

REQUEST FOR CLARIFICATION/INTERPRETATION

TO:	Name and Title: Jannis Conselyea	FROM:	Name and Title: Robert Tallon
	Organizational Unit: DPHHS/DDP		Organizational Unit: Reach Inc.
	Address: 111 Sanders, Helena, Mt		Address: 322 Gallatin Park Drive, Bozeman

1. TYPE OF REQUEST: Follow-up to Verbal Request - Date of Verbal Request: _____ Written Request

2. STATEMENT OF QUESTION OR ISSUE: In a recent clarification dated 4/16/10 you stated that families "can private pay for additional services and not jeopardize their Waiver Services as long as they are not residential supports they are purchasing". Why is there a distinction eliminating private pay for residential supports but allowing other supports? Is respite considered a residential support.

References:

3. ANSWER: Individuals placed in a DD Waiver can remain in the Waiver only if their basic health and safety needs are met. Generally, Health and safety issues are related to receiving adequate residential support and in particular, sufficient staffing. The Department is responsible for ensuring the health and safety of Waiver recipients, therefore, private pay is not allowed for residential supports because we must meet the health and safety needs of those service recipients receiving residential supports through the Waiver. Waiver recipients should never have to pay privately to ensure their health and safety. In circumstances where the individual's health and safety is met and private pay could be used to provide additional hours of other Waiver Services private pay could be utilized.

Respite is a service which supports the family, guardian or the caregiver and not the individual receiving Waiver Services. It gives unpaid primary caregivers a break from care giving, therefore, private pay can be considered an option in the purchase of respite services.

References:

Approved and Issued by:

 _____ Program Director
 Date: 4-30-10

STATE USE ONLY	4: DISTRIBUTION: One Copy: _____ One Copy: _____ One Copy: _____ Additional Copies: _____ <input type="checkbox"/> _____	5: FOLLOW-UP: <input type="checkbox"/> To be issued as Bulletin to: _____ (Division Administrator) Manual. Expected Date of Issuance: _____ <input type="checkbox"/> A.R.M. Change <input type="checkbox"/> State Plan Change
	Requestor Manual Coordinator Division Files	