



Participant-Directed Services

NLACRC Town Hall

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Background Information

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- Increasing awareness of Participant-Directed Services that are available at regional centers
- Additional Participant-Directed Services due to COVID-19
- Challenges & Opportunities posed by COVID-19

What are Participant-Directed Services?

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- Participant-Directed services provides consumers the option to exercise more direction over how, and by whom, services are provided.
- Consumers have employer authority and responsibilities including choosing, scheduling, and supervising workers.
- Participant-Directed services are applicable to the following services:
 - Respite (service code 465)
 - Day Care (service code 455)
 - Transportation (service code 470)
 - Nursing (service code 460)
 - Community-Based Training Service for Adults (475)

Additional Participant-Directed Services

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- In addition, to increase access and flexibility in service delivery due to COVID-19, the Department of Developmental Services issued a Directive to temporarily allow the additional participant-directed services:
 - Personal Assistance (PA)
 - Independent Living Skills (ILS)
 - Supported Employment
- Please check with your Service Coordinator on the most recent extension date from DDS. These services are temporary under the Directive and we will inform our community as updates are provided.

Financial Management Services (FMS)

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- The consumer and/or family member identifies a person/people they want to provide the services.
- The consumer and/or family must use a Financial Management Service (FMS) provider to handle payroll, taxes, reporting.
 - Regional Center assists in identifying available FMS providers and explain the various types of FMS (Fiscal Agent vs. Co-Employer) to help the family determine the best type for their situation.

Respite under Participant Direction

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- Requirements for vendorization for Participation Directed Respite (Service Code 465) if the vendor:
 - Is a family member
 - Is not the direct provider of the respite service for the consumer;
 - Selects an individual who is (1) 18 years of age, and (2) possesses the skills, training, or education necessary to provide the respite service.
 - The family member is responsible for ensuring that the person providing respite care is familiar with the consumer's daily routines and needs is trained in any specialized supports necessary for the consumer.
 - Must use a FMS

Day Care under Participant Direction

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- Requirements for vendorization for Participant Directed Day Care (Service Code 455) if vendor:
 - Is a family member
 - Is not the direct provider of the day care service for the consumer;
 - Selects the day care service for the consumer from an individual who possesses the skills, training, or education necessary to provide the day care service.
 - Must use a FMS

Transportation under Participant Direction

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- Requirements for vendorization as Participant Directed Transportation (Service Code 475) if vendor:
 - Is a family member or adult consumer. The family member or adult consumer may either provide the transportation service or secure an individual to provide the transportation services identified in the consumer's IPP; must use FMS.
 - The individual who is actually providing the transportation service shall:
 - ✦ Possess a driver's license which is valid in California; and
 - ✦ Have evidence of maintenance of adequate insurance coverage pursuant to Welfare and Institutions Code, Section 4648.3.
 - ✦ Statute requires that the family member or adult consumer liability for damages for body injuries or death and for damage to or destruction or property, which may be incurred by the family member or adult consumer in the course of providing those services. The insurance shall be maintained at the level established by the regional center.

Nursing under Participant Direction

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- Requirements for vendorization of Participant Directed Nursing (Service Code 460) if vendor:
 - Is a family member; and
 - Selects, assigns, and monitors an individual who provides nursing services for a consumer
 - The individual or family member who provides the nursing service shall possess the qualifications for a LVN, Nurse' Aide or Assistant, or Registered Nurse
 - The family member may be the direct provider of the nursing service if the service is not intended to provide respite to the family member.

Community-Based Training Service

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- **Requirements for vendorization of Community-Based Training Service for Adults (Service Code 475):**
 - An adult consumer, family member, or conservator
 - Is not the direct provider of community-based training service for adults
 - A parent or conservator shall not be the direct support worker employed by the community-based training vendor.
 - Selects the community-based training service for adults from an individual who is at least 18 years of age and possesses the skill, training, or experience necessary to provide the community-based training service for adults in accordance with the IPP.
 - If the selected individual is required to transport the consumer, the individual must meet the requirement for transportation provider
 - May choose a tailored day service or vouchered community-based training service (this is known as the 475 service code), in lieu of any other regional center vendored day program, look-alike day program supported employment program, or work activity program.

Historical Background on the “Vouchers”

- 17 CCR § 54355 establishes that a regional center may offer vouchers to family members or adult consumers to allow families and consumers to procure their own diaper/nutritional supplements, day care, nursing, respite, and transportation services.
- Effective October 1, 2011 new regulations were promulgated
 - 17 CCR § 58886 requires family members or adult consumers to use a Fiscal Management Service (“FMS”) provider to procure their own community-based training service, day care, nursing, respite, and/or transportation services
 - 17 CCR § 54355(i) requires family members of adult consumers to be
 - ✦ (1) Be vendored for services pursuant to 17 CCR § 58886; or
 - ✦ (2) Use another vendored service provider
 - WIC Section 4688.21(c)(4) requires vouchered community-based training service to use a FMS

Historical Background on the “Vouchers”

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- 17 CCR § 54355(g)(2), a regional center may still offer vouchers to family members to purchase diaper and/or nutritional supplements
- The use of a FMS is not required for the reimbursement of diapers and/or nutritional supplements

Diapers and/or Nutritional Supplements

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- Requirements for Diaper and/or Nutritional Supplements (Service Code 410)
 - Is a family member who is authorized by the regional center to directly purchase diapers and/or nutritional supplements for a consumer in the family member's home
 - Vouchers for diapers shall only be issued for the procurement of diapers for children 3 years of age or older.
 - A regional center may purchase diapers for children under 3 years of age when a family can demonstrate a financial need and when doing so will enable the child to remain in the family home.

What is “Parent-Conversion?”

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- Parent conversion is a form of service delivery for either day care or respite services, that does not require a parent to be vendored.
- Parent Conversion simply means the family member or adult consumer refers the person/people they want to use to as their direct care worker to a vendored service provider who then hires the person/people to provide the day care or respite service.
- Since the vendored service provider does not incur the cost of recruitment, the vendored service provider charges a lower rate to the regional center.

Clarification of Individualized Services

- In Lieu of Day Program
 - Refers to supplemental habilitative services provided in the residential setting when the individual is unable to attend a day program

- Individualized Day Programs (example, 1:1 ratio)
 - Refers to a number of programs
 - ✦ Examples, but not limited to,
 - Creative Arts Program (service code 094)
 - Community-Based Integration (service code 055)
 - Adaptive Skills (service code 605)
 - Voucher Community-Based Training (service code 475)
 - Tailored Day Service

Tailored Day Services

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- Defined under WIC 4688.21
 - A service provided by a service provider that provides
 - (1) Flexibility in duration and intensity of services
 - (2) Fewer days/hours than the traditional program design
 - (3) Encourages opportunities to further development or maintenance development, volunteer activities, pursuit of post-secondary and education
 - (4) Maximize consumer direction of the service
 - (5) Increase the consumers ability to lead an integrative and inclusive life.

Self Determination Program

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- Self Determination embodies the Participant Directed Service model and philosophy
- Participants must be selected, attend an orientation, develop an individual budget and spending plan to purchase needed services supports.
- Can choose non-vendors (like participant-directed)
- Must use an FMS (bill payer, sole employer, and co-employer)
- FMS is paid out of the SDP's participant's budget whereas FMS for participant directed services is paid by regional centers directly.

Closure Slide

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Thank you!