

101 CMR: EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

101 CMR 418.00: PAYMENTS FOR YOUTH SHORT-TERM STABILIZATION AND EMERGENCY
PLACEMENT SERVICES

Section

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418.01: General Provisions

- (1) Scope. 101 CMR 418.00 governs the payment rates for Youth Short-term Stabilization and Emergency Placement Services provided to clients of governmental units under the jurisdiction of the Executive Office of Health and Human Services (EOHHS).
- (2) Disclaimer of Authorization of Services. 101 CMR 418.00 is neither authorization for nor approval of the services for which rates are determined pursuant to 101 CMR 418.00. Governmental units that purchase the services described in 101 CMR 418.00 are responsible for the definition, authorization, and approval of services extended to clients.
- (3) Administrative Bulletins. EOHHS may issue administrative bulletins to clarify its policy on substantive provisions of 101 CMR 418.00.
- (4) Effective Date. Rates are effective for dates of service provided on or after October 1, 2016.

418.02: Definitions

As used in 101 CMR 418.00, unless the context requires otherwise, terms have the meanings ascribed in 101 CMR 418.02.

Add-on Rate. A rate that is intended to provide an additional, necessary service not included in the current programmatic model, which will be instituted at the discretion of the purchasing governmental unit.

Adjudicated Youth Secure Detention and Assessment. Programs that are either hardware- or staff-secure for clients 12 through 20 years of age committed by the juvenile court to the care and custody of the Department of Youth Services (DYS) for the purpose of assessment or Short Term Detention. These programs are characterized by physical (by means of both staffing and hardware) and behavior management, clinical and health services, education, recreation, and family support. These programs perform two distinctly separate functions. The purpose of detention is to hold a youth in a safe, secure, and productive manner while he or she awaits adjudication of a delinquency matter before the court. The function of assessment programs is to develop a comprehensive risk/need profile of a committed youth to inform his or her service delivery plan and classification and placement within the DHS treatment continuum.

Alternative Lock-up Program. An Alternative lock-up program (ALP) relieves police departments of the burden of caring for juveniles held on bail, pre arraignment, during non-court hours, thereby

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ensuring that no juvenile is detained in a police lockup for longer than the federally mandated six-hour time limit. An ALP must provide a minimum number of beds at separate locations, for use by either males or females, to house alleged juveniles held on bail, pre arraignment, from the time of their arrest until their arraignment during the next available court session. An ALP serves juvenile offenders who are arrested during non-court hours by law enforcement agencies within their designated region.

Client. A child, adolescent, or young adult receiving Youth Short-term Stabilization and Emergency Placement Services purchased by a governmental unit.

Cost Report. The document used to report costs and other financial and statistical data. The Uniform Financial Statements and Independent Auditor's Report (UFR) are used when required.

EOHHS. The Executive Office of Health and Human Services established under M.G.L. c. 6A.

Full-time Equivalent (FTE). Staff position equivalent to a full-time employee.

Governmental Unit. The Commonwealth, any board, commission, department, division, or agency of the Commonwealth, and any political subdivision of the Commonwealth.

Higher-need Youth. A client in an Adjudicated Youth Residential Treatment program that is determined by the purchasing governmental unit to require more intensive staffing levels than other youths involved in the programs, for reasons of case complexity and/or safety and security.

Per Diem. Service unit based on a 24-hour period of care.

Provider. Any individual, group, partnership, trust, corporation, or other legal entity that offers Youth Short-term Stabilization and Emergency Placement Services for purchase by a governmental unit and that meets the conditions of purchase or licensure that have been or may be adopted by a purchasing governmental unit.

Provider Owned/Leased Facility. The building housing an Adjudicated Youth Residential Treatment program that is owned or leased by the provider.

Staffing Support. The additional staff members, with positions ranging from clinical to direct care and including varying levels of support staff from food services to secure transporters, who supplement DYS staff within the state-operated residential programs. The purchasing agency provides specific definitions for each position.

State Owned – Co-located. The building housing an Adjudicated Youth Residential Treatment program that is owned by the state and is connected in any way to or on the same campus as another state-owned building.

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State Owned – Separate. The building housing an Adjudicated Youth Residential Treatment program that is owned by the state and is a stand-alone structure in that it is not connected in any way to or on the same campus as another state-owned building.

Utilization. The proportion of a program’s capacity that is filled by clients on a regularly measured basis, expressed as a percentage.

Youth Detoxification and Stabilization Program. A short-term (generally less than 45 days) 24-hour addiction treatment program for adolescents who abuse or are dependent on alcohol or drugs, which may be accompanied by mental health issues. This program provides stabilization/detoxification services for males and females 13 through 17 years of age. Services provide gender-specific medical, psychological, and behavioral stabilization; biopsychosocial assessment; treatment planning; referral to appropriate treatment and support services; and follow-up for the adolescents.

Youth Short-term Stabilization and Emergency Placement. Programs that provide a child or adolescent a place of overnight housing in a specialized residential setting for a short-term period, generally less than 45 days, to promote stabilization, determine appropriate long-term placement, or provide integration and ongoing services.

418.03: Rate Provisions

(1) Services Included in the Rate. The approved rate includes payment for all care and services that are part of the program of services of an eligible provider, as explicitly set forth by the purchasing governmental unit(s).

(2) Reimbursement as Full Payment. Each eligible provider must, as a condition of payment by any purchasing governmental unit, accept the approved rate as full payment and discharge of all obligations for the services rendered. Payment by the purchasing governmental unit for services rendered to the client are reduced by the amount of any payment from any other source.

(3) Payment Limitations. Except as provided in 101 CMR 418.03(2) and (4), each purchasing governmental unit pays for services at the rates established in 101 CMR 418.03(4).

(4) Approved Rates. The rates set forth in 101 CMR 418.03(4) govern payments for services provided pursuant to contracts executed under the FY 2013 or subsequent procurements of the governmental unit procuring the service. The approved rate is the lower of the provider’s charge or amount accepted as payment from another payer or the rate listed below.

ADJUDICATED YOUTH SECURE DETENTION AND ASSESSMENT BASE RATES

Provider Owned/Leased Facilities				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$419.54	\$383.02	\$342.94
	85%	\$444.22	\$405.55	\$363.11
	80%	\$471.98	\$430.89	\$385.80

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	75%	\$503.45	\$459.62	\$411.52
	70%	\$539.41	\$492.45	\$440.92
	65%	\$580.90	\$530.33	\$474.83
	60%	\$629.31	\$574.53	\$514.40
	55%	\$686.52	\$626.76	\$561.17
	50%	\$755.17	\$689.43	\$617.28
State Owned – Co-located				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$356.90	\$325.57	\$289.50
	85%	\$377.89	\$344.72	\$306.53
	80%	\$401.51	\$366.27	\$325.69
	75%	\$428.28	\$390.69	\$347.40
	70%	\$458.87	\$418.59	\$372.22
	65%	\$494.16	\$450.79	\$400.85
	60%	\$535.34	\$488.36	\$434.25
	55%	\$584.01	\$532.76	\$473.73
	50%	\$642.41	\$586.03	\$521.10
State Owned – Separate				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$379.92	\$343.39	\$303.31
	85%	\$402.26	\$363.59	\$321.16
	80%	\$427.41	\$386.32	\$341.23
	75%	\$455.90	\$412.07	\$363.98
	70%	\$488.46	\$441.51	\$389.97
	65%	\$526.04	\$475.47	\$419.97
	60%	\$569.87	\$515.09	\$454.97
	55%	\$621.68	\$561.92	\$496.33
	50%	\$683.85	\$618.11	\$545.96

RATES FOR HIGHER-NEED YOUTH

Provider Owned/Leased Facilities				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$447.53	\$404.65	\$359.73
	85%	\$473.85	\$428.45	\$380.89
	80%	\$503.47	\$455.23	\$404.70
	75%	\$537.03	\$485.58	\$431.68
	70%	\$575.39	\$520.26	\$462.51
	65%	\$619.65	\$560.28	\$498.09
	60%	\$671.29	\$606.97	\$539.60
	55%	\$732.31	\$662.15	\$588.65
	50%	\$805.55	\$728.37	\$647.52
State Owned – Co-located				

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	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$396.39	\$356.12	\$313.21
	85%	\$419.71	\$377.06	\$331.63
	80%	\$445.94	\$400.63	\$352.36
	75%	\$475.67	\$427.34	\$375.85
	70%	\$509.65	\$457.86	\$402.69
	65%	\$548.85	\$493.08	\$433.67
	60%	\$594.59	\$534.17	\$469.81
	55%	\$648.64	\$582.73	\$512.52
	50%	\$713.51	\$641.01	\$563.77
State Owned – Separate				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$407.90	\$365.03	\$320.11
	85%	\$431.90	\$386.50	\$338.94
	80%	\$458.89	\$410.65	\$360.13
	75%	\$489.48	\$438.03	\$384.13
	70%	\$524.45	\$469.32	\$411.57
	65%	\$564.79	\$505.42	\$443.23
	60%	\$611.86	\$547.54	\$480.17
	55%	\$667.48	\$597.32	\$523.82
	50%	\$734.23	\$657.05	\$576.20

ADD-ON RATES

Clinician Add-on				
Level A: 0.5 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$9.77	\$7.56	\$5.86
	85%	\$10.34	\$8.01	\$6.21
	80%	\$10.99	\$8.51	\$6.59
	75%	\$11.72	\$9.08	\$7.03
	70%	\$12.56	\$9.72	\$7.54
	65%	\$13.53	\$10.47	\$8.12
	60%	\$14.65	\$11.35	\$8.79
	55%	\$15.99	\$12.38	\$9.59
	50%	\$17.59	\$13.61	\$10.55
Level B: 1.0 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$19.54	\$15.13	\$11.72
	85%	\$20.69	\$16.02	\$12.41
	80%	\$21.98	\$17.02	\$13.19
	75%	\$23.45	\$18.15	\$14.07
	70%	\$25.12	\$19.45	\$15.07

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	65%	\$27.05	\$20.95	\$16.23
	60%	\$29.31	\$22.69	\$17.59
	55%	\$31.97	\$24.75	\$19.18
	50%	\$35.17	\$27.23	\$21.10
Clinical Director Add-on				
Level A: 0.5 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$11.28	\$8.74	\$6.77
	85%	\$11.95	\$9.25	\$7.17
	80%	\$12.69	\$9.83	\$7.62
	75%	\$13.54	\$10.48	\$8.12
	70%	\$14.51	\$11.23	\$8.70
	65%	\$15.62	\$12.10	\$9.37
	60%	\$16.93	\$13.10	\$10.16
	55%	\$18.47	\$14.30	\$11.08
	50%	\$20.31	\$15.73	\$12.19
Level B: 1.0 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$22.57	\$17.47	\$13.54
	85%	\$23.90	\$18.50	\$14.34
	80%	\$25.39	\$19.66	\$15.23
	75%	\$27.08	\$20.97	\$16.25
	70%	\$29.02	\$22.46	\$17.41
	65%	\$31.25	\$24.19	\$18.75
	60%	\$33.85	\$26.21	\$20.31
	55%	\$36.93	\$28.59	\$22.16
	50%	\$40.62	\$31.45	\$24.37
Direct Care Worker Add-on				
Level A: 0.5 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$5.29	\$4.09	\$3.17
	85%	\$5.60	\$4.34	\$3.36
	80%	\$5.95	\$4.61	\$3.57
	75%	\$6.35	\$4.91	\$3.81
	70%	\$6.80	\$5.26	\$4.08
	65%	\$7.32	\$5.67	\$4.39
	60%	\$7.93	\$6.14	\$4.76
	55%	\$8.65	\$6.70	\$5.19
	50%	\$9.52	\$7.37	\$5.71
Level B: 1.0 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$10.58	\$8.19	\$6.35
	85%	\$11.20	\$8.67	\$6.72

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	80%	\$11.90	\$9.21	\$7.14
	75%	\$12.69	\$9.83	\$7.62
	70%	\$13.60	\$10.53	\$8.16
	65%	\$14.65	\$11.34	\$8.79
	60%	\$15.87	\$12.28	\$9.52
	55%	\$17.31	\$13.40	\$10.38
	50%	\$19.04	\$14.74	\$11.42
Nursing Add-on				
Level A: 0.25 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$6.08	\$4.71	\$3.65
	85%	\$6.44	\$4.99	\$3.86
	80%	\$6.84	\$5.30	\$4.11
	75%	\$7.30	\$5.65	\$4.38
	70%	\$7.82	\$6.05	\$4.69
	65%	\$8.42	\$6.52	\$5.05
	60%	\$9.12	\$7.06	\$5.47
	55%	\$9.95	\$7.70	\$5.97
	50%	\$10.95	\$8.48	\$6.57
Level B: 0.5 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$12.16	\$9.42	\$7.30
	85%	\$12.88	\$9.97	\$7.73
	80%	\$13.68	\$10.59	\$8.21
	75%	\$14.60	\$11.30	\$8.76
	70%	\$15.64	\$12.11	\$9.38
	65%	\$16.84	\$13.04	\$10.10
	60%	\$18.24	\$14.13	\$10.95
	55%	\$19.90	\$15.41	\$11.94
	50%	\$21.89	\$16.95	\$13.14
Level B: 1.0 FTE				
	# Clients:	12-14	15-17	18-22
Utilization %	90%	\$24.33	\$18.83	\$14.60
	85%	\$25.76	\$19.94	\$15.45
	80%	\$27.37	\$21.19	\$16.42
	75%	\$29.19	\$22.60	\$17.52
	70%	\$31.28	\$24.21	\$18.77
	65%	\$33.68	\$26.08	\$20.21
	60%	\$36.49	\$28.25	\$21.89
	55%	\$39.81	\$30.82	\$23.88
	50%	\$43.79	\$33.90	\$26.27

RATES FOR THE ALTERNATIVE LOCK-UP PROGRAM

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Capacity	Monthly Rate
Per Site	\$45,477

STAFFING SUPPORT

Positions	<i>Per Diem</i> Rate	Hourly Rate
Clinical Director	\$351.43	N/A
Clinical	\$294.44	N/A
Direct Care A	\$192.50	\$20.40
Direct Care B	\$199.34	\$21.12
Direct Care C	\$206.19	\$21.84
Maintenance I General	\$194.94	\$20.66
Maintenance II Skilled	\$245.15	\$25.94
Maintenance III Licensed	\$268.96	\$28.44
Food Service I	\$182.95	\$19.40
Food Service II	\$217.12	\$23.00
Transporter	\$212.09	\$22.46
Security	\$199.34	\$21.12
Trainer	\$260.60	\$32.58
Clerical Support	\$188.00	\$23.50

RATES FOR YOUTH DETOXIFICATION AND STABILIZATION PROGRAM

Capacity	<i>Per Diem</i> Rate
20 Beds	\$490.37
24 Beds	\$439.73

418.04: Filing and Reporting Requirements

(1) General Provisions.

(a) Accurate Data. All reports, schedules, additional information, books, and records that are filed or made available to EOHHS must be certified under pains and penalties of perjury as true, correct, and accurate by the Executive Director or Chief Financial Officer of the provider.

(b) Examination of Records. Each provider must make available to EOHHS or the purchasing governmental unit upon request all records relating to its reported costs, including costs of any entity related by common ownership or control.

(2) Required Reports. Each provider must file

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- (a) an annual Uniform Financial Statement and Independent Auditor's report completed in accordance with the filing requirements of 808 CMR 1.00: *Compliance, Reporting and Auditing for Human and Social Services*;
 - (b) any Cost Report supplemental schedule as issued by EOHHS; and
 - (c) any additional information requested by EOHHS within 21 days of a written request.
- (3) Penalties. The purchasing governmental unit may reduce the payment rates by 15% for any provider that fails to submit required information to EOHHS. The purchasing governmental unit will notify the provider in advance of its intention to impose a rate reduction.

418.05: Severability

The provisions of 101 CMR 418.00 are severable. If any provision of 101 CMR 418.00 or application of such provision to any eligible provider or fiscal intermediary is held invalid or unconstitutional, such determination does not affect the validity or constitutionality of any remaining provisions of 101 CMR 418.00 or application of such provisions to eligible providers or fiscal intermediaries in circumstances other than those held invalid.

REGULATORY AUTHORITY

101 CMR 418.00: M.G.L. c 118E.