

ATTACHMENT Y

Crisis Respite

The Local Intellectual and Developmental Disability Authority (LIDDA) shall ensure the provision of crisis respite in the LIDDA's local service area accordance with the requirements stated in this Attachment Y.

A. Definitions

1. "Crisis" means a situation in which:
 - a) the individual presents an immediate danger to self or others; or
 - b) the individual's mental or physical health is at risk of serious deterioration;
or
 - c) an individual believes he or she presents an immediate danger to self or others or that his or her mental or physical health is at risk of serious deterioration.

2. "Crisis respite" means short-term (up to 14 calendar days) respite for individuals with intellectual or developmental disabilities (IDD) as follows:
 - a) Out-of-home crisis respite provides therapeutic support in a safe environment with staff on-site providing 24-hour supervision to an individual who is demonstrating a crisis that cannot be stabilized in a less intensive setting. Out-of-home crisis respite is provided in a setting for which the state provides oversight (for example, an ICF, a HCS group home, a Department of State Health Services-authorized crisis respite facility, or crisis residential facility); and
 - b) In-home crisis respite provides therapeutic support to an individual, who is demonstrating a crisis, in the individual's residence when it is deemed clinically appropriate for the individual to remain in his or her natural environment, and it is anticipated the crisis can be stabilized within a 72-hour period.

3. "Therapeutic support" means a flexible array of services, including behavioral support provided to individuals with IDD who require varying therapeutic and habilitative levels of intervention to holistically address the stressors that result in challenging behaviors. Support may include training in:
 - a) Activities to strengthen appropriate developmental functioning in areas of socialization, self-advocacy and rights;
 - b) Developing coping skills; and
 - c) Reducing or avoiding stressors to prevent crisis events.

B. Crisis Respite Plan

This Section B applies only if the LIDDA does not have an approved crisis respite plan by August 31, 2016.

1. The LIDDA must develop a crisis respite plan (the "plan") that ensures the provision of crisis respite to individuals with IDD in the LIDDA's local service area. The plan must:
 - a) How the LIDDA will ensure the continuous availability of crisis respite for individuals with IDD, including whether the LIDDA:
 - i. intends to ensure the provision of out-of-home crisis respite, in-home crisis respite, or both; and
 - ii. will be responsible for operating crisis respite directly or through subcontract(s);
 - b) State if the LIDDA will be responsible for operating or contracting for an out-of-home crisis respite location, which must be a setting for which the state provides oversight, and describe:
 - i. the intended location(s), identified by county;
 - ii. how the LIDDA will ensure the provision of therapeutic support;
 - iii. how the LIDDA will staff the location; and
 - iv. staff qualifications, which at a minimum must be consistent with 40 TAC, §2.315(h)(4), and required training for staff;
 - d) State if the LIDDA will be responsible for ensuring in-home crisis respite, and describe:
 - i. how the LIDDA will ensure the provision of therapeutic support;
 - ii. how the LIDDA will staff in-home respite; and
 - iii. staff qualifications, which at a minimum must be consistent with 40 TAC, §2.315(h)(4), and required training for staff;
 - e) Include a timeline for plan implementation after approval by DADS;
 - f) Describe how the LIDDA will address adverse trends, including recidivism; and
 - g) Describe how fiscal year 2016 funds will be used to arrange and ensure the provision of crisis respite.
2. The LIDDA must submit a crisis respite plan to DADS using a DADS-approved format.
3. DADS will notify the LIDDA if the crisis respite plan is approved or if there is a need to modify or clarify the plan. The LIDDAs are required to make modifications as needed.

C. Revision to Approved Crisis Respite Plan

1. The LIDDA must revise its approved crisis plan to include a description of:
 - a) how fiscal year 2017 funding for crisis respite will be used to arrange and ensure the provision of crisis respite in fiscal year 2017;
 - b) the estimated service targets for fiscal year 2017;
 - c) the timeline for implementing the revised crisis plan after approval; and
 - d) any other necessary revisions to the approved crisis plan, including plans for expanding crisis respite services.

2. The LIDDA must submit the revised crisis plan to DADS using a format approved by DADS by September 15, 2016.
3. DADS will notify the LIDDA if the crisis respite plan is approved or if there is a need to modify or clarify the plan. The LIDDAs are required to make modifications as needed.

D. Notice of Plan Approval and Plan Implementation

DADS will notify the LIDDA of approval of the crisis plan and will instruct the LIDDA to proceed with implementing the approved plan.

E. Communicating to Stakeholders

The LIDDA is responsible for communicating to stakeholders, including IDD providers, advocacy organizations, law enforcement, and schools, about the provision of crisis respite within its funded allocation.

F. Reporting

The LIDDA will maintain documentation and report to DADS, by the 15th day of the month following each fiscal quarter, information related to crisis respite, including but not limited to individuals who received crisis services, individuals diverted from law enforcement involvement and individuals diverted from institutional settings, using a template provided by DADS.

G. Payment

DADS will pay an amount not to exceed the allocation as noted on Attachment C (Allocation Schedule) to the LIDDA. For fiscal year 2016 the LIDDA may use the allocation for startup costs prior to DADS approval of the LIDDA's crisis respite plan submitted in accordance with Section B of this attachment. The LIDDA must comply with Attachment V (Uniform Grant Management Standards and Uniform Administrative Requirements, Cost Principles, & Audit Requirements for Federal Awards Allowable Costs) of this contract related to allowable cost per the Uniform Grant Management Standards published by the Governor's Office and Planning, June 2004. DADS will pay an amount not to exceed the allocation to the LIDDA to implement the LIDDA's approved revised crisis respite plan in fiscal year 2017.