

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

### **COVERED SERVICES**

The array of services described below is provided under Louisiana Children's Choice in accordance with the Plan of Care (POC), in addition to all regular Medicaid State plan services. This person-centered plan is designed cooperatively by the support coordinator, the recipient, and members of the recipient's support network, which may include family members, service providers, appropriate professionals, and other individuals who know the recipient best. The plan should contain all paid and unpaid services that are necessary to support the recipient in his/her home and promote greater independence.

Recipients must receive at least one Louisiana Children's Choice Waiver service every 30 days. The cost of waiver services including support coordination provided under Louisiana Children's Choice, and the administrative fees for the self-direction option, if selected, cannot exceed the annual service cap. (See Appendix E for service cap and rate information.) Within the annual service cap, the recipient and family, together with the support coordinator, will have the flexibility within the scope of the waiver to select the type and amount of services consistent with the recipient's health and welfare needs. This annual cap refers to the cost of approved services provided during the 12-month period addressed in the recipient's POC. This limit is not defined by waiver year, calendar year or state fiscal year, but rather by the specific 12-months during which the approved POC is in effect. Should the POC be amended during the 12-month period, the annual service cap continues to apply for the duration of the original 12-months.

Children's Choice services may be utilized to supplement Early and Periodic Diagnosis, Screening and Treatment (EPSDT) services that are prior approved as medically necessary.

Children's Choice services cannot be provided in a school setting. Services provided through a program funded under the Individuals with Disabilities Education Act (IDEA) must be utilized before accessing Children's Choice therapy services.

### **Support Coordination**

Support coordination consists of the coordination of supports and services that will assist recipients who receive Louisiana Children's Choice Waiver services in gaining access to needed waiver and other Medicaid services, as well as needed medical, social, educational and other services, regardless of the funding source. Recipients/families choose a support coordination agency through the Freedom of Choice listing provided by the Medicaid data contractor upon acceptance of a waiver opportunity. The support coordinator is responsible for convening the person-centered planning team comprised of the recipient, recipient's family, direct service providers, medical and social work professionals, as necessary, and advocates, who assist in determining the appropriate supports and strategies to meet the recipient's needs and preferences.

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

The support coordinator shall be responsible for the ongoing coordination and monitoring of supports and services included in the recipient's POC.

**Family Support Services**

Family support services are provided by a personal care attendant that enables a family to keep their child or family member with a developmental disability at home and also enhances family functioning. Services may be provided in the child's home or outside of the child's home in such settings as after school programs, summer camps, or other places as specified in the approved POC. Family support services may not be provided in the following locations:

- A direct service worker's residence, regardless of the relationship, unless the worker's residence is a certified foster care home,
- A hospital once the recipient has been admitted,
- A licensed congregate setting which includes licensed Intermediate Care Facilities for the Developmentally Disabled (ICFs/DD), community homes, center-based respite facilities and day habilitation programs,
- Outside the state of Louisiana, but within the United States or its territories, unless there is a documented emergency or a time-limited exception which has been prior approved by the LGE and included in the recipient's POC, or
- Outside the United States or territories of the United States.

Family support includes assistance and/or prompting with eating, bathing, dressing, personal hygiene, and essential housekeeping incidental to the care of the child. Housekeeping chores such as bed making, dusting and vacuuming, which are incidental to the care furnished, or which are essential to the health and welfare of the child rather than the recipient's family may be provided. Services may be provided without the parent or legal guardian present. This service may include assistance with preparation of the recipient's meals, but does not include the cost of the meals themselves. Medication may only be administered when the direct service worker has received the required training pursuant to R.S. 37:1031-1034.

Family support services also includes the assistance with participation in the community including activities to maintain and strengthen existing informal and natural support networks including transportation to those activities.

**NOTE:** The provider is not allowed to charge the recipient, his/her family member or others a separate fee for transportation as transportation is included in the rate paid to the direct service provider with no specified mileage limit.

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

Personal care attendant provider agencies must meet state licensure requirements.

**NOTE:** Louisiana Children's Choice family support services may be performed the same day as EPSDT Personal Care Services (PCS). When this occurs, recipient records must reflect the services performed in a detailed manner for monitoring purposes. Family support service requires prior authorization from the Office for Citizens with Developmental Disabilities (OCDD). PCS is prior authorized by the Medicaid fiscal intermediary. (See Appendix D for chart on information about differences between these programs)

Children's Choice family support services cannot be provided on the same day at the same time as any other Children's Choice Waiver service except for the following:

- Environmental accessibility adaptations,
- Family training,
- Specialized medical equipment and supplies, or
- Support coordination.

### **Center-Based Respite Care**

Center-based respite care is a service provided to recipients unable to care for themselves, and is furnished on a temporary/short-term basis due to the absence or need for relief of those persons normally providing the care (e.g., sudden emergencies, vacations, etc.). This service must be provided in a licensed Home and Community-Based Services (HCBS) center-based respite care facility according to the HCBS Provider's Minimum Licensing Standards. Services are provided according to a POC that takes into consideration the specific needs of the person.

Center-based respite care shall not exceed 30 consecutive days without approval by OCDD State Office.

### **Environmental Accessibility Adaptations**

Environmental accessibility adaptations are physical adaptations to the home or vehicle. They are provided when required by the recipient's POC, as necessary to assure the health, welfare and safety of the recipient or which enable the recipient to function with greater independence in the community, and without which the recipient would require additional supports or institutionalization.

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

Adaptations to the home may include:

- Installation of ramps (portable or fixed),
- Grab-bars,
- Handrails,
- Widening of doorways,
- Modification of bathroom facilities, which are necessary for the health and welfare of the recipient, or
- Installation of specialized electric and plumbing systems which are necessary to accommodate the medical equipment and supplies which are necessary for the welfare of the recipient.

Adaptations to the vehicle may include:

- A van lift or
- Other adaptations to make the vehicle accessible to the recipient.

All environmental accessibility adaptation providers must be registered through the Louisiana State Licensing Board for Contractors as a home improvement contractor, with the exception of providers of vehicle adaptations. When required by state law, the person performing the service, such as building contractors, plumbers, electricians, or engineers must meet applicable requirements for professional licensure and modifications to the home and all applicable building code standards.

Providers of environmental accessibility adaptations to vehicles must be licensed by the Louisiana Motor Vehicle Commission as a specialty vehicle dealer and accredited by the National Mobility Equipment Dealers Association under the Structural Vehicle Modifier category.

The following are excluded:

- Adaptations which add to the total square footage of the home,
- Purchase or lease of a vehicle,

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

- Regularly scheduled upkeep and maintenance of a vehicle (except upkeep and maintenance of the vehicle modification),
- Adaptations to a vehicle that belongs to someone other than the recipient or the recipient's family,
- Car seats,
- Adaptations or improvements to the home or vehicle that are of general utility, and are not of direct medical or remedial benefit to the recipient, such as
  - Flooring (carpeting, wood, vinyl, tile, stone, marble, etc.)
  - Roof repair,
  - Interior or exterior walls not directly affected by an adaptation,
  - Central air conditioning, or
  - Fences, etc.
- Fire alarms, smoke detectors, and fire extinguishers.

Home modification funds are not intended to cover basic construction costs. For example, in a new facility, a bathroom is already part of the building cost. Waiver funds can be used to cover the difference between constructing a bathroom and building an accessible or modified bathroom.

A written, itemized, detailed bid, including drawings with the dimensions of the existing and proposed floor plans relating to the modification, must be obtained and submitted for prior authorization.

It is the support coordinator's responsibility to include Environmental Accessibility Adaptations in the POC or a POC revision request if this service is needed and requested by the recipient/family.

The support coordinator must assist the recipient in completing the "Environmental Accessibility Adaptation Job Completion Form" and any other associated documentation to request prior authorization. (See Appendix D for information on obtaining a copy of this form) The local Human Services Authority or District, hereafter referred to as the local governing entity (LGE), must approve the request prior to any work being initiated.

The environmental accessibility adaptation(s), whether from an original claim, corrected claim, resubmit or revision to the POC, must be accepted by the recipient/family, fully delivered, installed, operational, and completed in the current POC year in which it was approved.

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

Payment will not be authorized until written documentation which demonstrates that the job is completed to the satisfaction of the recipient has been received by the support coordinator.

Upon completion of the work and prior to payment, the provider shall give the recipient a certificate of warranty for all labor and installation, and all warranty certificates from manufacturers. The warranty for labor and installation must cover a period of at least six months.

Excluded are those durable and non-durable items that are available under the Medicaid State Plan. Support coordinators shall pursue and document all alternate funding sources that are available to the recipient before submitting a request for approval to purchase an Environmental Accessible Adaptation. To avoid delays in service provisions/implementation, the support coordinator should be familiar with the process for obtaining DME through the Medicaid State Plan.

### **Specialized Medical Equipment and Supplies**

Specialized medical equipment and supplies are devices, controls, or appliances, as specified in the POC, that enable recipients to increase their abilities to perform activities of daily living, or to perceive, control, or communicate with the environment in which they live. This also includes items necessary for life support, ancillary supplies and equipment necessary to the proper functioning of such items and durable and non-durable medical equipment not available under the Medicaid State Plan.

Specialized medical equipment and supplies may be used for routine maintenance or repair of specialized equipment such as:

- Sip and puffer switches,
- Other specialized switches, and
- Voice-activated, light-activated, or motion-activated devices to access the recipient's environment.

Excluded are those specialized equipment and supplies that are not of direct medical or remedial benefit to the recipient such as, but not limited to the following:

- Appliances (washer, dryer, stove, dishwasher, vacuum cleaner, etc.),
- Swimming pools, hot tubs, etc.,
- Personal computers and software,

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

- Daily hygiene products,
- Rent subsidy,
- Food,
- Bed linens (pillows, sheets, etc.),
- Exercise equipment, athletic shoes,
- Adaptive toys, recreation equipment (swing set, etc.),
- Taxi fares, bus passes (intrastate or interstate), etc.,
- Pagers and telephones, including monthly service,
- Home security systems, including monthly service, and
- Durable and non-durable items available under the Medicaid State Plan.

All items must meet applicable requirements for manufacturing, design and installation of technological equipment and supplies.

The support coordinator must pursue and document all alternate funding sources that are available to the recipient before submitting a request for approval to purchase or lease specialized medical equipment and supplies.

### **Family Training**

Family training consists of formal instruction offered through training and education for the families of recipients served by the Children's Choice Waiver. This training and education must be conducted by professional organizations or practitioners who offer education or training appropriate to the needs of the child. For purposes of this service only, "family" is defined as unpaid persons who live with or provide care to a person served by the Children's Choice Waiver and may include a parent, step-parent, grandparent, sibling, legal guardian, spouse, child, in-law or foster family.

Family training must be prior approved and incorporated in the POC. Requests for this service must be made on the Family Training request form. (See Appendix D for information on obtaining a copy of this form)

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

Payment for family training services includes coverage of registration and training fees associated with formal instruction in areas relevant to the recipient's needs as identified in the POC. Payment is not available for the costs of travel, meals and overnight lodging to attend a training event or conference or for the recipient to attend the training.

All services provided through programs funded under the Individual with Disabilities Education Act (IDEA: 20 U.S.C. 1401 et seq.) must be utilized before accessing this service.

**Professional Services Providers**

Professional services are direct services to recipients based on need that may be utilized to increase the recipient's independence, participation and productivity in the home and community. Service intensity, frequency and duration will be determined by individual need. Professional services include the following:

- Applied behavior analysis (ABA)-based therapy,
- Aquatic therapy,
- Art therapy,
- Music therapy,
- Sensory integration, and
- Hippotherapy/therapeutic horseback riding.

Professional services must be delivered with the recipient present and in accordance with the POC.

**Applied Behavioral Analysis-Based Therapy**

Applied behavioral analysis (ABA)-based therapy is used to assess, teach and modify targeted behaviors in promoting social, emotional and language developmental by reducing behaviors that interfere with learning and cognitive functioning. ABA-based therapies are based on reliable evidence and are not experimental.

Services must be provided by a licensed psychologist or an unlicensed assistant with a master's degree working under the direction of a licensed psychologist. All work performed by the unlicensed assistant must be approved by the licensed psychologist.



---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

**Aquatic Therapy**

Aquatic therapy uses the resistance of water to rehabilitate a recipient with:

- A chronic illness,
- Poor/lack of muscle tone, or
- A physical injury/disability.

Aquatic therapy should not be used when a recipient is feverish, has an infection or is bowel/bladder incontinent.

**Art Therapy**

Art therapy is used to:

- Increase awareness of self and others,
- Cope with symptoms, stress and traumatic experiences,
- Enhance cognitive abilities, and
- As a mode of communication and enjoyment of the life-affirming pleasure of making art.

Art therapy may be provided individually or with others in groups of two to three or in groups of four or more individuals per session.

**Music Therapy**

Music therapy is used to help recipients improve their cognitive functioning, motor skills, emotional and affective development, behavior and social skills and their quality of life. Music therapy may be provided individually or with others in groups of two to three or in groups of four or more individuals per session.

**Sensory Integration**

Sensory integration is used to improve the way the brain processes and adapts to sensory information as opposed to teaching specific skills. Sensory integration involves activities that

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

provide vestibular (balance/motion), proprioceptive (visual/sight) and tactile (touch) stimuli which are selected to match specific sensory processing deficits of the recipient.

**Hippotherapy/Therapeutic Horseback Riding**

Hippotherapy/therapeutic horseback riding is used to promote the use of the movement of the horse as a treatment strategy in physical, occupational and speech-language therapy sessions for people living with disabilities. The movement of the horse provides physical and sensory input which is variable, rhythmic and repetitive. Equine movement coerces the recipient to use muscles and body systems in response to movement of the horse.

**Hippotherapy**

Hippotherapy improves muscle tone, balance, posture, coordination, motor development as well as motor planning that can be used to improve sensory integration and attention skills. Hippotherapy must be ordered by a physician with implementation of service, treatment strategies and goals developed by a licensed therapist. Services must be included in the recipient's POC.

Specially trained therapy professionals evaluate each potential recipient on an individual basis to determine the appropriateness of including hippotherapy as a treatment strategy. Hippotherapy sessions are one-on-one with a licensed physical therapist, speech therapist or occupational therapist who works closely with the horse professional in developing treatment strategies.

The licensed therapist must be present during the hippotherapy sessions.

**Therapeutic Horseback Riding**

Therapeutic horseback riding teaches riding skills and improves neurological function and sensory processing. Therapeutic horseback riding must be ordered by a physician with implementation of service, treatment strategies and goals developed by a licensed therapist. Services must be included in the recipient's POC.

Therapeutic horseback riding therapy sessions do not require the licensed therapist to be present during the session and may be provided one-on-one or in groups up to four individuals per session.

**Housing Stabilization Transition and Housing Stabilization Services**

Housing stabilization transition and housing stabilization services are provided by Permanent Supportive Housing agencies that are listed as a provider of choice on the FOC form. These services are only available upon referral from the support coordinator for recipients who are

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

residing in a state of Louisiana permanent supportive housing unit, or who are linked for the state of Louisiana permanent supportive housing selection process.

These services are not duplicative of other waiver services, including support coordination. Recipients may not exceed a combination of 165 units of housing stabilization transition and housing stabilization services per POC year without written approval from OCDD State office.

**NOTE:** Payment will not be authorized for these services until the LGE gives final POC approval.

**Housing Stabilization Transition Services**

Housing stabilization transition services enable recipients who are transitioning into a permanent supportive housing unit, including those transitioning from institutions, to secure their own housing. This service is provided while the recipient is in an institution and preparing to exit the institution using the waiver. This service includes the following components:

- Conducting a housing assessment to identify the recipient's preferences related to housing (e.g., type, location, living alone or with someone else, accommodations needed, and other important preferences), and his/her needs for support to maintain housing including:
  - Access to housing,
  - Meeting the terms of a lease,
  - Eviction prevention,
  - Budgeting for housing/living expenses,
  - Obtaining/accessing sources of income necessary for rent,
  - Home management,
  - Establishing credit, and
  - Understanding and meeting the obligations of tenancy as defined in the lease terms.
- Assisting the recipient to view and secure housing as needed, which may include arranging for and providing transportation,
- Assisting the recipient to secure supporting documents/records, completing/submitting applications, securing deposits, and locating furnishings,
- Developing an individualized housing support plan based upon the housing assessment that:

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

- Includes short and long term measurable goals for each issue,
  - Establishes the recipient's approach to meeting the goal, and
  - Identifies where other provider(s) or services may be required to meet the goal.
- 
- Participating in the development of the POC and incorporating elements of the housing support plan, and
  - Exploring alternatives to housing if permanent supportive housing is unavailable to support completion of the transition.

**Housing Stabilization Services**

Housing stabilization services enable waiver recipients to maintain their own housing as set forth in the recipient's approved POC. Services must be provided in the home or a community setting. This service includes the following components:

- Conducting a housing assessment to identify the recipient's preferences related to housing (e.g., type, location, living alone or with someone else, accommodations needed, and other important preferences), and his/her needs for support to maintain housing, including:
  - Access to housing,
  - Meeting the terms of a lease,
  - Eviction prevention,
  - Budgeting for housing/living expenses,
  - Obtaining/accessing sources of income necessary for rent,
  - Home management,
  - Establishing credit, and
  - Understanding and meeting the obligations of tenancy as defined in the lease terms.
- Participating in the development of the POC and incorporating elements of the housing support plan,
- Developing an individualized housing stabilization service provider plan based upon the housing assessment that:
  - Includes short and long term measurable goals for each issue,
  - Establishes the recipient's approach to meeting the goal, and

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

- Identifies where other provider(s) or services may be required to meet the goal.
- Providing supports and interventions according to the individualized housing support plan,
- Providing ongoing communication with the landlord or property manager regarding the recipient's disability, accommodations needed, and components of emergency procedures involving the landlord or property manager,
- Updating the housing support plan annually or as needed due to changes in the recipient's situation or status, and
- Providing supports to retain housing or locate and secure housing to continue community-based supports if the recipient's housing is placed at risk (e.g., eviction, loss of roommate or income). This includes locating new housing, sources of income, etc.

**Crisis and Non-Crisis Provisions**

Families must choose either to accept a slot in Louisiana's Children's Choice Waiver or to remain on the DDRFSR. This is an individual decision based on a family's current circumstances. A family who chooses Children's Choice may later experience a crisis in circumstances that increases the need for paid supports to a level that cannot be accommodated within the cap on waiver expenditures.

**Crisis Provision**

A crisis is defined as a catastrophic change in circumstances rendering the natural and community support system unable to provide for the health and welfare of the child at the level of benefits offered under the Children's Choice program. Crisis designation is time limited, depending on the anticipated duration of the causative event. Each request for crisis designation may be approved for a maximum of three months or the annual POC date, not to exceed 12 months. To be considered a crisis, one of the following must apply:

- Caregiver dies and there are no other supports (i.e., other family) available,
- Caregiver becomes incapacitated and there are no other supports (i.e., other family) available,

---

CHAPTER 14: CHILDREN'S CHOICE

---

SECTION 14.1: COVERED SERVICES

---

PAGE(S) 17

---

- Child is committed by court to the custody of the Department of Health and Hospitals (DHH),
- Other family crisis with no care giver support available, such as abuse/neglect, or a second person in the household becomes disabled and must be cared for by same care giver, causing inability of the natural care giver to continue necessary supports to assure health and welfare, or
- Physician's documentation of deterioration of the child's condition to the point the POC is inadequate.

**NOTE:** The waiver has an annual capped amount. Therefore, planning is crucial in determining the services the family chooses to access during the POC year. **Use of all the funds for a planned service (e.g. Environmental Accessibility Adaptation, etc.) does not constitute a crisis designation request to exceed the annual service cap for other services the family needs for the remaining POC year.**

**Process for Determining Qualification for Crisis Designation**

The family contacts the support coordinator who convenes the person-centered planning team to develop a plan for addressing the change in needs.

The support coordinator is required to exhaust all possible natural and community supports and resources available to the child and family prior to submitting a "Request for Crisis Designation" form to the LGE and submit supporting documentation that resources were researched and unable to be utilized. (See Appendix D for information on obtaining a copy of this form) The support coordinator will contact the LGE for intervention.

If it is determined that there are insufficient natural or community supports available, the support coordinator will complete the "Request for Crisis Designation" form and supporting documentation and submit to the LGE for priority consideration and recommendation. A POC revision must accompany the request for crisis supports, with resource exploration and availability as well as a financial assistance summary attached.

The LGE will:

- Review the request immediately upon receipt to determine if all possible natural and community resources have been explored,
- Determine if a new North Carolina – Support Needs Assessment (NC-SNAP) or Health Risk Assessment Tool (HRST) is needed,

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

- Make a recommendation regarding support(s) needed and the expected duration of the crisis, and
- Forward the "Request for Crisis Designation" form and supporting documentation to the OCDD State office for final determination.

The OCDD State office will:

- Review the request and the LGE's recommendations,
- Make a final determination within 48 hours (two business days) of receipt, and
- Notify the LGE of the determination.

**Provisions of a Crisis Designation**

Additional services (crisis support) outside the waiver cap amount may be approved by the OCDD State office.

Crisis designation is time limited, depending on the anticipated duration of the causative event. Each "Request for Crisis Designation" may be approved for a maximum of three months initially, and for subsequent periods of up to three months, not to exceed twelve months total or up to the annual POC date.

When the crisis designation (i.e. situation meets crisis designation requirements) is extended at the end of the initial duration (or at any time thereafter), the family may request the option of returning the child's name to the original request date on the DDRFSR when it is determined that the loss of care giver and lack of natural or community supports will be long-term or permanent. OCDD State office will make this final determination.

Eligibility and services through Children's Choice shall continue as long as the child meets eligibility criteria.

**Non-Crisis Provision****Determining Non-Crisis Designation**

In addition to satisfying crisis provisions, a recipient may also be allowed to restore his or her name to the DDRFSR in original date order in a "non-crisis provision - other good cause criteria" when all of the following four criteria are met:

- The recipient would benefit from services, that are available through another

---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

developmental disabilities waiver, which are not available through his/her current waiver or through Medicaid State Plan Services, **AND**

- The recipient would qualify for those services, under the standards utilized for approving and denying services to the developmental disabilities waiver recipients, **AND**
- There has been a change in circumstances, since his or her enrollment in the Children's Choice waiver causing these other services to be more appropriate. A change in the recipient's medical condition is not required. A change in circumstance can include the loss of in-home assistance through a caretaker's decision to take on or increase employment, or to obtain education or training for employment. The temporary absence of a caretaker due to a vacation is not considered "good cause", **AND**
- The person's request date for the developmental disabilities waiver has been passed on the DDRFSR.

Adding the recipient back to the DDRFSR will allow him/her to be placed in the next available waiver slot that will provide the appropriate services provided the recipient is still eligible when the slot is available.

A recipient's being added back to the DDRFSR does not require that the DHH immediately offer him/her a waiver slot if all slots are filled. It does not require that DHH make available to this recipient a slot for which another recipient is being evaluated even if the other recipient was originally placed on the DDRFSR on a later date.

Waiver services will not be terminated due to the fact that a recipient's name is re-added to the registry for "good cause." The burden of proof for "good cause" (non-crisis provision) is the responsibility of the recipient.

If another developmental disability waiver would provide the recipient with the services at issue, DHH may enroll the recipient in any waiver that would provide the appropriate services as referenced in criteria for non-crisis provision/other good cause.

If a Children's Choice recipient's eligibility is terminated based on inability to assure health and welfare of the waiver recipient, DHH will restore the person to the DDRFSR for the developmental disabilities waiver in his/her original date order.

Under regulations and procedures applicable to Medicaid fair hearings, Children's Choice recipients have the right to appeal any determination of DHH as set forth in the non-crisis provisions.



---

**CHAPTER 14: CHILDREN'S CHOICE**

---

**SECTION 14.1: COVERED SERVICES****PAGE(S) 17**

---

**Process for Non-Crisis/Other Good Cause Designation**

The family contacts the support coordinator who convenes the person-centered planning team to establish non-crisis designation and address the change in needs. The support coordinator will contact the LGE for intervention. If it is determined that a non-crisis/other good cause has been fulfilled, the support coordinator will complete the "Request for Non-Crisis/Other Good Cause" form and submit it with supporting documentation to the LGE for consideration and recommendation. (See Appendix D for information on obtaining a copy of this form) A POC revision must accompany the request for non-crisis/other good cause provision.

The LGE will:

- Review the request to determine that all four of the criteria have been met,
- Make a recommendation, and
- Forward the request form, with any supporting documentation to OCDD State office for final determination.

The OCDD State office will:

- Review the request, the LGE's recommendations and any supporting documentation,
- Make a final determination as to whether the individual's name will be returned to DDRFSR, and
- Notify the LGE of the recommendations.