

## Section 21 and 29 Assistive Technology and Remote Supports Side by Side

| <b>Section 21 Last Updated: 5/22/22</b>  | <b>Section 29 Legal Effective Date: 1/24/24</b>  |
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| <p>Members who choose to receive Home Support-Remote Support must have a safety/risk plan, which shall describe the potential risks to the Member's health and welfare while receiving Home Support-Remote Support and the reasonable steps to alleviate those risks;</p>  | <p>For Members who choose to receive Home Support- Remote Support, a safety/risk plan, describing any potential risks to the Member's health and welfare that may arise while the Member is receiving Home SupportRemote Support and the reasonable steps to alleviate those risks;</p>  |
| <p><b>21.05 COVERED SERVICES</b><br/>                 21.05-14 Home Support-Remote Support - This service provides real time, remote communication and support through a wide range of technological options including electronic sensors, video conferencing, environmental sensors (movement, doors, temperature, smoke, CO, etc.), video cameras, microphones and speakers, as wells as health monitoring equipment. This assistive technology links each Member's residence to the Remote Support provider.<br/>                 If a Member chooses this service, the Member's Person-Centered Service Plan must include a safety/risk plan that identifies that identifies emergency back-up arrangements. The use of this service is based upon the Member's assessed needs and the resulting Person-Centered Service Plan. The PCSP reflects the Member's consent and commitment to the plan elements including all assistive communication, environmental control and safety components. An Assistive Technology Assessment must be completed by a qualified provider. Prior to the finalization of the Person-Centered Service Plan the Case Manager and the Member with the assistance of the Planning Team will ensure the appropriateness of the identified assistive technology.<br/>                 All Remote Support Services must be provided in real time. All electronic systems must have back-up power connections to ensure functionality in case of loss of electric power. Providers must comply with all federal, state and local regulations that apply to its business including but not limited to the "Electronic Communications Privacy Act of 1986". Any services that use networked services must comply with HIPAA requirements.<br/>                 There is no overlap between Assistive Technology and Home Support Remote Support. As set forth in §21.05-2, Assistive Technology may be used to provide for assessments, equipment, and the cost of the monthly</p> | <p><b>29.05 COVERED SERVICES</b><br/>                 29.05-9 Home Support-Remote Support: This service provides real time, remote communication and support through a wide range of technological options including electronic sensors, video conferencing, environmental sensors (movement, doors, temperature, smoke, CO, etc.), video cameras, microphones and speakers, as wells as health monitoring equipment. This assistive technology links each Member's residence to the Remote Support provider.<br/>                 If a Member chooses this service, the PCSP must include a safety/risk plan identifying the emergency back-up arrangements.<br/>                 The use of this service is based upon the Member's needs as identified by the assessment of functional need completed during the PCSP planning process. The PCSP reflects the Member's consent and commitment to the plan elements including all assistive communication, environmental control and safety components. Prior to the finalization of the PCSP, the Planning Team will ensure the appropriateness of the identified Assistive Technology.<br/>                 Home Support-Remote Support provides staffing to deliver one of two types of Remote Support: Interactive Support and Monitor Only. Interactive Support includes only the time that staff is actively engaging a Member in 1-to-1 direct support through the use of the Assistive Technology Device. Monitor Only is when Assistive Technology equipment is being used to monitor the Member without interacting. All electronic systems must have back-up power connections to insure functionality in case of loss of electric power. Providers must comply with all federal, state and local regulations that apply to its business including but not limited to the "Electronic</p> |

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| <p>data transmission utility necessary to facilitate Home Support-Remote Support services. Home Support-Remote Support provides the staff that monitor the Member.</p> <p>There are two types of Remote Support: Interactive Support and Monitor Only. Chapter III reflects the billing for each type. Interactive Support includes only the time that staff is actively engaging a Member in 1 to 1 direct support through the use of the Assistive Technology Device. Monitor Only is when Assistive Technology equipment is being used to monitor the Member without interacting.</p>   | <p>Communications Privacy Act of 1986". Any services that use networked services must comply with HIPAA requirements.</p> <p>There is no overlap between Assistive Technology and Home Support Remote Support. As set forth in §29.05-2, Assistive Technology may be used to provide for assessments, equipment, and the cost of the data transmission necessary to facilitate Home Support-Remote Support services. Home Support-Remote Support provides the staff to monitor the Member. Home Support- Remote Support is a Provider-Managed Service.</p>  |
| <p><b>21.07 LIMITS</b></p> <p>21.07-23 Home Support-Remote Support is limited to forty-eight (48) units (12 hours) per day. This can be in addition to Home Support-Quarter Hour, as long as this is not duplicative.</p>  | <p><b>29.07 LIMITS</b></p> <p>29.07-2 The annual limit for Members who receive any combination of Home Support (Remote or ¼ hour), Community Support, or Shared Living Services, is \$84,689.28</p>   |
| <p><b>Section 21 Last Updated: 5/22/22</b></p>   | <p><b>Section 29 Legal Effective Date: 1/24/24</b></p>  |
| <p><b>21.05 COVERED SERVICES</b></p> <p>21.05-2 Assistive Technology- Assistive Technology device means a Department approved item, piece of equipment, or product system, whether acquired commercially, modified, or customized, that is used to increase, maintain, or improve functional capabilities of Members. Assistive Technology service means a service that directly assists a Member in the selection, acquisition, or use of an assistive technology device.</p> <p>Assistive Technology includes;</p> <p>A. Assistive Technology-Assessment:</p> <ol style="list-style-type: none"> <li>1. The evaluation of the assistive technology needs of a Member, including a functional evaluation of the impact of the provision of appropriate assistive technology and appropriate services to the Member in the customary environment of the Member;</li> <li>2. The coordination and use of necessary therapies, interventions, or services with assistive technology devices, such as therapies, interventions, or services associated with other services in the service plan;</li> <li>3. The training or technical assistance for the Member, or, where appropriate, the family Members, guardians, advocates, or authorized representatives of the Member; and</li> </ol> | <p><b>29.05 COVERED SERVICES</b></p> <p>29.05-2 Assistive Technology (AT): means a service that directly assists a Member in the selection, acquisition, or use of an AT device. means a Department-approved item, piece of equipment, or product system, whether acquired commercially, modified, or customized, that is used to increase, maintain, or improve functional capabilities of the Member.</p> <p>AT Services include;</p> <p>A. AT-Assessment:</p> <ol style="list-style-type: none"> <li>1. Evaluation of the assistive technology needs of a member, including a functional evaluation of the impact of the provision of appropriate assistive technology and appropriate services to the member in the customary environment of the member. Evaluation of the assistive technology needs of a Member may be delivered via telehealth when the provider ensures that the assessment via telehealth meets the requirements of the scope of the service;</li> <li>2. Coordination and use of necessary therapies, interventions, or services with assistive technology devices, such as therapies, interventions, or services associated with other services in the service plan;</li> <li>3. Training or technical assistance for the member, or, where</li> </ol> |

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| <p>4. The training or technical assistance for professionals or other individuals who provide services to, employ, or are otherwise substantially involved in the major life functions of, Members.</p> <p>B. Assistive Technology-Devices:</p> <ol style="list-style-type: none"> <li>1. The purchasing, leasing, or otherwise providing for the acquisition of assistive technology devices for Members; and</li> <li>2. The selecting, designing, fitting, customizing, adapting, applying, maintaining, repairing, or replacing of assistive technology devices.</li> </ol> <p>C. Assistive Technology-Transmission (Utility Services):</p> <ol style="list-style-type: none"> <li>1. The transmission of data required for for use of the Assistive Technology Device via internet or cable utility.</li> </ol> | <p>appropriate, the family members, guardians, advocates, or authorized representatives of the Member; and</p> <p>4. Training or technical assistance for professionals or other individuals who provide services to, employ, or are otherwise substantially involved in the major life functions of Members.</p> <p>B. AT Devices:</p> <ol style="list-style-type: none"> <li>1. Purchasing, leasing, or otherwise providing for the acquisition of assistive technology devices for members; and</li> <li>2. Selecting, designing, fitting, customizing, adapting, applying, maintaining, repairing, or replacing assistive technology devices.</li> </ol> <p>C. AT-Transmission;</p> <ol style="list-style-type: none"> <li>1. Fee associated with the transmission of data required for the AT Devices.</li> </ol> <p>The provision of AT Devices can be a Provider-Managed Service or a Self-Directed Service. AT Assessment is a Provider-Managed Service. The Department is seeking and anticipates approval from CMS for the newly added AT- Devices (Self-Directed) and AT Transmission (Self-Directed) services with an effective date of March 1, 2024.</p> |
| <p><b>Section 21 Last Updated: 5/22/22</b></p>   | <p><b>Section 29 Legal Effective Date: 1/24/24</b></p>   |
| <p>21.07 LIMITS</p> <p>21.07-20 Assistive Technology Services are not covered under this rule if they are available under another MaineCare rule.</p> <p>The components above are subject to the following limits:</p> <ol style="list-style-type: none"> <li>1. Assistive Technology- Assessments are subject to a limit of 32 units, per state fiscal year.</li> <li>2. Assistive Technology- Devices and services are subject to a combined limit \$6,000 annually, per state fiscal year.</li> </ol>   | <p>29.07 LIMITS</p> <p>29.07-12 Assistive Technology Services are not covered under this rule if they are available under another MaineCare rule.</p> <p>Assistive Technology services are subject to the following limits:</p> <p>A. Assistive Technology-Assessments are subject to a combined limit of 32 units (8 hours) per year.</p>   |

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| <p>3. Assistive Technology- Transmission (Utility Services) are limited to \$50.00 per month. 21.10-2 Assistive Technology Assessment: In order to provide an Assistive Technology Assessment, an enrolled provider must possess the following qualifications (Either A or B).</p>   | <p>B. Assistive Technology-Devices, including the selecting, fitting, customizing, adapting, applying, maintaining, repairing or replacing of assistive technology devices, are subject to a combined limit of \$6,815.22 per year.</p> <p>C. Assistive Technology-Transmission is limited of \$54.12 per month.</p> |
| <p>21.10 PROVIDER QUALIFICATIONS AND REQUIREMENTS</p> <p>21.10-2 Assistive Technology Assessment: In order to provide an Assistive Technology Assessment, an enrolled provider must possess the following qualifications (Either A or B).</p> <p>A. License Requirements</p> <ol style="list-style-type: none"><li>1. Occupational Therapist or;</li><li>2. Speech Pathologist</li></ol> <p>Or</p> <p>B. Certificate Requirements</p> <p>A Direct Support Professional (DSP) must be certified as a:</p> <ol style="list-style-type: none"><li>1. Rehabilitation Engineering Technologist (RET) or;</li><li>2. Assistive Technology Professional (ATP) from the Rehabilitation Engineering and Assistive Technology Society of North American (RESNA).</li></ol> |  |