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PROGRAM INSTRUCTION (PI)

EOEA PI - 23-02

Ref: IM 07-09

TO: ASAP Executive Directors

CC: ASAP Program Managers
ASAP Nurse Managers
ASAP Information & Referral Directors

FROM: Lynn C. Vidler, Director of Home and Community Based Services Program, MBA, BSW

DATE: April 7, 2023

RE: **ELIGIBILITY FOR HOME CARE PROGRAM FOR ADULT FOSTER CARE AND GROUP ADULT FOSTER CARE MEMBERS**

Purpose:

This Program Instruction (PI) is issued to provide clarification regarding the eligibility of applicants for the Home Care Program who also receive services through MassHealth Adult Foster Care program (AFC) or Group Adult Foster Care (GAFC) Program.

This PI supersedes and replaces IM 07-09.

Background and Program Implications:

651 CMR 3.04(1)(a)(2) states that "MassHealth members shall be ineligible for Home Care Program Services if enrolled in an all-inclusive MassHealth program."

Program of All-Inclusive Care for the Elderly (PACE) and Senior Care Options (SCO) members receive in home care services through PACE or SCO and are not eligible for EOEA State funded Home Care.

651 CMR 3.04 (1)(a)(1) states that “MassHealth members who meet Home Care Program eligibility criteria under 651 CMR 3.04 shall be eligible to receive Home Care Program Services provided that such services are determined to be non-duplicative with other MassHealth Services.”

Non-duplicative HCBS through the Home Care program may be provided based on the applicant’s or consumer’s assessed need. Home Care Program services may not duplicate benefits a member is eligible to receive under state plan services. As AFC and GAFC are not all-inclusive programs, members of those programs may be eligible to enroll and receive case management, care coordination and services through the Home Care Program for non-duplicative services, based on their individual needs.

Updated Policy

The non-inclusive provision in 651 CMR 3.04 (1)(a)(1) allows the delivery of certain non-duplicative HCBS to Home Care Program enrolled consumers who are concurrently enrolled in AFC or GAFC where a particular need remains unmet or the caregiver is in need of respite.

Required Actions:

ASAPs shall train staff according to eligibility and non-duplicative HCBS service provision outlined in this policy.

ASAPs shall update all procedures relating to eligibility and non- duplicative HCBS service provision for individuals within either AFC or GAFC programs.

ASAPs shall instruct staff, including Information & Referral, Options Counseling, Protective Services, Case Management and Nursing staff to ensure eligibility for applicants and non-duplicative HCBS service provision for consumers are delivered in accordance with this PI.

Effective Date:

This Program Instruction shall be effective immediately.

Contact:

Please contact the Shannon Turner, Home Care Program Coordinator at Shannon.K.Turner@Mass.gov or 617-222-7556 and Brian Glennon, Home Care Waiver Program Manager at Brian.M.Glennon@Mass.gov or 617-222-7468 if you have questions regarding this Program Instruction.