Rate Enhancement Programs – Open Enrollment

Provider Finance Department
Welcome
What's in it for you?

- You will understand the benefits of the Rate Enhancement Program.
- You will be able to enroll in the Rate Enhancement Program.
- You will have access to this information whenever needed.
Learning Objectives

01 Understand what the Attendant Compensation Rate Enhancement and the Nursing Facility Direct Care Staff Rate Enhancement Program is all about.

02 Complete an enrollment in the Rate Enhancement Program

03 Understand Rate Enhancement Program responsibilities for providers and preparers.
Rate Enhancement Programs were implemented on May 1, 2000.


Title 1, Texas Administrative Code (TAC) §355.308
Community Care (CC) History

Rate Enhancement Programs were implemented on September 1, 2000

2010-11 General Appropriations Act, H.B. 1, 81st Legislature, Regular Session, 2009 (Article II, HHSC, Rider 37,). For CLASS, DBMD, DAHS, PHC and RC

Title 1, Texas Administrative Code (TAC) §355.112
Rate Enhancement Programs were implemented on September 1, 2010

2010-11 General Appropriations Act, H.B. 1, 81st Legislature, Regular Session, 2009 (Article II, HHSC, Rider 37,). For HCS and TxHmL and ICF/IID

Title 1, Texas Administrative Code (TAC) §355.112
Rate Enhancement programs are voluntary
Why Rate Enhancement?

To incentivize providers to increase attendant compensation or direct care compensation to improve quality of care.
Why Rate Enhancement?

Providers are held accountable for the expenditures of any enhancement funds.

HHSC uses Cost and Accountability reports to verify Staffing and Spending requirements.
Why Rate Enhancement?

Providers benefit from an increase in revenue used to pay for direct or attendant care staff compensation.
NF Requirements

Facilities who participate in the direct care staff enhancement agree to maintain a certain level of staffing.

Agree to spend 85% of their direct care staff compensation revenues on direct care staff compensation.
CC Requirements

Agree to spend 90% of their attendant revenues on attendant compensation.
Levels and Add-on Rates
Levels are monetary increments above the base rate that can go as high as 27 for NF, 35 for CC and 25 for IDD.
## HCS Add-Ons

### Home and Community-Based Services

<table>
<thead>
<tr>
<th>Category</th>
<th>Services</th>
<th>Unit Type</th>
<th>Add-on per Unit</th>
<th>Number of Levels</th>
</tr>
</thead>
<tbody>
<tr>
<td>Day Habilitation Services</td>
<td>Day Habilitation Services</td>
<td>Daily</td>
<td>$0.10</td>
<td>25</td>
</tr>
<tr>
<td>Non-Day Habilitation Services</td>
<td>Supported Home Living, CFC PAS/HAB, Respite, Employment Assistance, Supported Employment</td>
<td>Hourly</td>
<td>$0.05</td>
<td>25</td>
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<tr>
<td>Residential Services</td>
<td>Residential Support Services, Supervised Living</td>
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<td>$0.40</td>
<td>25</td>
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</table>
## ICF/IID Add-Ons

<table>
<thead>
<tr>
<th>Category</th>
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<td><strong>Residential Services</strong></td>
<td>Residential Services</td>
<td>Daily</td>
<td>$0.40</td>
<td>25</td>
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</tbody>
</table>
## NF Add-Ons

### Nursing Facilities

<table>
<thead>
<tr>
<th>Unit Type</th>
<th>Add-on per Unit of service</th>
<th># of Levels</th>
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</thead>
<tbody>
<tr>
<td>Daily Care Services</td>
<td>$0.40</td>
<td>27</td>
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</table>
# Community Care Add-Ons

<table>
<thead>
<tr>
<th>Community Care</th>
<th>Programs</th>
<th>Services</th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Unit Type</td>
</tr>
<tr>
<td>CLASS Waiver</td>
<td>CFC PAS/HAB And HAB Transportation; SE and EA</td>
<td>Hourly</td>
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<tr>
<td>DBMD Waiver</td>
<td>CFC PAS/HAB And Res. HAB Transportation; Day Hab SE and EA; Intervener</td>
<td>Hourly</td>
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</tbody>
</table>
## Community Care Add-Ons

<table>
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<tr>
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<th># of Levels</th>
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<tbody>
<tr>
<td>DAHS</td>
<td>DAHS</td>
<td>Half-day</td>
<td>$0.05</td>
<td>35</td>
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<tr>
<td>PHC</td>
<td>Priority/Non-Priority</td>
<td>Hourly</td>
<td>$0.05</td>
<td>35</td>
</tr>
<tr>
<td>RC</td>
<td>Apartment/Non-Apartment</td>
<td>Daily</td>
<td>$0.05</td>
<td>35</td>
</tr>
</tbody>
</table>
Enrollment Limitations

• Contracts will not be enrolled at a level higher than the level achieved on the most recently reviewed report.

• HHSC PFD will post the facilities receiving enrollment limitations on the PFD website.

• A facility may request a revision of their enrollment limitations if the current limitations do not represent the facility’s current staffing level. This is called Request for Revision Report (RFR).
Things to consider when making your participation decision

The following list is not all-inclusive and there may be other facts to consider in deciding whether to participate.

• Consider the impact of reduced turnover (due to paying higher wages) on your recruiting and training expenses.

• Consider the impact of paying higher wages on the quality of care you deliver to your clients.

• Consider if you are willing to meet spending and other program requirements to avoid recoupment.
Enrollment Process

Steps to successfully enroll in rate enhancement
Participation Agreement

Enrollment Contract Amendment (ECA)

The ECA must be signed by an authorized signatory as identified by form 2031

Enrollment in the Rate Enhancement is held from July 1-31
Website

https://pfd.hhs.texas.gov/long-term-services-supports/enrollment-information
Open Enrollment process

https://pfd.hhs.texas.gov/long-term-services-supports/enrollment-information
Open Enrollment process

- Residential Care
  - Texas Home Living
  - Youth Empowerment Services
    Waiver Program

<table>
<thead>
<tr>
<th>Service</th>
<th>Effective Date</th>
<th>Link</th>
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<tr>
<td>Residential Care</td>
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<td>Texas Home Living</td>
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<td>Youth Empowerment</td>
<td>Effective August 1, 2009 (.pdf)</td>
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<td>Services Waiver</td>
<td>Effective August 1, 2008 (.pdf)</td>
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<tr>
<td>Program</td>
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<td></td>
<td>Effective August 1, 2007 (.pdf)</td>
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<td></td>
<td>Effective September 1, 2006 (.pdf)</td>
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<td>Effective September 1, 2001 (.pdf)</td>
<td></td>
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<tr>
<td></td>
<td>Effective September 1, 2000 (.pdf)</td>
<td></td>
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</tbody>
</table>

Rate Enhancement - Attendant Compensation
View 2023 Rate Enhancement - Attendant Compensation Information
View 2022 Rate Enhancement - Attendant Compensation Information
View 2021 Rate Enhancement - Attendant Compensation Information
View 2020 Rate Enhancement - Attendant Compensation Information
View 2019 Rate Enhancement - Attendant Compensation Information

Training Information

View Cost Report Training Information
View Rate Enhancement Report Training Information
View Rate Enhancement Enrollment Training Information
Open Enrollment process

Other Documents Important To The Enrollment Information:

View the Participation.Status..Levels.Awarded

View the Enrollment.Contract.Amendment.Instructions

Complete the Enrollment.Contract.Amendment.form (Recommended browser Google Chrome)

View the Enrollment.Worksheets.and.Instructions
Open Enrollment process

HHSC Provider Finance Department (PFD) Open Enrollment

The HHSC Provider Finance Department Open Enrollment Portal is used for annual open enrollment for Community Care providers, providers serving Individuals with Intellectual Disabilities who wish to participate in the Attendant Compensation Rate Enhancement Program, and Nursing Facility (NF) providers who wish to participate in Direct Care Staff Enhancement Program.

NF providers must also submit their NF Liability Insurance Coverage Certification to receive additional funds through Nursing Facility (NF) Liability Insurance Coverage Add-on Rates.

If the Primary Contact or Authorized Signatory did not receive their login information, please send an email to costinformationPFD@hhstexas.gov with the following information: Name, email, contract number/component code, and reason for request.

Sign in

Click on the New User Account link if the user does not have a login/password. Upon completion, the user will be able to log in but will not have permissions until assigned a role by the Primary Contact or the Authorized Signatory for the provider.
Open Enrollment process

2021 HHSC Rate Analysis
Open Enrollment Dashboard
HHSC Provider Finance

The system will time out in 30 minutes. Please save work often to reset the timer.

Open enrollment begins on the first day of July and ends on the last day of that same July preceding the rate year for which payments are being determined. Unless the Texas Health and Human Services Commission (HHSC) notifies providers before the first day of July that open enrollment has been postponed or canceled.

The highest enhancement level that any provider may request is listed below for each program type:

1. Community Care - Level 25
2. HP - Level 27
3. I/DD - Level 25

Note: HIP providers may request a level higher than its current level plus three additional levels.

Levels are awarded within available funds, and it is possible that a facility will not be awarded the level it requests due to limited funding for the enhancement program. No new funds have been appropriated for this program. As a result, increases in enhancement levels will only be possible if other facilities choose to reduce their levels or are subject to enrollment limitations as described below.

It has been determined that your rate enhancement level is not currently limited.

Would you like to modify or reevaluate your rate enhancement level?

[ ] Yes
[ ] No

3187 days 3 hours 55 minutes 16 seconds remaining

Log Off
Open Enrollment process
Open Enrollment process

TENASX HEALTH AND HUMAN SERVICES COMMISSION (HHSC)
PRIMARY HOME CARE (PHC)
Attendant Compensation Rate Enhancement Enrollment Contract Amendment

IMPORTANT: The completed Enrollment Contract Amendment must be received by 5:00 p.m., Jul 31.

By execution of this Enrollment Contract Amendment, I acknowledge receipt of the Enrollment Contract Amendment to the Primary Home Care (PHC) contract. I agree to accept and be bound by the aforementioned Enrollment Contract Amendment and the rules in Title 1 of the Texas Administrative Code (TAC) §355.112 for Medicaid programs as a revision to my contract.

The purpose of the Enrollment Contract Amendment is to implement the legacy Texas Department of Aging and Disability Services (TADDS) appropriations rider 37 passed by the 76th Legislature [General Appropriations Act, 76th Leg., R.S., Art. II, “Department of Aging and Disability Services,” rider no. 37] through the establishment of procedures for increased wages and benefits for community care attendants. Providers agreeing to participate and receiving the additional funds must demonstrate compliance with additional requirements and must spend the additional funds intended for attendant wages and benefits as specified, or the funds intended for those purposes will be reallocated by HHSC. For providers who choose not to participate in the enhancement program and not receive additional funds, the attendant compensation rate component will remain constant over time, except for adjustment necessitated by increases in the federal minimum wage.

Contracts from which HHSC Rate Analysis has not received an acceptable request to modify their enrollment by 5:00 p.m. on Jul 31 will continue with the service category(ies) and levels of participation in effect during the open enrollment period within available funds.

An initial enrollment contract amendment is required from each provider choosing to participate in the attendant compensation rate enhancement. On the enrollment contract amendment, the provider must specify for each contract a desire to participate or not and a preferred participation level.

For PHC contracts, providers must specify to have priority, nonpriority or both priority and nonpriority services participate in the attendant compensation rate enhancement.
Open Enrollment process
NF Liability Insurance

Steps to successfully enroll in NF Liability Insurance Add-on
NF Liability Insurance Certification

- ✔️ RFR
- ✔️ Methodology Certification
- ✔️ Report Certification
- ✗ ECA
- ✗ NF Liability Insurance Certification
NF Liability Insurance Certification

Nursing Facility Liability Insurance Coverage Certification

Overview
In accordance with Title 1 of the TAC §355.310, Reimbursement Setting Methodology-Liability Insurance Costs, the Health and Human Services Commission (HHSC) is required to assess an additional fee from all Nursing Facility (NF) providers to receive additional funds through Nursing Facility (NF) Liability Insurance Coverage Add-on Rates.

NF providers serving Medical residents can only receive this add-on rate by maintaining acceptable liability insurance coverage. In accordance with Section 32.003(h) of the Texas Human Resources Code, providers shall attest, during the open enrollment period, to maintain acceptable liability insurance coverage prior to the rate year the liability insurance add-on rates will be paid. This attestation will be for the rate year 06/01/2022-05/31/2023.

For additional information, please see the Information Letter sent by HHSC and posted on the HHSC Website.

Contact:
- For questions regarding the completion of this attestation, please email Long Term Support and Services at PFO-LTSS@hhhs.texas.gov
- For technical questions or issues, please email Provider Finance Cost Information at CostInformationPFO@hhhs.texas.gov

IMPORTANT: A properly completed LIABILITY INSURANCE COVERAGE CERTIFICATION packet must be submitted yearly during the month of open enrollment occurring in July.

Definitions
1. Provider - A person who has a written agreement with HHSC to provide Medicaid NF services to an individual or a person who is contracted with a managed care organization as defined in §153.2 of this title (relating to Definitions) to provide Medicaid NF services.

2. Indemnified Insureds - An insurance contract issued by an insurance company licensed in Texas through registrations occurring entirely outside the state of Texas that is not reported and on which premiums are paid.

3. Open Enrollment Period - Open enrollment period begins on the first day of July and ends on the last day of that same month preceding the rate year for which payments are being determined. A provider who fails to submit an acceptable attestation of agreement with the open enrollment period will not receive the Nursing Facility (NF) Liability Insurance Coverage Add-on Rates.

4. Purchased Indemnity Insurance - An insurance contract entered into with an insurance company licensed in Texas through registrations occurring entirely outside the state of Texas that is not reported and on which premiums are paid.

5. Commercial Liability Insurance - Either an indemnity or a non-indemnity insurance issued by a commercial carrier or a non-profit service corporation in an arm’s-length transaction that provides for the shifting of risk to the uninsured party. The Commercial Liability carrier or non-profit service corporation in an arm’s-length transaction must meet the requirements as set by the Texas Department of Insurance (TDI) for authorized insurance.

6. Rate Year - The rate year begins on the first day of September and ends on the last day of August of the following year.

7. Self-Insurance - Self-insurance is a system whereby a provider undertakes the risk to protect itself against anticipated liabilities by providing funds equivalent to liquidate those liabilities. If a provider enters into an arrangement with an unrelated party that does not provide for the shifting of risk to the unrelated party, such an agreement shall be considered self-insurance. Self-insurance is not purchased liability insurance.
## NF Liability Insurance Certification

### Legal Entity/Facility Information

**Legal Entity Name as it appears on the contract with HHC**

- [ ]

**Authorized Signatory Name**

- [ ]

**Nursing Facility Name**

- [ ]

**Facility Street Address**

- [ ]

**City**

- [ ]

**State**

- [ ]

**Zip Code**

- [ ]

**Phone Number**

- [ ]

**Fax**

- [ ]

**Facility Email**

- [ ]

### Nursing Facility Contract Information

**Facility Name or ID**

- [ ]

**6-Digit Contract Number**

- [ ]

**4-Digit Facility Number**

- [ ]

**National Provider Identifier (NPI)**

- [ ]

**Enrolled/Authorized Provider**

- [ ]
### Contact us

<table>
<thead>
<tr>
<th>For Assistance with:</th>
<th>Telephone</th>
<th>E-mail</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cost or Accountability Report completion, instructions, informal reviews and/or general guidance</td>
<td>(737) 867-7817</td>
<td><a href="mailto:pfd-ltss@hhs.texas.gov">pfd-ltss@hhs.texas.gov</a></td>
</tr>
</tbody>
</table>
Thank you

HHSC LTSS Center for Information and Training
Please enroll before July 31.