



Quarterly Report on Agency Services to Floridians with Developmental Disabilities and Their Costs

First Quarter Fiscal Year 2008/2009
(July, August, September 2008)

Submitted November 2008



Jim DeBeaugrine
Director

Charlie Crist
Governor

Introduction

Each month, the **Agency for Persons with Disabilities (APD)** serves approximately 35,000 people across Florida with autism, mental retardation, spina bifida, cerebral palsy, Prader-Willi syndrome, and children aged 3 to 5 who are at high risk of being diagnosed with a developmental disability. The great majority of APD's services are provided through four Medicaid waivers administered by the agency.

To meet the needs of the diverse and often medically complex population it serves, APD offers a wide array of services. Some of the 28 services currently provided by the agency include nursing care, occupational therapy, behavior analysis, medical equipment, and adult day training. Companies under contract with the agency determine the medical need for a service and authorize it prior to delivery.

From July through September 2008, nearly 6,000 people on the wait list received services through the Family and Supported Living waiver and more than 8,900 received some state services, which leaves about 8,000 people who did not receive any state services. The number without services is something this agency hopes to address even as it works to hold spending within the budget appropriated by the legislature. APD's recently proposed measures to further limit spending in response to declining state revenues have concentrated on greater system efficiencies that will minimize any adverse impact on those we serve.

On October 15, 2008, the agency implemented a new, four-tiered waiver system as mandated by the Florida Legislature, after working with stakeholders to develop the implementation plan. The waiver tiers are actually four separate waivers, with three of them having financial caps. Tier 1 was formerly known as the Developmental Disabilities Waiver, and Tier 4 was formerly the Family and Supported Living Waiver.

- Tier 1 - No cap
- Tier 2 - Capped at \$55,000/year
- Tier 3 - Capped at \$35,000/year
- Tier 4 - Capped at \$14,792/year

Most agency clients will not be subject to reductions in service as a result of this new waiver system. But for some, it will mean that the state will not pay as much for services as in the past. The agency's goal in implementing these changes is to ensure the health and safety of the people served by APD while making adjustments to control and reduce costs. APD worked with the Agency for Health Care Administration to obtain the federal approval for this new program.

Please share with us any comments or suggestions you have regarding this report. Our Chief of Staff, Tamara Demko, may be reached at 488-4879.

Glossary of Terms Used in Report

APD-Agency for Persons with Disabilities

CDC+ Waiver-Consumer-Directed Care Plus Waiver

FSL Waiver-Family and Supported Living Waiver

DD/HCBS Waiver- Developmental Disabilities Home and Community-Based Services Waiver

IFS-Individual and Family Supports

This report is prepared and distributed pursuant to section 393.0661(8), Florida Statutes.

“The Agency for Persons with Disabilities shall submit quarterly status reports to the Executive Office of the Governor, the chair of the Senate Ways and Means Committee or its successor, and the chair of the House Fiscal Council or its successor regarding the financial status of home and community-based services, including the number of enrolled individuals who are receiving services through one or more programs; the number of individuals who have requested services who are not enrolled but who are receiving services through one or more programs, with a description indicating the programs from which the individual is receiving services; the number of individuals who have refused an offer of services but who choose to remain on the list of individuals waiting for services; the number of individuals who have requested services but who are receiving no services; a frequency distribution indicating the length of time individuals have been waiting for services; and information concerning the actual and projected costs compared to the amount of the appropriation available to the program and any projected surpluses or deficits...”

1. Services Received by Waiver Enrollees

Tables 1a, 1b, 1c and 1d provide information on services received by persons enrolled in APD waivers.

Table 1a: Waiver Enrollment and Payments

Month	DD/HCBS Waiver*		FSL Waiver		Both Waivers	
	Enrolled Clients**	Total Waiver Payments	Enrolled Clients**	Total Waiver Payments	Enrolled Clients**	Total Waiver Payments
Jul-08	24,915	\$71,037,376.12	5,992	\$3,310,641.40	30,907	\$74,348,017.52
Aug-08	24,868	\$68,730,213.68	5,988	\$3,115,555.46	30,856	\$71,845,769.14
Sep-08	24,801	\$68,104,597.14	5,951	\$3,064,748.78	30,752	\$71,169,345.92

** CDC + enrollment is included. *** As of the first day of the month.

Source: Allocation, Budget, and Contracts (ABC) Database as of November 1, 2008, and Medicaid EDS Data Warehouse as of November 1, 2008.

Table 1b summarizes types of services received by waiver enrollees. In addition to the DD/HCBS Waiver and the FSL Waiver, a third waiver, the Consumer-Directed Care Plus (CDC+) Waiver, is included. This waiver offers comparable services to the DD/HCBS Waiver, but it allows much greater flexibility and choice in client selection of providers and services. Table 1b also includes two types of services funded by APD that are not part of Medicaid: Individual and Family Supports (IFS) and Room and Board. The former, paid from General Revenue and the Social Services Block Grant, comprises services to persons not eligible for waiver services, services to persons waiting for waiver enrollment, and non-waiver services to persons enrolled in a waiver. Room and Board, paid entirely from General Revenue, provides payment to residential providers for clients with identified support and income needs.

Table 1b: Types of Services Received by Waiver-Enrolled Clients

Service Month	Client Counts by Service Category for Billed Services					
	DD/HCBS	CDC+	FSL	IFS	Room\Board	Client Total*
Jul-08	22,209	957	4,708	843	985	27,894
Aug-08	22,116	953	4,702	1,030	959	27,794
Sep-08	22,057	947	4,722	961	938	27,751

Source: ABC Database as of November 1, 2008, and Medicaid EDS data warehouse as of November 1, 2008.

1. Services Received by Waiver Enrollees (continued)

In addition to the services cited above, many waiver enrollees receive Medicaid State Plan services. Table 1c summarizes the number and percent of waiver enrollees who use these services.

Table 1c: Clients Using Medicaid State Plan Services
by Month of Service

Service Month	Total Waiver Enrollment	Medicaid State Plan	
		#	%
Jul-08	30,907	20,657	66.8%
Aug-08	30,856	24,482	79.3%
Sep-08	30,752	24,266	78.9%

*Enrolled as of the first day of the month in which the services were received

Source: ABC as of November 1, 2008, and Medicaid EDS Data Warehouse as of November 1, 2008.

Table 1d lists the number of clients using individual waiver services. Because clients typically use multiple services, the client total at the bottom of the table is an unduplicated count.

Table 1d: Clients Using Individual Waiver Services
by Month of Service

Service Description	DD/HCBS Waiver			CDC+ Waiver			FSL Waiver		
	Jul-08	Aug-08	Sep-08	Jul-08	Aug-08	Sep-08	Jul-08	Aug-08	Sep-08
Adult Day Training - Faculty Based	10,071	9,914	9,757				875	892	889
Adult Day Training - Off Site	4	5	4				0	1	1
Adult Dental Services	1,308	1,228	1,565						
Behavior Analysis Level 1	2,036	2,065	1,970				201	205	197
Behavior Analysis Level 2	854	857	876				105	110	106
Behavior Analysis Level 3	1,288	1,253	1,270				182	180	191
Behavior Assistant Services	508	521	512				17	16	17
Behavioral Analysis Services Assessment	36	58	51				0	0	2
CDC Consultant Services				223	234	222			
CDC Monthly Allowance				956	951	946			
Companion	6,218	6,212	6,088						
Consumable Medical Supplies	5,677	5,390	5,671				1,232	1,118	1,178
Dietician Services	154	143	133						
Durable Medical Equipment	31	36	28				4	2	2
Environmental Accessibility Adaptations	9	14	14				4	4	1
Environmental Accessibility Assessment	7	3	9				0	1	2
In-Home Support Services (Awake) Qtr. Hour	1,009	994	989				2,098	2,100	2,073
In-Home Support Services (Live-In) Day	1,701	1,683	1,645				3	2	2

1. Services Received by Waiver Enrollees (continued)

Table 1d: Clients Using Individual Waiver Services (continued)

Service Description	DD/HCBS Waiver			CDC+ Waiver			FSL Waiver		
	Jul-08	Aug-08	Sep-08	Jul-08	Aug-08	Sep-08	Jul-08	Aug-08	Sep-08
Medication Review	737	379	440						
Occupational Therapy	558	563	542						
Occupational Therapy Assessment	19	14	7						
Personal Care Assistance	4,064	4,070	3,987						
Personal Emergency Response - Installation	2	4	4						
Personal Emergency Response - Service	95	99	114				7	7	6
Physical Therapy	1,062	1,053	1,028						
Physical Therapy - Assessment	29	15	19						
Private Duty Nursing	86	87	85						
Private Duty Nursing - RN	2	2	2						
Residential Habilitation - Behavior Focused Day	11	18	9						
Residential Habilitation - Behavior Focused Month	925	920	919						
Residential Habilitation - Intensive Behavior Day	413	419	416						
Residential Habilitation - Quarter hour	123	125	115						
Residential Habilitation - Standard Day	373	328	281						
Residential Habilitation - Standard Monthly	5,295	5,326	5,249						
Residential Nursing Services	185	205	195						
Residential Nursing Services - RN	33	19	21						
Respiratory Therapy	16	15	17						
Respiratory Therapy Assessment	1	0	0						
Respite Care - Day	446	427	352				72	65	53
Respite Care - Quarter Hour	2,172	2,219	2,148				845	876	837
Skilled Nursing - LPN	55	59	55						
Skilled Nursing - RN	20	19	18						
Special Medical Home Care	12	12	11						
Specialized Mental Health - Assessment	7	6	2						
Specialized Mental Health - Therapy	639	632	611						
Speech Therapy	1,069	1,085	1,067						
Speech Therapy - Assessment	24	12	13						
Support Coordination	9,063	9,008	8,987				1,307	1,286	1,288
Support Coordination - Transitional	5	2	5						
Support Coordination Limited	703	691	696				827	802	827
Supported Employment	2,417	2,382	2,321				312	323	317
Supported Living Coaching	3,681	3,606	3,474				208	207	201
Transportation - Mile	141	141	140				12	12	12
Transportation - Month	1,084	1,065	1,079				98	113	115
Transportation - Trip	7,726	7,599	7,414				502	503	494
Unduplicated Client Count	22,209	22,116	22,057	957	953	947	4,708	4,702	4,722

Note: Based on historical payment patterns, waiver services are incomplete due to anticipated unsubmitted claims.
Source: Medicaid EDS Data Warehouse as of November 1, 2008.

2. Services Received by Persons on the Wait List

Table 2a lists non-Medicaid APD services received in July, August, and September 2008, by individuals who requested enrollment in a waiver but were not enrolled as of the first day of the respective months. Funding for these services came from General Revenue and the Social Services Block Grant. Individuals on the wait list aged 21 or younger may also receive services from the Florida Department of Education and other state and local resources.

Table 2a: Client Counts of Non-Medicaid Services Provided by APD to Clients Waiting for Waiver Services as of July 1, August 1, and September 1, 2008*

	Service Month		
	Jul-08	Aug-08	Sep-08
Total Wait List at Beginning of Month*	17,508	17,699	17,878
Paid Service			
ADULT DAY TRAINING	122	126	120
BEHAVIOR ANALYSIS	10	9	10
COMMUNITY BASED EMPLOYMENT	255	323	366
DENTAL SERVICES	1	0	0
ELIGIBILITY DETERMINATION AND SUPPORT PLANNING	16	18	14
HOME ASSISTANCE	31	31	32
MEDICAL SERVICES	5	4	4
NON-RESIDENTIAL SUPPORTS AND SERVICES	0	1	0
PERSONAL AND FAMILY CARE SERVICES	16	11	12
PRESUPPORTED TRANSITIONAL LIVING	0	1	1
PSYCHOLOGICAL THERAPY	74	75	39
RECREATIONAL THERAPY	2	0	0
RESIDENTIAL HABILITATION SERVICES	30	28	25
RESPIRE	12	9	10
SUPPLIES AND EQUIPMENT	26	19	17
SUPPORT COORDINATION	343	341	322
SUPPORTED LIVING	40	41	41
TRANSPORTATION	105	101	101
LONG TERM RESIDENTIAL SERVICES	13	15	15
Unduplicated Client Total	896	958	937

*FSL Waiver enrollees on the wait list for the DD/HCBS Waiver are excluded from the table. See Tables 1a, 1b, 1c and 1d for information on services used by waiver enrollees.

Source: Wait List and ABC Databases as of November 1, 2008

Table 2b provides client counts of persons on the wait list who received APD non-Medicaid services (see Table 2a) or Medicaid State Plan services. APD non-Medicaid services are provided with state General Revenue and grant dollars. Because some clients received both APD non-Medicaid and State Plan services, the client count in the third row is an unduplicated total rather than a sum of the two prior rows. The last two rows in the table provide information on wait list clients who received neither non-Medicaid nor Medicaid State Plan services.

Table 2b: Client Counts of Non-Medicaid and Medicaid State Plan Services Received by Clients Waiting for Services as of July 1, August 1, and September 1, 2008*

	Service Month		
	Jul-08	Aug-08	Sep-08
Total Wait List at Beginning of Month*	17,508	17,699	17,878
Client Count for APD Non-Medicaid Services**	896	958	937
Client Count for Medicaid State Plan Medical, Facility, and Pharmacy Services***	8,321	8,333	8,421
All Wait List Clients Receiving Services**	8,849	8,908	8,986
Count of Wait List Clients Not Receiving Services	8,659	8,791	8,892
Percent of Wait List Not Receiving Services	49.5%	49.7%	49.7%

*FSL waiver enrollees on the wait list are excluded from the table.

**Clients are counted only once regardless of the number of different services they received.

***Based on historical payment patterns, Medicaid State Plan services are undercounted due to the anticipated unsubmitted claims for the reported service months as of the database effective date.

Source: Wait List and ABC as of November 1, 2008, and Medicaid EDS Data Warehouse as of November 1, 2008.

3. Waiver Enrollment Offers for Persons on the Wait List as of October 1, 2008

Tables 3a and 3b provide the number of individuals on the October 1, 2008, wait list who were offered waiver enrollment in FY 2005/06, FY 2006/07, FY 2007/08 and FY 08-09 to date, with results of those offers indicated. Over 35 percent of the clients on the wait list as of October 1, 2008, have been previously offered waiver enrollment since June 2005. Nearly two-thirds of those receiving offers are enrolled in the FSL Waiver even as they choose to wait for enrollment in the DD/HCBS Waiver.

Table 3a: Waiver Enrollment Offers for Persons on the Wait List as of October 1, 2008

	Number	Percent
Total Wait List Count*	23,955	100.0%
Wait List Clients Offered Waiver**		
FY 2008/09 to date	42	0.2%
FY 2007/08	215	0.9%
FY 2006/07	326	1.4%
FY 2005/06	7,891	32.9%
Total	8,474	35.4%

*In contrast to counts in Tables 2a, 2b, and 5, the wait list count in this table includes FSL Waiver enrollees waiting for DD/HCBS services, since many of these persons received waiver offers.
Source: Wait List Database and Waiver Enrollment Tracking System as of November 1, 2008

Table 3b: Outcomes of Waiver Enrollment Offers for Persons on the Wait List as of October 1, 2008

Disposition of Waiver Offers	Offers in FY 2005/06	Offers in FY 2006/07	Offers in FY 2007/08	Offers in FY 2008/09	Total	
					Number	Percent
Enrolled in FSL Waiver	4,223	326	215	42	4,806	56.71%
Remained in FSL Waiver	936	0	0	0	936	11.05%
Remained on non-Medicaid Services	12	0	0	0	12	0.14%
Ineligible for Waiver	309	0	0	0	309	3.65%
Received and Declined Offer	728	0	0	0	728	8.59%
Offer Sent--No Response	1,467	0	0	0	1,467	17.31%
Other	216	0	0	0	216	2.55%
Total	7,891	326	215	42	8,474	100.0%

In contrast to counts in Tables 2a, 2b and 5, the wait list count in this table includes FSL enrollees waiting for DD/HCBS services, since many of these persons received waiver offers.
Source: Wait List Database and Waiver Enrollment Tracking System as of November 1, 2008.

4. Waiver Enrollment in Fiscal Year 2008-09

Table 4 summarizes new waiver enrollment to date in FY 2008-09. The counts are broken out by client category, waiver, and month of enrollment.

Brown v. Bush enrollments are placements of institutionalized persons on a waiver pursuant to the lawsuit settlement. Crisis cases are enrollees whose needs for services have been determined to require priority enrollment. Foster kids are children on the wait list for the DD/HCBS Waiver who have open cases in the Department of Children and Families' child welfare system. Pursuant to proviso language in the General Appropriations Act of 2006, these children have been given priority enrollment over other persons on the wait list for waiver services, with the exception of crisis enrollments.

Table 4: New Waiver Enrollment by Waiver and Enrollment Type

Month Enrolled	DD/HCBS Waiver			FSL Waiver		Total Crisis Cases	Total Foster Kids	Total Enrolled
	Brown v. Bush	Crisis Cases	Foster Kids	Crisis Cases	Foster Kids			
Oct-06		30		20		50		50
Nov-06	2	48	77	21	68	69	145	216
Dec-06		52	53	24	66	76	119	195
Jan-07	10	29	16	7	22	36	38	84
Feb-07	4	12	2	10	1	22	3	29
Mar-07	4	15		13	3	28	3	35
Apr-07	6	18		6		24		30
May-07	14	52	1	35		87	1	102
Jun-07	12	30	1	16		46	1	59
Jul-07		26		19		45		45
Aug-07		25		23		48		48
Sep-07		29		25		54		54
Oct-07		42		29		71		71
Nov-07		36		24		60		60
Dec-07		27		18		45		45
Jan-08	3	48		21		69		72
Feb-08	20	22		12		34		54
Mar-08	2	34		26		60		62
Apr-08	1	16		18		34		35
May-08	4	47		22		69		73
Jun-08	7	32		22		54		61
Jul-08	5	39		27		66		71
Aug-08	2	36		23		59		61
Sep-08	5	51		16		67		72
Total	101	796	150	477	160	1273	310	1684

Source: ABC Database as of November 1, 2008, and other APD tracking systems

5. Length of Wait for Waiver Services

Table 5 gives a frequency distribution of the length of time individuals have been waiting for waiver services. Currently, the agency policy allows people to remain on the wait list if they refuse services, don't qualify for services, or do not respond to enrollment offers. The list is never purged so some people will always remain on the wait list. These counts include those who may have refused one or more earlier waiver enrollment offers and those who have received other state assistance. Persons enrolled in the Family and Supported Living Waiver are not included in the table.

Table 5: Length of Wait for Any Waiver Services
as of October 1, 2008

Length of Wait	Date Placed on Wait List	Wait List Clients	
		#	%
6 Months or Less	April 1, 2008 or later	1,342	7.4%
6+ to 12 Months	October 1, 2007 - March 31, 2008	1,327	7.3%
12+ to 18 Months	April 1, 2007 - September 30, 2007	1,405	7.8%
18+ to 24 Months	October 1, 2006 - March 31, 2007	1,564	8.6%
24+ to 30 Months	April 1, 2006 - September 30, 2006	1,569	8.7%
30+ to 36 Months	October 1, 2005 - March 31, 2006	1,386	7.7%
36+ to 42 Months	April 1, 2005 - September 30, 2005	1,196	6.6%
42+ to 48 Months	October 1, 2004 - March 31, 2005	1,101	6.1%
4+ to 5 Years	October 1, 2003 - September 30, 2004	2,583	14.3%
More than 5 Years	On or before September 30, 2003	4,627	25.6%
Total Wait List*		18,100	100.0%

*Excluding Family and Supported Living Waiver enrollees.

Source: Wait list Database as of November 1, 2008.

6. Projected Waiver Costs and Appropriations

Table 6 provides information concerning projected waiver costs compared to the available appropriations and any projected surpluses or deficits.

Table 6: Fiscal Year 2008-09 Waiver Budget Forecast

	General Revenue/Other	Federal Match	Total
Appropriation	\$ 371,254,160	\$ 462,275,610	\$ 833,529,770
Deficit Carried Over from FY 07-08	\$ (5,494,742)	\$ (6,841,903)	\$ (12,336,645)
FY 08-09 Expenditures Projected	\$ 437,803,932	\$ 545,141,583	\$ 982,945,515
Adjust for PCA Kids Under 21 (Transferred to AHCA)	\$ 9,015,585	\$ 11,225,962	\$ 20,241,546
Adjust for PCA Rate Reduction to \$15/hr from the Rate as of Jan 1,08	\$ 2,705,617	\$ 3,368,961	\$ 6,074,577
FY 08-09 Expenditures Prior to Policy Changes	\$ 426,082,731	\$ 530,546,661	\$ 956,629,392
Surplus/Deficit Prior to Policy Changes	\$ (60,323,313)	\$ (75,112,954)	\$ (135,436,267)
Projected Effect of Policy Changes			
Tiers to be Fully Implemented on Dec 1, 2008	\$ (18,652,576)	\$ (23,225,682)	\$ (41,878,258)
Provider Rate Reductions on Jul 1, 2008	\$ (19,152,200)	\$ (23,847,800)	\$ (43,000,000)
Cost Plan Re-Basing on Jan 1, 2009	\$ (8,908,000)	\$ (11,092,000)	\$ (20,000,000)
Reshab Rate Reduction on Jul 1, 2008	\$ (5,996,993)	\$ (7,467,294)	\$ (13,464,287)
Total Savings Due to Policy Changes	\$ (52,709,770)	\$ (65,632,776)	\$ (118,342,545)
Projected APD Waiver Surplus/Deficit	\$ (7,613,544)	\$ (9,480,178)	\$ (17,093,721)

*Budget and expenditures for the CDC+ Waiver are included.

**The GAA has been corrected to reflect the FMAP reduction effective October 1, 2008.