

**RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING**

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Title of Rule: Self-Directed Care (formerly The Personal Choice Program)

Rule Identifier: 210-RICR-50-10-2

Rulemaking Action: Proposed Amendment

Important Dates:

Date of Public Notice: 08/26/2020

End of Public Comment: 09/25/2020

Authority for this Rulemaking:

Chapters 40-6 and 40-8 of the Rhode Island General Laws, as amended; Title XIX of the Social Security Act

Summary of Rulemaking Action:

The purpose of this amendment is to allow a prospective Personal Care Attendant (PCA), who is a family member or friend, to provide services and receive payment for such services, after signing an attestation that they will complete the mandatory orientation within thirty (30) days of commencing employment, as a PCA. The PCA shall also attest that they will complete the necessary background checks and CPR training. These changes will help improve access to care.

Additionally, this amendment allows a participant who is identified through the Nursing Home Transition Program /Money Follows the Person Program to be provided with a temporary assessment, in order to facilitate the transition process. The service advisement agency selected by the consumer shall complete an updated assessment within ninety (90) days of the participant returning home.

Additional Information and Comments:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed amendment until September 25, 2020 by contacting the appropriate party at the address listed below:

Gretchen Bell
Executive Office of Health and Human Services
3 West Rd
Cranston, RI 02920

gretchen.bell@ohhs.ri.gov

In accordance with R.I. Gen. Laws § 42-35-2.8, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

Regulatory Analysis Summary and Supporting Documentation:

The purpose of this amendment is to allow a prospective Personal Care Attendant (PCA), who is a family member or friend, to provide services and receive payment for such services, after signing an attestation that they will complete the mandatory orientation within thirty (30) days of commencing employment, as a PCA. The PCA shall also attest that they will complete the necessary background checks and CPR training. These changes will help improve access to care.

Additionally, this amendment allows a participant who is identified through the Nursing Home Transition Program /Money Follows the Person Program to be provided with a temporary assessment, in order to facilitate the transition process. The service advisement agency selected by the consumer shall complete an updated assessment within ninety (90) days of the participant returning home.

For full regulatory analysis or supporting documentation see agency contact person above.