

HCBS Final Settings Rule Indicator 5

Fact Sheet



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Indicator 5 - HCBS Final Settings Rule

The setting facilitates individual choice regarding services and supports, and who supports them.

What does Indicator 5 look like in practice?

A DSP may support someone in looking at different service providers that a person can use or support someone with finding another DSP they enjoy working with.

Best practices to align with Indicator 5

- A person is working with a job coach, but feels like they aren't getting the support they need and wants to work with a new one. Their DSP supports them to talk to the vocational rehabilitation counselor about finding a new job coach.
- A person doesn't feel comfortable around a certain DSP, so their house manager doesn't schedule that DSP to work with the person.
- A person chooses to receive services from a provider after touring and meeting with multiple different providers.
- A person living in a group home wants to move in to an apartment with their friend, so they move out of the group home.

Practices to avoid

- A DSP continues to support an individual even though the individual said they would prefer support from a different DSP.
- A person is told they have to continue going to their day program even though they want to go to a different one.
- A person was never told they could decide who supports them.
- A DSP tells an individual they will always have to live in a group home because they can't live on their own.



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Indicator 5 Case Studies:

Consider whether the following scenarios are best practice or practices to avoid in the following situations:

Situation 1:

- Grace signed up for employment services through Vocational Rehabilitation. Grace receives residential support through a provider that also provides employment services. Her staff tell her it would be the easiest to use their providers employment services and that she should do that. Grace doesn't know that she can meet with multiple providers to decide who she would like to receive employment support from, so she tells her staff she will work with her current residential provider for employment support.
 - Best practice: Grace's staff should let her know that she can meet with and have conversations with multiple employment providers before deciding who she wants to receive support from. Her staff should support her to research and meet with providers she is interested in working with. Just because Grace receives residential services from one provider, does not mean she has to receive other types of support from the same provider.

Situation 2:

- Oscar lives in a group home. A new DSP recently started working at his home. Oscar doesn't get along with the new DSP and would prefer not to have them as a support staff. Oscar tells the group home lead that he doesn't feel comfortable at home when the new DSP is there. The group home lead gets the DSP transferred to another group home and finds a different DSP to support Oscar and his roommates.
 - Best practice: Individuals are allowed to choose who provides them with support. Oscar's group home lead listened to his concerns and worked with him to find a DSP that he is comfortable with.