

HCBS Final Rule Evidentiary Package

Parkview Court Assisted Living



Setting information

Setting name: Parkview Court Assisted Living	ID #: 20017
Street address: 300 8th Ave SE Glenwood, MN 56334	Phone: 320-634-5802
Setting website, if applicable: Parkview Court Assisted Living (https://www.parkview-court.org)	Date of site visit: 7/31/2018

Waiver service type

Waiver service	Service type
<input type="checkbox"/> Alternative Care (AC) <input checked="" type="checkbox"/> Elderly Waiver (EW) <input type="checkbox"/> Brain Injury (BI) <input checked="" type="checkbox"/> Community Access for Disability Inclusion (CADI) <input type="checkbox"/> Community Alternative Care (CAC) <input type="checkbox"/> Developmental Disabilities (DD)	Customized Living

Reason for heightened scrutiny

Prong type	Category	Type of setting
Prong 1 Located in a Public or Private Institution	Name of Institution	Name of Institution Glenwood Village Care Center

Note: The term people/person (resident for residential settings) refers to people receiving Medicaid HCBS waiver services.

General summary

Parkview Court Assisted Living is located in the city of Glenwood, in Pope County, about 130 miles northwest of Minneapolis. Glenwood had a population of 2,564 in 2010.

Parkview Court Assisted Living provides customized living services to 32 units. At the time of the provider attestation, the setting served 11 people supported by a home and community-based waiver program.

The customized living setting is a part of the Glenwood Retirement Village, a continuum of care campus that includes independent senior living, a skilled nursing facility and therapy services. The campus is owned and operated by Glenwood Retirement Village, a faith-based nonprofit organization.

Customized living provider standards/qualifications

Licensure requirements and other state regulations for customized living services clearly distinguish these services/settings from institutional licensure or regulations.

Customized living services are provided in housing-with-services establishments with the service provider directly licensed as a comprehensive home care provider by the Minnesota Department of Health. Customized living services provide an individualized package of

regularly scheduled health-related and supportive services provided to a person who resides in a qualified, registered housing-with-services establishment.

Customized living service definitions that support the setting requirements

Customized living (CL) and 24-hour CL services include component services designed to meet the person’s assessed needs and goals. Individualized CL services may include supervision, home care aide tasks (e.g., assistance with activities of daily living), home health aide tasks (e.g., delegated nursing tasks), home management tasks, meal preparation and service, socialization, assisting people with arranging meetings and appointments, assisting with money management, assisting people with scheduling medical and social services and arranging for or providing transportation. If socialization is provided, it must be part of the service plan, related to established goals and outcomes and not diversional or recreational in nature.

For more details about the component services, including what is covered and distinctions between each, see [Customized Living Component Service Definitions, DHS-6790H \(PDF\)](https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG) (https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG).

Minnesota’s Community-Based Services Manual (CBSM) provides the following requirements for customized living services:

[CBSM page for customized living services](http://www.dhs.state.mn.us/id_001787#) (http://www.dhs.state.mn.us/id_001787#)

Prong 1 and Prong 2 settings

Meaningful distinction between the facility and HCBS setting

States must submit strong evidence that the setting presumed institutional has the characteristics of a HCBS setting and not an institutional setting.

Determination	Summary
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	Interconnectedness between the facility and the setting in question, including administrative or financial interconnectedness, does not exist or is minimal. Parkview Court Assisted Living, the customized living setting, has a separate director and a registered nurse who oversee housing and nursing services in the setting. These program managers report to the administrator of the campus. The setting is financially connected to the

	entire campus, but it manages decisions about financial matters at the setting level as well.
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>To the extent any facility staff are assigned occasionally or on a limited basis to support or back up the HCBS staff, the facility staff are cross-trained to meet the same qualifications as the HCBS staff; (staff training materials that speak of the need to support individuals’ chosen activities), (person centered planning) (the staff is trained specifically for home and community-based support in a manner consistent with the HCB settings regulations.)</p> <p>All staff that work in the customized living setting receive HCBS settings rule training and other relevant training and orientation for the setting. Nursing facility staff occasionally work a shift in the setting, but everyone who works in the setting is fully trained on HCBS requirements.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Participants in the setting in question do not have to rely primarily on transportation or other services provided by the facility setting, to the exclusion of other options; (Describe the proximity to avenues of available public transportation or an explanation of how transportation is provided where public transportation is limited.)</p> <p>People living in this customized living setting have several options for transportation to support community engagement and inclusion, including:</p> <ul style="list-style-type: none"> • The setting’s van • Rainbow Rider (the county’s public transit provider) • A volunteer driver program • Rides from family and friends • People's own vehicles.
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>The setting provides HCBS services in a space that is distinct from the space that institutional services are provided.</p> <p>The customized living setting is separate from the nursing facility. The nursing facility faces has a very different style of construction and has its own signage, entrance and parking lot. People served in the setting and visitors come and go from a separate entrance than the nursing facility. The setting is connected to the nursing facility by way of a basement hallway.</p> <p>The setting is shown in the image below outlined in gold. The setting is between the nursing facility, on the left, and independent living homes in a circular array, on the right.</p>



Community engagement opportunities and experiences

Community engagement is overseen by the setting's director and staff devoted to the setting. People served in the setting provide input through interest assessment forms, tenant meetings, a suggestions box and direct communication with staff. People learn about activities offered in the setting through an activity calendar, a daily activity board and through reminders from staff.

The setting supports regular outings in the community with the support of its van, volunteers, and the family and friends of people served in the setting. Outings include:

- Area stores
- Restaurants
- Area businesses, farms and gardens
- Community events and festivals
- Worship services, funerals and other faith community events.

The setting also offers a few events per year that draw larger numbers of people from the wider community, including:

- An ice cream social
- A Valentine's Day dinner
- Silent auction fundraisers.

The setting also has a large gathering space that is regularly used for family gatherings and parties and for community meetings by the wider community.

On-site, programmed activities include:

- Exercise sessions
- Book groups
- Music and art making
- Social gatherings

- Various faith-based offerings.

People living in the setting also plan and participate in self-led activities.

The setting is located next to a large public park and Lake Minnewaska. Many people living in the setting walk in the park or on trails that border the lake.

HCBS characteristics

This section is a summary of the individual HCBS characteristics required in the HCBS rule. The findings for each characteristic are identified through the setting attestation documentation, on-site observation or both.

HCBS Rule requirement	Compliance status (Please select)
<p>Each person at the setting has a written lease or residency agreement in place providing protections to address eviction processes and appeals.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The setting provided a lease agreement as documentation through the provider attestation process. A person living in the setting who was interviewed confirmed she signed a lease agreement in choosing to live in the setting.</p>	Compliant
<p>Each person at the setting has privacy in his/her sleeping or living unit including a lockable door.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Locks were observed on all unit doors in the setting. A person living in the setting who was interviewed confirmed she has a lock on her unit door, and her privacy is respected in the setting.</p>	Compliant
<p>The setting facilitates that a person, <i>who shares a bedroom</i>, is with a roommate of their choice.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p>	Compliant

<p>People living in this setting do not share rooms unless they share a room with a spouse, partner or other person of their choice. A person living in the setting shares her unit with her husband.</p>	
<p>The setting provides people with the freedom to furnish and decorate their bedroom and living unit within the lease or residency agreement.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The lease allows people in the setting to decorate and personalize their living units. Living units were observed during the site visit and were decorated as people desired.</p>	<p>Compliant</p>
<p>The setting provides people the freedom and support to control their daily schedules including access to food at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person living in the setting who was interviewed has good health and uses few services at this time. She is very active as a volunteer in the wider community. However, she said other people living in the setting have found the HCBS provider to be very flexible in adjusting service schedules to accommodate people. The person interviewed currently prepares all of her meals in her living unit.</p> <p>A manager in the setting confirmed living units have kitchens. People living in the setting can prepare and store food in their units. People can also access food and beverages in the setting’s dining hall between meal times.</p>	<p>Compliant</p>
<p>The setting allows people to have visitors at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person living in the setting who was interviewed confirmed visitors can come and go as they like, and there are not any restrictions on visiting the setting. She often uses a large meeting room in the setting’s lower level for family gatherings or community meeting. She feels very comfortable having them as guests at the setting.</p>	<p>Compliant</p>

<p>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person living in the setting who was interviewed no longer works but is an active volunteer. She does not require many services at present, but she is confident the staff would accommodate her schedule, as needed.</p>	<p>Compliant</p>
<p>The setting is physically accessible to the individual.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The common spaces and living units were observed to be accessible. Living units and bathrooms were observed to have accessibility features (e.g., wide doorways, grab bars, and accessible door and faucet handles). The setting supports a reasonable accommodations process, as needed.</p>	<p>Compliant</p>
<p>The setting provides people opportunities to access and engage in community life.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>See the community engagement section. The setting offers a varied activity calendar of on-site and off-site offerings. A person living in the setting who was interviewed still drives her own car, but she is aware that other people in the setting get transportation help from family and friends, use county transit or use the setting’s van to get around.</p> <p>A person interviewed said she particularly appreciates the setting’s focus on education. She said many of the on-site and off-site engagement opportunities were focused on learning new things.</p> <p>A person interviewed said she receives all of her medical care in the wider community, though she is aware that some medical services are available on-site if she desires them.</p>	<p>Compliant</p>
<p>The setting supports the person’s control of personal resources.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p>	<p>Compliant</p>

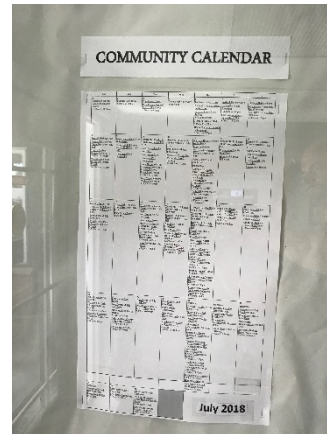
<input checked="" type="checkbox"/> Observation made during on-site visit The setting has a compliant policy related to assisting people in the setting with their personal resources. People living in the setting are properly informed of this right. One person interviewed in the setting explained she manages all of her own personal finances.	
<p>The setting ensures people’s right to privacy.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit The setting has a compliant policy with respect to people’s privacy. A person living in the setting who was interviewed said her privacy was always respected by staff. The manager that led the tour knocked on living units and did not enter the units until people welcomed her in.	Compliant
<p>The setting ensures people’s dignity and respect.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit During the site visit, staff were observed treating people living in the setting with respect and addressing people in the setting by name. A person living in the setting who was interviewed confirmed she was treated with dignity and respect. She described the staff as excellent.	Compliant
<p>The setting ensures people’s freedom from coercion and restraint.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit Staff are trained on the Minnesota Home Care Bill of Rights and the Minnesota Vulnerable Adults Act. A copy of the Home Care Bill of Rights is also given to people to inform them of their right to be free from coercion and restraint.	Compliant
<p>The setting optimizes individual initiative, autonomy and independence in making life choices, including daily schedule and with whom to interact.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit	Compliant

A person living in the setting who was interviewed confirmed she felt she could make all of her own choices about her daily activities. She kept a busy social calendar, living life as she desires.

Pictures of the HCBS setting



Common space lounge area and view of front porch



Calendar posted of events in the wider community



Bulletin board advertising on- and off-site activities



Standard living unit kitchen

Public comment summary

The Minnesota Department of Human Services (DHS) did not receive public comments for this setting.

DHS sought public comment from April 30, 2019, to June 9, 2019, before submitting settings to the Centers Medicare & Medicaid Services (CMS) for heightened scrutiny.

We sought public comments using the following methods:

- Evidentiary packages posted online on the [Home and Community Based Services Rule transition plan page](#)
- Evidentiary packages specific to each setting posted in a common area of the setting
- Notice of public comment period via [May 10, 2019, eList announcement](#)
- Notification to lead agencies via regional resource specialists
- Notification to providers via email
- Notification to managed care organizations and Area Agencies on Aging (AA) via email
- Notification to long-term care ombudsman office via email
- Disability Hub MN virtual insight panel.

Minnesota's recommendation

Date of recommendation: 7/1/2019

Minnesota supports that this setting overcomes the institutional presumption and meets the requirements of a home and community-based setting. Provider is required to maintain on-going compliance with all HCBS requirements.