

Adult Foster Home Provider Alert

Policy updates, rule clarifications and announcements

Date: October 31, 2022

To: Adult Foster Home Providers (APD, ODDS, HSD)

From: ODHS Aging and People with Disabilities (APD) Safety, Oversight and Quality Unit; ODHS Office of Developmental Disabilities Services (ODDS) and OHA Health Systems Division (HSD)

Topic: **Letter of Agreement: Hospital and Nursing Facility Discharge Incentive**

To: All Adult Foster Homes (AFH)
Subject: Discharge Incentive Payment Program to Assist with Hospital and (Skilled) Nursing Facility (SNF/NF) Bed Shortage

Due to the ongoing hospital and SNF/NF capacity concerns, the Oregon Legislature approved the Oregon Department of Human Services (ODHS) and Oregon Health Authority (OHA) providing a discharge incentive of \$5,000 to any AFH provider that admits a new individual to their home directly from a hospital or SNF/NF between Nov. 1, 2022, and Apr. 30, 2023. ODHS partnered with SEIU Local 503 to offer the incentive. Incentive payments are also being offered to Residential Care Facilities (RCF), ODDS Intellectual/Developmental Disabilities (I/DD) residential group homes, HSD Adult Foster Homes, and qualifying In-Home Care Agencies (IHCA). Incentive payments are independent of the provider's regular rate, whether Medicaid or private pay.

ODHS APD is administering this program and will be requesting the Office of Financial Services (OFS) process the incentive payments, even if the individual is enrolled with ODDS or HSD services or if the AFH is licensed by ODDS or HSD. HSD Residential Treatment Homes/Facilities are excluded from this program.

Please see below for criteria to qualify for this incentive.

Incentive Criteria

- The incentive is applicable for any individual admitted directly from a hospital or SNF/NF to an AFH for residency between 11/01/22 - 04/30/23.
- The individual must be discharging directly from a hospital or SNF/NF from an admitted status (individuals boarded or seen in the emergency department are not eligible).
- The AFH must screen the individual in the hospital or SNF/NF to ensure they can meet the individual's care needs.
- Discharge incentive payments are for AFHs/AGHs licensed APD, ODDS, and HSD, and are applicable for all individuals, regardless of payer source (e.g., Medicaid, privately paid, etc.).
- The AFH must not have a restriction on the license for admissions to qualify for the incentive payment.
- The AFH must follow all other licensing, compliance and program requirements as defined in administrative rules.
- The individual cannot have lived at the AFH prior to his/her admission to the hospital or SNF/NF from which he/she is now discharging.
- If a move-out notice is issued, the AFH must provide a copy of the notice to their local licensing authority, including the reason for the involuntary discharge, and email ODHS at: hcbs.oregon@odhsoha.oregon.gov. In this case, the AFH will not be eligible to receive the second payment.
- If the individual voluntarily moves to another setting or passes away prior to 90 days from the date of admission, the AFH must notify ODHS by emailing: hcbs.oregon@odhsoha.oregon.gov and include the reason the individual is no longer living there. The AFH may still receive the second payment.
- An individual who readmits to the hospital or SNF/NF during the first 90 days from initial discharge has the right to return to the AFH upon discharge. However, if the individual chooses a new AFH, owned by the same corporate entity as the initial AFH, the AFH cannot request or receive another first incentive payment for the individual. Resident readmissions are excluded.
- If the individual moves out of the AFH prior to 90 days because his/ her needs were not being met, or if it is later determined that the AFH staff did not meet the individual's needs, the AFH must refund/return the second incentive payment.

- If Adult Protective Services (APS) becomes involved due to a failure on the part of the AFH toward this individual, and APS confirms or substantiates that failure, the AFH must refund/return the second incentive payment.

Payments

Payment requests must be made using the approved form(s) and emailed to ODHS at: hcbs.oregon@odhsoha.oregon.gov

Initial (or first) Payment - \$2,000

- The AFH has 30 days from the date the individual discharged from the hospital or SNF/NF to request the first payment. [Example: We can refer to the attached resource, “Discharge Incentive Payment Program Date Calculator” to see the date by which the provider must submit the request for payment. If the individual discharged on 11/01/22 (Column A), and the provider has 30 days after that, this provider must request their first payment by 12/01/22 (Column B).]
- Upon receipt of that request, ODHS will confirm the consumer and provider meet the above criteria. Within 10 days of receiving an appropriate request, ODHS will ask OFS to issue a payment.

Subsequent (or second) Payment - \$3,000

- The AFH has 30 days from the 90th day after discharging from the hospital or SNF/NF to request the second payment. [Using the above example and the same attachment, where the individual discharged from the hospital on 11/01/22 (Column A), we locate 90 days from discharge, which is 01/30/23 (Column C). The provider has 30 days after that 90th day to request the second payment, or by 03/01/23 (Column D).]
- When the individual has been with the AFH for 90 days, the AFH may request the second payment.
- Upon receipt of that request, ODHS will confirm the consumer and provider meet the above criteria. Within 10 days of receiving an appropriate request, ODHS will ask OFS to issue a payment.

The number of providers participating with this incentive program is large, so allow time for payments to process. If you have not received payment within 30 days, notify ODHS by emailing: hcbs.oregon@odhsoha.oregon.gov

Application Instructions

Fill out the Discharge Incentive Payment Form that accompanies this Provider Alert and submit it by emailing it to ODHS at:

hcbs.oregon@odhsoha.oregon.gov

If you have questions, please contact hcbs.oregon@odhsoha.oregon.gov

September 2022 Legislative Budget Note directing this work:

#27

Oregon Department of Human Services
Streepey

The second strategy proposed by ODHS is a discharge incentive payment to providers to take clients from hospitals. This strategy was implemented from January 2022 to March 2022, ODHS provided a \$10,000 incentive to Adult Foster Homes (AFH) that could accept discharged patients from hospitals. During the two-month operational period of this incentive, 264 placements were made. Many of the individuals were discharged on hospice and/or had very complex medical conditions. As a result, 41% of placements did not remain in the AFH beyond 90 days. ODHS is proposing to expand the placement options beyond AFH's to including foster homes under the ODHS Office of Developmental Disabilities Services and OHA's Health Services Division, as well as residential care facilities and in-home care agencies. With this proposal, the incentive payment is reduced from \$10,000 to \$5,000. The program is estimated to last six months with a cost of \$4.2 million General Fund, \$6 million total funds. According to ODHS, the prior AFH incentive payment allowed providers to serve individuals with higher acuity. Providers were able to use the incentive payments to hire staff to serve the higher acuity individuals for the period of time the individual had higher needs.

Additional documents

- [AFH Letter of Agreement](#)
- [Discharge Incentive Part 1 \(fillable pdf\)](#)
- [Discharge Incentive Part 1 \(fillable word\)](#)
- [Discharge Incentive Part 2 \(fillable pdf\)](#)
- [Discharge Incentive Part 2 \(fillable word\)](#)
- [Discharge incentive form instructions](#)
- [Discharge date calculator](#)