



## New York State Family Caregiver Comparison

### **Complex Care Assistant (CCA) vs Consumer Direct Personal Assistance Program (CDPAP)**

The advocacy behind the Complex Care Assistant, or CCA legislation is to compensate family members to care for their medically fragile children, ages birth to 21 years old, who would otherwise require private duty nursing services for them the remain in the home and allow their families to maintain outside employment. With the nationwide nursing shortage, these children are at risk of institutionalization and homelessness. The CCA legislation provides families with critical training, oversight, and certification. The CDPAP program does not allow for parents to be paid to care for children UNDER AGE 21 nor does it provide for the training and oversight, both vital to supporting these families and keeping vulnerable children healthy at home.

	<b>Complex Care Assistant (CCA)</b>	<b>Consumer Directed Personal Assistance Program (CDPAP)</b>
<b>WHO IS ELIGIBLE?</b>	Children ages Birth to 21 <ul style="list-style-type: none"> <li>• Medicaid Recipient</li> <li>• Medically Fragile</li> <li>• Requires skilled nursing services</li> </ul>	Individuals of all Ages. <ul style="list-style-type: none"> <li>• Medicaid Recipient</li> <li>• Stable Medical condition</li> <li>• Requires personal care assistance, home health aide, or skilled nursing</li> </ul>
<b>WHO IS ELIGIBLE PROVIDER?</b>	A family member, as defined in CCA legislation, includes a legal guardian, parent, sibling, grandparent, spouse, etc.  They may live in the home.	A provider may be a relative, friend, or other adult (18 years old and over).  They may live in the home if need is justified.  For consumers OVER 21 years old, legal guardians and parents may be providers. (Does not include spouse)
<b>TRAINING</b>	Provider becomes certified as Complex Care Assistant under the direction and supervision of a registered nurse.	The Consumer or the consumers designated representative provides all training and oversight to the provider.
<b>ADDITIONAL DETAILS</b>	Eligible tasks to include all ADL's and all Skilled nursing (including wound care, insulin shots, suctioning, tracheostomies, and more)	Eligible tasks to include all ADL's and all Skilled nursing (including wound care, insulin shots, suctioning, tracheostomies, and more)
	Private Duty Nursing Agency employs the family	Fiscal Intermediary Agency employs the family
	Program does NOT Require designated representative	Program requires designated representative
	REQUIRES waiver eligibility. (OPWDD or HCBS Children's Waiver)	DOES NOT REQUIRE waiver eligibility (OPWDD or HCBS Childrens Waiver)

[11 OHIP/ADM-6 - Consumer Directed Personal Assistance Program \(CDPAP\) Scope and Procedures \(ny.gov\)](#)

[Clarification to the New Law in Relation to the Consumer Directed Personal Assistance Program\(CDPAP\) \(ny.gov\)](#)

[2022 Consumer Directed Personal Assistance Program \(CDPAP\) Rates \(ny.gov\)](#)

[MLTC Home Care Minimum Wage Guidance \(ny.gov\)](#)