

Week Starting – November 16, 2018

Published 11/17/2018 – 11:09AM (1Consumer, 1PCA, 1Article)

Week Starting – November 9, 2018

Published 11/11/2018 – 4:22PM (5Consumers, 2Articles)

Draft - CDPAP Agency Data Collection Form - Please Review

Would this information help Consumers make a reasoned choice when they need to change Agencies

Articles

Nov 16, 2018, 4:04 PM

CDPAANYS - Consumer Directions Newsletter

Nov 9, 2018, 8:01 PM

National Council on Independent Living - Electronic Visit Verification (EVV)

Task Force Statement of Principles and Goals

Nov 8, 2018, 4:24 PM

New MLTC Policy Document released: CDPAP Fiscal Intermediary Advertising Review & Approval

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On September 16, 2013 the New York State Department of State accepted the Certificate of Incorporation submitted by **Consumer Directed Services, Inc.** under section 404 of the Not-for-Profit Law. A certificate that included the following statement:

To insure that the corporation remains focused on the empowerment of the people being served, as the service population grows, the corporation will expand the Board of Director Membership to insure that a majority of its seats are held by people with disabilities.

*We are pilgrims on a journey; we are travelers on the road;
We are here to help each other walk the mile and bear the load*

Excerpt from - *The Servant Song*- Richard Gillard (1974)

To assist Consumers with the problem of finding new Personal Care Assistants, [Consumer Directed Services, Inc.](http://www.consumerdirectedservices.com) created a FREE Employment Information Bridge between Consumers and Personal Care Assistant (PCA) Candidates.

Consumers / Advocates

To search for a PCA Candidate complete the form at the following link [Consumer / Advocate - Search for a PCA Candidate](#). When your information is received it will be enrolled in the email database, and posted on the website for a month, distributed to all of the members of the Consumer Directed Services database (Consumers, PCA Candidates, and a variety of other Employment Resources), and published in the Consumer Directed Services Newsletter for a month.

To just add your information to the Consumer Directed Services database, a Consumer or Advocate need only send me an email to elitcher@consumerdirectedservices.com and include your name and the text **Newsletter Request**. When your information is received it will be enrolled in the email database and you will begin receiving future issues of the Consumer Directed Services Newsletter and other emails related to the program's goal.

Personal Care Assistant (PCA) Candidates

To include your information in the Newsletter and email database, complete the form at the following link: [Look for a PCA Job \(FREE\) - New York City Metro](#). When your information is received, your information will be published in the Newsletter for a month, and you will begin receiving future issues of the Consumer Directed Services Newsletter and other emails related to the program's goal.

Also, to access our list of Currently Available Jobs, please use the following link: [JOBS](#)

Previously distributed Newsletters (**from January 12, 2011 to present**) have been archived on the [Consumer Directed Services](#) home page. Finally, if you have any questions, comments, or recommendations about this service, or should you wish to remove your address from this list, please contact send an email to elitcher@consumerdirectedservices.com.

Best Regards,
Ed Litcher

Consumers Searching

Consumers Wanted: *For an Employment Information Bridge to work it requires traffic to flow in both directions. If you are in a Consumer Directed Personal Assistance Program, you will eventually need to find a new Home Care Worker. And up to now you may have relied upon Friends, Family, an Agency or you may have chosen to put your own advertisement on the Internet (See the list of Internet resources on the PCA Employment Agency page of this newsletter). Therefore, to help you find the PCA Candidate of your choice, I urge you, to do everything you ordinarily do, to consider an Internet resource and to try*

www.ConsumerDirectedServices.com.

*Finally, if you try Consumer Directed Services, please spread the word. Tell your friends and associates about this **FREE** service.*

Maxwell () on Monday, November 12, 2018 at 20:50:17

City, Town or Borough: North Yonkers / Hastings

Available Transportation: Auto

Phone: 914-837-0854

E-mail: maxhouse333@gmail.com

Email Authorization: Yes

Consumer Age: Between 51 and 70

Payroll Method: Agency

Type of Candidates: Personal Care / Home Health

Candidate Experience: Quadriplegia,, Wheelchairs,, Lifters,, Other Equipment

Description of Languages: English

Hours: 12

Days: 2 to 3

Comments: Great Opportunity for mature male or female with compassionate, enthusiastic work ethic to work with and care for an active 60 yr old male C-5 quadriplegic.

Morning shifts are 7:30 am to 7:30 pm

Morning or day shift generally requires transferring (with lift), toileting, showering, dressing, range of motion, food prep/cooking, misc ADL's, General Housekeeping, occasional laundry and food shopping, possible accompanying to doctor appointments.

Evening shifts are 7:30 pm to 7:30 am

Evening or night shift requires helping patient's ADL, and 2 to 3 HRs Keeping the premises clean, possible food prep/ cooking, misc help, transferring to bed (with lift) and re positioning in bed a few minutes a couple times throughout the evening to prevent skin breakdown and maintain skin integrity.

Certifications such as CNA, PCA, or HHA, helpful but not required, just looking for the right person.

Ideally, prefer someone who drives, lives close by, has experience in Private Home Care and nursing home / hospital care.

Responsible Nursing or Med students considered. Patient can self direct what needs to be done, but cleanliness, attentiveness, initiative and cooperative personality with the right chemistry for both parties are critical.

Would like applicant to be flexible and work with other Aides to provide backup in the very rare occasion the scheduled Aide can not make it due to an emergency.

Note: Please email your resume, your picture, phone number and a brief overview of your situation demonstrating your appropriateness for this position and I will reply with specifics.

Serious inquiries only
Thank you

MaryAnn Marra () on Saturday, November 10, 2018 at 15:31:28

City, Town or Borough: New York
Available Transportation: Bus
Phone: 917-363-5036
Best Time: 9am to 9pm
E-mail: marramary_ann@msn.com
Email Authorization: Yes
Consumer Age: Between 51 and 70
Consumer Gender: Female
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Seniors, Wheelchairs, Lifters
Description of Special Diets: Low fat
Description of Languages: English
Preferred Candidate Gender: Female

Required Documentation: Proof of Identity, Recommendations

Hours: 12

Days: 2

Start Time: 9am

Description of Schedule: Thursday and Friday must be able to fill in if necessary.

Pay Per Hour: 13.50

Comments: I need help with all activities of daily living. Cooking, cleaning, and possible going to medical appointments when necessary. Must be responsible, caring, and on time. If you're going to be late please call me. I'm fare and understanding but, don't try to get away with anything.

K. O. () on Saturday, November 10, 2018 at 12:06:15

City, Town or Borough: Yonkers , NY

Available Transportation: Bus

Phone: 914-963-3851

Best Time: 10-4:00

E-mail: Joanbund@verizon.net

Consumer Age: Between 51 and 70

Consumer Gender: Female

Payroll Method: Agency

Type of Candidates: Other Employees

Description of Other Type of Candidates: ALL DAILY LIVING

Candidate Experience: Quadriplegia, Wheelchairs, Lifters

Description of Languages: English

Preferred Candidate Gender: Female

Required Documentation: Social Security Number

Hours: 24

Days: 7

Description of Schedule: Multiple shifts available. 12 hour shifts

Pay Per Hour: 13.50

Comments: Concepts Of Independence provides salary and healthcare benefits.

Rachel () on Friday, November 9, 2018 at 13:52:52

Neighborhood Name: Uniondale

City, Town or Borough: Nassau County

Available Transportation: Bus, Train

Phone: 5169787683

Best Time: 8 am to 9

E-mail: jamesjkeefe45@gmail.com

Email Authorization: Yes

Consumer Age: Older than 70

Consumer Gender: Female

Payroll Method: Agency

Type of Candidates: Personal Care / Home Health

Candidate Experience: Hemiplegia, Wheelchairs, Lifters

Preferred Candidate Gender: Female

Required Documentation: Social Security Number, Proof of Identity, Recommendations

Hours: 13

Days: 3

Start Time: 8:00 AM

Description of Schedule: 24 hour presence with 8 hr sleep and 3 hr meals/free time

Pay Per Hour: \$14.00

Comments: Transportation by Bus (N6 from Jamaica to Hempstead Terminal, then N16 or N27 toward Glen Cove/Garden City (approx. 8 minutes); by Train LIRR to Hempstead, then N16 or N 27 as above. I am 85 years old, hemiparetic due to a birth injury, and require a Hoyer lift to transfer from bed to wheelchair and back; need assistance with bathing and toileting; laundry, meal preparation and light housekeeping. Agency is Recco. If you are not currently enrolled with Recco I will help you through the process of applying.

Sharon () on Thursday, November 8, 2018 at 12:15:25

Neighborhood Name: Roosevelt Island

City, Town or Borough: NYC

Available Transportation: Subway (F), Bus (Q102), Tramway, and Ferry from Long Island

City, Astoria and Manhattan.

Phone: 212-758-1274

Best Time: Tuesday, Thursday, Friday and Weekend

E-mail: sstern1008@gmail.com

Consumer Age: Between 51 and 70

Payroll Method: Agency

Type of Candidates: Personal Care / Home Health

Candidate Experience: Quadriplegia, Ventilators, Wheelchairs

Description of Languages: English

Preferred Candidate Gender: Female

Required Documentation: Social Security Number

Description of Schedule: flex

Pay Per Hour: Determined by Agency

Comment: Although the salary and full benefit program is provided by Concepts of Independence, **the Consumer will consider paying a salary bonus**, depending upon the PCA's willingness to remain on the job and their ability to do their job effectively.

Tabitha () on Thursday, November 8, 2018 at 08:50:58

Neighborhood Name: Tribeca
Phone: 845-480-6882
Best Time: After 2 P
E-mail: tabi119@yahoo.com
Email Authorization: Yes
Consumer Age: Between 31 and 50
Consumer Gender: Female
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Ventilators, Wheelchairs, Lifters
Preferred Candidate Gender: Male
Required Documentation: Social Security Number, Proof of Identity
Hours: 12
Description of Schedule: 7-7
Pay Per Hour: 13/14

Charles () on Monday, November 5, 2018 at 14:06:13

Neighborhood Name: Suffolk
City, Town or Borough: Patchogue/ Medford
Available Transportation: Auto
E-mail: Catsme0w12@optonline.net
Consumer Age: Between 51 and 70
Consumer Gender: Male
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Paraplegia, Quadriplegia, Wheelchairs
Preferred Candidate Gender: Female
Required Documentation: Social Security Number
Hours: 40
Days: 5
Start Time: 8am
Description of Schedule: Mon-Fri 8am to 4 pm
Pay Per Hour: \$14.22

Comments: Non smoker preferred, someone who is able to separate from their cell phone for a few hrs.

Rebecca Ruffin () on Wednesday, October 31, 2018 at 13:07:12

Neighborhood Name: Harlem
Available Transportation: Subway, Bus, Train, Auto
Phone: 914-834-0372
Best Time: anytime
Consumer Age: Older than 70
Consumer Gender: Female
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Seniors, Mental Impairments / Alzheimer's Disease
Preferred Candidate Gender: Female
Required Documentation: Social Security Number, Proof of Identity, Recommendations
Description of Schedule: flexible
Comments: This individual was approved for 168 hours a week. Therefore, we have a lot of time to fill. We prefer someone who lives in Harlem or the Bronx. Must have experience working with dementia individual.

Sharifa Abu-Hamda () on Sunday, October 28, 2018 at 16:51:12

Neighborhood Name: Gerritsen Beach
City, Town or Borough: Brooklyn
Available Transportation: Bus
Phone: 347-503-9032
E-mail: sharifaabuhamda@gmail.com
Email Authorization: Yes
Consumer Age: Between 31 and 50
Consumer Gender: Female
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Quadriplegia, Ventilators, Wheelchairs, Lifters
Preferred Candidate Gender: Female
Required Documentation: Social Security Number, Proof of Identity, Recommendations
Hours: 12
Days: 3-4
Pay Per Hour: 13.50

Tippy Felzenstein () on Monday, October 22, 2018 at 19:42:29

Name: Tippy Stein
Neighborhood Name: Flatbush
City, Town or Borough: Brooklyn
Available Transportation: Subway, Bus
Phone: 818-913-3757
Best Time: PM
E-mail: paperchase2000@gmail.com
Email Authorization: Yes
Consumer Age: Older than 70
Consumer Gender: Female
Payroll Method: Agency
Type of Candidates: Domestic / Homemaking
Candidate Experience: Seniors, Languages
Description of Languages: Russian, Spanish, Yiddish, Hebrew, Hungarian
Preferred Candidate Gender: Female
Required Documentation: Social Security Number, Proof of Identity, Recommendations
Hours: 24
Days: 3
Start Time: 8am
Description of Schedule: Dementia patient needs full care, including house care, feeding, dressing, bathing, diapers
Pay Per Hour: 13.50
Pay Per Day: hour
Comments: Looking for someone with a kind heart and sweet personality that is looking to earn, but also to provide service.

FLORENCE FOX () on Sunday, October 21, 2018 at 21:01:21

Name: MS. FOX
Neighborhood Name: CHELSEA
City, Town or Borough: MANHATTAN, NEW YORK
Available Transportation: Subway, Bus
Phone: 212-255-1260
Best Time: 12 NOON
E-mail: FLO@FLOFOX.COM
Email Authorization: Yes
Consumer Age: Between 31 and 50
Consumer Gender: Female

Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Seniors, Paraplegia, Quadriplegia, Wheelchairs, Lifters, Other
Equipment, Visual / Auditory Impairments, Special Diets, Languages
Description of Special Diets: NO RED MEAT OR FRID FOODS
Description of Languages: ENGLISH
Preferred Candidate Gender: Female
Required Documentation: Proof of Identity, Recommendations
Hours: 12
Days: 3
Start Time: 7:30 AM OR PM
Pay Per Hour: \$12

Takesha Crosby () on Sunday, October 21, 2018 at 10:04:08

Neighborhood Name: Staten Island NY
Available Transportation: Bus, Train, Auto
Phone: 718-607-1411
Best Time: Anytime
E-mail: Takeshacrosby@gmail.com
Email Authorization: Yes
Consumer Age: Younger than 21
Consumer Gender: Male
Payroll Method: Agency
Type of Candidates: Personal Care / Home Health
Candidate Experience: Children, Teens, Young Adults, Mental Impairments / Alzheimer's
Disease, Languages
Description of Languages: English
Preferred Candidate Gender: Female
Required Documentation: Social Security Number, Proof of Identity, Recommendations
Hours: 5 to 9
Days: 3
Start Time: 5pm
Pay Per Hour: 13.00
Pay Per Week: 120.00
Comments: Looking a part time aide for my Son to assist, part time currently.

Yolanda () on Thursday, October 18, 2018 at 14:59:18

Neighborhood Name: Fordham Rd

City, Town or Borough: Bronx
Available Transportation: Subway, Bus
E-mail: rls356014@gmail.com

Email Authorization: Yes

Consumer Age: Older than 70

Consumer Gender: Female

Payroll Method: Agency

Type of Candidates: Personal Care / Home Health

Candidate Experience: Seniors, Special Diets

Description of Special Diets: Vegetarian

Preferred Candidate Gender: Female

Required Documentation: Social Security Number, Proof of Identity, Recommendations

Hours: 7

Days: 3-5

Start Time: Morning

Description of Schedule: Flexible schedule

Pay Per Hour: 13.00

Comments: Cook, light housekeeping, accompany to appointments, assist with bathing. Pay is by agency so registration is required and physical.

PCA Information

Consumer Directed Services is not an Agency and makes no representation (positive or negative) regarding the appropriateness of any PCA Candidate, or the terms and conditions of any employment relationship. All employment and payment decisions are the exclusive responsibility of the Consumer.

Note: If you are seeking employment from a Consumer who is receiving their service authorization from a New York State Medicaid funded Consumer Directed Personal Assistance Program, the Consumer is permitted to consider your employment only if you can pass ALL of the following New York State reviews.

1. You are an adult of at least 18 years of age.
2. The Consumer is not your spouse or (if the Consumer is younger than 21) is not your child.
3. You do not live in the home of the Consumer (unless their service requires it).
4. You are not the Designated Representative (Surrogate) of the Consumer.
5. You do not have any financial control over the Consumer.
6. Your information must pass a Federal and State Government Exclusion List Review.
- 7 You have a verifiable Social Security number and the qualified documents needed to prove that you are eligible to work in the United States.

The State of New York also requires each Personal Care Assistant to complete a Health Assessment BEFORE you begin work.

The Health Assessment includes:

- A basic physical exam - blood pressure, height, weight, etc.
- A TB (Tuberculosis) Screen (PPD) or a chest x-ray if the test is positive or if the test would not be appropriate
- A Measles and Rubella Screen or Vaccine
- A drug test of Urine (forensic toxicology)
- Documentation of vaccination against influenza, or wearing of a surgical or procedure mask during the influenza season

In addition to the above New York State requirements, the municipality in which the Consumer lives may also impose additional health assessments or legal reviews. The Consumer Directed Personal Assistance Program your Consumer chooses will require the completion of a Memorandum of Understanding (Consumer / Personal Care Assistant Agreement) to clarify the employment relationship, and they may require other documents to help them effectively complete their role as the Consumers Fiscal Intermediary.

PCA Candidates

Kiana Mohansingh () on Thursday, November 15, 2018 at 11:54:52

Phone: 324 Beach 88th street

Best Time: 609-808-1322

E-mail: KianaMohansingh@hotmail.com

Email Authorization: Yes

Gender: Female

Type of Position: Personal Care / Home Health

Worked with a CDPAP Consumer/Surrogate: Yes

Consumer/Surrogate References Available: Yes

Enrolled with a CDPAP: Yes

Experience: Seniors,, Paraplegia,, Ventilators,, Wheelchairs,, Mental Impairments / Alzheimer's Disease,, Visual / Auditory Impairments

Can pass the New York State Review: Yes

Had a Health Assessment in the past 12 months: Yes

Have or can get a copy of my recent Health Assessment: Yes

Other Documentation Available: Proof of Identity

Days per Week: 5

Preferred Start Time: 7 or 8

Jazmine Young () on Sunday, November 4, 2018 at 14:27:08

Address: Coney Island, Brooklyn

Phone: 347-922-8529

E-mail: jaz82593@yahoo.com

Email Authorization: Yes

Gender: Female

Type of Position: Personal Care / Home Health

Years Employed with a Consumer/Surrogate: 3 years

Enrolled with a CDPAP: Yes

CDPAP Agency Name(s): Concepts of Independence

Experience: Paraplegia, Ventilators, Wheelchairs

Can pass the New York State Review: Yes

Had a Health Assessment in the past 12 months: Yes

Have or can get a copy of my recent Health Assessment: Yes

Other Documentation Available: Proof of Identity

Hours per Week: 21

Days per Week: 2-3
Preferred Start Time: 8am
Days I Would Like to Work: Friday Saturday & Sunday
I am willing to work a 24 Hour Sleep-In schedule: No
Target Salary Per Hour: 13.00
Comments: Part Time Home Attendant

Simone Johnson () on Tuesday, October 30, 2018 at 09:58:58

Address: Bronx NY
Phone: 347 772 6921
Best Time: Anytime
E-mail: mummy876@gmail.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: Yes
Consumer/Surrogate References Available: Yes
Years Employed with a Consumer/Surrogate: 4
Enrolled with a CDPAP: No
Experience: Teens, Young Adults, Seniors, Paraplegia, Quadriplegia, Hemiplegia, Amputation, Ventilators, Wheelchairs, Lifters, Other Equipment, Mental Impairments / Alzheimer's Disease, Visual / Auditory Impairments, Special Diets
Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity, Recommendations
Certificate/License: Personal Care, Home Health Aid, Driver's License
Hours per Week: 40
Days per Week: 5
Preferred Start Time: 2pm
I am willing to work a 24 Hour Sleep-In schedule: N/A
Target Salary Per Hour: \$13-\$18
Comments: I currently hold a Associate in Medical Assisting, Certification in Home Health and Certification in Patient Care Assistant

Kim Hanover () on Friday, November 2, 2018 at 13:37:20

Address: 111-15 205 St. St Albans NY 11412
Phone: 718-506-5147

Best Time: Anytime
E-mail: Jerrolhanover@yahoo.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: Yes
Consumer/Surrogate References Available: Yes
Years Employed with a Consumer/Surrogate: 10yrs
Enrolled with a CDPAP: Yes
CDPAP Agency Name(s): Concepts of Independence
Experience: Seniors, Paraplegia, Quadriplegia, Hemiplegia, Amputation, Ventilators, Wheelchairs, Lifters, Other Equipment, Special Diets
Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity
Certificate/License: Personal Care, Home Health Aid
Hours per Week: Any
Days per Week: 3
Preferred Start Time: Anytime
Days I Would Like to Work: Saturday, Monday Tuesday
I am willing to work a 24 Hour Sleep-In schedule: Yes
Target Salary Per Hour: 14

Mary Leal Brady () on Sunday, October 28, 2018 at 19:35:38

Address: 32 Ridgewood Ave
Phone: 520-204-6458
Best Time: After 6pm
E-mail: marylbrady3@gmail.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: Yes
Consumer/Surrogate References Available: Yes
Years Employed with a Consumer/Surrogate: One
Enrolled with a CDPAP: Yes
CDPAP Agency Name(s): Recco
Experience: Seniors, Languages
Description of Languages: Spanish and Portuguese
Can pass the New York State Review: Yes

Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity, Recommendations
Certificate/License: Personal Care, Home Health Aid, Driver's License, Other
Description of Other Certificate/License: Medical Assistant
Hours per Week: 20
Days per Week: 3
Preferred Start Time: 8pm
I am willing to work a 24 Hour Sleep-In schedule: Yes
Target Salary Per Hour: 15.00
Comments: I've been in the Health care field for the last 10 years.

Danielle Rossi () on Sunday, October 28, 2018 at 12:19:14

Address: 154 Broome Street New York NY 10002
Phone: 917-723-3286
Best Time: Anytime
E-mail: Daniellerossi38@gmail.com
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: Yes
Consumer/Surrogate References Available: Yes
Years Employed with a Consumer/Surrogate: 1
Enrolled with a CDPAP: Yes
CDPAP Agency Name(s): Concepts of Independence
Experience: Young Adults, Seniors, Paraplegia, Wheelchairs
Description of Languages: English
Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity, Recommendations
Hours per Week: 40
Days per Week: 5
Preferred Start Time: 9
Days I Would Like to Work: Monday threw Friday
I am willing to work a 24 Hour Sleep-In schedule: No
Target Salary Per Hour: 13

Ashley Sanchez () on Wednesday, October 24, 2018 at 15:27:55

Address: 834 East 161st Street Bronx NY 10459

Phone: 718-913-5762
Best Time: Any
E-mail: ashleysanchez7969@gmail.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: No
Enrolled with a CDPAP: No
Experience: Children
Description of Languages: English and Spanish
Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: No
Have or can get a copy of my recent Health Assessment: No
Other Documentation Available: Proof of Identity
Certificate/License: Other
Description of Other Certificate/License: Driver's Permit
Hours per Week: 40
Days per Week: 5
Preferred Start Time: open
Days I Would Like to Work: Open
I am willing to work a 24 Hour Sleep-In schedule: I can't because I have children
Target Salary Per Hour: Open
Target Salary Per Day: Open

Danielle Artist () on Tuesday, October 23, 2018 at 11:46:20

Address: 225 Division Avenue
Phone: 718-781-3179
Best Time: Anytime
E-mail: d.artist81@gmail.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: Yes
Consumer/Surrogate References Available: Yes
Years Employed with a Consumer/Surrogate: 3 years
Enrolled with a CDPAP: Yes
CDPAP Agency Name(s): Concepts of Independence
Experience: Children, Young Adults, Seniors, Paraplegia, Quadriplegia, Amputation, Wheelchairs, Other Equipment, Mental Impairments / Alzheimer's Disease, Visual / Auditory Impairments, Special Diets

Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity, Recommendations
Certificate/License: Personal Care, Driver's License
Description of Other Certificate/License: CPR
Hours per Week: 30
Days I Would Like to Work: Monday thru Thursday
I am willing to work a 24 Hour Sleep-In schedule: No
Target Salary Per Hour: 13/13.50
Comments: My name is Danielle Artist. I have experience in the healthcare field since 2001. I worked in various homes, nursing home and private cases. I have experience with people with Dementia, Multiple sclerosis, Diabetes, paralyze, mental illness etc. I honestly enjoy working with people in general it just my passion.

Beveth Ogarro () on Tuesday, October 23, 2018 at 09:51:57

Address: 674 Sackman Street
Phone: 646-696-6033
Best Time: Any time
E-mail: KyriSSa94@gmail.com
Email Authorization: Yes
Gender: Female
Type of Position: Personal Care / Home Health
Worked with a CDPAP Consumer/Surrogate: No
Experience: Children, Teens, Seniors
Can pass the New York State Review: Yes
Had a Health Assessment in the past 12 months: Yes
Have or can get a copy of my recent Health Assessment: Yes
Other Documentation Available: Proof of Identity, Recommendations
Certificate/License: Personal Care
Description of Other Certificate/License: Baby nurse certificate and CPR certificate
Hours per Week: 35
Days per Week: 5
Preferred Start Time: Open
Days I Would Like to Work: Monday, Tuesday, Wednesday, Thursday, Friday
I am willing to work a 24 Hour Sleep-In schedule: Yes
Target Salary Per Hour: 16 - Target Salary Per Day: 130.00
Comments: I have been a nanny for 25 years for all ages. Cooking, cleaning, and laundry I have done for my previous jobs. As

stated above I have a CPR certificate and baby nurse certificate.

Jessica D () on Wednesday, October 17, 2018 at 09:43:14

Address: Bronx

Phone: 347-379-8122

Best Time: Any

E-mail: jessicad15@hiotmail.com

Email Authorization: Yes

Gender: Female

Type of Position: Personal Care / Home Health

Worked with a CDPAP Consumer/Surrogate: Yes

Enrolled with a CDPAP: Yes

CDPAP Agency Name(s): Concepts of Independence

Experience: Children, Teens, Young Adults, Seniors, Paraplegia, Quadriplegia, Hemiplegia, Ventilators, Wheelchairs, Lifters, Mental Impairments / Alzheimer's Disease, Visual / Auditory Impairments, Special Diets

Can pass the New York State Review: Yes

Had a Health Assessment in the past 12 months: Yes

Have or can get a copy of my recent Health Assessment: Yes

Other Documentation Available: Proof of Identity

Certificate/License: Personal Care, Home Health Aid, Other

Description of Other Certificate/License: Medical Assistant, CAN

Articles Related to the CDPAP

CDPAANYS - Consumer Directions Newsletter

Nov 16, 2018, 4:04 PM

November 16, 2018

Amicus Brief on Live-In Officially Filed with Court of Appeals

CDPAANYS received word from counsel today that the Court of Appeals has officially accepted the Amicus brief filed with regards to live-in litigation. We will send the final version of the Amicus to members early next week.

Lobby Day Scheduled for February 11!

CDPAANYS will be joining forces with the New York Association on Independent Living for Legislative Day in Albany on Monday, February 11. Please mark your calendars and save the date!

The Board has just adopted CDPAANYS' [2019 Budget & Legislative Agenda](https://cdpaanys.org/wp-content/uploads/2018/11/2019-Legislative-Agenda-ADOPTED.pdf) (<https://cdpaanys.org/wp-content/uploads/2018/11/2019-Legislative-Agenda-ADOPTED.pdf>). Many agenda items have not changed since 2018, with reimbursement & wages being the top priority item. New this year, we are seeking a commitment from the State to protect live-in services, ensure timely & accurate public information on CDPA, and put an end to unethical and predatory business practices such as threatening workers to sign non-compete agreements.

Thanks to the generosity of those who participated in our conference raffle/auction, CDPAANYS is able to offer [Lobby Day travel scholarships](https://goo.gl/forms/rntKXWEQn7O2XO5g1) (<https://goo.gl/forms/rntKXWEQn7O2XO5g1>) to consumers/designated representatives. This year, the plans' top legislative priority is to attack CDPA. It is more important than ever that we have a **strong presence of providers AND consumers** at this year's Lobby Day!

2019 Plan Closure Information

On October 19, members of **GuildNet MLTC** were alerted that the plan will be ceasing operations in New York State on **January 1, 2019**. Members must choose a new plan by December 19, 2018 or they will be auto assigned a new plan by the State. If you switched plans

on or after that date, your new plan must continue your current care plan for 120 days from the transfer date.

If you had already transferred plans prior to this notice and your services or hours were reduced, we urge you to contact **ICAN**, the statewide MLTC member advocacy Ombudsman program for help filing a **plan appeal with aid continuing**. You may reach ICAN by phone at 844-614-8800, email at ican@cssny.org, or via their website at icannys.org. You may view the DOH official plan transition policy [here](https://www.health.ny.gov/health_care/medicaid/redesign/mrt90/mltc_policy/17-02.htm) (https://www.health.ny.gov/health_care/medicaid/redesign/mrt90/mltc_policy/17-02.htm).

United Healthcare announced they will be stop serving the following six upstate counties as of **February 1, 2019**: Albany, Broome, Erie, Monroe, Oneida, and Onondaga. Enrollees will receive a 60 day advance notice to switch plans, or be auto-assigned a new plan as of January 1, 2019.

The new **MLTC lock-in** (https://www.health.ny.gov/health_care/medicaid/redesign/mrt11202/docs/attachment3_lockinn_notice.pdf) policy begins **December 1, 2019**. Enrollees who switch plans on or after that date have 90 days to change plans from their transition date before they are “locked-in” for the remainder of the calendar year. Once you are locked in, you may request to change plans for a good cause, which may include, but is not limited to: moving out of your MLTC plan’s service area, failure of your MLTC plan to furnish services to you, to continue being cared for by your home care worker, or if your enrollment was non-consensual. This policy does not apply to FIDA, MAP or PACE plans.

Four FIDA plans are also set to close **January 1, 2019**. **Guildnet GoldPlus FIDA plan**, **Village Care Max Full Advantage**, and **MetroPlus FIDA** which only cover members in NYC, as well as **AgeWell NY FIDA plan**, which covers members in NYC, as well as Nassau, Suffolk, and Westchester Counties, are set to close January 1. Notices were sent to members on October 19 alerting them that they must choose a new plan by December 31, 2018 or be auto-assigned to **Healthfirst AbsoluteCare FIDA plan**.

The MLTC transition policy does not apply to FIDA plans. Members switching to a new FIDA plan will be granted a 90 day transition period, though the transition rights of members who switch from a FIDA to MLTC plan is uncertain. Again, we urge you to contact **ICAN** with any transition questions.

Consumer Directed Personal Assistance Association of New York State
119 Washington Ave, Suite 3A, Albany, NY 12210
PH: 518-813-9537
FAX: 518-813-9539
www.cdpaanys.org

National Council on Independent Living Electronic Visit Verification (EVV) Task Force Statement of Principles and Goals

Nov 9, 2018, 8:01 PM

EVV Goals & Principles - PDF

<https://www.ncil.org/.../10-15-18-EVV-Principles-and-Goals.pdf>

NCIL EVV Goals & Principles – Word

<https://t.e2ma.net/click/f15p0j/zo9v88/z4x9rbe>

NCIL EVV Goals & Principles - Plain Text

<https://www.ncil.org/.../10-15-18-EVV-Principles-and-Goals.txt>

Electronic Visit Verification (EVV) requirements were passed into federal law as part of the 21st Century Cures Act (‘Cures Act’) of 2016. The Cures Act requires the implementation of EVV to monitor all *personal care services (PCS)* and home health care services (HHCS) funded by Medicaid.

States were initially tasked to ensure that all state Medicaid and waiver PCS provided in the home comply with EVV guidelines by January 2019. Recent federal legislation extended this deadline to January 2020. Because many people with disabilities rely on these services to live independently in our homes and communities, ***the disability community is negatively impacted in a variety of ways by EVV policies and mandates.***

The National Council on Independent Living (NCIL) believes that people with disabilities have the right to be integrated in society and control our own lives. ***EVV systems undermine the intent and integrity of the Independent Living Model*** and personal care services, including Consumer-Directed Services (CDS). EVV systems threaten the privacy of countless Americans with disabilities who would otherwise be free of intrusive governmental monitoring.

NCIL advocates for the leadership of people with disabilities in all policy discussions and decisions that impact our lives. The expertise and active engagement of people with disabilities is critical in all EVV development, implementation, and evaluation.

EVV VIOLATES CIVIL RIGHTS

Right to privacy

EVV is based on false stereotypes that people with disabilities and seniors are helpless and homebound, unable to have control over our own lives. EVV was designed to be implemented through a medical model: a one-size-fits-all approach in which individuals are “patients” and which leaves little room for individual consumer choice. ***EVV was designed based on outdated, ableist assumptions and is implemented by traditional home care agencies with standardized procedures and routines to which consumers must conform*** in order to receive services.

Forcing recipients of personal care services and consumer-directed services into ***the EVV “patient model” takes away our ability to live autonomous lives and experience constitutionally guaranteed freedoms that non-disabled individuals take for granted***. EVV forces us and our care workers to have our movements, whereabouts, and very personal activities monitored and data collected by state agencies - solely due to a lived experience with disability that requires personal care assistance.

The punitive proposition that Americans with disabilities and the caring providers who work with us must be surveilled by ***EVV is ethically untenable and socially archaic***. It reverses gains of the Independent Living Movement, turning back to the default of unnecessary institutionalization, and strips Americans of their Constitutional rights to personal privacy.

Olmstead decision

The Americans with Disabilities Act (ADA) and the Supreme Court’s Olmstead ruling mandate that ***Americans with significant disabilities should receive services in a way that enables us to live in the community in the “most integrated setting”***.

There is long history of a critical shortage of personal care providers in the home care industry.^[1] With stagnant and, in many states, declining wages over the past decade, independent providers such as personal care assistants (PCAs) are continually expected to do more with less time, less pay and less education than their traditional agency counterparts. ***The additional requirements of EVV will further erode the ability of PCAs to do the critical work of providing personal care***.

These workers have voiced concern about their ability to continue to provide a high level of care while also using electronic monitoring systems (EVV), especially in health emergencies or illness. ***This will cause many PCAs to leave the field completely***. There are already increasing reports of PCAs abandoning this line of work as EVV is implemented across the nation, leaving the struggling PCA industry, and more importantly, people with disabilities in an even more dire state.

With decreasing availability of PCAs and chronically inadequate wages, ***more consumers with disabilities will be pushed into nursing facilities, which take away our dignity, and cost much more in Medicaid dollars. State governments must accept the responsibility of these ramifications*** as they knowingly pursue EVV in the face of a provider availability crisis.

Forcing individuals out of the community and into nursing facilities by not addressing the provider shortage is irresponsible; ***further exacerbating this provider crisis via mandatory EVV is discriminatory under federal laws.*** The ability to live integrated in the community is a civil right for people with disabilities under the ADA and the Olmstead decision. ***Our civil rights are violated by the collateral damage of EVV.***

De facto surcharges - the hidden costs to consumers

Medicaid beneficiaries are among the poorest Americans. To be eligible for Medicaid and personal care services, consumers must meet severe income and resource limits. Income usually cannot exceed nominal amounts, typically around \$1,000 per month total, depending on the state. Consumer resources or assets generally cannot exceed a cumulative value of \$2,000.

Nonetheless, ***all proposed EVV systems require the consumer to spend part of our meager resources to regularly access, maintain and pay for secondary services. These may include a smart phone purchase, cellular data plan, Internet connection, landline telephone connection, electric utilities for charging devices, et cetera.***

These EVV mandated costs may seem inconsequential to many, but for Medicaid recipients, usually on a fixed income, ***these requirements mean the difference between having enough to eat or going hungry at the end of each month.***

These hidden costs are not acknowledged by proponents of EVV, who seem ignorant to the realities of living on benefits such as Medicaid. When deciding whether to have enough to eat, or to instead pay for a landline to meet EVV requirements, many will opt to spend their dollars on food, resulting in a loss of their personal care services due to “non-compliance” with EVV. This opens yet another avenue toward ***unwanted, unnecessary and costly institutionalization.***

THE FRAUD MYTH

NCIL opposed the passage of Section 207 H.R. 2646 mandating EVV for Personal Care and Consumer-Directed Services and contends that the stated rationale of significant consumer fraud as the basis for EVV is without merit and discriminatory. The legislative history of the Cures Act shows little or no supporting evidence of widespread or even minimal fraud among individual Medicaid consumers or individual providers.

It can often take more than one year to establish Medicaid eligibility. Personal care and CDS consumers are extensively vetted to establish the presence of severe disability and financial need. ***Comprehensive medical history***, documentation, testing and semi-annual renewals are required ***to verify the presence of serious and multiple disabilities which will likely last for life***, and which are serious enough to put those individuals in jeopardy of unnecessary institutionalization.

Where identified, ***fraud appears in agency or industry providers. It is extremely rare in Consumer-Directed Services.*** Negative stereotypes that individuals with disabilities who rely on benefits programs are malingerers is still prevalent in our society, when nothing could be further from the truth. The assertion by some that there is “massive fraud” in personal care services is false and demeaning to both those who rely on and provide these services.

To illustrate, we can look to the incidence of documented fraud in the State of California, which has conducted and made public several years of fraud investigative reporting in their CDS program, known as In-Home Supportive Services (IHSS). These California Department of Social Services statistics are particularly definitive because ***California has more than half of all Medicaid funded CDS consumers and providers in the U.S.***

For example, in Fiscal Year (FY) 2013-14, all counties combined in the state of California convicted only 165 cases of fraud in the IHSS program.^[2] As there were 445,000 consumers and 404,000 providers in the IHSS program, this amounts to ***a fraud rate of 0.04% statewide in the IHSS program.*** The following FY 2014-15 saw a decline in IHSS fraud in California by conviction in just 87 unique cases,^[3] equating to ***a fraud rate of 0.02% statewide.***

Given that these cases represent more than half of all CDS consumers and providers in the country collectively, it is arguable that ***the presence of fraud in Medicaid CDS in the United States does not even rise to the level of being statistically significant.*** Further, there is nothing in the EVV legislative record to indicate, much less prove, that the elements of EVV would have any impact whatsoever on fraud if it did exist. In any case, the presence of fraud is totally unsubstantiated in the enabling legislation.

These investigations lead NCIL to conclude that the ***real basis for EVV legislation is not fraud, but instead, the coordinated lobbying efforts to advance the interests of technology vendors of EVV systems.***

Further, the types of issues in claims identified by the federal government as possible fraud or abuse are often administrative errors or inconsistencies in definition of personal care services across states.^[4] ***Electronic visit verification requirements will not address these inconsistencies, administrative errors, or identify fraud where it may exist.***

THE HUMAN AND SOCIAL COST OF EVV

The EVV agency model denies the reality that ***people with disabilities and seniors bring to the community a variety of talents, goals and interests that is as deep and wide as that of***

individuals who do not have disabilities. Countless seniors and people with disabilities who use personal care services including CDS live active and rewarding lives, contributing to all segments of society. ***It is imperative that we continue to be able to hire our own individual providers, and to direct personal care services according to our individual needs.***

Under pressure from for-profit technology and care agencies, ***EVV undermines the benefits of Personal Care Services and CDS.*** If funds are directed under EVV to the agency for-profit model, ***our civil rights and freedoms will be further eroded and starved out of existence.***

The burgeoning cost of EVV will rob public coffers of funds that should be more efficiently utilized to fund adequate living wages and benefits for workers.. ***Numerous studies have shown institutionalization to be many times more costly in Medicaid funds than the cost of independent personal care providers.*** Without the availability of personal care service providers, countless individuals with disabilities needlessly end up in nursing homes for life.

For those who are forced to live out their lives in nursing homes, the cost to human dignity, meaningful participation and contribution to community life, is beyond measure.

EVV AS IMPLEMENTED BY STATES

Some states, including Ohio, have already implemented EVV in advance of the deadline, including draconian GPS surveillance of providers and consumers. Federal legislation requires all states to obtain stakeholder input. Stakeholders must include consumers and community advocates. For-profit EVV vendors are not stakeholders.

EVV must verify: the type of service provided; date and time of service; start and end times; location of service; providers and recipients of service. The EVV system must be “minimally burdensome” and not interrupt or change the services provided. States can request deadline waivers by showing a “good faith effort” if they are having implementation or ramp-up challenges.

CMS guidance specifies that ***EVV does not require use of GPS.*** However, because of the legislative goal of collecting data to address fraud, ***some states interpret EVV to require GPS to capture consumer and provider activities.*** This misunderstanding has caused the most ***persistent anxiety and widespread fear among consumers and workers about privacy invasions.*** Such privacy violations can include: government and/or criminal archiving of personal information; hacking of cell phones and other devices; collection and illegal use of personal data; photo and video capture of bodily functions and personal care activities; recordings or eavesdropping on personal and private conversation; and other concerns.

Despite significant impact on the lives of people with disabilities, EVV policy development and decisions largely exclude input from the wider disability community. Opportunity for stakeholder involvement has been spotty or absent. ***A 2017 study noted an overrepresentation***

of influence from groups that are medical or “patient” model; and an underrepresentation of community-based grassroots disability rights advocates.^[5]

This underlines the medical model of EVV, which holds that the main effects of EVV are on agency providers, and not on consumers. ***Consumers are seen as passive “patients” incapable of full autonomy, while the EVV mandate places new burdens on our lives.***

States host “listening sessions” that are often marketed as an opportunity to provide input into the process, but generally do not offer two-way communication capabilities, leaving consumers and independent providers as inactive participants in the process. Many states continue to move forward with EVV implementation without the input of disabled consumers or independent providers.

NCIL PRINCIPLES ON EVV

- EVV threatens decades of advocacy work that created a true Independent Living Model for people with disabilities who wish to live and work in our own communities. ***EVV has no place in Personal Care Services or Consumer-Directed Services***, or in waiver programs that offer CDS-like options. While some states refer to their programs by differing names, CDS programs provide the consumer with: ***choice of service provider***; ***location*** of service (home or community); ***scheduling responsibilities***; and ***consumer control***. ***EVV in all forms erodes these rights*** and eliminates consumers’ ability to direct care at their own volition.
- Stakeholder groups must include and empower people with disabilities, independent of providers, to be drivers and experts in ***the development of policies that uphold the freedoms, rights, dignity, privacy, and independence of people with disabilities***.
- ***The federal EVV mandate, not created because of the need to eliminate fraud in Medicaid personal care services, is instead, a massive financial giveaway to technology vendors of EVV systems.***
- ***Global Positioning Systems (GPS) and biometrics are a direct and excessive violation of the privacy and potential safety of individuals living with disabilities.*** Given the growing frequency and size of private data breaches, consumers are or will be required to tolerate additional intrusions and burdens under EVV, just to receive the life-sustaining care on which we rely to live independently and avoid institutionalization. Americans are guaranteed Constitutional protection from these types of privacy intrusions, and ***disabled Americans demand equal protection under the law.***
- ***GPS / biometrics have a chilling effect on the independent provider / personal care assistant network and further shrinks the chronically inadequate pool of available employees.*** Often working at minimum wage, PCAs are reluctant to be geo-located during their work day, to be biometrically identified, or to take a job requiring technology skills without increased

compensation and at the risk of providing quality care. Some employees are cautioning consumers they will leave once subjected to EVV. Potential workers are going elsewhere when they learn that GPS or biometrics are required. ***Individuals with disabilities across the country are facing increased provider shortage because states are not prohibited from utilizing GPS and biometric features under EVV.***

- People with disabilities have a right to transparency and access to any private data that is collected from our lived experiences. ***The burgeoning EVV industry is not forthcoming about the type of data it collects and stores.*** Data compromise and loss prevention plans must include immediate notification of any breaches to consumers and providers. Threats to identity protection and digital privacy should be given the highest accountability priority.

- ***NCIL believes that people with disabilities have the right to control our own destinies.*** If individuals are to make informed decisions, it's imperative that CMS and states create and implement comprehensive outreach and education to consumers and providers about EVV choice options, such as web portals, telephony, mobile apps, etc.

NCIL EVV TASK FORCE GOALS

- Seek and support federal legislation to ***remove EVV from the 21st Century Cures Act.***

- ***Advocate at the federal level*** with key players, including the Centers for Medicare and Medicaid Services (CMS) and Congressional leaders and staff members, to ensure disability rights and needs are heard, taken into consideration and provided priority in guidance documents, legislation and other communications.

- ***Support direct action and/or legislative pursuits*** through education and resource networking.

- ***Build a national grassroots network of advocates*** to create and disseminate educational resources regarding EVV, its impact on disability communities, and how to eliminate and/or advocate for a minimally burdensome EVV system.

- Collaborate with advocacy organizations, such as Stop EVV, to ***build a clearinghouse of EVV information.***

- ***Develop a “minimally burdensome” EVV standard*** while actively pursuing options to reverse EVV compliance requirements. See the Consumer Directed Personal Assistance Association of New York State (CDPAANYS) Consumer Advocates Workgroup report.^[6] See also California Department of Social Services proposed EVV framework.^[7] Any standard developed must include EVV systems without GPS; offer delayed reporting; and availability of EVV systems that focus on consumer choice.

- ***Support legal action by advocacy communities*** as appropriate where EVV impacts the ability of individuals to continue ***to live independently*** in their own homes and/or move freely throughout the community.
- ***Support legal action by advocacy communities*** as appropriate where EVV implementation infringes upon consumers' ***rights to privacy or data protection***.

CONCLUSION

EVV threatens to violate the privacy and individual pursuit of liberty for people with disabilities who are federally mandated to comply. ***EVV threatens the independent living movement and erodes Consumer-Directed Service*** rights and responsibilities of consumers as sole employers. EVV was a late addition to the 21st Century Cures Act with serious underrepresentation of the disability community input throughout the policy process.

For these reasons, ***NCIL opposes EVV and is actively pursuing options to reverse compliance requirements***. While this mandate remains, NCIL invites other advocacy groups and the disability community at-large to unite in the preservation of the rights to live, work, and play in the community free from excessive monitoring and invasions of privacy.

New MLTC Policy Document released: CDPAP Fiscal Intermediary Advertising Review & Approval

Nov 8, 2018, 4:24 PM

This guidance relates to the law requiring all Fiscal Intermediaries to be authorized by DOH, and also the recent budget law controversially requiring prior approval of all FI marketing materials by DOH.

The effective date of this guidance is 11/1/18 (it was posted yesterday).

It defines what counts as “advertising,” defines which advertising activities are permitted vs. impermissible, and describes the submission and review process.

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a member of the Independent Consumer Advocacy Network
New York State's Ombudsprogram for Managed Care

This was distributed in mid-October to plans and FIs. CDPAAYS is still in Federal court with the Department on this, suing under First amendment grounds.

Bryan O'Malley
Executive Director
CDPAANYS

Office of Health Insurance Programs
Division of Long Term Care
Managed Long Term Care Policy 18.01: Fiscal Intermediary Advertising Review and Approval
Date of Issuance: September 26, 2018

FISCAL INTERMEDIARY ADVERTISING REVIEW AND APPROVAL

New York Social Services Law Section 365-f requires all Fiscal Intermediaries (FIs) be authorized by the New York State Department of Health (DOH). The application for FI Authorization requires FIs to include the submission of all marketing or outreach materials to DOH as attachments to the application. Chapter 57 of the Laws of 2018 requires FIs to submit all advertising materials for approval by DOH before use. The law also establishes penalties for FIs that disseminate unauthorized, false, or misleading advertisements in two or more promotional campaigns/outreach actions.

This guidance is applicable to advertising materials used by FIs on or after November 1, 2018.

Definition of Advertising

Advertising is any material produced in any medium that can reasonably be interpreted as an effort to market the FI's services to medical assistance (Medicaid) beneficiaries. Advertising includes any information produced by, or on behalf of, a particular FI that references the FI and/or the Consumer Directed Personal Assistance Program or Consumer Directed Personal Assistance Services (CDPAP/CDPAS) and is intended for distribution through print, broadcast, digital or direct marketing mechanisms. Advertising mediums include, but are not limited to, media campaigns comprising of any television, radio, billboards, subway and bus posters, electronic messages, and social media on any platform or device.

General Standards

Inaccurate descriptions of the CDPAP program or the roles and responsibilities of CDPAP participants, designated representatives, fiscal intermediaries, and/or aides will be considered false or misleading. False or misleading advertising will not be approved, and will be considered an advertising violation if disseminated. If the Department authorizes an advertisement, it means the Department determined at that time that it is not false or misleading.

Permitted/Impermissible Advertising Activities

Advertising activities may not discriminate based on a potential beneficiary's health status, prior health service use, or need for future health care services. In addition, advertising must not discriminate against any population or socioeconomic group. FIs may not conduct "cold call" telephone solicitations. Door-to-door solicitation is also prohibited.

FIs may not offer material or financial gain to Medicaid beneficiaries as an inducement to participate in CDPAP and/or utilize a specific FI. Specifically, providers and plans may only:

1. Make statements in advertising that are consistent with the roles and responsibilities of the FI and CDPAP, as set forth in SSL §365-f and 18 NYCRR §505.28
2. Offer only nominal gifts, in accordance with current federal guidance, regardless of a beneficiary's intent to utilize the FI

The Submission Process and Requirements

DOH will accept the submission of advertising materials via email to FIMarketing@health.ny.gov.

If hard copy is required, please send to the following address:

NYS DOH DLTC
Suite 1624, 99 Washington Ave
Albany, NY 12210

DOH will assign each unique advertising material submission its own identification number.

Advertising materials that consist of a website with links to electronic/digital attachments must be submitted to DOH in English and in hard-copy format, comprising of a hard-copy page for each webpage. DOH will not accept the submission of a website for review without hard-copy supplements.

In its submission for advertising, the FI must identify the intended types of media (e.g., billboards, posters, print radio, digital, etc.) and target audience (e.g., providers, caregivers, family members, etc.).

Once submitted, DOH will notify the FI of receipt via email.

The Review Period

Materials for Use on or after November 1, 2018

- Advertising materials intended to be used on or after November 1, 2018 must be submitted to DOH for review. DOH will have thirty (30) calendar days to review the submission. The 30-day review period begins on the first day following the DOH email acknowledging receipt of the advertising materials.
- During the review period, FIs may not use any new advertising materials that have not been approved.
- The unique identification number assigned by DOH shall be noted in the bottom left hand corner of the advertising material for internal review and tracking purposes.
- Advertising materials that have been disapproved by DOH may not be utilized.
- Advertising materials that have not received either approval or disapproval from DOH may be utilized at the expiration of the 30-day review period.
 - FIs must cease use of such materials within 30 days if notification is received from DOH that such materials are false or misleading.
 - This does not apply if DOH has requested, but has not received, missing or needed information during the 30-day review period.

Materials in Use Prior to November 1, 2018

Advertising materials used prior to November 1, 2018 are not required to be submitted to DOH for review. Such materials may, however, be voluntarily submitted to DOH for review until December 31, 2018 for an “FI Advertising Amnesty.”

- If DOH determines that the advertising material is false or misleading, DOH will send a notification of disapproval to the FI and the FI will be required to cease use of the advertisement within 30 days of notification.
- Advertising material disapproved as part of the voluntary FI Advertising Amnesty will not count towards the total allowable amount of two or more promotional

campaigns/outreach actions that comprise of unauthorized, false, or misleading advertisements.

Advertising materials that were submitted to DOH as part of an FI Authorization Application will not be reviewed as part of the FI Authorization Application. If previously submitted advertisements are still in use, FIs may choose to submit those materials under the FI Advertising Amnesty policy.

The Approval/Disapproval and FI Appeal Process

DOH will notify the FI whether each advertising material, by unique identification number, is approved or disapproved for use. Approved advertising materials may only be used “as submitted.”

During the review period, DOH may request missing or needed information from the FI. DOH will allow two (2) business days for submission of the missing or needed information, at which point the 30-day review period will be extended by one (1) business day for each businessday in which information is not received. If the information is not provided within 30 days after request, the Department may, in its discretion, disapprove the advertising materials.

The FI has thirty (30) days to appeal a decision that their advertising materials have been found to be false or misleading. DOH will review an appeal within thirty (30) days. No penalty will be assessed during the appeal submission and review period. If the determination that the advertising is false and misleading is upheld, a penalty will be issued.

Any questions about the advertising rules or the submission and approval process should be directed to FIMarketing@health.ny.gov

https://www.health.ny.gov/health_care/medicaid/redesign/mrt90/mltc_policy/docs/2018-10-22_fiscal_advert_policy.pdf

DIA meeting dates for 2018

***General Membership Meetings are held monthly. We meet at Selis Manor,
1st Floor Auditorium 135 West 23rd Street (between 6th and 7th Avenues)***

New York City

1:30 PM to 4:00 PM

Sunday, November 18, 2018

All DIA meetings are open to the public and are wheelchair accessible. We require that all attendees refrain from smoking, wearing any fragrance or carrying devices that beeps (turn off electronic devices or put them on vibrate), as these are all harmful to some of our members and guests. Please support our scent-free environment by abstaining from perfume and cologne! In the event of bad weather, visit www.disabledinaction.org or by calling the DIA answering machine at 718-261-3737, 30 minutes after sundown on Saturday

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Local Independent Living Centers

- Bronx Independent Living Services, Inc. (BILS)
4419 Third Ave, #2C, Bronx, NY 10457
TEL [718 515-2800 x 116](tel:7185152800) / TTY [718 515-2803](tel:7185152803) / FAX [718 515-2844](tel:7185152844)
- Brooklyn Center for Independence of the Disabled (BCID)
27 Smith St, #200, Brooklyn, NY 11201
TEL [718 998-3000](tel:7189983000) / TTY [718 998-7406](tel:7189987406) / FAX [718 998-3743](tel:7189983743)
- Center for Independence of the Disabled in NY (CID-NY) (Manhattan)
841 Broadway, #301, New York, NY 10003
TEL [212 674-2300](tel:2126742300) V / TTY [212-674-5619](tel:2126745619) / FAX [212-254-5953](tel:2122545953)
- CID-NY/Queens
137-02A Northern Blvd, Flushing, NY 11354
Phone: [646-442-1520](tel:6464421520) / Sorenson VP [866-948-1064](tel:8669481064) / TTY [718-886-0427](tel:7188860427) / Fax 718-886-0428
- Harlem Independent Living Center (HILC) (Manhattan)
289 St. Nicholas Ave, #21 Lower Level, New York, NY 10027
TEL: 212-222-7122 / Sorenson VP 646-755-3092 / Relay 866-326-5876 / FAX 212-222-7199
info@hilc.org
- Staten Island Center for Independent Living (SIILC)
470 Castleton Ave, Staten Island, NY 10301
TEL 718-720-9016 / TTY 718-720-9870 / FAX 718-720-9664
- Long Island Center for Independent Living (LICIL) (Nassau Co)
3601 Hempstead Turnpike, #208, Levittown, NY 11756
TEL 516-796-0144 / TEL (Espanol) 516-796-6176 / TTY 516-796-0135 / FAX 516-796-0529 licil@aol.com
- Self Initiated Living Options, Inc. (SILO) (Suffolk Co)
2111 Lakeland Ave, Ronkonkoma, NY 11779
TEL 631-880-7929 / TTY 631-654-8076 / FAX 631-946-6377
contact@siloinc.org
- Westchester Independent Living Center (WILC) (Westchester/White Plains)
200 Hamilton Ave, White Plains, NY 10601
TEL 914-682-3926 / TTY 914-682-0926 / Sorenson Video Phone 866-933 5390 / FAX 914-682-8518
- Westchester Disabled on the Move, Inc. (WDOM) Westchester/Yonkers)
984 No. Broadway, #L-10, Yonkers, NY 10701
TEL 914-968-4717 V & TTY / FAX 914-968-6137

Alternative Resources

The following resources MAY help Consumers find new Personal Care Assistant (PCA) Candidates and manage the CDPAP. (Suggestions Welcome)

Employment

Kingsborough Comm. College, Marisa Joseph
2001 Oriental Blvd, Brooklyn, NY 11235
marisa.joseph@kbcc.cuny.edu
718-368-5563

NYC Technical College Placement Office
pdc@citytech.cuny.edu
(718) 260-5050

Advertising

Able Newspaper
Cost \$5 for each 5 word line (or part) – 30days
Phone: 516-939-2253 www.ablenews.com

Backpage - Basic Cost - Free (7 days)
Available Updates - Auto Repost + Sponsor Ad
(cost determined by number of weeks)
<http://newyork.backpage.com/MedicalHealthJobs/>

Classified Ads, Cost Free
<http://www.classifiedads.com/post.php>

Craigslist, Cost \$45.00 (30 days)
<http://newyork.craigslist.org/>

System Navigation

Homecare Planning Solutions
<http://www.hpsny.org/learning-center/home-care/enroll-in-cdpap/>
718-215-0926

Assistance with enrolling in a CDPAP, or questions about CDPAP,
Call to speak with a specialist. Never any charge for their help

Independent Consumer Advocacy Network (ICAN)
ICAN helps people in New York's Managed Care Plans
Call (844) 614-8800 TTY Relay Service: 711
<http://icannys.org/>

Evelyn Frank Legal Resources Program
Focus - Medicaid, Medicare, home care services, and public benefits issues affecting older adults & people with disabilities
212.613.7310 Monday through Friday 9:00 am – 5:00 pm
EFLRP@nylag.org

Draft - CDPAP Agency

Data Collection Form

- *Name of Agency*
- *Address*
- *Contact Person*
- *Contact Telephone*
- *Contact Email Address*
- *Website*
- *Counties Served*
- *Managed Care Providers*
- *Direct County or DSS Contracts*
- *Number of Years Providing Home Care Services*
- *Number of Years Providing Consumer Directed Personal Assistance Services*
- *Percent CDPAP Consumers verses total Home Care Consumers.*
- *Will your agency be required to participate in the Electronic Visit Verification Program.*

- *Positions occupied by Consumers:*
 1. *Service Recipients*
 2. *Client Advisory Members*
 3. *Board Members*
 4. *Employees*
 5. *Other*

- *If Consumers are on the Board of Director, what portion of the Board is controlled by Consumers?*

- *Reason for becoming a CDPAP:*
 1. *The program is our primary mission.*
 2. *This program helps us to achieve the corporate goal of consumer empowerment.*
 3. *Consumers served by our traditional home care program requested this service.*
 4. *The program provided a more cost effective service solution for consumers with more complex service needs.*
 5. *This program allows us to diversify our mix of services.*

6. *This business model offered a lucrative opportunity that could benefit both the corporation and the consumers.*

7. *Other*

- *Problems with the CDPAP (Besides inadequate reimbursement):*

1. *The model complicates the process of utilizing the corporation's proven systems of quality and fiscal control.*

2. *The model facilitates and encourages Consumer fraud and abuse.*

3. *The model complicates the process of complying with and controlling new regulatory requirements, such as overtime, sleep-in, and joint employment.*

4. *It is difficult to maintain a clear line of separation between agency and consumer responsibilities.*

5. *The consumer's problem of locating suitable PCA's, and managing the delivery of services may make the program too difficult for some consumers.*

6. *It is administratively difficult to manage the problem of collecting all of the required PCA documents without compromising consumer independence or program liability.*

7. *Other*

- *Why Should a Consumer choose your Agency?*

- *Other Comments about your Agency*