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## Centers for Medicare/Medicaid/Tribal Technical Advisory Group Long Term Care Report

Long Term Care Conference

Phoenix, Arizona

May 2010

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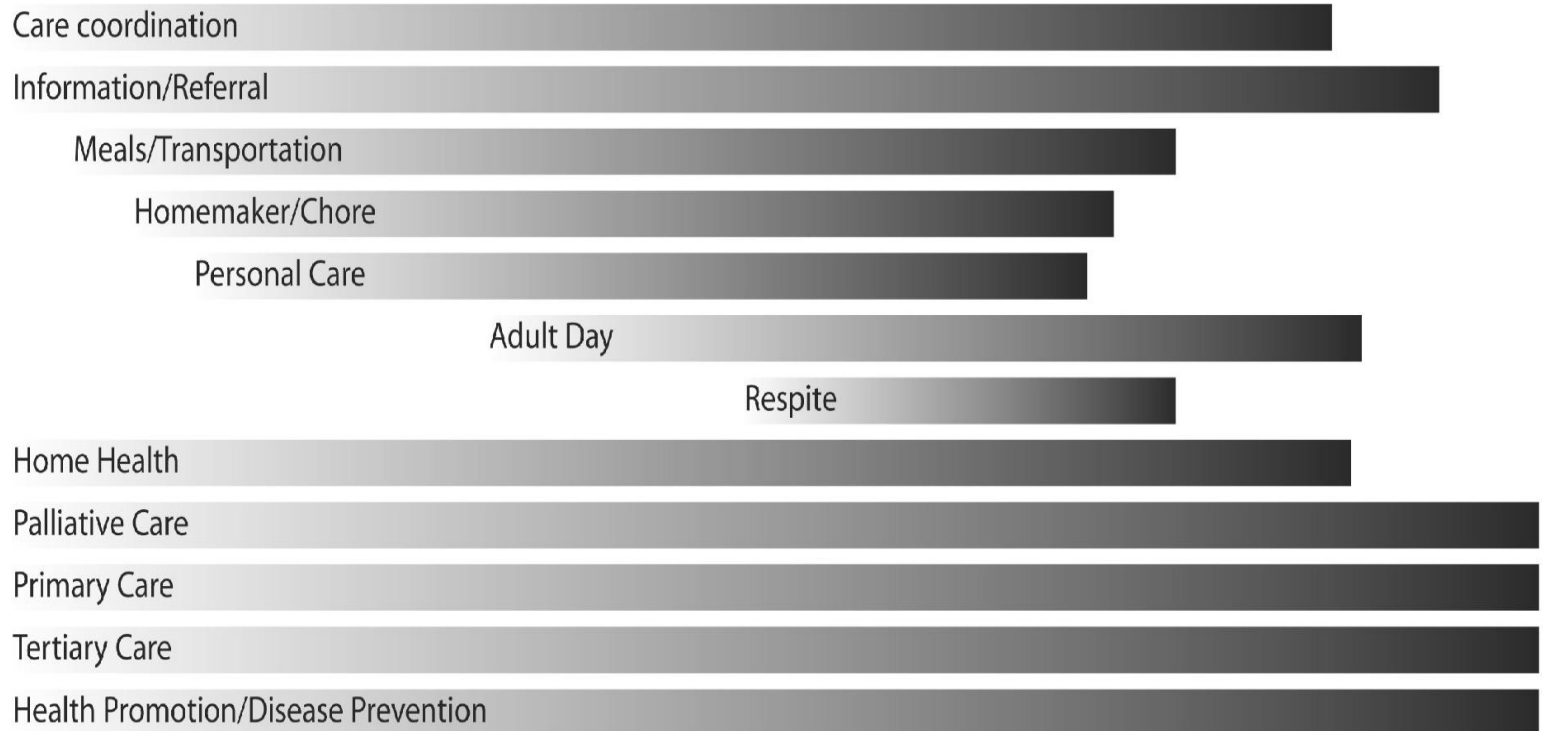
## Today's Presentation

- Review of NIHB Draft Report
  - Inventory of Long Term Care Services
  - Tribal State Consultation Review
  - Barriers for Long Term Care Services
  - Federal Register Impact Analysis

# Continuum of Long Term Care Services

## LIVING ARRANGEMENT

**Own Home/Apartment      Supportive Housing      With Family      Assisted Living      Nursing Home**

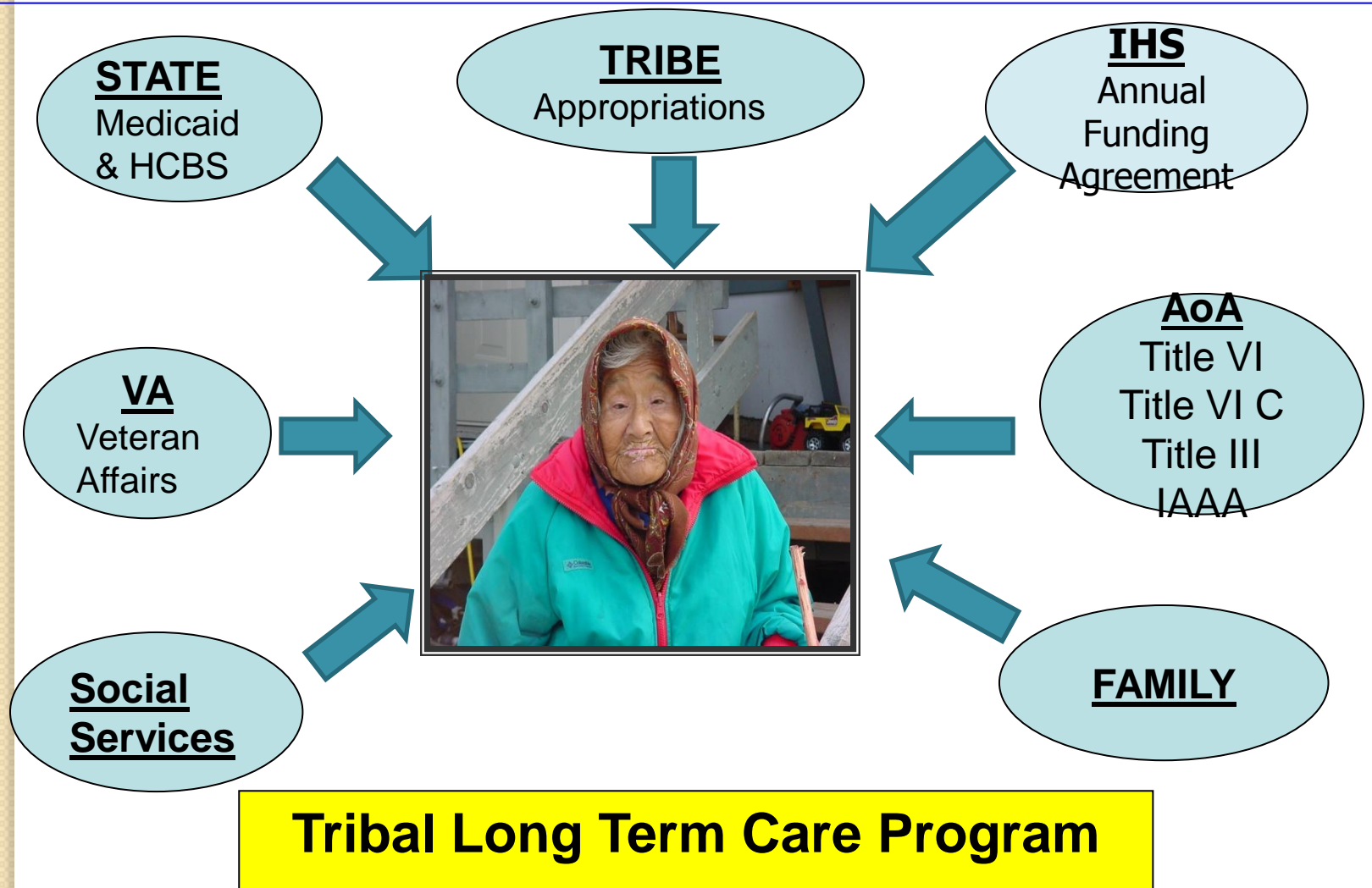


**Key**

Least intensive

Most intensive

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## Patient Protection & Affordable Care Act:

- Community First Choice: (1915(k))
- Home Community Based Services (1915(i))
- Spousal Financial Protection
- Money Follows the Person Demonstration Project
- Community Living Assistance Services & Supports (CLASS)- Voluntary Long Term Care Insurance

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## Current & Future Challenges

Rank	Endorsed	Factor
1	76%	No funding for program start-up
2	66%	General lack of funding / limited finances
3	56%	No funding for program continuation
4	49%	Not enough trained staff / high turnover
5	37%	Needs being met by family and friends
6	33%	Overall limited capacity to develop services
7	29%	Persons hesitant / do not want to enroll in Medicaid
8	27%	Tribal - state relationship
9	26%	Not a current community priority
10	25%	Persons not eligible to enroll in Medicaid

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## Center for Medicare/Medicaid (CMS) Tribal Technical Advisory Group (TTAG)

- **Current Efforts**
  - Summary of LTC programs
  - Opportunities and challenges for M/M funding of LTC in Indian Country
  - Describe models of culturally-appropriate care

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## Current & Ongoing Efforts

- ◆ **Discussions of how to reduce the barriers:**
  - ◆ **Strong State/Tribal Relationships**
- ◆ **Consider how should LTC services be provided, how, and by whom**
  - ◆ **Utilization of Proven Success Models**
  - ◆ **Implementation of Long Term Care Association**
- ◆ **Educate policy makers and politicians, Tribal Leaders and Tribal Staff**
  - ◆ **Collaboration with Tribal Colleges or Medical Schools**
- ◆ **Implementation of policies that help Tribal communities address LTC issues**

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## Summaries of LTC Programs

- **National:**
  - **The National Indian Council on Aging (NICOA) in partnership with the National Senior Citizens Law Center has produced:**
  - **An analysis of tribally based long-term care services.**
  - **Brochures/monographs describing long-term care needs, preferences, and values in Indian Country.**
  - ***A Tribal Guide for Elder Care*, which will provide models for tribes in care planning, explain legal and technical requirements related to long-term care services, and detail potential sources of financing.**

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## Summaries of LTC Programs

- **National:**
- **The IHS is awarding "Competitive Grants for Development of Long-term Care Infrastructure for American Indian and Alaskan Native Elders" to help tribes and urban communities build programs that will provide long-term care services for frail elders. This initiative also funded NICOA to be the National Support Center for Tribal Long-term Care, and NICOA is available in that role to provide technical assistance to all tribes.**
- [www.nicoa.org](http://www.nicoa.org)

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## Summaries of LTC Programs

- **Regional:**
- **The National Resource Center for Native American Aging has developed a Web-accessible and paper toolkit for tribes entitled NAMES to help them develop a long-term care system that includes a range of options. The toolkit will include information about community development, needs assessments, health promotion and prevention, home and community-based services, assisted living, nursing homes, hospice care, land and jurisdictional issues, and definitions. For information about the toolkit, go to:**
- [www.medicine.nodak.edu/crh/nrcnaa](http://www.medicine.nodak.edu/crh/nrcnaa)

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## Summaries of LTC Programs

- **State:**
- **The State of Alaska has developed a toolkit to support the development of assisted living homes. The toolkit includes a training packet, a 15 minute video, Web site, brochures, and other written materials. The toolkit is designed to raise awareness about assisted living, encourage community self assessment, change community perceptions about where long-term care is delivered, decrease predevelopment costs, and make the development process less intimidating. For information about the toolkit, go to:**

[www.anthc.org/chs/wp/elders/ltc](http://www.anthc.org/chs/wp/elders/ltc)

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## Summaries of LTC Programs

- **State/Inter-Tribal :**
- **The State of Wisconsin has developed specific Tribal/State consultation policies and guidance for expanding the Long Term Care services to tribal communities. Included were templates for job position descriptions, formal State/tribal policies, and local Tribal/County agreements that demonstrate the opportunity for collaboration and development of programs.**
- **The Great Lakes Inter Tribal Council (GLITC) has created a tribal technical assistance center that will expand the modifications of successful State/Tribal consultation efforts including long term care programs.**
- [www.glitc.org](http://www.glitc.org)

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## State/Tribal Consultation

- Since the formation of the US government until modern times, Tribes are sovereign entities:
- Established in Treaties, US Supreme Court decisions, the US Constitution, Executive Orders of the US Presidents and laws.
- Today in the health arena it is more critical when the US Government carries out health initiatives by State operated programs like Medicare, Medicaid and many states lack formal relationship or have poor relationships with Tribal communities.

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## State/Tribal Consultation

- **State/Tribal consultation policies of the states of Alaska, Washington, New Mexico, Arizona, and Wisconsin were analyzed and selected based upon the successful participation of Tribes and their health programs into a myriad of state programs.**
- **The overall commitment of the State is reinforced through Executive Orders of the Governor, approved State Legislation and Departmental policies and procedures.**
- **The commitment on behalf of the Tribal Sovereign Nations comes from the active participation of the Tribal leadership, Tribal health staff, and Tribal representation on advisory panels combined with the successful implementation of consultation efforts or plans.**

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## State/Tribal Consultation

- **As of March 2010, staff has reviewed Alaska, New Mexico, Washington, Arizona and Wisconsin Tribal Consultation policies and has determined that there are specific examples of policy description and definitions,**
- **As of March 2010, staff has collected hard-copy and electronic examples of the State-Tribal Consultation policies and will use these as supporting resources available to interested parties including tribes, tribal organizations. An electronic flash-drive will serve repository for all documents until submission to CMS Tribal Affairs office and Tribal Technical Advisory Group.**
- **Shared consultation agreements with TTAG-NASMD workgroup (April 2010)**
  - **Received additional models from Idaho, Oregon (April 2010)**
  - **Conference Call-TTAG/NASMD scheduled for May 2010**
- **Submittal of draft documents to CMS TTAG (May 2010)**

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## Inventory of State Medicaid Waivers for LTC

- **Review of States included: Alabama; Alaska; Arizona; California; Minnesota; Montana; New Mexico; New York; Oklahoma; South Dakota; Washington; Wisconsin**
- **NIHB has and will continue conducting literary research and review of each identified waived program to assess for formal records of any State-Tribal consultation efforts.**
- **NIHB reviewed the CMS website for Medicaid Waivers associated with Long-Term Care, Mental/Behavioral Health issues for each identified state program guidelines or requirements.**
- **NIHB cross-referenced with the NAMES website at the University of North Dakota on Tribal Medicaid Waiver Programs: Long Term Care, Elderly, Home-Community Based Programs, Mental/Behavioral Health:**

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## Realistic Needs for LTC Programs

- Listening Session:
- Technical Assistance w/NIHB “SWAT team”? Or Regional “A-Teams”?
- LTC Association:
  - **Positive:** Partnership, Education, Network; Shared Resources; Advocacy; Support Administrative/Program function; Training; Collaboration Inter-State/Intra-State/Regional
  - **Negative:** Internal/External Politics; Avoid Cumbersome Processes; Funding Issues; Cannot change ignorancy; outright refusal; denial of LTC needs of AI/AN