

## Determining Behavioral Health – Home- and Community-Based Services (BH-HCBS) Eligibility Residential Settings

### Eligible BH-HCBS Settings:

- Are integrated and support access to the greater community (opportunities to work)
- Ensure autonomy and independence: privacy, personal resources control, dignity, freedom from restraint
- Ensure the individual receives services in the community to the same degree of access as individuals not receiving Medicaid home- and community-based services.

#### Examples of compliant settings:

- Member’s own home
- Family home
- Emergency shelter

### Ineligible BH-HCBS Settings:

- Are publicly or privately owned facilities that provide inpatient treatment
- Are on the grounds of, or immediately adjacent to, a public institution (e.g., hospital, prison)
- Isolate/separate individuals receiving Medicaid-funded services from the broader community of individuals not receiving Medicaid-funded services

#### Examples of noncompliant settings:

- Nursing facility
- Institution for mental illness
- Hospital
- Intermediate care facility for IDD

**If a member answers YES to ANY of these questions, the setting is eligible; authorize BH-HCBS.**

- Do you own your apartment?
- Do you live with other family in a private home?
- Do you primarily rely on emergency housing shelter?
- Do you use a section 8 voucher?

**If a member answered NO to all of the above questions, proceed to the next box.**

**If a member answers YES to ANY of these questions, the setting is ineligible for BH-HCBS.**

**Outreach to Care Manager for alternative services that best suit the member’s needs.**

- Does your residence schedule three meals for all residents?
- Is there 24-hour medical staff at your residence?
- Do you have 40 hours per week of structured treatment programming?
- Does every resident have support with medication management in the residence?
- Does every resident in the building have a disability?
- Is the residence located on the grounds of or near a hospital, prison, or other public institution?
- Did a court order place you in your current residence?

**If a member answered NO to ALL of the above questions, in both boxes, the member likely resides in an OMH under-review setting. Review “Descriptions: BH-HCBS Residential Settings” to confirm.**