



Request for Determination of Developmental Delay

Community Centered Board Information	
Community Centered Board: The Resource Exchange	
Address: 6385 Corporate Drive, Suite 301, Colorado Springs, Colorado 80919	
Phone: (719) 380-1100	Fax:
Website: www.tre.org	

Child Information		
First Name:	Middle Name:	Last Name:
Date of Birth:	Age:	Gender:
Address:		County:
Primary Language:	Ethnicity:	
Person Making Referral:		
Current Living Arrangements:		

Primary Contact(s) Information <i>(complete all that apply)</i>		
Parent/Guardian Contact		
Name:	Address:	
Home Phone:	Cell Phone:	Work Phone:
Email Address:	Relationship to Applicant:	
Additional Contact (Example: family member, DHS Caseworker, foster parent, etc.)		
Name:	Address:	
Home Phone:	Cell Phone:	Work Phone:
Email Address:	Relationship to Applicant:	
Guardian Information		
Is there a Court Appointed Guardian (not GAL)? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Guardian Name:	Relationship to Applicant:	

Financial and Medical Benefits Information <i>(complete all that apply)</i>		
SSN:	Medicaid State ID:	
Supplemental Security Income (SSI) Amount:		

Medical Information

List medical and health needs:

[Empty box for listing medical and health needs]

Name of Primary Care Physician:

Address: Phone:

Name of Medical Specialist:

Address: Phone:

Services and Supports Information

List services and supports received by the applicant such as mental health services, therapies, early intervention, etc.:

[Empty box for listing services and supports received]

Acknowledgements and Signatures

I understand this application is intended to solely determine whether my/our child meets criteria for a Developmental Delay as defined by Colorado Revised Statutes C.R.S 25.5-10.202.

I understand pursuant to 10 CCR 2505-10 Section 8.503 and 8.600.4 a determination of developmental delay does not constitute a determination of eligibility for services or supports. Eligibility for Health First Colorado (Colorado's Medicaid Program) funded programs specific to persons with developmental disabilities shall be determined pursuant to 10 CCR 2505-10.

I have received and included with the request form, pursuant to 10 CCR 2505-10 Section 8.600 et seq and Sections 25.5-10-202, C.R.S. the following information:

1. A copy of the Confidentiality/Privacy Notice (HIPPA);
2. A copy of the Dispute Resolution procedure;
3. A copy of the Grievance procedure; and,
4. A copy of the current Colorado Developmental Delay Definition.

Parent/Guardian Signature:

Typed/Handwritten Signature:

Or

Electronic Signature:

Date:

Parent/Guardian Signature:

Typed/Handwritten Signature:

Or

Electronic Signature:

Date:

Authorized Representative Signature:

Typed/Handwritten Signature:

Or

Electronic Signature:

Date:

For CCB Completion Only

Developmental Disabilities Professional receiving the request:

Name:

Title:

Date completed and signed request received by CCB (Request Date):

Date all documents needed for determination received (Determination Date):

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING
Medical Services Board
MEDICAL ASSISTANCE - SECTION 8.500 and 8.600
10 CCR 2505-10

8.503 DEFINITIONS

DEVELOPMENTAL DELAY means a child who is:

Birth up to age five (5) and has a developmental delay defined as the existence of at least one of the following measurements:

Equivalence of twenty-five percent (25%) or greater delay in one (1) or more of the five domains of development when compared with chronological age,

Equivalence of 1.5 standard deviations or more below the mean in one (1) or more of the five domains of development,

Has an established condition defined as a diagnosed physical or mental condition that, as determined by a qualified health professional utilizing appropriate diagnostic methods and procedures, has a high probability of resulting in significant delays in development, or

Birth up to age three (3) who lives with a parent who has been determined to have a developmental disability by a Community Centered Board.

8.600.4 DEFINITIONS

"Developmental Delay" means that a child meets one or more of the following:

A. A child who is less than five (5) years of age at risk of having a developmental disability because of the presence of one or more of the following:

1. Chromosomal conditions associated with delays in development,
2. Congenital syndromes and conditions associated with delays in development,
3. Sensory impairments associated with delays in development,
4. Metabolic disorders associated with delays in development,
5. Prenatal and perinatal infections and significant medical problems associated with delays in development,
6. Low birth weight infants weighing less than 1200 grams, or
7. Postnatal acquired problems resulting in delays in development.

B. A child less than five (5) years of age who is significantly delayed in development in one or more of the following areas:

1. Communication,
2. Adaptive behavior,
3. Social-emotional,
4. Motor,
5. Sensory, or
6. Cognition.

C. A child less than three (3) years of age who lives with one or both parents who have a developmental disability.



PRIVACY NOTICE

Health Insurance Portability and Accountability Act of 1996

This notice describes how medical information about you may be used and disclosed and how you can get access to this information. Please review it carefully.

ACKNOWLEDGEMENT OF RECEIPT OF THIS NOTICE:

You will be asked to sign acknowledgement of receipt. If you decline to sign, we will continue to use and disclose your protected health information for treatment, payment and health care operations when applicable.

OUR DUTIES REGARDING PROTECTED HEALTH INFORMATION:

“Protected Health Information” (PHI) is individually identifiable health information. We are required by law to make sure that your PHI is kept private, provide you this notice, follow the terms of the notice currently in effect and communicate any changes in the notice to you.

HOW WE MAY USE OR DISCLOSE YOUR PROTECTED HEALTH INFORMATION:

Examples are not exhaustive:

Required by law	Treatment	Healthcare Operations	Legal Proceedings
Criminal Activity	Payment	Workers Compensation	Disclosures by Health Plans
Coroners	Parental Access		

USES AND DISCLOSURES OF PROTECTED HEALTH INFORMATION REQUIRING YOUR PERMISSION:

Examples in which your agreement or objection is required:

- Use and disclosure in inpatient directories
- Disclosure of individuals involved in your health care (family, close friend, etc.)

YOUR RIGHTS REGARDING YOUR HEALTH INFORMATION:

You may exercise the following rights by submitting a written request or electronic message to the Privacy Officer.

Right to Inspect and Copy	Right to Request Restrictions	Right to Request Amendment
Right to Accounting Disclosures	Right to obtain a copy of this notice	Right to Request Confidential Communications

FEDERAL PRIVACY LAWS:

This Notice of Privacy Practices is provided as a requirement of the Health Insurance Portability and Accountability Act (HIPAA). There are several other privacy laws that also apply including the Freedom of Information Act, the Privacy Act and the Alcohol, Drug Abuse and Mental Health Administration Reorganization Act. These laws have not been superseded.

COMPLAINTS:

If you believe these privacy rights have been violated, you may file a written complaint with the Community Centered Board’s privacy officer, your agency privacy officer or the Department of Health and Human Services Privacy Officer. No retaliation will occur against you for filing a complaint.

CONTACT INFORMATION:

The Resource Exchange Privacy Officer
6385 Corporate Drive, Suite 301
Colorado Springs, CO. 80919
Phone: 719.785.6426
Email: CHeadBatchelor@tre.org

For additional information regarding your privacy rights, contact your agency contract administrator. By signing below I acknowledge I have received a copy of The Resource Exchange HIPAA Privacy Notice.

Acknowledgement of Receipt (print & sign)

Date

Please sign and return a copy of this notice to:
The Resource Exchange, 6385 Corporate Drive, Suite 301, Colorado Springs, CO. 80919

THE RESOURCE EXCHANGE

POLICIES AND PROCEDURES

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TITLE: DISPUTE RESOLUTION

POLICY:

It is the policy of The Resource Exchange (TRE) to address disputes with TRE services in accordance with applicable Colorado regulation and consistent with its own core values.

POLICY APPROVED: 09/2017 (BOARD OF DIRECTORS)

RESPONSIBILITY: Chief Executive Officer

PROCEDURES UPDATED: 08/2017

REGULATION(S): Colorado Codes of Regulations 10 CCR 2505-10, §8.605.2

PROCEDURES:

1. It is the intent of TRE to amicably resolve disputes through informal review and the Service Planning (SP) process when available. Significant attention will be focused on creating options and service alternatives that address the best interests and choices of the person receiving services. Each stage of the process will be treated as an opportunity to include fresh perspectives while achieving collaborative, creative resolutions in a person-centered way.
2. This dispute resolution procedure shall be provided verbally and in writing to persons receiving services or applicants for service, the parent(s) of a minor, guardian, and/or authorized representative at the time application for services is made, at the time the SP is developed, any time changes in the plan are contemplated, and upon request by the above named persons.
3. During the dispute resolution process, the individual(s) filing the dispute will not be coerced, intimidated, threatened or retaliated against. Nor shall utilizing the dispute resolution process negatively affect, or prejudice, future services and, if enrolled, people will continue to receive services during the dispute resolution process.
4. When TRE is acting as the Organized Health Care Delivery System (OHCDS), written notice of TRE's decision to terminate, reduce, or deny services will be sent at least fifteen (15) days prior to the action taking place. For purposes of the dispute resolution process, the date of receipt of such a notice shall be presumed to be three (3) days after the date of the mailing of the notice.
5. When a decision is made that impacts a person in Home and Community Based (HCBS) waiver services about which the PRS/guardian is dissatisfied, s/he may have the right to dispute a TRE decision by requesting a Medicaid Fair Hearing before a state administrative law judge. A Medicaid Fair Hearing can be requested in addition to or instead of the Dispute Resolution Process, depending upon the particular issue and the types of services you have applied for or are receiving.
6. The PRS will receive a notice entitled, *Long Term Care Waiver Program – Notice of Action (LTC 803)*. This notice will give information regarding the action that has been proposed or has been taken, how to request a hearing before an administrative law judge, timeframes for making an appeal and a specific form needed when making a request for a hearing. Typically the following is a list of reasons this would be initiated:
 - Eligibility determination for services
 - A change in eligibility status (no longer eligible)

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- The termination of services or supports
 - A change, reduction or denial of services and supports identified in the SP.
7. The LTC 803's effective date of change will occur 11 days after the mail date.
 8. If the dispute involves an action that does not require a LTC 803, is about a person in a State General Fund program, or alternative funding options, an informal and formal review process may be accessed. During this process a person has the right to bring evidence and present witness testimony either via self-representation, a spokesperson, or an attorney.
 9. The following advocacy agencies have resources that may help you resolve your disputes with TRE: The Arc of the Pike's Peak Region (719-471-4800), The Arc of Pueblo (719-545-5845), Disability Law Colorado (303-722-0300), or the Colorado Cross-Disability Coalition (CCDC) (303-839-1775).
 10. The Informal Review Process:
 - A. The informal review is an opportunity to talk directly to the person responsible for the decision, to express your disagreement, present additional information and see if the matter can be resolved. The informal review can be done either in person or by phone within 15 days of the complaint. The informal review may be waived or bypassed when both parties agree to do so.
 - B. If the informal review process has been attempted without success or waived, the formal negotiation Process shall be initiated.
 9. The Formal Negotiation Process:
 - A. An impartial decision maker will be utilized in the Formal Negotiation Process. TRE's impartial decision maker will be the Chief Executive Officer (CEO) or designee. The CEO or designee shall not have been directly involved in the specific decision that is being disputed.
 - B. Parent(s) or guardian of a minor, age birth to three years, may utilize the dispute resolution process specified under the requirements of the Procedural Safeguards for Early Intervention services pursuant to the Individuals with Disabilities Education Act.
 - C. A formal review is an opportunity to meet with an impartial decision maker in a formal and recorded meeting. The intent of the formal review would be to express disagreement, present additional information, ask questions and have the opportunity to respond to see if the matter can be resolved. Legal counsel, authorized representatives and/or other individuals may be included as needed.
 - D. This meeting will be set with at least ten (10) days' notice unless waived by both parties. An electronic recording of these proceedings will occur at this meeting.
 - E. A decision by the impartial decision maker will be given, in writing, within 15 days of the meeting. This written notification will include that the objecting party may request The Resource Exchange's Executive Director, or designee review, the final decision.
 - F. Should the objecting party remain dissatisfied with the formal negotiation process, a request can be made that HCPF complete a review.

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10. Review by HCPF:

- A. If TRE is notified that a person will be filing a dispute with HCPF all disputes proceeding according to section 8.605.2.I and the determination made thereon will be shared with HCPF within 15 days of the decision. A person may not be terminated from services and supports during this process.
- B. The request to review the formal negotiation process shall be submitted to HCPF within 15 days from the decision postmark date. HCPF may request additional information, an oral argument, or a hearing if needed.
- C. HCPF shall render its final agency action on the dispute within ten (10) working days of the submission of all relevant information and will maintain a written record of all proceedings.

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TITLE: GRIEVANCE AND COMPLAINTS

POLICY:

It is the policy of The Resource Exchange (TRE) to address grievances and complaints, or any other customer satisfaction concern with TRE services in accordance with applicable Colorado regulation and consistent with its own core values.

POLICY APPROVED: 9/2017 (BOARD OF DIRECTORS)

RESPONSIBILITY: Executive Director

PROCEDURES UPDATED: 8/2017

REGULATION(S): 10 CCR 2505-10, §8.605.5

DEFINITIONS:

Grievance: A formal expression of dissatisfaction with a decision or process bound by Colorado Revised Statutes (C.R.S.) or the Colorado Code of Regulations (CCR) but which is not governed by dispute resolution regulations and therefore cannot be appealed through the formal dispute resolution process.

Complaint: a report of dissatisfaction with TRE, its staff, or practices, not including those processes bound by Types of dissatisfaction may include, but are not limited to, timeliness to request of services; staff responsiveness; professionalism; customer service; quality of TRE services; or treatment that is provided in an unacceptable way.

Complainant: an individual who files a complaint

PROCEDURES:

1. It is the intent of TRE to amicably resolve grievances/complaints through informal negotiations and the Service Planning (SP) process when available. Significant attention shall be focused on creating options and service alternatives that address the best interests of the person receiving services and to provide an opportunity for individuals to come together to find a mutually acceptable solution. Each stage of the process will be treated as an opportunity to include fresh perspectives while achieving collaborative, creative resolutions.
2. The Grievance and Complaint Policy and Procedure shall be provided verbally and in writing to persons receiving services or applicants for service, the parent(s) of a minor, guardian, and/or authorized representative at the time application for services is made, changes are made to the procedure, and upon request by the above named persons.
3. During this process it is important to note that people will not be coerced, intimidated, threatened or retaliated against for having a complaint. It will not negatively affect future services and, if enrolled, people will continue to receive services during the complaint and grievance process. Filing a complaint or grievance will not prejudice the future provision of appropriate services or supports to the individual in need of and/or receiving services.

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4. Reporting a grievance or complaint is the first level of interaction for any concern with TRE. In the event an individual reports a complaint, TRE will attempt to resolve that grievance or complaint amicably with both parties. Grievance and complaints may be reported to any TRE staff member and should be reported to the appropriate TRE employee first (this could be the person with whom the issue resides or their supervisor).
5. If the complaint is not specifically against TRE, the reporter will be encouraged to report the complaint directly to the agency/person the complaint is regarding.
6. All grievance and complaints are then required to be reported via Health Care Policy and Financing's Complaint Log and submitted to the Director of Navigation and Quality, or designee, for recording and to ensure follow-up is completed within 10 business days.
7. TRE will report grievance or complaint data to Health Care Policy and Financing (HCPF) as indicated in the contract between TRE and HCPF, or as requested.
8. If the grievance or complaint is unresolved, there are additional options dependent on the program in which a person is receiving.
 - A. TRE's Chief Executive Officer/Executive Director will review the grievance or complaint and provide follow-up to the individual within 10 business days.
 - A. The following advocacy agencies have resources that may help you resolve your grievances or complaints with TRE: The Arc of the Pike's Peak Region (719-471-4800), The Arc of Pueblo (719-545-5845), Disability Law Colorado (303-722-0300), or the Colorado Cross-Disability Coalition (CCDC) (303-839-1775).

PROCEDURE for MEDIATION:

An individual can pursue mediation as an alternative for grievances and complaints with TRE or service agencies regarding any services funded by DIDD.

1. Mediation can be requested by the individual if they have concerns with the following (these are examples only, not an exhaustive list. Other issues that affect an individual's services can also be referred to mediation):
 - a. When the individual is not receiving needed services;
 - b. Not receiving the services agreed to by the Interdisciplinary Team (IDT);
 - c. Receiving services that are not right for him/her;
 - d. Receiving services that are not as good as they should be; or
 - e. Receiving services that are not working for him/her.
2. Mediation is not appropriate for (these are examples only, not an exhaustive list. Experience will provide ongoing opportunities to refine and expand the overall area of appropriate and inappropriate mediation issues):
 - a. Allegations of Mistreatment
 - b. Instances of actual or proposed human rights suspensions.

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- c. Issues where a decision places the individual receiving services at risk of grave harm, injury or death, or the agency in a legally binding position.
- d. Anything clearly established in statute(s), rules and regulations or contract.
- e. If an individual chooses mediation the following will occur:
 1. He/she will be asked if a support person is needed to help. If support is needed but there is not a support person already available, then mediation will find someone to help.
 2. He/she will have meetings with the mediator to explain the complaint and help the mediator understand what is needed.
 3. The mediator will meet with the complainant and the involved TRE employee separately to discuss the complaint. Following these separate meetings, the mediator will schedule a meeting with both parties.
 4. Notice of the meeting date, time and location must be given 15 days prior to the meeting (in accordance with 10 CCR 2505-10 §8.600.4), unless waived by both parties.
 5. The mediator will discuss the complaint and possible solutions with both parties. The outcome of the meeting, including any mutually agreed upon resolutions, will be documented in TRE's complaint records.