

LEARNING THE BASICS RULES AND REGULATIONS

Overview/Definitions:

Center for Medicare and Medicaid Services (CMS): Establishes Federal guidelines attached to Medicaid Waiver services and funding. The waiver is used as the primary source of funding for people who live in the community. The Division uses general revenue funds to match federal Medicaid dollars to pay for services under the waiver. DDD and providers must comply with these guidelines.

<http://www.cms.hhs.gov/MedicaidStWaivProgDemoPGI/>

Missouri Revised Statues (RSMo): Established laws that are the basis for regulations. For example, RSMo 630.005 denotes Chapter 630 Section 005 which is Department of Mental Health's Definitions.

<http://www.moga.mo.gov/STATUTES/STATUTES.HTM>

Codes of State Regulations (CSR): Regulations that must abide by established laws set out in RSMo. In Missouri there are 22 titles under the CSR and Department of Mental Health is Title 9. For example, under Title 9, Division 45 – DDD, Chapter 3, 9CSR 45-3.010 Individual Habilitation Plan Procedures, there is reference to RSMO 630.005 definitions.

<http://sos.mo.gov/adrules/csr/csr.asp>

MRDD Medicaid Waiver Program Certification Survey Instrument: A tool used to determine Medicaid Waiver compliance by certified providers. Sections include 3.0 Rights, 4.0 Meeting Basic Needs, and Fire Safety. Criteria is that the agency has a written policy that clearly states abuse/neglect is prohibited and guideline is the agency policy must include definitions of abuse and neglect consistent with CSR 10-5.200.

Medicaid Waiver Manual: A handbook describing Medicaid Waiver guidelines which providers must follow. For example, Section 14--Special Documentation Requirements contains guidelines for Individual Plan of Care (14.5)

<http://manuals.momed.com/manuals/hyperlinkPage.render?idLinkParmName=dmh>

Department Operating Regulations (DOR): These are regulations for all Divisions of the Department of Mental Health and must comply with the Code of States Regulations. For example, DOR 2.205 contains Abuse and Neglect Definitions, Investigation Procedures and Penalties in States Operated Facilities.

<http://dmh.mo.gov/about/gencounsel/dors/index.htm>

Division Directives: Instructions for DDD Employees. Directives must be in compliance with Missouri Revised Statutes, Code of State Regulations and Department Operating Regulations. For example, 5.070 Fiscal Review.

<http://dmh.mo.gov/dd/directives/directives.htm>

Confidentiality: Missouri Revised Statutes Chapter 630 DMH

<http://www.moga.mo.gov/STATUTES/C630.HTM>

Section 630.140

Section 630.145

Section 630.150