## NEW JERSEY COMPREHENSIVE ASSESSMENT TOOL

# **HPF** Hinkle Prior & Fischer Attorneys at Law

Representing people with disabilities and their families since 1974

## APPLYING FOR DDD SERVICES

## **– DDD Eligibility is Based on a Functional Test**

- Mental or physical impairment
- Manifest before the age of 22
- Is likely to continue indefinitely
- Substantial functional limitation in 3 of 7 areas of major life activity
  - Self-care
  - Expressive and Receptive Language
  - Learning
  - Mobility
  - Self-direction
  - Capacity for Independent Living
  - Economic Self-sufficiency





## HOW DOES DDD DETERMINE THE LEVEL OF NEED AND SET THE BUDGET

- The New Jersey Comprehensive Assessment Tool("NJCAT")
  - Answers assess level of need and determine the budget
  - When responding to the questions:
    - Think of your child in a world without supports
    - Think of your child's abilities in comparison to a typically developing peer of the same age
    - If you have to qualify your answer ... yes but... answer no.
    - Think of your child on his or her worst day, not on their best day

#### Must answer all questions honestly



### EXAMPLES OF COMMON PITFALLS

- Division uses very easy examples
  - Ex. one-step direction such as "look at me"
  - Think more broadly, can they follow one-stop directions at school or at their job?
  - Other one-step directions:
    - Put your book bag down
    - Go get your shoes
    - Put away your coat



### ACTIVITIES OF DAILY LIVING

- For example: eating, toileting, showering, adjusting water temp, drying after showering, washing hands/face
- Answers in this section are:
  - Has Not Done (Had no opportunity or is not able)
  - Lots of Assistance (Requires lots of hands on)
  - Mainly Supervision (Requires mainly verbal prompts)
  - Independent (Starts and finishes without prompt or help)
    - Only if your child does 100% of the time and gets desired outcome



### ACTIVITIES OF INEPENDENT LIVING

- All the skills you need to live independently: cooking, cleaning, making a bed, doing laundry, etc.
- Before answering these questions, imagine your child is living in apartment without any supports.



## SELF-DIRECTION: ABILITY TO PLAN AND IMPLEMENT

• Questions such as deciding what to do on weekdays/weekends, having company over, leaving the house, going places

### • Answers are:

- Others Decide
- Both Decide
- Child Decides



### **OTHER SAMPLE QUESTIONS**

- Uses complete sentences when carrying on a conversation
- Does your child carry on a conversation?
  - Give and take, back and forth?
  - Engaging in conversation, same subject matter?
- May be able to use complete sentences but not carry on a conversation with another
  - Break down questions and make sure all components are met



### ACUITY AND TIER ASSIGNMENTS

- Acuity means your child has significant behavioral and/or medical needs
- Acuity factors increase the child's budget (remember, budget is based on level of need)
- Tiers: Aa, Ba, Ca, Da, Ea

- "a" = acuity

• Make sure you answer the behavioral and medical questions as accurately as possible



## SUPPORTS PROGRAM

## COMMUNITY CARE PROGRAM







New Jersey Department of Human Services Division of Developmental Disabilities

#### Date: December 20, 2021

Topic: Quick Guide – Updated Waiver Program Budgets Effective January 1, 2022

| Supports Program |                |                     |          |  |  |
|------------------|----------------|---------------------|----------|--|--|
| Tier             | Employment/Day | Ind/Family Supports | Total    |  |  |
| Α                | \$17,050       | \$6,186             | \$23,236 |  |  |
| Aa               | \$24,135       | \$6,186             | \$30,321 |  |  |
| В                | \$21,716       | \$12,371            | \$34,087 |  |  |
| Ba               | \$30,701       | \$12,371            | \$43,072 |  |  |
| С                | \$26,842       | \$12,371            | \$39,213 |  |  |
| Ca               | \$38,016       | \$12,371            | \$50,387 |  |  |
| D                | \$39,802       | \$18,557            | \$58,359 |  |  |
| Da               | \$56,333       | \$18,557            | \$74,890 |  |  |
| E                | \$52,820       | \$18,557            | \$71,377 |  |  |
| Ea               | \$74,765       | \$18,557            | \$93,322 |  |  |

| Community Care Program |                |                     |                     |           |  |  |
|------------------------|----------------|---------------------|---------------------|-----------|--|--|
| Tier                   | Employment/Day | Ind/Family Supports | Individual Supports | Total     |  |  |
| Α                      | \$17,050       | \$6,186             | \$31,011            | \$54,247  |  |  |
| Aa                     | \$24,135       | \$6,186             | \$60,795            | \$91,116  |  |  |
| В                      | \$21,716       | \$12,371            | \$62,021            | \$96,108  |  |  |
| Ba                     | \$30,701       | \$12,371            | \$121,589           | \$164,661 |  |  |
| С                      | \$26,842       | \$12,371            | \$103,368           | \$142,581 |  |  |
| Ca                     | \$38,016       | \$12,371            | \$202,648           | \$253,035 |  |  |
| D                      | \$39,802       | \$18,557            | \$144,716           | \$203,075 |  |  |
| Da                     | \$56,333       | \$18,557            | \$283,708           | \$358,598 |  |  |
| E                      | \$52,820       | \$18,557            | \$186,063           | \$257,440 |  |  |
| Ea                     | \$74,765       | \$18,557            | \$364,767           | \$458,089 |  |  |



## TIER AND THE CCP

A, B and some C will not meet CCP clinical eligibility

- This is decision can be appealed





## Thank you! Questions?

- Free articles and information
- Free speaking events and workshops
- Locations throughout New Jersey

<u>www.hinkle1.com</u> 609-896-4200

## **HPF** Hinkle Prior & Fischer *Attorneys at Law*

Representing people with disabilities and their families since 1974