



Interim Education Funding Committee Senator Donald Schaible, Chairman

Tina Bay, Director, ND DHS Developmental Disabilities Division
June 16, 2022

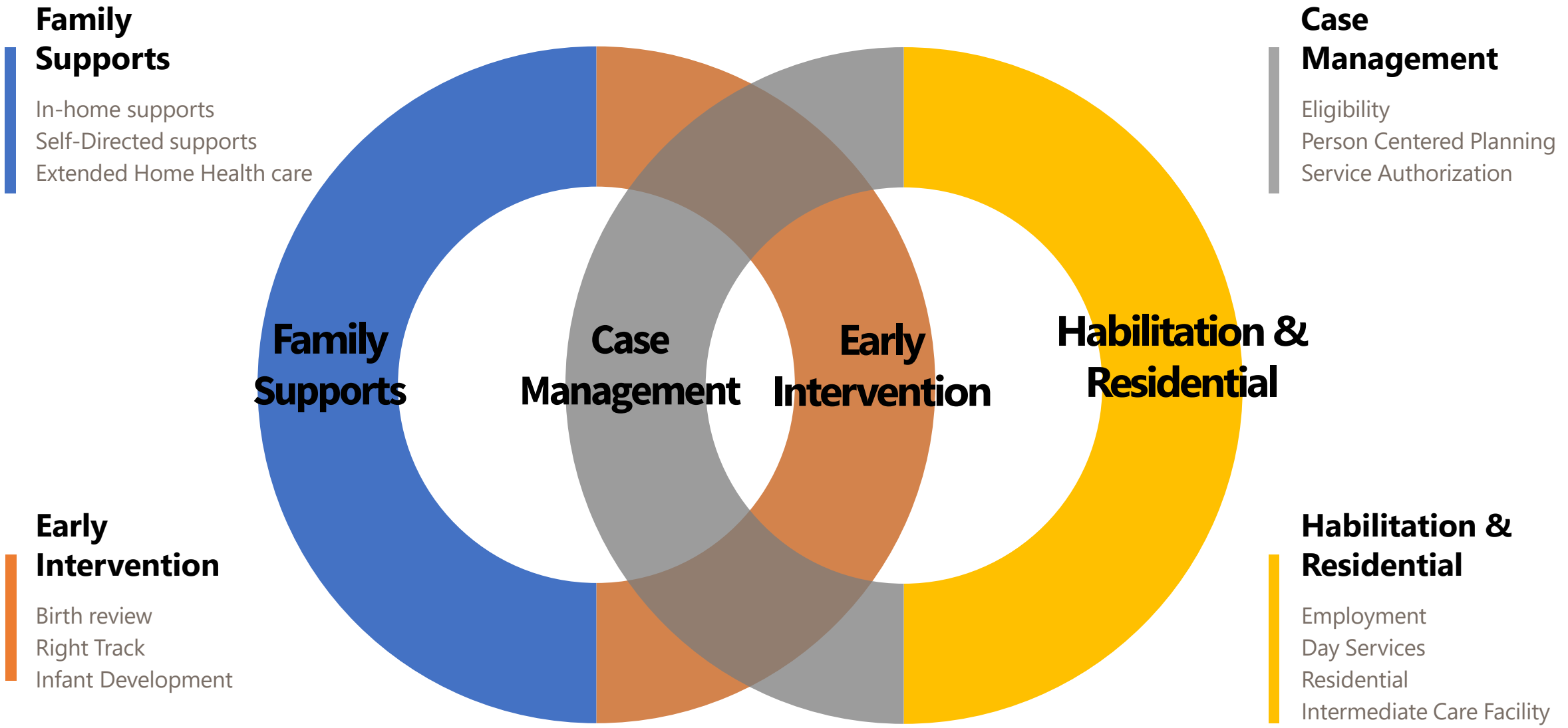
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Developmental Disabilities Program Purpose

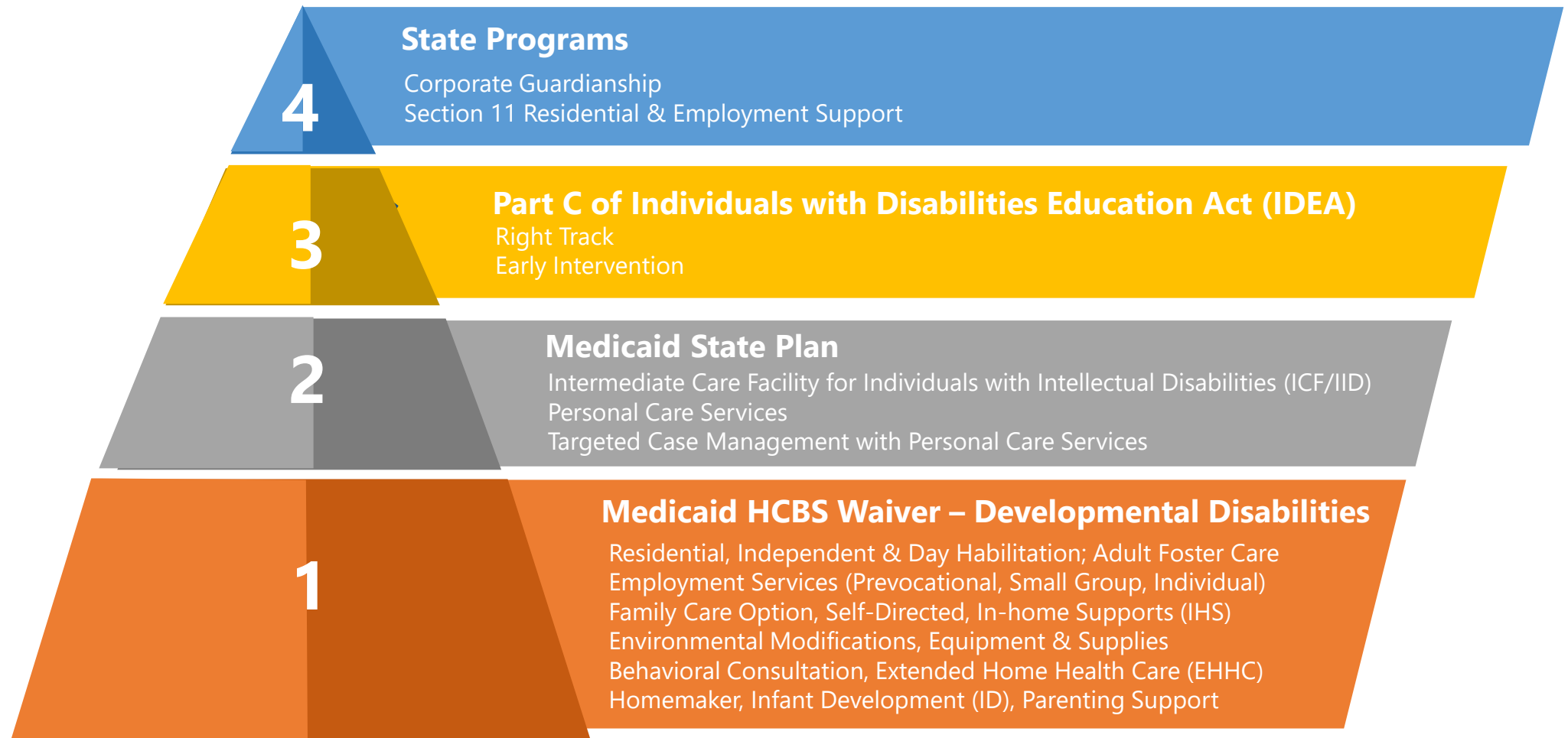
Maximize community inclusion, independence and self-sufficiency to prevent institutionalization, and to enable individuals to transition from institutions to community living.



Case management and early intervention are a key intersection within the continuum of services available to people with Developmental Disabilities



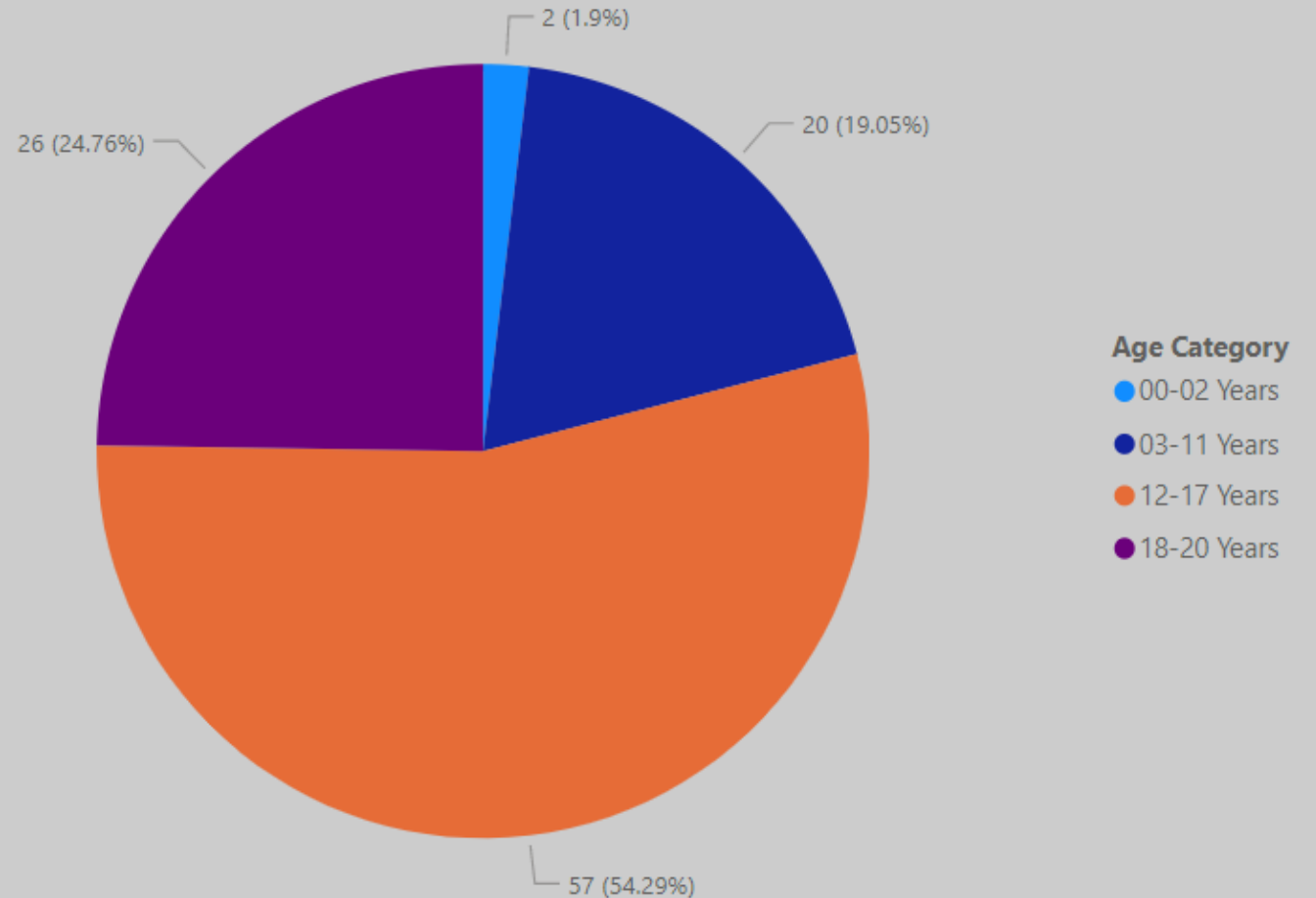
Developmental Disabilities Service Array by Funding Authority



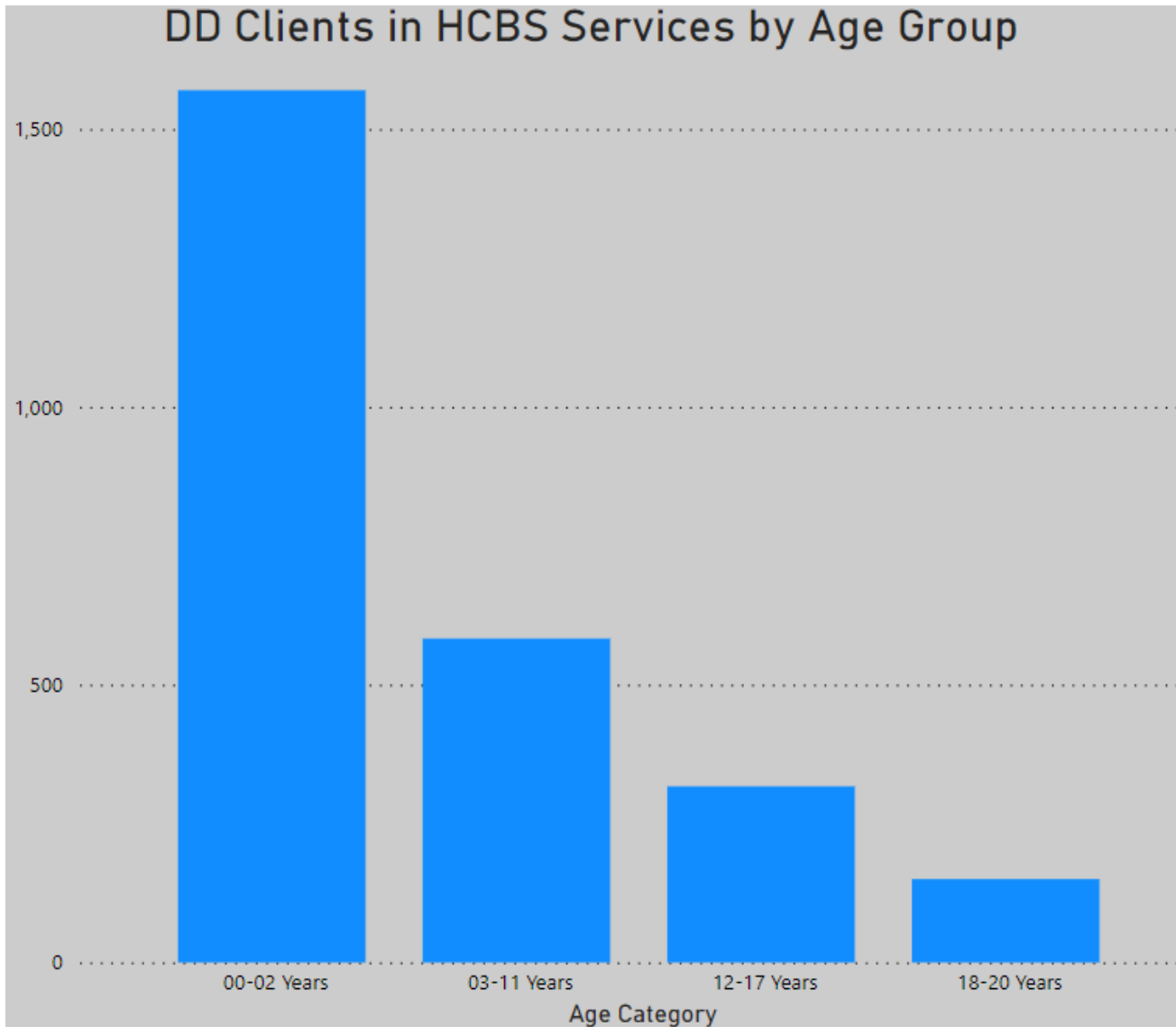
Intermediate Care Facilities for Individuals with Intellectual Disability (ICF/ID)

- This service is an optional Medicaid benefit that enables states to provide a comprehensive and individualized health care and rehabilitation service to individuals.
- Only available for individuals in need of, and receiving, active treatment. This typically consists of implementation of a program of specialized and generic training, treatment and health services.
- Available only when other payment options are unavailable, and the individual is eligible for Medicaid.
- Highest level of service DD authorizes.
- Is an alternative to home and community-based services.

DD Clients in Community ICF by Age Group



Home & Community Based Services (HCBS) Waiver



- This program is authorized under the authority of Section 1915(c) of the Social Security Act, which permits a state to waive certain Medicaid requirements in order to furnish an array of home and community-based services that promote community living for Medicaid beneficiaries.
- Waiver funding may not be used to pay for special education and related services that are included in a child's Individualized Educational Plan (IEP) under the provisions of Individuals with Disabilities Education Improvement Act of 2004 (IDEA).
- The funding of such services is the responsibility of state and local education agencies. §1903(c)(3) of the Act provides that federal financial participation (FFP) is available for services included in an IEP when such services are furnished as basic Medicaid benefits.
- Waiver services are not considered to be basic Medicaid services and, therefore, FFP is not available for IEP special education and related services that may only be funded through an HCBS waiver.



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