

Public notice

Notice of intent: OHA will amend the Medicaid State Plan to increase the supplemental rate for children's foster care under the 1915(k) plan option

From: Jesse Anderson, State Plan manager

Date: Dec. 9, 2024

Comments due: 5 p.m. Friday, Jan. 3, 2025

Oregon Health Authority (OHA) will submit a State Plan Amendment (SPA) to the Centers for Medicare & Medicaid Services to increase the rate for second caregivers providing children's foster care under the 1915(k) state plan option. The current rate is \$15.97 and the new rate will be \$16.69.

The biennial Total Fund is estimated to be \$42,774.

Background

Some children and adults need a second person to support them. Foster care providers receive an hourly supplemental rate to cover the cost of the second caregiver. This rate is collectively bargained for adult foster care providers, but not for children's foster care providers.

OHA is increasing this rate for children's foster care to be equal to the rate for adult foster care. This is so rates do not create a competitive advantage when it comes to recruiting staff.

Obtaining SPA language

The next pages show edits to existing State Plan language in the proposed SPA. You can also view the full State Plan, approved SPAs and proposed SPAs on [the OHA website](#).

How to comment:

OHA welcomes public review and input. Please send written comments by 5 p.m. Friday, Jan, 3, 2025, to jesse.anderson@oha.oregon.gov.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
State/Territory: OREGON

METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES

Community First Choice State Plan Option

Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of services provided under the Community First Choice Option. The agency's fee schedule is effective for services provided on and after ~~January~~ July 1, 2025~~3~~. Rates are published at:

<http://www.oregon.gov/dhs/spd/pages/provtools/index.aspx>

<http://www.dhs.state.or.us/spd/tools/program/osip/rateschedule.pdf>

and Personal Support Workers rate are published at

<http://www.dhs.state.or.us/spd/tools/dd/cm/In-Home-Expenditure-Guidelines.pdf>

The following 1915(k) provider types are reimbursed in the manner described:

Assisted Living Facility- Assisted Living Facility rates are established based upon market conditions designed to assure adequate access to services for beneficiaries. Assisted Living Facilities rates are paid based on the individual's assessed needs. The individual's needs result in a reimbursement in one of 5 payment levels. The different payment levels reflect the individual's acuity and ADL needs as follows:

Level 1 -- All individuals qualify for Level 1 or greater.

Level 2 -- Individual requires assistance in cognition/behavior AND elimination or mobility or eating.

Level 3 -- Individual requires assistance in four to six activities of daily living OR requires assistance in elimination, eating and cognition/behavior.

Level 4 -- Individual is full assist in one or two activities of daily living OR requires assistance in four to six activities of daily living plus assistance in cognition/behavior.

Level 5 -- Individual is full assist in three to six activities of daily living OR full assist in cognition/behavior AND one or two other activities of daily living.

Behavioral Support Consultants- DHS developed rates for Behavioral Coaches and Behavioral Consultants based on the usual and customary charges for similar services provided within Oregon.

Community Transition Providers- Payments are based on lowest market rate as evidenced by at least three bids.

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Approval Date 11/16/23

Effective Date: 7/1/23

