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# **Supplemental Payment: 24-Hour Awake Supervision**

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**For General Residential Operations**

*February 2020*

# Introduction



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- Court Order
- DFPS's Efforts
- What To Expect
  - Methodology
  - Payment Notification
  - End of Year Reconciliation
- Next Steps

# Court Order

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The 5th Circuit Court of Appeals issued an opinion in July 2019, requiring 24-hour awake supervision in all licensed residential placements with more than 6 children which also had at least one child in the PMC of DFPS placed there.

Pursuant to a subsequent court order and in recognition of the costs associated with providing this required supervision, DFPS developed a methodology to compensate providers.



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# DFPS Efforts

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Providers were notified about the supplemental payment via email from Commissioner Masters on January 17, 2020, indicating payments anticipated to be issued mid-February.



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# DFPS Efforts

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Supplemental Payments are designed to offset the costs to Providers challenged with providing 24-hour awake supervision.

The payment is NOT an add-on to the rate and NOT specific to a child.



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# What To Expect

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## The Plan

While the court ruled that the 24-hour awake supervision requirement was only specific to PMC children, TMC children will be included in the calculation for payment due to fluctuating legal status.

Payments will be calculated **quarterly** using placement days to determine child FTEs with a year-end settle up to paid days.



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# What To Expect (continued, 1)

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## **Providers Impacted:**

Specific to GROs with 6 or more children in placement at either one of the following two (2) GRO categories:

- 1. Facilities providing Treatment Services or Emergency Care Services,
- 2. Facilities providing Child Care

Provider/Contract Types to be excluded from payment:

- Child Specific Contracts
- Temporary Emergency Placement Program (TEP)



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# What To Expect (continued, 2)

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## Methodology

**Formula:** The hourly rate is \$15.46 for a shift length of 8 hours in a 24 hour period.

$$\# \text{ of shifts} \times (\$15.46 \times 8) = \text{Payment}$$



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# What To Expect

(continued, 3)

## Methodology

**Ratios:** A ratio of 1:15 of staff to Child FTEs in GRO Treatment or Emergency Care Services

*Example:*

### Determine # of Shifts

560 placement days in a 30 day month  
 $(560/30) = 19$  child FTEs = 2 shifts a day

### Determine Payment

2 shifts X  $(\$15.46 \times 8) = \$247.36$  a day  
 $\$247.36 \times 30$  day month =  $\$7,420.80$  for one month in the quarter.

*\*Shift: A unit derived from applying the applicable ratio using child FTE placement days for payment purposes and child FTE paid days for reconciliation.*



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# What To Expect (continued, 4)

## Methodology

**Ratios:** A ratio of 1:7 of staff to Child FTEs was set for GRO Child Care (non-Treatment or Emergency Services)

*Example:*

### Determine # of Shifts

80 placement days in a 30 day month

$(80/30) = 3 \text{ child FTEs} = 1 \text{ shift a day}$

### Determine Payment

$1 \text{ shift} \times (\$15.46 \times 8) = \$123.68 \text{ a day}$

$\$123.68 \times 30 \text{ day month} = \$3,710.40 \text{ for one month in the quarter.}$



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# What To Expect (continued, 5)

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## **The Plan**

Compensation for services beginning November 8, 2019.

Count of placement and paid days and applicable disbursements/reconciliations are processed under one DFPS GRO contract.

Quarterly payments issued under a unique IMPACT agency ID number.

Quarterly provider statements.



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# What To Expect (continued, 6)

## For Community Based Care (CBC) Facilities Contracted **ONLY** with SSCCs

These GRO providers will be paid directly by DFPS through a written agreement with DFPS.

The same methodology as described will be used to determine the payment amount.



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# What To Expect (continued, 2)

## **For Facilities Who Received Support from DFPS Funded BCFS contract**

The BCFS shifts utilized will be subtracted from the total shifts calculated.

Ratio: 1:15 of staff to child FTEs

### **Determine # of Shifts**

560 placement days in a 30 day month

$(560/30) = 19$  child FTEs = 2 shifts a day\*30 day = 60 shifts

Total number of BCFS shifts provided during month = 30 shifts

### **Determine Payment**

$(\$15.46 \times 8) = \$123.68$  a day/shift

$\$123.68 \times 30$  shifts (60 total-30 BCFS) = \$3,710.40 for one month in the quarter.



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# What To Expect (continued, 8)

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## **Year-End Reconciliation**

FY20 Reconciliation will be conducted in March 2021.

Provider's FY21 Q2 payment may be adjusted to account for any settle up needed for the prior fiscal year.

The reconciliation process will start 3 months after the last month of service, in instances of contract expiration or termination.



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# What To Expect

(continued, 9)

## Year-End Reconciliation Example:

Ratio: 1:15 of staff to child FTEs

### Payment Using Placement Days

560 paid days in a 30 day month  
 $(560/30) = 19$  child FTEs = 2 shifts a day

2 shifts X  $(\$15.46 \times 8) = \$247.36$  a day  
 $\$247.36 \times 30$  day month =  $\$7,420.80$  for one month in the quarter.

### Payment Using Paid Days

570 paid days in a 30 day month  
 $(570/30) = 19$  child FTEs = 2 shifts a day

2 shifts X  $(\$15.46 \times 8) = \$247.36$  a day  
 $\$247.36 \times 30$  day month =  $\$7,420.80$  for one month in the quarter.

*No settle up*



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# Next Steps

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Contract Amendment is Forthcoming



Remedies for Non-compliance



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# Thank you

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