

# Statewide Assessment Home and Community Based Settings Policies and Procedures: September 2018 Update

Type of Setting	Section of the Rule	Issue	Oppose/Silent /Positive	# of sites	Remedial Strategy	Lead Agency	Target Date	Ongoing Monitoring
All	(a) The setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint	<p><a href="#">DDS Human Rights Policy</a> (2013-DDA-H&amp;W-POL007) and implementing procedures already includes standards and guidelines to ensure safeguards are established to “protect and promote the human rights and freedoms of all people receiving services. The Human Rights policy requires that people served by DDS are “can exercise their right to personal liberty, dignity and respect.” That policy also provides protections from coercion and restraint. Please see: <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a>.</p> <p><a href="#">The Most Integrated Community-Based setting policy</a> (2015-DDA-POL01) requires DDS DDA to assist people with intellectual disabilities to obtain services and supports in the “least restrictive and most integrated community-based setting that is most appropriate for the needs of the person and the person is to receive communications that are courteous, respectful of the dignity of the person, and facilitate the person’s understanding of what is being communicated. Also, this policy outlines standards that require privacy, including the opportunity where possible; to be provided clearly defined living, sleeping, entertaining, and personal care spaces. Freedom from discomfort, distress, and deprivation that arise from an unresponsive and inhumane environment.”</p>	Positive/Silent	All	<p>Most of this was already required by DDS policy, but DDS policy did not specifically include a right to file an anonymous complaint. DDS created a Complaint Policy (2016-DDA-POL01) that includes the right to file anonymously. Please see: <a href="http://dds.dc.gov/publication/dda-complaint-policy">http://dds.dc.gov/publication/dda-complaint-policy</a>.</p> <p><del>DDS will update its Most Integrated Community Based Setting policy (2015-DDA-POL01) to specifically include items referenced in the CMS Exploratory Questions—for example, our policy already requires courteous and respectful communications, but we would add that people are addressed by their name or a preferred nickname. Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</del></p> <p><b>Update September 2018:</b> DDS &amp; DHCF added this additional detail and specificity about HCBS Settings Requirements in our governing waiver regulations in November 2017. Please see <a href="#">29 DCMR §1938</a> (Final Rule published March 2, 2018), this provision appears at §1938.1(b), available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>. With these new regulations, no additional policy change is required.</p>	DDS	<p>Complaint policy: completed.</p> <p><del>Most Integrated Community Based Setting policy: 9/30/2018</del></p> <p><b>Update September 2018</b> – New HCBS Regulations: completed. Published 11/2017, HCBS Final regulations published 3/2/2018. (This was done in lieu of the Most Integrated Community Based Setting policy.)</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

		Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a> .						
All	b. The setting optimizes individual initiative, autonomy, and independence in making life choices	<p><a href="#">The Most Integrated Community-Based</a> setting policy (2015-DDA-POL01) set standards that require settings to ensure the “self-determination and freedom of choice to the person’s fullest capability.”</p> <p>In addition, <a href="#">the Most Integrated Community-Based</a> setting policy (2015-DDA-POL01) sets the standards that “persons with intellectual disabilities have the fundamental right to gain and sustain an optimum level of independence and competency to make decisions and have control over their lives and choices.”</p> <p>Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a></p>	Positive	All	<p>DDS policy already required this. To help ensure that each person is in the most appropriate and integrated HCBS Setting to meet their needs, DDS updated its <a href="#">Individual Support Plan</a> policy, procedure and format to include a required Guided Conversation to Assess Whether a Person is in the Most Integrated Setting. Please see: <a href="http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy">http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy</a>.</p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(g)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS’ updated ISP documents at: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>.</p>	DDS	<p>Completed</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.
All	c. The setting facilitates individual choice regarding services and supports, and who provides them	<p><a href="#">The Most Integrated Community-Based</a> setting policy (2015-DDA-POL01) set standards that require settings to ensure the “self-determination and freedom of choice to the person’s fullest capability.”</p> <p>In addition, <a href="#">the Most Integrated Community-Based</a> setting policy (2015-DDA-POL01) sets the standards that “persons with intellectual disabilities have the fundamental right to gain and sustain an optimum level of independence and competency to make decisions and have control over their lives and choices.”</p>	Positive	All	<p>This is already covered by DDS policy. However, to help ensure informed choice, DDS updated its <a href="#">Individual Support Plan</a> policy (2015-DDA-POL24) and procedure and format to specifically include a discussion and documentation of informed choice. Please see: <a href="http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy">http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy</a>.</p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(h)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCM">https://www.dcregs.dc.gov/Common/DCM</a></p>	DDS	<p>Completed</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed</p>	Service coordination monitoring, and provider certification review.

		<p>Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p> <p>The <a href="#">Individual Support Plan</a> policy (2015-DDA-POL24) sets the standard that DDS shall “support each person to make an informed choice of types of supports and providers.” Please see: <a href="http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy">http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy</a>.</p> <p>DDS <a href="#">Transition policy (2013-DDA-POL006)</a> requires that “people who receive services and supports from DDA have the right to choose which providers support them. Please see: <a href="http://dds.dc.gov/book/transition-policy-and-procedures/transition-policy">http://dds.dc.gov/book/transition-policy-and-procedures/transition-policy</a>.</p>			<p><a href="R/SectionList.aspx?SectionNumber=29-1938">R/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS’ updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p>		October 1, 2017.	
All	d.(i) The setting provides opportunities to seek employment and work in competitive integrated settings	<p>The <a href="#">Most Integrated Community –Based</a> (2015-DDA-POL01) setting policy sets standards “Each person on his or her pathway to community integration and employment, including providing opportunities for employment, community exploration, and meaningful non-work activities in the community.” Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p> <p>The <a href="#">Employment First Policy</a> (2014-DDS-EMPL-01) requires that for people DDA supports, on-going career planning shall be addressed in the Person Centered Planning Process using Discovery or other forms of person-centered vocational assessment so that career and career advancement opportunities are explored on a regular basis. If a person is</p>	Positive	All	<p>DDS already required this by policy. To help ensure that each person is on a pathway to competitive, integrated employment, DDS updated its <a href="#">Individual Support Plan</a> policy, procedure and format to include a required Guided Conversation on Employment. Please see: <a href="http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy">http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy</a></p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(e)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS’ updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at</p>	DDS	<p>Completed</p> <p><b>Update September 2018 –</b></p> <p>HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

		<p>served by both DDA and RSA or with another partner, these plans should be coordinated and reflect the person's interest and career goals. Information gained from the Discovery process or other assessments, or the use of other Person Centered Thinking tools shall be used to guide and inform the development of the Person Centered Employment Plan, Individual Plan for Employment and/or the Individual Service Plan. Please see: <a href="http://dds.dc.gov/page/employment-first">http://dds.dc.gov/page/employment-first</a>.</p>			<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p>			
All	d. (ii) engage in community life	<p>The <a href="#">Most Integrated Community –Based setting policy (2015-DDA-POL01)</a> sets standards that require settings to provide the “opportunity to engage in activities and styles of living that encourage and maintain the integration of the person in the community, including social integration in settings typical of the community, which maximize the person's contact with others who live or work in that community.” Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p>	Positive	All	<p>No remedial action required.</p> <p><b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(j)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p>	DDS	<p>Completed</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

All	d. (iii) The setting provides opportunities to control personal resources.	<p>It is the DDS <a href="#">Personal Funds Policy</a> (2014-DDA-POL006) to “ensure that people who receive supports and services from DDA control their own resources to the greatest extent possible, and that people’s funds are accounted for and safeguarded.”</p> <p>However, the <a href="#">Personal Funds Policy</a> (2014-DDA-POL006) also requires each residential provider to account for maintaining of personal accounts. So therefore, the policy requires people to control their personal funds but also requires providers to manage personal resources and provide an accounting to DDS.</p> <p>Please see: <a href="http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy">http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy</a>.</p>	Positive/Silent	All	<p>DDS will work with stakeholders to update its Personal Funds policy to ensure that it is not creating any unnecessary barriers to a person’s ability to control his or her personal resources, while ensuring protections. <a href="http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy">http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy</a>.</p> <p>DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person’s person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider’s Human Rights Committee (HRC).</p> <p>DDS will update its Provider HRC procedure to align. This might also require an update to DDS’s Behavior Supports policy and procedures.</p> <p><b>Update September 2018:</b> DDS &amp; DHCF updated our governing waiver regulations in November 2017 to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person’s person-centered Individualized Support Plan, reviewed and approved as a restriction by the Provider’s Human Rights Committee (HRC). Please see <a href="#">29 DCMR §1938.1(l), §1938.4</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS’ updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at</p>	DDS	<p><del>Provider HRC procedure: 9/30/2018</del></p> <p>Personal Funds Policy: 9/30/2018</p> <p><b>Update September 2018 –</b></p> <p>HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>Updated Personal Funds Policy, complete September 30, 2018.</p> <p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered</p>	Service coordination monitoring, and provider certification review.
-----	--	--	-----------------	-----	--	-----	--	---

				<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS updated its Personal Funds Policy which will be completed by September 30, 2018, and be posted October 15, 2018, on the <a href="#">DDA Policies and Procedures</a> webpage, available at <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="#">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work. The regulations, ISP Policy</p>	<p>Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>
--	--	--	--	--	--

					and Procedure changes, and this Procedure are in lieu of changes to the Provider HRC procedure. Because a PCM is not part of a BSP, no update to DDS' BSP Policy and Procedures was needed.		
All	e. The setting is integrated and supports access to the greater community	<p>The <a href="#">Most Integrated Community –Based Setting policy (2015-DDA-POL01)</a> requires “The ISP shall emphasize residential supports that promote the person's independence and the opportunity to actively engage with other citizens who live and work in that community. Toward this goal, the ISP team process shall consider residential supports that actively promote and enhance each person's growth, attainment, and maintenance of independence, and that least interfere with the person's independence while providing the services that address the person's needs.”</p> <p>Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p>	Positive	All	<p>No remedial action required.</p> <p><b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(n)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p>	<p><b>Update September 2018</b>– HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

All	f. The setting provides opportunities to engage in community life	<p>The <a href="#">Most Integrated Community –Based Setting policy (2015-DDA-POL01)</a> requires “The ISP shall emphasize residential supports that promote the person's independence and the opportunity to actively engage with other citizens who live and work in that community. Toward this goal, the ISP team process shall consider residential supports that actively promote and enhance each person's growth, attainment, and maintenance of independence, and that least interfere with the person's independence while providing the services that address the person's needs.”</p> <p>Please see <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p>	Positive	All	<p>No remedial action required.</p> <p><b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(j)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p>	DDS	<p>Completed</p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.
All	g. the setting provides opportunities to control personal resources	<p>It is the DDS <a href="#">Personal Funds Policy (2014-DDA-POL006)</a> to “ensure that people who receive supports and services from DDA control their own resources to the greatest extent possible, and that people’s funds are accounted for and safeguarded.”</p> <p>However, the <a href="#">Personal Funds Policy (2014-DDA-POL006)</a> also requires each residential provider to account for maintaining of personal accounts. So therefore, the policy requires people to control their personal funds but also requires providers to manage personal resources and provide an accounting to DDS.</p> <p>Please see: <a href="http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy">http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy</a>.</p>	Mixed	All	<p>DDS will work with stakeholders to update its <a href="#">Personal Funds Policy (2014-DDA-POL006)</a> and procedures to ensure that it is not creating any unnecessary barriers to a person’s ability to control his or her personal resources, while ensuring protections.</p> <p><a href="http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy">http://dds.dc.gov/book/personal-funds-policy/personal-funds-policy</a>.</p> <p>DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person’s person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider’s Human Rights Committee (HRC).</p> <p><del>DDS will update its Provider HRC procedure to align. This might also require an update to DDS’s Behavior Supports policy and procedures.</del></p>	DDS	<p><del>Provider HRC procedure: 9/30/2018</del></p> <p>Personal Funds Policy: 9/30/2018</p> <p><del>Behavior Supports policy: 9/30/2018</del></p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and</p>	Service coordination monitoring, and provider certification review.



				<p>DDS will update its Provider HRC procedure to align: <a href="http://dds.dc.gov/publication/provider-hrc-procedures">http://dds.dc.gov/publication/provider-hrc-procedures</a>.</p> <p>This might also require an update to DDS's Behavior Supports policy (2013- DDA-POL008) and procedures: <a href="http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy">http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy</a></p> <p><b>Update September 2018:</b>  DDS &amp; DHCF updated our governing waiver regulations in November 2017 to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person's person-centered Individualized Support Plan, reviewed and approved as a restriction by the Provider's Human Rights Committee (HRC). Please see <a href="#">29 DCMR §1938.1(l); §1938.4</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS' updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017- DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017- DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-</a></p>	<p>Procedure and format completed October 1, 2017.</p> <p>Updated Personal Funds Policy, complete by September 30, 2018; posting by October 15, 2018.</p> <p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>
--	--	--	--	--	---

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS updated its Personal Funds Policy, which will be completed by September 30, 2018, and be posted October 15, 2018, on the <a href="https://dds.dc.gov/page/policies-and-procedures-dda">DDA Policies and Procedures</a> webpage, available at <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="https://dds.dc.gov/page/policies-and-procedures-dda">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.</p> <p>The regulations, ISP Policy and Procedure changes, and this Procedure are in lieu of changes to the Provider HRC procedure. Because a PCM is not part of a BSP, no update to DDS' BSP Policy and Procedures was needed.</p>			
All	h. The setting provides opportunities to receive services in the community to the same degree of access as individuals not receiving Medicaid HCBS	No policies speak to this currently.	Silent	All	<p><del>DDS will update its Most Integrated Community Based Setting policy to specifically include this:</del>  <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p> <p><b>Update September 2018:</b>  Please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-">29 DCMR §1938.1(k)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-</a></p>	DDS	<p>Most Integrated Community Based Setting policy: 9/30/2018</p> <p><b>Update September 2018</b> – HCBS Final regulations</p>	Service coordination monitoring, and provider certification review.

					<a href="#">1938</a> . With these new regulations, no additional policy change is required.		published 3/2/2018. (This was done in lieu of the Most Integrated Community Based Setting policy.)  COMPLETE.	
All	i. (i) The setting is selected by the individual from among other options including non-disability specific settings and a private unit in a residential setting	No policies spoke to this.	Silent	All	<p>DDS updated its <a href="#">Individual Support Plan Policy</a> (2015-DDA-POL24) and procedure to more specifically include a requirement that people consider non-disability specific settings. This is also a part of the guided conversation on Most Integrated Setting. Please see: <a href="http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy">http://dds.dc.gov/book/individual-support-plans-policy-and-procedures/isp-policy</a> and <a href="http://dds.dc.gov/publication/assessing-most-integrated-day-informed-consent">http://dds.dc.gov/publication/assessing-most-integrated-day-informed-consent</a>.</p> <p>DC will also add specific language to its ISP policy regarding the obligation to ensure people are selecting among options, including non-disability specific settings.</p> <p><b><u>Update September 2018:</u></b> Please see DDS' updated ISP documents, <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure%201.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure%201.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-</a></p>	DDS	10/1/2017     <b>Update September 2018</b> – Updated ISP Policy and Procedure and format completed October 1, 2017.  COMPLETE.	Service coordination monitoring, and provider certification review.

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>. These require an Integrated Supports Approach, that requires the support team to List the support options or setting best suited for the person, considering, in this order: (i) Personal strengths and assets; (ii) Relationship based supports, also called natural supports; (iii) Use of technology; (iv) Community resources; and (v) Eligibility-based supports, <i>e.g.</i>, Medicaid State Plan services; and Supports through the HCBS IDD Waiver.</p>			
All	i. (ii) The setting is a private unit in a residential setting	No policies speak to this currently.	Silent	All	<p><del>DDS will issue a policy on Contribution to Cost of Supports that will address choice of units and ability to have a private unit, if the person is able to contribute.</del></p> <p><b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.1(a)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p>	DDS	<p>Contrib. to cost of supports: 9/30/2018</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.
All Residential	j. If provider-owned or controlled, the setting provides a specific unit/dwelling that is owned, rented, or occupied under a legally enforceable agreement.	No policies speak to this currently.	Silent	All	<p>No remedial action required. This is governed by the General Provision regulations and Human Care Agreements.</p> <p>General Provisions, <a href="http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900">http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900</a>, Home and Community Based Settings Requirements.</p> <p>A sample HCA for residential expenses is available on-line at:</p>	DDS	<p>Completed</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

					<a href="http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf">http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf</a> .  <b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.2</a> , available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a> .			
All Residential	k. If provider –owned or controlled, the setting provides the same responsibilities/protections from eviction as all tenants under landlord tenant law of state, county, city or other designated entity	No policies speak to this currently.	Silent	All	No remedial action required. This is governed by the General Provision regulations and Human Care Agreements.  General Provisions, <a href="http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900">http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900</a> , Home and Community Based Settings Requirements.  A sample HCA for residential expenses is available on-line at: <a href="http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf">http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf</a> .  <b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.2</a> , available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a> .	DDS	Completed  <b>Update September 2018</b> – HCBS Final regulations published 3/2/2018  COMPLETE.	Service coordination monitoring, and provider certification review.
All Residential	l. if the setting is provider-owned or controlled and the tenant laws do not apply, the state ensures that the lease, residency agreement or other written agreement is in place providing protections to	No policies speak to this currently.	Silent	All	No remedial action required. This is governed by the General Provision regulations and Human Care Agreements.  General Provisions,	DDS	Completed  <b>Update September 2018</b> – HCBS Final regulations	Service coordination monitoring, and provider certification review.

	address eviction processes and appeals comparable to those provided under the jurisdiction's landlord tenant law.				<a href="http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900">http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900</a> , Home and Community Based Settings Requirements.  A sample HCA for residential expenses is available on-line at: <a href="http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf">http://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Residential%20Expenses%20and%20Services%20DCJM-2015-H-0006.pdf</a> .  <b>Update September 2018:</b> While no remedial action was required, please see this provision in DDS' governing regulations at <a href="#">29 DCMR §1938.2</a> , available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a> .		published 3/2/2018  COMPLETE.	
All	m. If provider-owned or controlled, the setting provides that each individual has privacy in their sleeping or living unit.	Although the <a href="#">Human Rights</a> (2013-DDA-H&W-POL007) and <a href="#">Most Integrated Community Based</a> Settings (2015-DDA-POL01) policy both speak to the right to privacy, this is not specifically detailed.  Please see <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a> and <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a> .		All	DDS will update it's the <a href="#">Human Rights</a> (2013-DDA-H&W-POL007) and <a href="#">Most Integrated Community Based</a> Settings policies (2015-DDA-POL01). <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a> and <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a> .  DDS will update its Provider HRC procedure to align. This might also require an update to DDS's Behavior Supports policy and procedures.  DDS will update its Provider HRC procedure to align. <a href="http://dds.dc.gov/publication/provider-hrc-procedures">http://dds.dc.gov/publication/provider-hrc-procedures</a> .  This might also require an update to DDS's Behavior Supports policy (2013-DDA-POL008) and procedures. <a href="http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy">http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy</a> .	DDS	<del>Most Integrated Community Based Setting</del> policy: 9/30/2018  <del>Human Rights Policy:</del> 9/30/2018  <b>Update September 2018</b> – HCBS Final regulations published 3/2/2018  Updated ISP Policy and Procedure and format completed October 1, 2017.	Service coordination monitoring, and provider certification review.

					<p>DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person's person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider's Human Rights Committee (HRC).</p> <p><b>Update September 2018:</b>  DDS &amp; DHCF added this requirement in our governing regulations at 29 DCMR §1938.2(b)(1), available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS' updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at:</p>	<p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>	
--	--	--	--	--	---	---	--

					<a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a> .  DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="#">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a> , to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.			
All	n. If provider-owned or controlled, the setting provides units with lockable entrance doors, with appropriate staff having keys to doors as needed	No policies speak to this currently.		All	<p>DDS will update it's the Human Rights (2013 DDA H&amp;W POL007) and Most Integrated Community Based Settings policies (2015 DDA POL01).  <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a> and <a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p> <p>DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person's person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider's Human Rights Committee (HRC).</p> <p>DDS will update its Provider HRC procedure to align. This might also require an update to DDS's Behavior Supports policy and procedures.          DDS developed a required template for meeting minutes, available on line at:</p>	DDS	<p><b>Most Integrated Community Based Setting policy:</b> 9/30/2018</p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p> <p>NEW Lockable Space Policy complete by September 30, 2018; posting by October 15, 2018.</p> <p>Updated Provider HRC Meeting Minutes form</p>	Service coordination monitoring, and provider certification review.



				<p><a href="http://dds.dc.gov/publication/hrc-meeting-template">http://dds.dc.gov/publication/hrc-meeting-template</a>.</p> <p>DDS will update its Provider HRC procedure to align.  <a href="http://dds.dc.gov/publication/provider-hrc-procedures">http://dds.dc.gov/publication/provider-hrc-procedures</a>.</p> <p>This might also require an update to DDS's Behavior Supports policy (2013 DDA-POL008) and procedures.  <a href="http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy">http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy</a>.</p> <p><b>Update September 2018:</b>  Please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.1(a)(2)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>In addition, DDS developed a new Lockable Space Policy, which will be completed by September 30, 2018, and be posted October 15, 2018, on the <a href="https://dds.dc.gov/page/policies-and-procedures-dda">DDA Policies and Procedures</a> webpage, available at <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>.</p> <p>Please see DDS' updated ISP documents: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual</a></p>	<p>completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE</p>	
--	--	--	--	--	--	--

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="https://dds.dc.gov/page/policies-and-procedures-dda">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.</p>			
All Residential	o. If provider-owned or controlled, the setting provides individuals who are sharing units a choice of roommates.	No policies speak to this currently.	Silent	All	<p><del>DDS will issue a policy on Contribution to Cost of Supports that will address choice of units and ability to have a private unit, if the person is able to contribute.</del></p> <p><b>Update September 2018:</b> Please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.1(a)(2)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>. With these new regulations, no additional policy change is required.</p>	DDS	<p><del>Contrib. to cost of supports: 9/30/2018</del></p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.
All Residential	p. If provider-owned or controlled, the setting provides individuals with the	No policies speak to this currently.		All	<p><del>DDS will update its Most Integrated Community Based Setting policy (2015-DDA-POL01) to specifically address this.</del></p>	DDS	<p><del>Most Integrated Community</del></p>	Service coordination monitoring, and

	<p>freedom to furnish and decorate their sleeping or living units within the lease or other agreement.</p>			<p><a href="http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy">http://dds.dc.gov/book/ii-service-planning/most-integrated-community-setting-policy</a>.</p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.2(b)(2)</a>. With these new regulations, no additional policy change is required.</p> <p>Please see DDS’ updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="#">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-">https://dds.dc.gov/page/policies-and-</a></p>		<p><del>Based Setting policy:</del> <del>9/30/2018</del></p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>	<p>provider certification review.</p>
--	--	--	--	--	--	---	---------------------------------------

					<a href="#">procedures-dda</a> , to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.			
All	q. (i) If provider-owned or controlled, the setting provides individuals with the freedom and support to control their schedules and activities	No policies speak to this specifically		All	<p>DDS issued guidance on the requirement for Individualized Schedules. DDS also updated the General Provisions to require that “All Supported Living, Supported Living with Transportation, Host Home, Residential Habilitation, Day Habilitation and Employment Readiness settings must create individualized daily schedules for each person receiving supports that includes activities that align with the person’s goals, interests and preferences, as reflected in his or her ISP.” General Provisions, <a href="http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900">http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900</a>, Home and Community Based Settings Requirements.</p> <p>DDS will issue a policy, based upon the guidance already issued, requiring this.</p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(g &amp; i)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>In addition, DDS developed a new Individualized Daily Schedule Policy and Procedure which will be completed by September 30, 2018, and be posted October 15, 2018, on the <a href="#">DDA Policies and Procedures</a> webpage, available at <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, which substantively and in form fulfill the remediation requirements of the STP.</p>	DDS	<p>Individual Schedules: 9/30/2018</p> <p><b>Update September 2018</b> – HCBS Final regulations published 3/2/2018.</p> <p>NEW Individualized Daily Schedule Policy and Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.

All	(ii) If provider-owned or controlled, the setting provides individuals with the freedom and support to access to food at any time	No policies speak to this currently.	Silent	All	<p><del>DDS will update its Human Rights Policy (2013 DDA H&amp;W POL007) to specifically include this. <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a></del></p> <p>DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a specific assessed need, justified and documented in the person's person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider's Human Rights Committee (HRC).</p> <p><del>DDS will update its Provider HRC procedure to align. This might also require an update to DDS's Behavior Supports policy and procedures</del></p> <p><del>DDS will update its Provider HRC procedure to align. <a href="http://dds.dc.gov/publication/provider-hrc-procedures">http://dds.dc.gov/publication/provider-hrc-procedures</a>.</del></p> <p><del>This might also require an update to DDS's Behavior Supports policy (2013 DDA-POL008) and procedures. <a href="http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy">http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy</a>.</del></p> <p><b>Update September 2018:</b> Please see this provision in DDS' governing regulations at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">29 DCMR §1938.2(b)(2)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>.</p> <p>Please see DDS' updated ISP documents: <a href="#">Person Centered Planning Process and</a></p>	DDS	<p><del>Human Rights Policy: 9/30/2018</del></p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>	Service coordination monitoring, and provider certification review.
-----	---	--------------------------------------	--------	-----	---	-----	---	---

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="https://dds.dc.gov/page/policies-and-procedures-dda">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.</p>			
All	r. If provider-owned or controlled, the setting allows individuals to have visitors at any time.	This is already required by the DDS <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">Human Rights Policy</a> (2013-DDA-H&W-POL007) and procedures. Please see: <a href="http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy">http://dds.dc.gov/book/iii-health-and-wellness/human-rights-policy</a> .	Positive	All	DDS and DHCF are updating the waiver regulations Home and Community Based Settings Requirements to require that any permissible deviation from HCBS Settings requirements must be supported by a	DDS	<del>Provider HRC procedure:</del> 9/30/2018	Service coordination monitoring, and provider

				<p>specific assessed need, justified and documented in the person’s person-centered Individualized Support Plan, as well as reviewed and approved as a restriction by the Provider’s Human Rights Committee (HRC).</p> <p><del>DDS will update its Provider HRC procedure to align. This might also require an update to DDS’s Behavior Supports policy and procedures</del></p> <p><del>DDS will update its Provider HRC procedure to align: <a href="http://dds.dc.gov/publication/provider-hrc-procedures">http://dds.dc.gov/publication/provider-hrc-procedures</a>.</del></p> <p><del>This might also require an update to DDS’s Behavior Supports policy (2013 DDA-POL008) and procedures: <a href="http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy">http://dds.dc.gov/book/behavior-support-policy-and-procedures/behavioral-support-plan-policy</a>.</del></p> <p><b>Update September 2018:</b> Please see this provision in DDS’ governing regulations at <a href="#">29 DCMR §1938.1(m)</a>, available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a>. With these new regulations, no policy change was required in the Provider HRC Procedure or DDS Behavior Supports Policy is necessary.</p> <p>Please see DDS’ updated ISP documents: <a href="#">Person Centered Planning Process and Individual Support Plans Policy, 2017-DDA-POL001</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-POL001%20Person%20Centered%20Planning%20Process%20and%20Individual%20Support%20Plans%20Policy.pdf</a>; <a href="#">Initial Individual Support Plan Procedure, 2017-DDA-PR05</a>, available at</p>	<p><del>Behavior Supports policy: 9/30/2018</del></p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p> <p>Updated ISP Policy and Procedure and format completed October 1, 2017.</p> <p>Updated Provider HRC Meeting Minutes form completed, June 22, 2018.</p> <p>NEW Person-Centered Modifications Procedure complete by September 30, 2018; posting by October 15, 2018.</p> <p>COMPLETE.</p>	<p>certification review.</p>
--	--	--	--	---	--	------------------------------

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR05%20Initial%20Individual%20Support%20Plan%20Procedure_1.pdf</a>; and <a href="#">Annual Individual Support Plan Procedure, 2017-DDA-PR06</a>, available at <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2017-DDA-PR06%20Annual%20Individual%20Support%20Plan%20Procedure_1.pdf</a>.</p> <p>DDS developed a required template for Provider HRC meeting minutes, available on-line at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/Final%20Provider%20HRC%20Minutes%20Template%2006.22.18.pdf</a>.</p> <p>DDS developed a new Person-Centered Modifications Procedure which will be completed by September 30, 2018 and posted to the <a href="#">DDA Policies and Procedures</a> page by October 15, 2018, available <a href="https://dds.dc.gov/page/policies-and-procedures-dda">https://dds.dc.gov/page/policies-and-procedures-dda</a>, to ensure clarity in exactly which requirements in its HCBS Settings Requirements Rule regulations permit PCMs and who is to carry out which piece of the work.</p>			
All	s. If provider-owned or controlled, the setting is physically accessible to the individual.	No policies speak to this currently.	Silent	All	<p><del>DDS will add this to its Most Integrated Community Based Settings policy (2015-DDA-POL01):</del>  <a href="https://dds.dc.gov/publication/most-integrated-community-based-setting-policy">https://dds.dc.gov/publication/most-integrated-community-based-setting-policy</a>  Note that this is also governed by the General Provision regulations. General Provisions,  <a href="http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900">http://www.dcregs.dc.gov/Gateway/RuleHome.aspx?RuleNumber=29-1900</a>, Home and Community Based Settings Requirements.</p> <p><b><u>Update September 2018:</u></b></p>	DDS	<p>Most Integrated Community Based Setting policy: 9/30/2018</p> <p><b>Update September 2018 –</b> HCBS Final regulations published 3/2/2018.</p>	Service coordination monitoring, and provider certification review.



					Please see this provision in DDS' governing regulations at <a href="#">29 DCMR §1938.1(c)</a> , available at <a href="https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938">https://www.dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=29-1938</a> . With these new regulations, no additional policy change is required.	(This was done in lieu of the Most Integrated Community Based Setting policy.)  COMPLETE.	
0All	General compliance	No policies speak to this currently	Silent	All	<p>DDS issued a <a href="#">HCBS Settings Rule Compliance</a> policy, 2015-DDS-POL23, available at <a href="http://dds.dc.gov/publication/hcbs-settings-rule-compliance-policy">http://dds.dc.gov/publication/hcbs-settings-rule-compliance-policy</a>, that requires "All active HCBS residential, day and vocational services providers shall conduct a critical and honest self-assessment in accordance with the process and timelines set out by DDS; cooperate fully with the assessment and transition process; and demonstrate on-going efforts, cooperation and progress towards compliance with the HCBS Settings Rule."</p> <p>The policy also authorizes the use of sanctions for non-compliance, in accordance with the DDS <a href="#">Imposition of Sanctions Policy</a>, 2012-DDS-QMD-POL002 and <a href="#">Imposition of Sanctions Procedure</a>, 2014-DDS-PR001, available at <a href="http://dds.dc.gov/publication/imposition-sanctions-policy">http://dds.dc.gov/publication/imposition-sanctions-policy</a>.</p> <p><b>Update September 2018:</b> In order to determine whether, when and how to submit a facility-based HCBS Settings Day Setting for people with ID to the Centers for Medicare and Medicaid Services (CMS) for Heightened Scrutiny review, DDS also released a new <a href="#">Home and Community Based Services for People with Intellectual Disabilities Day Setting Heightened Scrutiny Review Procedure</a>, 2018-DDS-PR-02 (May 25, 2018), available at</p>	<p>Completed.</p> <p><b>Update September 2018 –</b> HCBS Day Setting Heightened Scrutiny Review Procedure released with Transmittal 5/25/2018.</p> <p>COMPLETE.</p>	<p><b>Update September 2018:</b> Service coordination monitoring and provider certification review. For Heightened Scrutiny review, also DDS' Quality Assurance and Performance Management Administration review.</p>

					<p><a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2018-DDS-PR02%20HCBS%20Heightened%20Scrutiny%20Procedure.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/2018-DDS-PR02%20HCBS%20Heightened%20Scrutiny%20Procedure.pdf</a>.</p> <p>DDS released this with DDS <a href="#">Transmittal #18-2</a>, “All Home and Community Based Services for People with Intellectual Disabilities Waiver Providers (May 25, 2018), available at: <a href="https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/DDS%20Transmittal%20%2318-2_%20Heightened%20Scrutiny%20Procedure%205-25-2018.pdf">https://dds.dc.gov/sites/default/files/dc/sites/dds/publication/attachments/DDS%20Transmittal%20%2318-2_%20Heightened%20Scrutiny%20Procedure%205-25-2018.pdf</a>.</p>			
--	--	--	--	--	---	--	--	--

DRAFT