

Day Supports

The service definition and limits outlined below do not include all details and requirements. For the service standards, limitations, provider types and qualifications, and reimbursement information, refer to the appropriate Medicaid HCBS DD Waiver.

Waiver Availability

- Family Support Waiver (FSW)
- Developmental Disabilities Adult Day (DDAD) Waiver
- Comprehensive Developmental Disabilities (CDD) Waiver

NFOCUS Service Codes

Day Support – Agency 8652

Service Definition

Day Supports is a habilitative service that teaches self-help, behavioral, socialization, and adaptive skills. Day Supports takes place in a provider-owned or leased, operated, or controlled non-residential setting. This service is provided when a participant does not have a personal employment goal and is not currently seeking competitive integrated employment.

Conditions of Provision

- A. A participant chooses each service based on their needs.
 - 1. Services should increase independence and community integration; and
 - 2. The chosen waiver services and who provides them are documented in the participant's Person-Centered Plan (PCP).
- B. Day Supports includes:
 - 1. Habilitative activities to increase or maintain cognitive, social, motor, and communication skills; and
 - 2. Assistance with activities of daily living, health maintenance, and supervision.
- C. Day Supports is a habilitative service and must include habilitation programs. Individual habilitation programs must be conducted, and data recorded each time the service is provided.
- D. Examples of Day Supports include but are not limited to habilitative activities to build skills such as:
 - 1. Gross motor skills, including grasping, stacking, or transferring items;
 - 2. Fine motor skills, including picking up small objects, holding small items, or using a keyboard;
 - 3. Attention to task;
 - 4. Improving physical abilities, such as sitting in a chair or standing for an extended period of time to complete a task;
 - 5. Following simple one- to two-step instructions;
 - 6. General social skills; or

7. Self-help skills.
- E. A portion of this service can be delivered virtually, which includes but is not limited to:
1. The participant's needs must be able to be met with verbal cueing and other support that can be provided virtually;
 2. Available to participants in the basic and intermediate funding tier;
 3. The majority of Day Supports provided each week must be provided in-person;
 4. The total combined hours for virtual supports may not exceed a weekly amount of 10 hours; and
 5. These 10 hours are included in the 1820 hours per year cap of day services.
- F. Day Supports has the following limitations:
1. A participant may receive Day Supports in combination with other day services, but the total combined hours cannot exceed 1820 hours per year.
 2. Day Supports shall exclude any services available through public education programs funded under the Individuals with Disabilities Education Act (IDEA).
 - a. This includes services not otherwise available through public education programs in the participant's local school district, including after school supervision and daytime services when school is not in session (such as summer breaks and/or scheduled school holidays, in-service days).
 - b. Services cannot be provided during the school hours set by the local school district.
 - c. Regular school hours and days apply for a child who receives home schooling.
 - d. Day Supports cannot overlap with, replace, or duplicate other similar services provided through Medicaid.
- G. Day Supports can be provided in the hospital setting when a participant is admitted for critical care.
1. Supports are designed to meet the needs of the participant while in a hospital setting and to assist for a smooth transition back to their home.
 2. Supports include teaching skills that will help the participant to maintain their current level of independence, providing behavioral support as needed, and assistance with daily living activities that assist the participant with their treatment and recovery while in the hospital.
 3. Supports do not include any health maintenance activities, treatments, procedures, medication administration, or practices, which must be done by hospital staff.
 4. The person-centered service plan will be updated when this service is provided in a hospital setting and when the participant leaves the hospital.

Provider Requirements

The information outlined below does not include all provider requirements. It is intended to be general information about providers of this specific DD service.

- A. All providers of waiver services must:
1. Be a Medicaid provider;
 2. Comply with all applicable Titles of the Nebraska Administrative Code and Nebraska State Statutes;
 3. Adhere to standards as described in the Division of Medicaid and Long-Term Care Service Provider Agreement;

4. Complete DHHS trainings upon request; and
 5. Use universal precautions.
- B. Day Supports can be offered by a DD agency provider.
1. A DD agency provider is a company enrolled as a Medicaid provider and certified by DHHS to provide DD services and is responsible for:
 - a. Hiring and supervising employees who work with the participant;
 - b. Employing staff based on their qualifications, experience, and demonstrated abilities;
 - c. Providing training to ensure staff are qualified to provide the necessary level of care;
 - d. Agreeing to make training plans available to DHHS;
 - e. Ensure adequate availability and quality of service; and
 - f. Other administrative functions.
- C. Day Supports cannot be self-directed.
- D. Day Supports may be provided by a relative or Legal Guardian but not a Legally Responsible Individual. Since this service is only available from agency providers, the relative or Legal Guardian would need to be an employee of an agency provider.

Rates

- A. Day Supports is reimbursed at an hourly rate.
- B. Day Supports must be purchased within a participant's annual individual budget amount.
- C. The cost of transportation is:
1. Included in the rate during Day Supports;
 2. Not included in the rate to the site where Day Supports begins; and
 3. Not included in the rate from the site where Day Supports ends.
- D. DD Rates are listed on the [DD Provider webpage](#).
1. Only one fee schedule is effective at a time.
 2. The start date is on each schedule; once a fee schedule is no longer valid an end date is added.