

114.4 CMR 14.00 RATES FOR FAMILY STABILIZATION SERVICES

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14.01: General Provisions

(1) Scope. 114.4 CMR 14.00 establishes the payment rates for Family Stabilization Services that provide support to individuals and families to promote family stability and to prevent unnecessary out-of-home placements. These rates are established for the services listed in 114.4 CMR 14.01(2). The rates for other Family Stabilization Services are established by other Division regulations as listed in 114.4 CMR 14.01(3).

(2) Effective Date. The rates are effective October 1, 2012.

(3) Services and Rates Covered by other Regulations. Payment rates for the following services are not included within the scope of 114.4 CMR 14.00 and are governed by other regulations promulgated by the Division as follows:

<i>Service</i>	<i>Regulation</i>
Adult Companion	114.3 CMR 54.00
Certain Children's Behavioral Health Services	114.3 CMR 52.00
Chore Services	114.3 CMR 54.00
Homemaker	114.3 CMR 54.00
Occupational Therapy – Home Health Agency	114.3 CMR 50.00
Occupational Therapy – Other	114.3 CMR 39.00
Outpatient Mental Health	114.3 CMR 6.00
Physical Therapy – Home Health Agency	114.3 CMR 50.00
Physical Therapy - Other	114.3 CMR 39.00
Psychological Services	114.3 CMR 29.00
Specialized Medical Equipment	114.3 CMR 22.00
Speech Therapy – Home Health Agency	114.3 CMR 50.00
Speech Therapy – Other	114.3 CMR 39.00
Substance Abuse Services	114.3 CMR 46.00

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(4) Disclaimer of Authorization of Services. 114.4 CMR 14.00 is neither authorization for nor approval of the services for which rates are determined pursuant to 114.4 CMR 14.00. Governmental units that purchase Family Stabilization Services are responsible for the definition, authorization, and approval of services provided to Participants.

(5) Administrative Bulletins. The Division may issue administrative bulletins to clarify its policy on substantive provisions of 114.4 CMR 14.00.

(6) Authority. 114.4 CMR 14.00 is adopted pursuant to M.G.L. c. 118G.

14.02: Definitions

Meaning of Terms. As used in 114.4 CMR 14.00, unless the context requires otherwise, terms shall have the meanings ascribed in 114.4 CMR 14.02.

Adult Companion Services. Non-medical care, supervision and socialization services provided to a Participant. Companions may assist or supervise the Participant with such light household tasks as meal preparation, laundry, and shopping.

After School Respite. These services provide after school supervision and activities for children and adolescents with developmental or behavioral challenges.

Agency Rate. The fee for services performed by a person whose wage is paid by a corporation or partnership that is a MassHealth provider or provider of human services purchased by any governmental unit of the Commonwealth.

Autism Support Center Services. The array of information and referral services, resources and support services to children and young adults with autism spectrum disorders and their families, including information and referral, family clinics, support groups, access to the latest information on autism, family trainings, parent networking and mentoring, and social/recreational events, among other activities.

Behavioral Support Services. Services designed to remediate identified challenging behaviors or to help individuals acquire socially appropriate behaviors that are necessary to improve the individual's independence and integration in their community. Behavioral support services and consultation are provided by psychology, mental health and special education professionals.

Case Consultation Services. Environmental intervention for medical management purposes on a psychiatric patient's behalf with agencies, employees or institutions which may include the preparation of reports of the patient's psychiatric status, history, treatment or progress (other than for legal or consultative purposes) for other physicians, agencies or insurance carriers.

Center Size. The number of Direct Care Full Time Equivalent employees (FTEs) required to staff a Family Support Center or Autism Support Center as determined by the Department of Developmental Services (DDS).

Chore. An unusual or infrequent household maintenance task that is needed to maintain the Participant's home in a clean, sanitary, and safe environment. This service includes heavy household

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chores such as washing floors, windows, and walls; tacking down loose rugs and tiles; and moving heavy items of furniture in order to provide safe access and egress.

Client Financial Assistance/Flexible Funding. A method whereby, subject to availability, a Purchasing Governmental Unit may provide individual resource allocations to both families of children and adults across the state. Flexible funding may be provided through a number of means, including: a stipend issued directly to the family; reimbursement to the family for specific expenses and support services; or funds directed by the family to a qualified provider for specific services.

Client Financial Assistance/Flexible Funding Administration. A service where the provider performs the function necessary to successfully administer flexible funding expenditures to families for permissible support services, services, or goods.

Combined Hourly Services. These services, individual or group in nature, are based upon an hour's service time of direct care staff. While most services are non-clinical, some may be clinical.

Comprehensive Services. These family-oriented services reflect a range of either non-clinical, clinical, or blended models of the two, established on a per full day of service basis. Within model types, the client to staff ratio, or intensity of service, differentiates one from another.

Community Based After School Social and Recreation Program Services. After school programs for blind children with the following elements: community based recreation, social skill development, peer support, and community integration.

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.

Division. The Division of Health Care Finance and Policy established under M.G.L. c. 118G.

Educational Coordination. This is an educational support service provided pre and post adoption, for foster, adoptive, or guardianship families, and is based upon an enrolled day of service.

Family Navigation Services. Referral support services and expert advice designed to assist families to identify needs and to facilitate and gain access to local generic support services through coordination between family and other service providers. The Family Navigator acts as a guide and resource development expert to insure that families have knowledge and access to a broad array of generic community resources, provides assistance in navigating the system, and recognizes and promotes the value of natural support services.

Family Stabilization Services. Services which provide support to individuals and families to promote family stability and to prevent unnecessary out-of-home placements. Family Stabilization Services include Adult Companion Services, After School Respite, Autism Support Center Services, Behavioral Support Services, Case Consultation Services, Chore Services, Client Financial Assistance/Flexible Funding, Client Financial Assistance/Flexible Funding Administration, Combined Hourly Services, Community Based After School Social and Recreation Program Services, Comprehensive Services, Educational Coordination, Family Navigation Services, Family Support Centers, Family Systems Intervention, Family Training, Family Training Groups, Homemaker Services, Individual Support and Community Habilitation Services, Individual Youth

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Support Services, Intensive Flexible Family Support Services (IFFS), Medically Complex Programs, Occupational Therapy, Peer Support Services, Physical Therapy, Planned Facility Based Respite for Children, Respite in the Caregiver's Home, Respite in the Recipient's Home, Site Based Respite, Specialized Medical Equipment, Speech Therapy, Unbundled Intensive Foster Care Special Support Services, and Youth Support Groups.

Family Support Centers. Programs that establish a local presence and act as a hub for offering a wide range of general family support services and activities to families of children and adults who are eligible for DDS services. Centers provide Information and Referral and Service Navigation to DDS Eligible Families, connecting these families to services they may need, and host community activities such as guest speakers and trainings. Centers also play a role in the administration of client funds. Cultural/Linguistic-Specific Family Support Centers have been created to respond to the unique needs of specific cultural and linguistic family groups in specified areas or regions of the state.

Family Systems Intervention. Focused therapeutic interventions in a child's home or other natural environment to improve the capacity of the family to better meet the needs of the child and of the child to function successfully within the context of his or her family and community. The service is staffed with a team consisting of a master's level clinician trained in home-based intervention and a paraprofessional who serves as a family partner; both are directed/supervised by a licensed mental health clinician.

Family Training. Training and instruction for family members concerning the treatment regimes, behavior plans, and the use of specialized equipment that supports the individual waiver participant to participate in the community. Community Family Training may also include training in family leadership, support of self-advocacy, and independence for the family member.

Family Training Groups. These groups are designed to improve parenting skills. Of the three model types, two are multi-family in nature, and the third designed for the parents alone. These groups run usually on a once per week basis, and generally range from 12-15 weeks in duration. The most robust family model may include as many as sixty attendees, while parent-groups typically include up to twenty.

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

Homemaker. A person who performs light housekeeping duties (for example, cooking, cleaning, laundry, and shopping) for the purpose of maintaining a household.

Individual Consideration (I.C.). Payment rates for certain services are designated as Individual Consideration (I.C.). Where I.C. rates are designated, the purchasing governmental unit will determine the appropriate payment as the actual cost of the item or service as evidenced by invoice, published tuition amount or other price reasonably obtained by a competitive market for the product or service.

Individual Support and Community Habilitation Services. Regular or intermittent services designed to develop, maintain, and/or maximize the participant's independent functioning in self-care, physical and emotional growth, socialization, communication, and vocational skills, to

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achieve objectives of improved health and welfare and to the support the ability of the participant to establish and maintain a residence and live in the community.

Individual Youth Support Services. Non-school-hour 1-1 mentoring to assist a child/adolescent to develop the emotional self-management abilities, social skills, communication skills, pre-vocational skills, and self-confidence that are a requisite for participation in age-appropriate activities with peers.

Intensive Flexible Family Support Services (IFFS). Services which advance the primary goal of Intensive Flexible Family Support programs, which is to help support families with one or more members with a disability who are experiencing significant challenges, which are causing the child/individual to be at risk of out-of-home placement. This is a time-limited (6 to 12 months) and goal-oriented service providing more focused and intensive support services in response to identified areas of need and difficulty, and to build family capacity to support their child at home.

Medically Complex Programs. Family-driven models of care which support families with children and young adults having significant cognitive, physical, and complex health care needs who are living at home. The goal is to provide comprehensive wrap-around support services, which consist of specialized case management activities that help families integrate the variety of resources and support services they are receiving in order to care for their family member at home.

Occupational Therapy. Therapy services, including diagnostic evaluation and therapeutic intervention, designed to improve, develop, correct, rehabilitate, or prevent the worsening of functions that affect the activities of daily living that have been lost, impaired, or reduced as a result of acute or chronic medical conditions, congenital anomalies, or injuries. Occupational therapy programs are designed to improve quality of life by recovering competence and preventing further injury or disability, and to improve the individual's ability to perform tasks required for independent functioning, so that the individual can engage in activities of daily living.

Peer Support Services. Services which are designed to provide training, instruction and mentoring to individuals about self-advocacy, participant direction, civic participation, leadership, benefits, and participation in the community. These services may be provided either by an individual with an intellectual disability or an advisor or support person to a self-advocacy group.

Physical Therapy. Therapy services, including diagnostic evaluation and therapeutic intervention, designed to improve, develop, correct, rehabilitate, or prevent the worsening of physical functions that have been lost, impaired, or reduced as a result of acute or chronic medical conditions, congenital anomalies, or injuries. Physical therapy emphasizes a form of rehabilitation focused on treatment of dysfunctions involving neuromuscular, musculoskeletal, cardiovascular/pulmonary, or integumentary systems through the use of therapeutic interventions to optimize functioning levels.

Planned Facility Based Respite for Children. Services which provide out-of-home supervision and care in a licensed respite home to provide relief for the parents/primary caregivers.

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Provider. Any individual, group, partnership, trust, corporation or other legal entity that offers 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.

Reporting Year. The Provider's fiscal year for which costs incurred are reported to the Operational Services Division on the Uniform Financial Statements and Independent Auditor's Report (UFR).

Respite in the Caregiver's Home. Supervision and care provided in the caregiver's home on a short-term basis, including on a short-term overnight basis, where there is an absence or need for relief of those persons who normally provide care for the participant. Since this service is provided in the caregiver's home applicable license or certification is necessary.

Respite in the Recipient's Home. Supervision and care provided in the home of the client, by qualified staff that possess a High School diploma, GED, or equivalencies or relevant competencies, on a short-term basis, including on a short-term overnight basis, where there is an absence or need for relief of those persons who normally provide care for the participant.

Self-employed Provider Rate. The fee for services performed by a person that is a Provider and is not paid a wage by another person or entity for services performed.

Site Based Respite. Services provided by a licensed respite home designed to provide out-of-home supervision and care to provide relief for the parents/primary caregivers.

Specialized Medical Equipment and Supplies. Devices, controls, or appliances to increase abilities in activities of daily living, or to control or communicate with the environment.

Speech/Language Therapy. Therapy services, including diagnostic evaluation and therapeutic intervention, that are designed to improve, develop, correct, rehabilitate, or prevent the worsening of speech/language communication and swallowing disorders that have resulted in lost, impaired, or reduced speech/language communication and swallowing abilities as a result of acute or chronic medical conditions, congenital anomalies, or injuries. Speech and language disorders are those that affect articulation of speech, sounds, fluency, voice, swallowing (regardless of presence of a communication disability), and those that impair comprehension, or spoken, written, or other symbol systems used for communication.

Unbundled Intensive Foster Care Special Support Services. This model of intensive foster care represents a modification of the model that is the basis for the Division's Regulation 114.4 CMR 11.00, Rates for Certain Placement and Support Services. Requested by the Department of Children and Families (DCF), this modification eliminates the Family Resource Worker because a DCF employee would fulfill this role.

Youth Support Group. A formally organized 6 to 8 week psycho-educational session serving 6-12 youth focused on social and emotional skill building and community integration activities. Family activity groups involving youth, their siblings and caretakers are also included in this category.

14.03: Rate Provisions

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(1) Services Included in the Rate. The approved rate shall include payment for all care and services that are part of the program of services of a Provider, as explicitly set forth in the terms of the purchase agreement between the Provider and the purchasing governmental unit(s).

(2) Reimbursement as Full Payment. Each Provider shall, as a condition of acceptance of payment made by any purchasing governmental units for services rendered, accept the approved program rate as full payment and discharge of all obligations for the services rendered. Payment for services included in the scope of this regulation from any other source shall be used to offset the amount of the purchasing governmental unit's obligation for services rendered to the Participant.

(3) Payment Limitations. No purchasing governmental unit may pay less than or more than the approved program rate, except that a Participant contribution may be applied towards the payment in accordance with policies and procedures established by the purchasing governmental unit.

(4) Approved Rates. The approved rate shall be the lowest of the Provider's charge or amount accepted as payment from another payer or the rate listed below:

<i>Service</i>	<i>Center Size</i>	<i>Unit</i>	<i>Agency Rate</i>
Adult Companion Services Group of 2		15 minutes	\$3.04
Adult Companion Services group of 3		15 minutes	\$2.02
After School Respite		half day	\$46.18
		full day	\$79.72
Autism Support Center	1.25	Month	\$7,110.40
Autism Support Center	3	Month	\$18,540.07
Autism Support Center	3.5	Month	\$20,771.42
Autism Support Center	4	Month	\$23,574.90
Autism Support Center	4.5	Month	\$25,806.24
Autism Support Center	5	Month	\$28,609.72
Autism Support Center with Satellite Resource Center	3	Month	\$19,485.43
Autism Support Center with Satellite Resource Center	3.5	Month	\$21,716.77
Autism Support Center with Satellite Resource Center	4	Month	\$24,520.26
Autism Support Center with Satellite Resource Center	4.5	Month	\$26,751.60
Autism Support Center w/ Satellite Resource Center	5	Month	\$29,555.08
Behavioral Support Services Master's		15 minutes	\$21.82
Behavioral Support Services PhD		15 minutes	\$30.57
Case Consultation Services		15 minutes	\$18.31

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<i>Service</i>	<i>Center Size</i>	<i>Unit</i>	<i>Agency Rate</i>
Community Based After School Social and Recreation Programs		Group Hour	\$30.84
Client Financial Assistance/Flex Funding		N/A	I.C.
Client Financial Assistance/Flex Funding Administration		Transaction	\$13.92
Combined Hourly Services:			
Non-clinical		Hour	\$49.02
Clinical		Hour	\$66.42
Comprehensive Services:			
Model A-1 Direct Care-Non Clinical Less Intensive		Enrolled day	\$33.22
Model A-2 Direct Care- Non Clinical More Intensive		Enrolled day	\$44.70
Model B Direct Care and Clinical Less Intensive		Enrolled day	\$57.63
Model C Direct Care and Clinical More Intensive		Enrolled day	\$59.30
Model D Clinical		Enrolled day	\$59.62
Model E Direct Care and Clinical High Intensive		Enrolled day	\$89.56
Model F Direct Care and Clinical Highest Intensive		Enrolled day	\$131.29
Model G Direct Care and Clinical Higher Intensive		Enrolled day	\$109.79
Educational Coordination		Enrolled day	\$16.60
Family Navigation		15 minutes	\$11.76
Family Support Center	.05	Month	\$3,726.21
Family Support Center	1	Month	\$7,452.43
Family Support Centers	1.25	Month	\$9,315.54
Family Support Centers	1.5	Month	\$11,178.64
Family Support Centers	1.65	Month	\$12,296.51
Family Support Centers	2	Month	\$14,904.86
Family Support Centers	2.5	Month	\$17,691.17
Family Support Centers	3	Month	\$20,503.50
Family Support Centers	3.5	Month	\$23,328.82
Family Support Centers	4	Month	\$26,206.16
Family Support Centers	4.5	Month	\$29,175
Family Support Centers	5	Month	\$32,117
Family Support Centers	5.5	Month	\$35,083
Family Support Centers	6	Month	\$38,017
Family Support Centers	6.5	Month	\$40,980
Family Support Centers	7	Month	\$43,907
Family Support Centers	7.5	Month	\$46,868
Family Support Centers	8	Month	\$50,210.74

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<i>Service</i>	<i>Center Size</i>	<i>Unit</i>	<i>Agency Rate</i>
Family Systems Intervention		Enrolled day	\$57.23
Family Training		Hour	\$24.92
Family Training Groups:		Session	
Specialty Family Skills Development		Session	\$2,153.87
Family Skills Development		Session	\$1,374.74
Fathers Program		Session	\$1,040.28
add-ons for Family Training Groups:		Session	
Facilitator/coordinators		Session	\$62.67
Meals		Session	\$153.70
Child Care		Session	\$44.32
Occupancy purchase of space		Session	\$125.00
Transportation		Session	\$150.00
Family Training Group of 2		Hour	\$12.46
Family Training Group of 5		Hour	\$4.98
Individual Support and Community Habilitation		15 minutes	\$7.51
Individual Youth Support		Hour	\$51.90
Intensive Flexible Family Support Services		Enrolled day	\$16.79
Medically Complex Programs		Month	\$246.61
Peer Support		Hour	\$24.92
Peer Support Group of 2		Hour	\$12.46
Peer Support Group of 5		Hour	\$4.98
Planned Facility Based Respite for Children		Day	\$326.70
Planned Facility Based Respite for Children with Nursing Staff		Day	\$362.31
Planned Facility Based Respite For Children High Intensity with Nursing Staff		Day	\$466.02
Respite in Caregiver's Home Level 1		Day	\$99.72
Respite in Caregiver's Home Level 2		Day	\$122.64
Respite in Caregiver's Home Level 3		Day	\$145.57
Respite in Recipient's Home. 1:1		Hour	\$24.92
Respite in Recipient's Home. 1:2		Hour	\$12.46
Respite in Recipient's Home. 1:3		Hour	\$8.31
Respite in Recipient's Home		Day	\$224.29
Site Based Respite		Day	\$243.82
Site Based Respite With Nursing		Day	\$303.51
Unbundled Intensive Foster Care Special Support		Child day	\$42.82

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<i>Service</i>	<i>Center Size</i>	<i>Unit</i>	<i>Agency Rate</i>
Youth Support Group		Group Session	\$253.25

14.04: Filing and Reporting Requirements

- (1) Required Reports. Each Provider must file:
 - (a) an annual Uniform Financial Statement and Independent Auditor's report completed in accordance with the filing requirements of Division of Purchased Services Regulation 808 CMR 1.00;
 - (b) any Cost Report supplemental schedule as issued by the Division; and
 - (c) any additional information requested by the Division within 21 days of a written request.

- (2) All reports, schedules, additional information, books, and records that are filed or made available to the Division shall be certified under pains and penalties of perjury as true, correct and accurate by the Executive Director or Chief Financial Officer of the Provider.

- (3) Each Provider shall make available to the Division or purchasing Governmental Unit upon request all records relating to its reported costs, including costs of any entity related by common ownership or control.

- (4) Penalties. The Division may reduce the payment rates by 15% for any Provider that fails to submit required information, subject to the approval of the purchasing governmental unit. The Division will notify the Provider in advance of its intention to impose a rate reduction. The rate reduction will remain in effect until the required information is submitted to the Division.

14.05: Severability of the Provisions of 114.4 CMR 14.00

The provisions of 114.4 CMR 14.00 are severable. If any provision of 114.4 CMR 14.00 or application of such provision to any eligible Provider or fiscal intermediary is held invalid or unconstitutional, such determination will not affect the validity or constitutionality of any remaining provisions of 114.4 CMR 14.00 or application of such provisions to eligible Providers or fiscal intermediaries in circumstances other than those held invalid.