Electronic Visit Verification (EVV)

Federal Statute, Penalty Estimate and Program Background

California Department of Social Services
Adult Programs Division

April 19, 2018
3rd EVV Stakeholder Meeting
Overview

1. Federal EVV Requirements and Penalty Estimate
2. Snapshot of IHSS & WPCS
Federal EVV Requirements and Penalty Estimate
Federal Statute and Guidance

» Flexibility for States
• States may select their EVV design and implement quality control measures of their choosing.

» Stakeholder Input Required
• States are required to seek input from other state agencies that provide personal care services.
• States are required to seek stakeholder input from:
  – Family caregivers
  – Individuals receiving and furnishing personal care services
  – Other stakeholders.
Federal Statute and Guidance

» Minimally Burdensome

» Training

• States must ensure individuals who provide personal care services are provided the opportunity for training on the use of the EVV system.

» HIPAA-Compliant

» Must Consider Best Practices
Federal Statute and Guidance

» **Implementing an EVV system does not:**
  – Limit “the services provided or provider selection” or “constrain individuals’ choice of caregiver, or impede the way care is delivered.”
  – Establish employer-employee contracts with the entity that provides personal care services.

» **The EVV system should:**
  – Accommodate personal care service delivery locations with limited or no internet access.
  – Avoid rigid scheduling rules as self-directed services are known for accommodating last-minute changes based on individuals’ needs.
  – Allow individuals to schedule their services between the individual and the provider.
  – Accommodate services at multiple approved locations for each individual (e.g., not only at home but near home or other community locations).
  – Allow for multiple service delivery locations in a single visit.
Electronic Visit Verification (EVV) – Federal Penalty Estimate for IHSS

» Failure to comply with the EVV requirement for personal care services will result in the escalating Federal Medical Assistance Percentages (FMAP) penalty below for only those services:

> For calendar quarters in 2019 and 2020, by 0.25 percentage points;
> For calendar quarters in 2021, by 0.5 percentage points;
> For calendar quarters in 2022, by 0.75 percentage points; and
> For calendar quarters in 2023 and each year thereafter, by 1.0 percentage point.

» Cumulative and Ongoing IHSS Program Penalty Estimate:

> FY 2018-2019 = $13,175,000
> FY 2019-2020 = $29,480,000
> FY 2020-2021 = $50,087,000
> FY 2021-2022 = $93,898,000
> FY 2022-2023 = $144,181,000
> FY 2023-2024 = $179,718,000
Snapshot of the IHSS and WPCS Programs
In-Home Supportive Services (IHSS) – At a Glance

The IHSS Program has a long, rich history of service and has been in operation for over 40 years. It is the largest program of its kind in the United States and is supported by a massive IT system, the Case Management, Information and Payrolling System (CMIPS).

» Serves over 500K recipients and over 480K providers
» Processes over 1 million timesheets each month
» Processes over 1 million paychecks per month
» Estimated IHSS budget for FY 18-19 is $11.2 billion:
  • $7.6 billion federal/county reimbursement
  • $3.6 billion state general funds
» 98% of the IHSS program receives federal funding
IHSS Recipients

» Approx. **518,511** IHSS recipients in FY 17/18

- 85 years of age or older 15%
- Age 65-84 40%
- Age 18-64 38%
- Age 0-17 7%
IHSS Providers

December 2017 Provider Snapshot

- Providers (Active or Leave Status) 484,269
- Lives with recipients (same address) 254,609 53%
- Works for one recipient 391,996 81%
- Works for more than one recipient 109,574 19%
- Is a relative of the recipient 343,855 71%
  - Parent Provider 79,096 16%
Waiver Personal Care Services (WPCS) – At a Glance

The Home and Community-Based Alternatives (HCBA) Waiver and In-Home Operations (IHO) Waiver have been in operation for over 20 years.

- Serves about 1,700 recipients through 3,500 providers
- Processes over 6,000 timesheets and paychecks each month
- 50% of the WPCS program receives federal funding
WPCS Recipients

Approx. 1700 WPCS recipients in FY 17/18

• 85 years of age or older 3%
• Age 65-84 12%
• Age 18-64 81%
• Age 0-17 4%
Personal Care Services in other DHCS Programs

The following programs will utilize an Agency Provider Model EVV solution versus an Individual Provider EVV solution.

DHCS oversight:

- Assisted Living Waiver (ALW)
- Managed Care, where applicable
- HIV/AIDS Waiver operated by California Department of Public Health
- Multi-Purpose Senior Services Program (MSSP) Waiver operated by The Department of Aging
Additional Information & Questions

» For additional Information and future updates, please visit the CDSS EVV Webpage: http://www.cdss.ca.gov/inforesources/IHSS/EVV

» If you would like to be added to the State’s EVV Stakeholder Distribution List or submit EVV-related questions, please send an email to EVV@dss.ca.gov.