

## NURSING HOME AGREEMENT

In recognition that dd children are most likely to thrive and learn in environments simulating normative family systems and that specialized and small group home care systems have demonstrated capacity to adequately care and nurture children with developmental disabilities\* with a variety of handicapping conditions, the Legislature indicated its desire to avoid unnecessary placement of such children in nursing care facilities through inclusion in the Michigan Department of Social Services and Michigan Department of Mental Health 83/84 appropriations bills language requiring installation of mechanisms and services to:

- 1) identify all dd children currently residing in nursing care facilities and provide such information to Michigan Department of Mental Health;\*\*
- 2) establish referral systems from Michigan Department of Public Health and Michigan Department of Social Services to Michigan Department of Mental Health upon request for prior authorization for skilled nursing or intermediate care for dd children.
- 3) Preclude payment to nursing care facilities unless referral has been accomplished;

In addition Michigan Department of Mental Health is required to establish CSM for all dd children residing in nursing care facilities and residential services when appropriate.

\*children with developmental disabilities is defined as anyone 17 years of age or younger that meets Chapter 5 Section 500 (h) of Public Act 258 of 1974.

\*\*Note, children whose care is provided through private funds are not included in this agreement.

Thus in keeping with Section 79 (1), (2), (3) of the DSS Appropriations Act of 1983 and Section 56 (1) and (2) of the DMH Appropriations Act of 1983 the undersigned departments enter into the following agreement.

Each department shall establish required procedures to:

1. Identify all dd children residing in all nursing care facilities within the state;
2. Inform parents and/or guardians of children residing in all nursing care facilities of availability and rights to DMH services;
3. Establish a referral and notification system to DMH prior to approving requests for prior authorization for skilled nursing or intermediate care for dd children;

4. Provide information to facilitate reports to the legislature as required by boilerplate provisions;
5. Evaluate annually or more frequently if required, provisions of this agreement and agency procedures to assure conformance with legislative intent.

DMH

1. Develop internal procedures to identify requests for dd children for prior authorization of medicaid reimbursement and/or approval for admission to nursing care facilities other than licensed child care homes.
2. Provide a copy of requests for prior authorization of medicaid reimbursement for skilled nursing or intermediate care for clients who meet the definition in this agreement to Michigan Department of Mental Health.
3. Inform parent or guardian of DMH service availability upon receipt of a request for approval of placement in a nursing care facility other than a licensed child care home.
4. Identify ongoing liaison to this effort.
5. Inform surveyors of the tenets of this agreement.

DSS

1. Identify all dd children currently residing in nursing care facilities and provide available information to DMH.
2. Establish procedures delaying payment to such facilities for dd children admitted to nursing care facilities until prior authorization approval is granted by DMH.
3. Inform all providers of the boilerplate requirements and tenets of this agreement.
4. Identify ongoing liaison to this effort.

DMI

1. Apply criteria to all referrals to identify eligible recipients.
2. Develop internal procedures to assure availability of CSM and alternative living services as required.
3. Contact parents and/or guardians to inform same of service availability.
4. Provide services when accepted by parents and/or guardians.
5. Provide written information as required to inform parent and guardians.
6. Provide information to agencies and DMI of the tenets of this agreement.
7. Identify liaison.
8. Prepare reports to legislature as required.

Dated at Lansing Michigan  
 This 1st day of January 1984  
Robert E. Williams  
 Witness

MICHIGAN DEPARTMENT OF SOCIAL SERVICES  
 By: Agnes M. Mansour  
 Agnes M. Mansour, Ph.D.  
 Director

Dated at Lansing Michigan  
 This 2nd day of May 1984  
James G. ...  
 Witness

MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
 By: Gloria R. Smith  
 Gloria R. Smith, Ph.D.  
 Director

Dated at Lansing Michigan  
 This 6th day of March 1984  
Margaret M. ...  
 Witness

MICHIGAN DEPARTMENT OF MENTAL HEALTH  
 By: C. Patrick Bacock  
 C. Patrick Bacock, Director