

Respite

The service definition and limits outlined below do not include all details and requirements. For the service standards, limitations, provider types, and qualification, and reimbursement information, refer to the appropriate Medicaid HCBS AD/TBI Waivers.

NFOCUS Service Codes

Respite Out-of-Home 7395

Respite In-Home 1113

Respite Agency In-Home (1:2) 7388

Respite Agency In-Home (1:3) 4616

Respite Agency Camp 5711

Respite Out-of-Home (1:2) 2888

Respite Out-of-Home (1:3) 4303

TBI Respite In-Home 6688

TBI Respite In-Home (1:2) 2269

TBI Respite In-Home (1:3) 7549

TBI Respite Out-of-Home (1:2) 3621

TBI Respite Out-of-Home (1:3) 7966

TBI Respite Out-of-Home 3471

TBI Respite Camp 7355

Service Definition

Respite is a service for adults and children on the HCBS Waiver for Aged and Adults and Children with Disabilities (AD) and the Traumatic Brain Injury (TBI) Waiver. It offers temporary care to relieve the usual unpaid caregiver from continuous support and care responsibilities. To be considered a usual unpaid caregiver, one must support a majority of the participant's unpaid care needs and must maintain their primary residence at the same address as the participant. Respite service is authorized as either in or out of a participant's home.

Conditions of Provision

- A. A participant chooses each service based on their assessed needs.
 - 1. Services should increase independence and community integration; and
 - 2. The chosen waiver services and who provides them are documented in the participant's Person-Centered Plan (PCP).
- B. To be considered a usual unpaid caregiver, the caregiver provides support for the majority of the participant's unpaid care needs and must maintain their primary residence at the same address as the participant.
- C. This service does not cover natural supports provided by relatives, legal guardians, or fictive kin living in the participant's home when the support is part of a normal family or household routine, unless the support is clearly above and beyond what is typically expected for a person without a disability.
- D. No more than 360 hours within the participant's annual eligibility period may be authorized.
- E. When the need for respite is identified, the amount authorized is based on several factors, such as availability of informal support, potential for abuse/neglect, and caregiver health status. Respite may be authorized for one or more of the following situations:
 - 1. An emergency or crisis arises which:
 - a. Requires the usual caregiver's absence; or

- b. Places an unusual amount of stress on the usual caregiver.
- 2. The usual caregiver requires health services, including, but not limited to, dental care, doctor appointments, hospitalization, or temporary incapacity of the caregiver.
- 3. The usual caregiver needs relief for regular, prescheduled, personal activities including, but not limited to, time to study, religious services, grocery shopping, or club meetings.
- 4. The usual caregiver requires irregular periods of "time out" for rest and relaxation.
- 5. The usual caregiver is traveling/vacationing.
- F. Respite has the following limitations:
 - 1. Respite is not used to allow the usual caregiver to accept or maintain employment.
 - a. Except when the participant is approved for and attending camp.
- G. Respite cannot be used to pursue a course of study designed to fit the caregiver for paid employment or professional advancement.
- H. A participant cannot be authorized to receive this service at times that overlap with Companion Service, Adult Day Health, Personal Care, Extra Care for Children with Disabilities, or Non-Medical Transportation Services.
 - 1. The services under the AD/TBI waivers are limited to additional services not otherwise covered under the Medicaid state plan, including EPSDT, but consistent with waiver objectives of avoiding institutionalization.
 - 2. Respite is not a habilitative service.
 - 3. This service shall exclude any service available through public education programs funded under the Individuals with Disabilities Education Act (IDEA). This includes services not otherwise available through public education programs in the participant's local school district, including after-school supervision and daytime services when school is not in session.
 - a. Services cannot be provided during school hours set by the local school district.
 - i. Regular school hours and days apply to a child who is homeschooled.
 - 4. When no other option is available, respite may be provided in an institutional setting with prior approval by DDA.
- I. The participant must never be left alone during Respite services.

Provider Requirements

The information outlined below does not include all provider requirements. It is intended to be general information about providers of this specific AD/TBI service.

- A. All providers of waiver services must:
 - 1. Be a Medicaid provider;
 - 2. Comply with all applicable Titles of the Nebraska Administrative Code and Nebraska State Statutes;
 - 3. Adhere to standards described in the Division of Medicaid and Long-Term Care Service Provider Agreement;
 - 4. Have adequate computer skills and access to the technology for the EVV system;
 - 5. Complete DHHS trainings upon request; and
 - 6. Use universal precautions.
- B. Respite services may be provided by an individual or agency.
 - 1. Providers must have training in the following areas, and provide evidence of a current certificate of completion from an accredited source when applicable or upon request:
 - i. Abuse, neglect, and exploitation and state law reporting requirements and prevention;
 - ii. Cardiopulmonary resuscitation; and
 - iii. Basic first aid.

- C. Respite may be provided by a relative or legal guardian but may not be provided by a legally responsible individual.
 - 1. Along with the minor's parent, this will include the parent's spouse.
- D. Each agency provider must:
 - 1. Employ staff based on their qualifications, experience, and demonstrated abilities;
 - 2. Provide training to confirm staff are qualified to provide the necessary level of care;
 - 3. Agree to make training plans available to DHHS; and
 - 4. Ensure adequate availability and quality of service.
- E. TBI Waiver providers must complete DHHS-approved TBI training before providing Respite.

Rates

- A. Rates for individual providers are established by DHHS and may change annually.
- B. Frequency of service is hourly or daily, dependent upon the setting in which the service is provided.
 - a. To bill the daily rate, the provider must be in the same setting as the participant, providing support services and supervision, for a minimum of 8 hours in a 24-hour period 12:00 am to 11:59 pm.