



Fiscal/Employer Agent – Electronic Visit Verification Project Frequently Asked Questions

1. Q: What is a Fiscal/Employer Agent (FA)? February 7, 2018

A: Clients who receive personal care have choice of and control over their services. However, with choice and control come responsibilities, including those associated with being an employer, such as managing payroll and employment-related taxes. A Fiscal/Employer Agent (F/EA) performs these functions for these clients. Just like a regular payroll provider, an F/EA makes sure workers are paid on time and that taxes are handled correctly. The F/EA also takes on full liability for each client-employer's tax responsibilities for the services they manage. Independent providers will be included in this program and will be paid by the FE/A instead of the state. DHHS plans to launch its FE/A program in 2019.

2. Q: What is Electronic Visit Verification (EVV)? February 7, 2018

A: EVV is a tool that allows providers (PAS, Chore, home health staff, etc.) to check in electronically through the phone, an app or another electronic device and record the exact date, time and location of a visit. All independent providers delivering personal care services must use EVV by 2019. Home health services workers will be required to use EVV by 2023.

3. Q: Which types of providers will be required to use EVV? February 7, 2018

A: The 21st Century Cures Act mandates that all Personal Care Service providers participate with EVV. In Nebraska that includes Personal Assistance Services (PAS), AD Waiver Chore and Respite, as well as certain other services for people served by the Division of Developmental Disabilities, such as Adult Companion, Homemaker, and In-Home Residential. A complete list of provider types affected by the Cures Act requirements is in development and will be posted on the FA-EVV project web page as soon as it is finalized.

4. Q: What type of EVV model will Nebraska implement? February 7, 2018

A: Nebraska considers its approach to EVV implementation to be an open model under which the State will procure at least one contract for a vendor solution that all providers can utilize, as well as allowing providers to use their own compliant EVV systems if they choose.

5. Q: I am the owner of an agency that provides Personal Assistance Services, Chore, and/or Home Health services to Nebraska Medicaid clients. My agency already has an EVV system in place and I would like to keep using it instead of having to use the State's EVV system. How can I know if it meets the Federal requirements? February 7, 2018

A: Nebraska Medicaid will allow providers to use their own compliant systems if they choose. However, any system used by providers will need to be capable of interfacing with the State's EVV system. Any costs associated with developing interfaces with the State's EVV will be the responsibility of the provider.

The 21st Century Cures Act identifies six high-level requirements that must be met for an EVV system to be considered compliant. The Cures Act states that compliant EVV systems must electronically verify the following:

1. The type of service performed;
2. The individual receiving the service;
3. The date of the service;
4. The location of service delivery;
5. The individual providing the services; and
6. The time the service begins and ends.

Nebraska Medicaid is still identifying additional functionality that will be required and will update providers through stakeholder meetings, outreach to provider associations and our FA/EVV website.

6. Q: What happens if the EVV system is not available at the time of a visit – the system is down or there is no internet connection – will the worker still be paid for that visit? February 7, 2018

A: Yes, the worker will still be paid for that visit. The EVV solution will be required to include workarounds and/or a manual process that workers can use to submit time for instances when they are not able to do so through the EVV system.

7. Q. Where can I go to find more information? February 7, 2018

A. Nebraska Medicaid hosts a website at <http://dhhs.ne.gov/medicaid/Pages/FA-EVV.aspx>. By subscribing to this web page, you will receive email notifications each time information is added or updated on this page. Information will include items such as Frequently Asked Questions documents, project timeline, and project issue papers that are open for comments by stakeholders.