



# Disability Law Center's Self-Advocacy Materials

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## Rights In Facilities

This document is designed for people with disabilities. The information is about your legal rights and how to advocate for yourself as a resident in Massachusetts.

Contact us to request this information in an alternative format.

617-723-8455  
800-872-9992  
mail@dlc-ma.org

### Funding

DLC receives funding from government grants, private foundations, and individual contributions. For details about our funding and programs, please visit:

<http://www.dlc-ma.org/about/funding/>

## Traumatic Brain Injury (TBI) Waivers

### You Will Learn About:

- Traumatic Brain Injury (TBI) Waivers In Facilities
- Other Resources

**This document includes general information about legal issues and is intended to be used for informational purposes only. These informational materials should not be taken as legal advice, and do not create an attorney-client relationship. The outcome of any particular matter will depend on a variety of factors. For specific legal problems you would need to contact an attorney.**

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# Traumatic Brain Injury (TBI) Waivers In Facilities

## What Are TBI Waivers?

Waivers are programs that help people living in nursing homes and rehabilitation facilities move back to the community. These programs fund living arrangements in homes set up with 24 hour care, or provide care as needed to people once they move back to their own home.

## Who Can Get A Waiver To Get Out Of A Facility?

MassHealth members who need facility-based care. There are 10 waivers in MA and they all focus on different things. There are waivers for people who have brain injuries who want to live in the community but need help. That help can be 24 hour care, or less.

## Where Would I Live?

Waivers might lead you back to where you lived before, or they could help you find a new home with the support you need. The first step is applying for the waiver. Once you're accepted, your team would work with the waiver folks to figure out what you need and how to get it for you.

## What If I Am Not Ready?

Part of the waiver process and appropriate discharge planning is to help you feel ready. You participate in the process each step of the way and can slow things down or change our mind. The goal is for you to be empowered to learn about your options and make choices that work for you.

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## Other Resources

### How Do I Learn More?

You can ask your social worker or Ombudsman at your facility. You can also call the ABI/MFP Waiver Unit at 855-499-5109.

### What If I Have Problems Or My Facility Won't Apply?

You can contact your Ombudsman at your facility or you can contact the Disability Law Center at 1-800-872-9992 or 617-723-8455.