

**INTERMEDIARY SERVICE ORGANIZATION (ISO)
SELF-DIRECTED PERSONAL CARE SERVICES – UNSKILLED ONLY
RECIPIENT AGREEMENT**

I understand the personal care services provided through an ISO are designed to allow me to self-direct, manage and take responsibility for my personal care services. I have the ability and desire to self-direct my care, to choose the Personal Care Assistant (PCA) and ISO provider, to select personal care assistants through the ISO, to arrange the PCA's schedule and to direct the PCA in the delivery of my personal care services.

I am capable of making choices about my services, understanding the impact of these choices and assuming responsibility for these choices. I am capable of directing all the tasks related to the personal care service delivery.

I will comply with all Medicaid policies and procedures as outlined in the Medicaid Services Manual, Chapters 100, 2600, 3300, and 3500.

I will direct the PCA to provide only the services approved on the services plan.

I agree to hold the State of Nevada harmless from any such liability whatsoever for any injuries, damages, loss, whether physical or financial, associated with or resulting from self-directing my care in this option.

This agreement does not allow for skilled services to be performed by a PCA.

In the self-directed option I am responsible for developing a back-up plan and for obtaining back-up coverage in the absence of a regularly scheduled PCA.

The ISO is the employer of record for PCAs. The ISO will complete necessary administrative functions, provide supportive services and, upon request, provide a list of qualified PCAs from which I can select a PCA.

I am responsible for reviewing and verifying delivery records to ensure the service plan has been followed, thereby authorizing Medicaid to be billed. Misrepresentation within these documents constitutes fraud per NRS 422.540, attached, and will be referred to the Surveillance and Utilization Review (SUR) Unit for investigation and appropriate action.

I must obtain an annual reassessment for continued participation. This requires that a functional assessment, service plan, and all forms associated with self direction of services be completed.

I may discontinue this option at any time and receive my PCA services through a Personal Care Services (PCS) Agency, if eligible to do so and there is a PCS Agency available to provide care.

Recipient (Please Print)

Date

Recipient Signature

Date

ISO Agency Signature

Date**NRS 422.540 Offenses regarding false claims, statements or representations; penalties.**

1. A person, with the intent to defraud, commits an offense if with respect to the Plan the person:
 - (a) Makes a claim or causes it to be made, knowing the claim to be false, in whole or in part, by commission or omission;
 - (b) Makes or causes to be made a statement or representation for use in obtaining or seeking to obtain authorization to provide specific goods or services, knowing the statement or representation to be false, in whole or in part, by commission or omission;
 - (c) Makes or causes to be made a statement or representation for use by another in obtaining goods or services or services pursuant to the Plan, knowing the statement or representation to be false, in whole or in part, by commission or omission; or
 - (d) Makes or causes to be made a statement or representation for use in qualifying as a provider, knowing the statement or representation to be false, in whole or in part, by commission or omission.;
2. A person who commits an offense described in subsection 1 shall be punished for a:
 - (a) Category D felony, as provided in NRS 193.130, if the amount of the claim or the value of the goods or services obtained or sought to be obtained was greater than or equal to \$650.00.
 - (b) Misdemeanor if the amount of the claim or the value of the goods or services obtained or sought to be obtained was less than \$650.00.
Amounts involved in separate violations of this section committed pursuant to a scheme or continuing course of conduct may be aggregated in determining the punishment.
3. In addition to any other penalty for violation of the commission of an offense described in subsection 1, the court shall order the person to pay restitution. (Added to NRS by 1991, 1049; A 1997, 457, 2011, 174)