



State of Louisiana
Louisiana Department of Health
Office for Citizens with Developmental Disabilities

MEMORANDUM

OCDD-SC-21-005

DATE: February 12, 2021

TO: DD Directors
Waiver Supervisors
Waiver staff
Support Coordination Agencies

FROM: Teresa Frank, OCDD Waiver Program Manager 3

SUBJECT: 90L Clarification

The Office for Citizens with Developmental Disabilities (OCDD) is aware that there have been some discrepancies and variance among the LGE's waiver units and Support Coordination Agencies (SCAs) regarding the 90L exceptions described in the attached January 22, 2021 memo, *Appendix K Exceptions Extended* (OCDD-P-21-007, OCDD-R-21-003, OCDD-SC-21-002). The exception states:

“Expiring 90Ls must be updated when the plan of care is due, prior to holding the planning meeting. However, 90L forms that are expiring before the new CPOC, and that cannot be obtained from the participant's physician (by office visit or telemedicine), can be substituted with a current statement of approval (SOA). If you have questions concerning specific 90Ls for participants, please bring them to the attention of OCDD waiver staff. Current medications and a current diagnosis should be documented on the plan of care, as well as the reason the updated 90L could not be obtained. This is also the exception for the new workups: if the 90L can't be obtained at this time use the current SOA.”

This Memorandum should serve to clarify expectations from OCDD.

1. While this Appendix K exception is in place a 90L is preferred **but can be substituted** with a Statement of Approval (SOA). A plan received from SCAs **without a 90L** that has the current SOA in its place and sufficient indication (See #2 below for details regarding what is sufficient indication) on the Comprehensive Plan of Care (CPOC) that the 90L could not be obtained should not be returned to the SCA asking for a more 'valid reason' explaining the missing 90L. This is true for all Electronic Plan of Care (ePOC) plans whether the participant is receiving very few services or if the person is receiving

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SIL/24-hour support. There should be no different expectations based on the type of services received.

2. Sufficient indication on the CPOC should contain a reason you cannot obtain the 90L, the “COVID public health emergency” alone is not a sufficient reason. This exception is not in place to be used as a reason to make no efforts to get a current 90L.
3. Statistical Resources, Inc. (SRI) has updated LaSRS to allow the 90L date to be blank if one could not be attained. Local Governing Entities (LGEs) should not require SCAs to use the CPOC planning meeting as the 90L date.
4. When SCAs are unable to get a current 90L and must submit the current SOA in its place, LGEs should not require that the expired 90L also accompany the current CPOC.
5. SCA should make every attempt to acquire a current 90L. When SCAs are unable to get a current 90L due to COVID-19 LGEs should cooperate with the SCAs in providing current SOAs

If you have any questions or concerns, please contact Teresa Frank at Teresa.frank@la.gov.