



ADMINISTRATIVE RULES OF MONTANA

37.34.978 0208 MEDICAID HOME AND COMMUNITY-BASED SERVICES PROGRAM: RETIREMENT SERVICES

- (1) Retirement services are available to a waiver recipient who is age 62 or older or who has limited ability to work due to health and safety issues. Waiver recipients receiving this service are no longer able to maintain employment due to health and safety risks or are of retirement age. Retirement services are structured services consisting of day activities and residential support. Retirement services are furnished in a way which fosters the independence of each waiver recipient. Retirement services are person-centered and person-directed to the maximum extent possible.
- (2) Retirement services may be provided as a continuous or intermittent service.
- (3) Retirement services must be provided in a developmental disability provider-operated residence or community day activity setting.
- (4) The expected outcome of retirement services is to:
 - (a) treat each waiver recipient with dignity and respect;
 - (b) maintain skills and abilities to the maximum extent possible; and
 - (c) keep the waiver recipient engaged in their environment and community.
- (5) Retirement services are designed to:
 - (a) actively stimulate, encourage, and enable active participation;
 - (b) develop, maintain, and increase awareness of time, place, weather, persons, and things in the environment;
 - (c) introduce new leisure pursuits;
 - (d) establish new relationships;
 - (e) improve or maintain flexibility, mobility, and strength;
 - (f) develop and maintain the senses; and
 - (g) maintain and build on previously learned skills.
- (6) Retirement services must be delivered in a provider-operated residence and staff must meet scheduled or unpredictable needs in a way that promotes maximum dignity and independence; provides supervision, safety, and security; and provides activities to keep the waiver recipient engaged in their environment.

- (7) In a provider-operated residence, only shared living spaces such as the living room, kitchen, bathroom, and recreational areas may be utilized to provide retirement services.

Authorizing statute(s): 53-6-113, 53-6-402, MCA

Implementing statute(s): 53-6-101, 53-6-402, MCA

History: NEW, 1992 MAR p. 1490, Eff. 7/17/92; TRANS, from SRS, 1998 MAR p. 3124; AMD, 2014 MAR p. 220, Eff. 1/31/14; AMD, 2024 MAR p. 2067, Eff. 8/24/24.