

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES

GUIDANCE DOCUMENT

“This guidance document is advisory in nature but is binding on an agency until amended by such agency. A guidance document does not include internal procedural documents that only affect the internal operations of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules and regulations made in accordance with the Nebraska Administrative Procedure Act. If you believe that this guidance document imposes additional requirements or penalties on regulated parties, you may request a review of the document.”

Pursuant to
Neb. Rev. Stat. § 84-901.03



PROVIDER BULLETIN

No. 22-03

DATE: October 6, 2022

TO: Medicaid HCBS DD Waiver Agency and Independent Providers

FROM: Tony Green, Director Division of Developmental Disabilities

BY: Aaron Smith, Quality Administrator

RE: Correction to Incident Reporting & GER Guide effective October 1, 2022

Effective October 1, 2022, an updated Incident Reporting & GER Guide was published to assist DD providers with the new Critical Incident Management Process. After receiving feedback from stakeholders, it was identified that the definition of Physical Abuse on page 28 did not correctly update in the newest version. The definition of Physical Abuse for the new Critical Incident Management Process does **not** require the presence of a physical injury and the definition will read in future editions as follows:

“Any allegation or suspicion of any knowing or intentional act of physical violence committed by a provider, peer of the participant, family member, or anyone else towards a participant of HCBS waiver services. An injury or otherwise adverse outcome does not need to be present for an incident report to be required.”

The Critical Incident Management Process was designed and implemented to place incident reporting and follow-up processes that improve the overall quality of outcomes for participants in HCBS services.

This bulletin serves as notice to all providers that the above definition is in effect until further updates of the Incident Reporting & GER Guide can be published by DHHS-DDD.

IMPACTED NEBRASKA HCBS WAIVERS

Medicaid 1915(c) Waivers:

- Comprehensive Developmental Disabilities (CDD) Waiver
- Developmental Disabilities Adult Day (DDAD) Waiver

Further questions or comments can be directed to NeGERHelp@libertyhealth.com