

Summary of Revisions made to the Statewide HCBS Transition Plan

- **Overview:** added language about updating the HCBS Transition Plan once an assessment of non-residential service compliance is completed.
- **Public Input:** added language about draft transition plan sent by e-mail to several hundred people including advocacy groups and Native American Tribal contacts. Also, added language about public forum turnout and number of comments received through e-mail, written testimony and mail. Confirmed that the revised transition plan will be posted on website concurrent with submission to CMS.
- **Timeline for HCBS Transition Plan:** revised timeline for Review /Incorporate Comments/Finalize Plan from January to December 19
- **Summary:** add language that the transition plan may be amended to incorporate additional planning the state may undertake, as well as any new guidance from CMS
- **Attachments:** added an Attachment D – Public Input regarding the draft Transition Plan for Compliance with the HCBS Community Rule

Revisions to Department of Developmental Services (DDS) Transition Plan (Attachment A)

- **Overall DDS Assessment Process #10:** added the Disability Law Center to the group of stakeholders to meet with for periodic updates and input regarding implementation of the Plan
- **Finding and Remedial Actions (1) Regulations (b) Chapter 7.00 (ii):** added language to indicate that changes to the regulation regarding capacity will be the subject of public hearings in December
- **Finding and Remedial Actions (2) Policies and Procedures (a) and (b):** added language referencing the Legal Office's analysis of the requirements for safeguards against eviction
- **Provider Assessment:** Added language "may be presumed not to meet the community rule" in the sixth bullet.
- **Provider Assessment, Findings, Actions Related to Compliance #2:** Extended deadline for providers to develop strategic/transition plans for 3 months to December 31, 2105.
- **Provider Assessment, Findings, Actions Related to Compliance #4:** added language indicating the a potential outcome of the workgroup's review may be a "waiver compliance package" that includes a budget request to account for the incremental costs of compliance
- **Provider Assessment, Findings, Actions Related to Compliance #6 and #7:** added language to specify the process that DDS will use to conduct on-site verification of a provider's compliance with the requirements of the rule. Included language that indicates that the tool will be made available and used by ALL providers to enhance outcomes and that DDS will be sponsoring on-going workshops and conferences to educate and train staff to support the outcomes identified in the Rule
- **Ongoing Monitoring and Public Input Processes, Ongoing Monitoring:** added language in the ongoing monitoring section to indicate that DDS will be monitoring ALL providers to assure that they are working on the outcomes identified in the Rule
- **DDS Appendix A – Summary of Transition Plan Tasks and Timelines:** deleted references to the 14 providers identified as challenged to meet the rule

Revisions to Massachusetts Rehabilitation Commission (MRC) Transition Plan (Attachment B)

- **Process MRC Engaged In #2:** added language that on-site review by supervisory staff of the Brain Injury and Statewide Specialized Community Services
- **Findings and Areas for Improvement #2:** added language that MRC recognizes the importance of developing homes that are in settings that are integrated in and supports full access to the greater community; as a result MRC will no longer be developing new homes in excess of five people. Larger homes can feel and appear institutional and may not fully meet the intent of the CMS requirements.
- **Transition Plan:** added language in the first paragraph about restrictive policy or procedures and put in an example
- **Review of quality management and oversight systems (b):** added CMS requirements to assessment tool
- **Review of Specific Residential Settings:** added language in the second bullet about who reviewed each residential home

Revisions to Executive Office of Elder Affairs (EOEA) Transition Plan (Attachment C)

- **Timeline:** EOEA identifies any Congregate Housing setting in need of a plan to transition to full compliance was changed from November 1, 2014 to January 1, 2015
- **Timeline:** EOEA develops program-specific compliance plans, in collaboration with Congregate Housing settings, as identified was changed from January 1, 2015 to March 1, 2015

Added Attachment D

- This attachment includes a summary of the public input comments received regarding the draft Transition Plan for Compliance with the HCBS Community Rule and the state's response to these comments