

# TEXAS MEDICAID WAIVERS

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## Rider 28 & “The Money Follows the Person” rule

There are several pieces of Texas legislation that are for the purpose of “*Promoting independence of persons with disabilities in Texas*”. One strategy to do this was establishing the “**Money Follows the Person**” policy by transferring funds to community-based programs when an individual leaves a nursing facility to live in the community with the assistance of community-based services.

In plain English – if you spend **some time** in a nursing home, you may be able to skip the Interest list for a Medicaid waiver.

I have been told to do this for [C.L.A.S.S.](#), you would need to be in the nursing home for 30-60 days before you could ask to the State to consider processing your request for “Money Follows the Person” to put you on the C.L.A.S.S. Medicaid Waiver.

BUT for [M.D.C.P.](#), you only need to be in a nursing home for **24 hours** ask to the State to consider processing your request for “Money Follows the Person” to put you on the M.D.C.P. Medicaid Waiver. (link to page in MDCP Handbook <http://www.dads.state.tx.us/handbooks/cm-mdcp/3000/3000.htm>)

AND you can make the request BEFORE going into the nursing home.

Here’s the procedure 1 family followed:

1. MAKE REQUEST: Call 1-877-438-5658 to request Rider 28 consideration. They will direct you to a case worker near you to begin the process.
  - o Alternative option: If you are already on the MDCP Interest List, call Vicki Edmons 713-967-7540 to make request.
  - o Give following information:
    - Doctor’s name, address, phone number, & fax number
    - Child’s diagnosis
    - Medications child is on
    - Child’s number on the MDCP Interest list
2. INITIAL NURSING EVALUATION: Once you have spoken to a case worker, they have 14 days to contact you to set up an appointment. Your case worker will set up an appointment for your child to be evaluated by a nurse, who will come to your home. This appointment takes approximately 2 hours to complete paperwork, answer questions and provide information about your child.
  - o It is best in advance to make a list of all medications, diagnoses, medical conditions, and/or equipment that your child has or uses.
3. PAPERWORK PROCESSED:
  - o Once the initial evaluation takes place, the nurse and the case worker will write reports.
  - o They will contact your child’s primary care physician and have them sign off on the information.
  - o The nurse will submit the nursing evaluation to a committee in Austin.
  - o The committee will determine if your child meets the criteria for MDCP.
4. 24-HOUR NURSING HOME ADMISSION: If your child is considered eligible, then your case worker will contact you and inform you that you must check into a nursing facility **approved for children** and stay overnight with your child.

**The date you are discharged is the date “the money follows the person” kicks in.**

5. APPROVAL:
  - o After you complete your nursing home stay, the state of Texas has 30 days to get final approval from a doctor who must sign the eligibility form for your child.
  - o When this final step is approved, you will be informed of your effective date into the program.

<http://texasmedicaidwaivers.com>