S5140	1 Day	\$56.16
SPECIALIZED FOSTER CARE CHILD-CLOSE	S5145 U1	1 Day	\$30.00
SPECIALIZED FOSTER CARE CHILD-MAX.	S5145	1 Day	\$56.16

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5. NEW METHODOLOGY OR RATE STRUCTURE.

The new rates are based on a 20% increase of existing rates

SERVICE DESCRIPTION	SERVICE CODE	SERVICE UNIT	PROPOSED RATE	TOTAL COST 3 MTHS
ADULT DAY CARE	S5100	15 Min	\$ 2.50	\$ 160,040.92
AGENCY COMPANION - CLOSE	S5126 U1	1 Day	\$ 120.43	\$ 42,095.33
AGENCY COMPANION - CLOSE - THERAPEUTIC LEAVE	S5126 U1 TV	1 Day	\$ 120.43	\$ 171.95
AGENCY COMPANION - ENHANCED	S5126	1 Day	\$ 156.62	\$ 156,458.64
AGENCY COMPANION - ENHANCED - THERAPEUTIC LEAVE	S5126 TV	1 Day	\$ 156.62	\$ 1,129.32
AGENCY COMPANION - Pervasive Level	S5126 TF	1 Day	\$ 171.29	\$ 110,083.55
AGENCY COMPANION - Pervasive Level - THERAPEUTIC LEAVE	S5126 TF TV	1 Day	\$ 171.29	\$ 1,027.17
DAILY LIVING SUPPORTS	T2033	1 Day	\$ 192.19	\$ 4,907,150.21
DAILY LIVING SUPPORTS - Telehealth	T2033 GT	1 Day	\$ 192.19	\$ -
DAILY LIVING SUPPORTS - THER LEAVE	T2033 TV	1 Day	\$ 192.19	\$ 16,526.43
ES - CENTER BASED PREVOCAIONAL SVS	T2015 U1	1 Hour	\$ 6.24	\$ 179,487.25
ES - COMMUNITY BASED PREVOCAIONAL SERVICES	T2015 TF	1 Hour	\$ 12.48	\$ 90,663.29
ES - COMMUNITY BASED INDIVIDUAL SERVICES	T2015 U4	1 Hour	\$ 20.21	\$ 162,960.92
ES - EMPLOYMENT SPECIALIST	T2019	15 Min	\$ 7.54	\$ 1,016.42
ES - ENHANCED COMMUNITY BASED PREVOCAIONAL	T2015	1 Hour	\$ 16.62	\$ 23,266.69
ES - JOB COACHING - GROUP OF 4-5	T2019 TF	15 Min	\$ 4.16	\$ 771,552.43
ES - JOB COACHING - GROUP OF 2-3	T2019 HQ	15 Min	\$ 4.50	\$ 13,017.88
ES - ENHANCED JOB COACHING SERVICES - GROUP OF 4-5	T2019 TG	15 Min	\$ 4.85	\$ 69,899.62
ES - ENHANCED JOB COACHING SERVICES - GROUP OF 2-3	T2019 TG-HQ	15 Min	\$ 5.18	\$ 6,309.59
ES - JOB COACHING INDIVIDUAL SERVICES	T2019 U4	15 Min	\$ 7.50	\$ 119,208.63
ES - JOB COACHING INDIVIDUAL SERVICES - Telehealth	T2019 U4 GT	15 Min	\$ 7.50	\$ 1,469.11
ES - JOB STABILIZATION / EXTENDED SERVICES	T2019 U1	15 Min	\$ 1.73	\$ 2,395.93



STATE PLAN AMENDMENT RATE COMMITTEE

ES - PRE-VOC. HTS - SUPP. SUPPORTS	T2015 TG	1 Hour	\$ 15.72	\$ 111,820.62
GROUP HOME ALT. LIVING HOME, 4 BED	T1020	1 Day	\$ 364.42	\$ 411,332.20
GROUP HOME COMM. LIVING HOME, 6 BED	T1020	1 Day	\$ 208.10	\$ 355,747.06
GROUP HOME COMM. LIVING HOME, 7 BED	T1020	1 Day	\$ 178.46	\$ 11,727.66
GROUP HOME COMM. LIVING HOME, 8 BED	T1020	1 Day	\$ 172.54	\$ -
GROUP HOME COMM. LIVING HOME, 9 BED	T1020	1 Day	\$ 153.19	\$ -
GROUP HOME COMM. LIVING HOME, 10 BED	T1020	1 Day	\$ 150.70	\$ 3,932.11
GROUP HOME COMM. LIVING HOME, 11 BED	T1020	1 Day	\$ 136.97	\$ 7,802.95
GROUP HOME COMM. LIVING HOME, 12 BED	T1020	1 Day	\$ 135.41	\$ 8,946.59
GROUP HOME, 6 BED	T1020	1 Day	\$ 90.48	\$ 387,700.31
GROUP HOME, 7 BED	T1020	1 Day	\$ 77.38	\$ 8,393.52
GROUP HOME, 8 BED	T1020	1 Day	\$ 67.70	\$ 113.58
GROUP HOME, 9 BED	T1020	1 Day	\$ 61.78	\$ -
GROUP HOME, 10 BED	T1020	1 Day	\$ 57.10	\$ 13,342.73
GROUP HOME, 11 BED	T1020	1 Day	\$ 53.35	\$ 6,461.62
GROUP HOME, 12 BED	T1020	1 Day	\$ 50.23	\$ 22,895.19
HOMEMAKER	S5130	15 Min	\$ 4.80	\$ 20,052.89
HOMEMAKER - EVV	S5130 32	15 Min	\$ 4.80	\$ 33,682.23
HOMEMAKER RESPITE	S5150	15 Min	\$ 4.80	\$ 74,880.10
HOMEMAKER RESPITE - EVV	S5150 32	15 Min	\$ 4.80	\$ 9,994.71
HTS - HABILITATION TRAINING SPECIALIST	T2017	15 Min	\$ 5.05	\$ 5,020,392.07
HTS - HABILITATION TRAINING SPECIALIST - EVV	T2017 32	15 Min	\$ 5.05	\$ 870,282.69
HTS - HABILITATION TRAINING SPECIALIST - Telehealth	T2017 GT	15 Min	\$ 5.05	\$ -
HTS - NO SUPV AGENCY - INDEPENDENT	T2017 U1	15 Min	\$ 2.28	\$ -
INTENSIVE PERSONAL SUPPORTS	T2017 TF	15 Min	\$ 5.05	\$ 195,429.91
NURSING EXTENDED DUTY	T1000	15 Min	\$ 8.11	\$ 151,482.33
NURSING INTERMITTENT SKILLED	T1001	1 Visit	\$ 63.02	\$ 62,985.41



STATE PLAN AMENDMENT RATE COMMITTEE

NURSING - REGISTERED NURSE	G0299	15 Min	\$ 18.72	\$ 12,391.95
NURSING - LICENSED PRACTICAL NURSE	G0300	15 min	\$ 17.47	\$ 3,678.98
NURSING - LICENSED PRACTICAL NURSE - Telehealth	G0300 GT	15 min	\$ 17.47	\$ 37.42
RESPIRE - MAXIMUM	S5151	1 Day	\$ 94.85	\$ 71.10
RESPIRE IN - AGENCY COMPANION - CLOSE	S5151	1 Day	\$ 147.89	\$ 52.79
RESPIRE IN - AGENCY COMPANION - ENHANCED	S5151	1 Day	\$ 184.08	\$ 374.53
RESPIRE IN - AGENCY COMPANION - Pervasive	S5151	1 Day	\$ 198.74	\$ 468.21
RESPIRE IN - GROUP HOME, 6 BED	S5151	1 Day	\$ 118.44	\$ 105.69
RESPIRE IN - GROUP HOME, 7 BED	S5151	1 Day	\$ 104.83	\$ -
RESPIRE IN - GROUP HOME, 8 BED	S5151	1 Day	\$ 95.64	\$ -
RESPIRE IN - GROUP HOME, 9 BED	S5151	1 Day	\$ 89.23	\$ -
RESPIRE IN - GROUP HOME, 10 BED	S5151	1 Day	\$ 84.55	\$ -
RESPIRE IN - GROUP HOME, 11 BED	S5151	1 Day	\$ 80.81	\$ -
RESPIRE IN - GROUP HOME, 12 BED	S5151	1 Day	\$ 77.69	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 6 BED	S5151	1 Day	\$ 235.56	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 7 BED	S5151	1 Day	\$ 205.92	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 8 BED	S5151	1 Day	\$ 199.99	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 9 BED	S5151	1 Day	\$ 180.65	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 10 BED	S5151	1 Day	\$ 178.15	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 11 BED	S5151	1 Day	\$ 164.42	\$ -
RESPIRE IN - COMMUNITY LIVING HOME, 12 BED	S5151	1 Day	\$ 162.86	\$ -
RESPIRE, IN OWN HOME-CLOSE	S9125 TF	1 Day	\$ 34.20	\$ -
RESPIRE, IN OWN HOME-INTERMITTENT	S9125 U1	1 Day	\$ 22.80	\$ -
RESPIRE, IN OWN HOME-MAXIMUM	S9125	1 Day	\$ 68.45	\$ -
SPECIALIZED FOSTER CARE ADULT-CLOSE	S5140 U1	1 Day	\$ 36.00	\$ -
SPECIALIZED FOSTER CARE ADULT-MAX.	S5140	1 Day	\$ 67.39	\$ 90,482.55
SPECIALIZED FOSTER CARE CHILD-CLOSE	S5145 U1	1 Day	\$ 36.00	\$ -
SPECIALIZED FOSTER CARE CHILD-MAX.	S5145	1 Day	\$ 67.39	\$ 32,424.48

STATE PLAN AMENDMENT RATE COMMITTEE

6. BUDGET ESTIMATE.

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 74.19% as a result of the FFCRA for the retroactive rate increase effective from January 1, 2021 through March 31, 2021. The total projected cost is \$14,765,417, with \$10,954,463 in federal funds and \$3,810,954 in state funds.

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 84.19% as a result of the FFCRA and ARPA for the retroactive rate increases effective from April 1, 2021 through June 30, 2021. The total projected cost is \$14,765,417, with \$12,431,005 in federal funds and \$2,334,412 in state funds.

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 84.19% as a result of the FFCRA and ARPA for the retroactive rate increases effective from July 1, 2021 through September 30, 2021. The total projected cost is \$14,765,417, with \$12,431,005 in federal funds and \$2,334,412 in state funds.

The total cost to fund the series of retroactive rate increases is \$44,296,251, with \$35,816,473 in federal funds and \$8,479,778.

OHS attests it has adequate funding to pay the state share of the projected cost of services.

7. AGENCY ESTIMATED IMPACT ON ACCESS TO CARE.

The rate increase will have a positive impact on access to care.

8. RATE OR METHOD CHANGE IN THE FORM OF A MOTION.

Oklahoma Human Services requests the State Plan Amendment Rate Committee approve the proposed 20% three (3) quarterly retroactive rate increases for the periods January 1, 2021 through March 31, 2021; April 1, 2021 through June 30, 2021 and July 1, 2021 through September 30, 2021.

9. EFFECTIVE DATE OF CHANGE.

October 1, 2021 or upon CMS approval, whichever occurs first.

STATE PLAN AMENDMENT RATE COMMITTEE

ADVANTAGE WAIVER SERVICES RATE INCREASES

1. IS THIS A RATE CHANGE OR A METHOD CHANGE?

Rate Change

2. IS THIS CHANGE AN INCREASE, DECREASE, OR NO IMPACT?

Increase

3. PRESENTATION OF ISSUE – WHY IS THIS CHANGE BEING MADE?

Oklahoma Human Services (OHS) is seeking to implement a provider rate increase pursuant to 1915(C) HOME AND COMMUNITY-BASED SERVICES WAIVER INSTRUCTIONS AND TECHNICAL GUIDANCE APPENDIX K: EMERGENCY PREPAREDNESS AND RESPONSE.

Oklahoma Human Services (OHS) is seeking a series of quarterly 20% retroactive rate increases to support organizations providing services to persons over age 65 and adults over 21 with physical disabilities. These organizations compete for employees to provide direct care services in a highly competitive labor market. Without this additional support, staffing shortages could result in adverse health and safety outcomes for the individuals served.

Personal care workers, categorized as Home Health & Personal Care Aides or Personal Care & Service Occupations, have a direct impact on the health, safety, and quality of life of individuals receiving care. Unfortunately, the rates paid by OHS are insufficient to support provider agencies' ability to compete in the current labor market. As a result of turnover and vacancies, remaining staff are forced to work overtime because of understaffing, often leaving vulnerable individuals without necessary care.

¹ To better understand Oklahoma's labor market, OHS turned to the U.S. Bureau of Labor & Statistics for Occupational Employment and Wage Statistics. According to the most recent data for May 2020, The State Occupational Employment and Wage Estimates for Oklahoma quantifies the dire situation faced by OHS' provider partners. This report categorizes a total of 712 different job classifications, of which 650 reported a median hourly rate with a range from a low of \$8.84 to a high of \$97.92. Staff employed by providers were likely categorized as Home Health & Personal Care Aides or in the Personal Care & Services occupation.

STATE PLAN AMENDMENT RATE COMMITTEE

The hourly median wage for a Home Health & Personal Care Aide is \$9.80. This is the 19th lowest hourly wage of the 650 reported, which equates to the 2.92 percentile.

The hourly median wage for someone in the Personal Care & Service occupation is \$11.24. This is the 39th lowest hourly wage of the 650 reported, which equates to the 6.00 percentile.

At these rates, service providers are unable to compete for 94% to 97% of the Oklahoma labor market. To address this situation, OHS is seeking to provide temporary funding through retroactive rate increases until a market rate study is completed and rates can be addressed on a permanent basis.

¹ [HTTPS://WWW.BLS.GOV/OES/CURRENT/OES_OK.HTM](https://www.bls.gov/oes/current/oes_ok.htm)

The retroactive payments will not exceed 20% of provider's current payment rate and will apply to services paid for the time periods of:

- January 1, 2021 through March 31, 2021, and;
- April 1, 2021 through June 30, 2021, and;
- July 1, 2021 through September 30, 2021.

OHS is proposing the increase for the following categories of services:

- Case Management / Transitional Case Management Services (Standard and Very Rural)
- Home Care Services
 - o Registered Nurse Skilled Nursing – Home Health Setting
 - o Registered Nurse Skilled Nursing – Extended State Plan
 - o Licensed Practical Nursing – Home Health Setting
 - o Licensed Practical Nursing – Extended State Plan
 - o Personal Care Services
 - o Advanced Supportive/Restorative
 - o In-home Respite (less than 8 hours)
 - o In-home Extended Respite (8+ hours)
- Adult Day Health Services
 - o Adult Day Health
 - o Personal Care in Adult Day Health

STATE PLAN AMENDMENT RATE COMMITTEE

- Assisted Living Services
 - o Assisted Living Standard Tier
 - o Assisted Living Intermediate Tier
 - o Assisted Living High Tier
- Hospice Services
- Nursing Facility Respite Services

The services provided by these rates are available to recipients on the *ADvantage* home and community-based services waiver.

4. **CURRENT METHODOLOGY AND/OR RATE STRUCTURE.**

The current rate structure for services provided in the proposed rate changes are of two types:

- Utilizing the Medicaid Rate established for State Plan Services. Services of this type include:
 - o Personal Care Services
 - o Respite Services
 - o Nursing Facility Respite Services
- Fixed and uniform rates established through the State Plan Amendment Rate Committee process. Services of this type include:
 - o Case Management (Standard and Very Rural)
 - o Transitional Case Management (Standard and Very Rural)
 - o Nursing
 - o Adult Day Health Care
 - o Advanced Supportive/Restorative Assistance
 - o Assisted Living Services
 - o Hospice Services

All services are in 15-minute units except In-home Extended Respite, Personal Care in Adult Day Health, Assisted Living (all tier levels), Hospice, and Nursing Facility Respite, which are all per-diem services.

The services, current service codes and rates are as follows:

STATE PLAN AMENDMENT RATE COMMITTEE

SERVICE DESCRIPTION	SERVICE CODE	Service Unit	Current Rate	Total Cost for 3 Months
Case Management – Standard	T1016	15 min	\$15.29	\$8,486,286
Case Management – Very Rural	T1016 TN	15 min	\$21.89	\$2,587,114
Transitional Case Management – Standard	T1016 U3	15 min	\$15.29	\$3,456
Transitional Case Management – Very Rural	T1016 TN U3	15 min	\$21.89	\$2,802
Registered Nurse Skilled Nursing – Home Health Setting	G0299	15 min	\$15.60	\$126,903
Registered Nurse Skilled Nursing – Extended State Plan	G0299 TF	15 min	\$15.60	\$0
Licensed Practical Nursing – Home Health Setting	G0300	15 min	\$14.56	\$170,454
Licensed Practical Nursing – Extended State Plan	G0300 TF	15 min	\$14.56	\$116
Personal Care Services	T1019	15 min	\$4.21	\$15,354,785
Advanced/Supportive Restorative Assistance	T1019 TF	15 min	\$4.52	\$179,747
In-home Respite (less than 8 hours)	T1005	15 min	\$4.21	\$29,104
In-home Extended Respite (8+ hours)	S9125	Per day	\$175.55	\$878
Adult Day Health Services	S5100 U1	15 min	\$2.08	\$284,339
Personal Care in Adult Day Health	S5105	Per day	\$8.27	\$1,530
Assisted Living Services – Standard Tier	T2031	Per day	\$48.99	\$441
Assisted Living Services – Intermediate Tier	T2031 TF	Per day	\$66.11	\$20,424
Assisted Living Services – High Tier	T2031 TG	Per day	\$92.47	\$2,723,827
Hospice Services	S9126	Per day	\$123.80	\$105,435
Nursing Facility Respite Services	120	Per day	\$178.88	\$7,003

5. NEW METHODOLOGY OR RATE STRUCTURE.

The proposed rates and costs are based on a 20% increase of existing rates.

SERVICE DESCRIPTION	SERVICE CODE	Service Unit	Current Rate	Proposed Rate	Total Cost for 3 Months
Case Management – Standard	T1016	15 min	\$15.29	\$18.35	\$10,183,544

STATE PLAN AMENDMENT RATE COMMITTEE

SERVICE DESCRIPTION	SERVICE CODE	Service Unit	Current Rate	Proposed Rate	Total Cost for 3 Months
Case Management – Very Rural	T1016 TN	15 min	\$21.89	\$26.27	\$3,104,537
Transitional Case Management – Standard	T1016 U3	15 min	\$15.29	\$18.35	\$4,147
Transitional Case Management – Very Rural	T1016 TN U3	15 min	\$21.89	\$26.27	\$3,362
Registered Nurse Skilled Nursing – Home Health Setting	G0299	15 min	\$15.60	\$18.72	\$152,284
Registered Nurse Skilled Nursing – Extended State Plan	G0299 TF	15 min	\$15.60	\$18.72	\$0
Licensed Practical Nursing – Home Health Setting	G0300	15 min	\$14.56	\$17.47	\$204,544
Licensed Practical Nursing – Extended State Plan	G0300 TF	15 min	\$14.56	\$17.47	\$140
Personal Care Services	T1019	15 min	\$4.21	\$5.05	\$18,425,742
Advanced/Supportive Restorative Assistance	T1019 TF	15 min	\$4.52	\$5.42	\$215,696
In-home Respite (less than 8 hours)	T1005	15 min	\$4.21	\$5.05	\$34,924
In-home Extended Respite (8+ hours)	S9125	Per day	\$175.55	\$210.66	\$1,053
Adult Day Health Services	S5100 U1	15 min	\$2.08	\$2.50	\$341,207
Personal Care in Adult Day Health	S5105	Per day	\$8.27	\$9.92	\$1,836
Assisted Living Services – Standard Tier	T2031	Per day	\$48.99	\$58.79	\$529
Assisted Living Services – Intermediate Tier	T2031 TF	Per day	\$66.11	\$79.33	\$24,509
Assisted Living Services – High Tier	T2031 TG	Per day	\$92.47	\$110.96	\$3,268,592
Hospice Services	S9126	Per day	\$123.80	\$148.56	\$126,522
Nursing Facility Respite Services	120	Per day	\$178.88	\$214.66	\$8,404

6. BUDGET ESTIMATE.

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 74.19% as a result of the FFCRA for the retroactive rate increase effective from January 1, 2021 through March 31, 2021. The 20% retroactive temporary rate adjustment results in a total increased cost of \$36,101,572, which is an increase of \$6,016,929 over the current base rate. Of this amount, \$4,463,959 is Federal funding and \$1,552,969 is State funding.

STATE PLAN AMENDMENT RATE COMMITTEE

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 84.19% as a result of the FFCRA and ARPA for the retroactive rate increases effective from April 1, 2021 through June 30, 2021. The 20% retroactive temporary rate adjustment results in a total increased cost of \$36,101,572, which is an increase of \$6,016,929 over the current base rate. Of this amount, \$5,065,653 is Federal funding and \$951,276 is State funding.

Oklahoma's FFY21 FMAP of 67.99% has been temporarily increased to 84.19% as a result of the FFCRA and ARPA for the retroactive rate increases effective from July 1, 2021 through September 30, 2021. The 20% retroactive temporary rate adjustment results in a total increased cost of \$36,101,572, which is an increase of \$6,016,929 over the current base rate. Of this amount, \$5,065,653 is Federal funding and \$951,276 is State funding.

The total state cost to fund the series of retroactive rate increases is \$108,304,716 of which \$14,595,265 is Federal funding and \$3,455,521 is State funding.

OHS attests it has adequate funding to pay the state share of the projected increase in service costs.

7. AGENCY ESTIMATED IMPACT ON ACCESS TO CARE.

The rate increase will have a positive impact on access to care.

8. RATE OR METHOD CHANGE IN THE FORM OF A MOTION.

Oklahoma Human Services requests the State Plan Amendment Rate Committee approve the proposed 20% three (3) quarterly retroactive rate increases for the periods January 1, 2021 through March 31, 2021; April 1, 2021 through June 30, 2021 and July 1, 2021 through September 30, 2021.

9. EFFECTIVE DATE OF CHANGE.

October 1, 2021 or upon CMS approval, whichever occurs first.