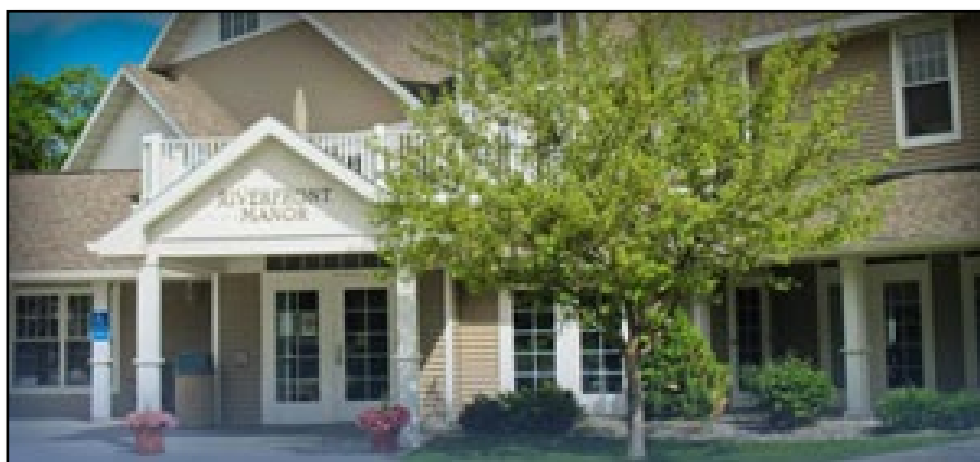


HCBS Final Rule Evidentiary Package

Riverfront Manor



Setting information

Setting name: Pelican Valley Senior Living – Riverfront Manor	ID # 21612
Street address: 215 E. Mill Ave Pelican Rapids, MN 56572	Phone: 218-863-1133
Setting website, if applicable: Riverfront Manor (http://pelicanvalleyseniorliving.org/riverfront-manor-3/)	Date of site visit: 7/16/2018

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 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 Pelican Valley Nursing Home 211 E. Mill Ave. Pelican Rapids MN 56572

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

General summary

Riverfront Manor is located in northwest Minnesota, in a wooded setting on the Pelican River in Pelican Rapids, MN. Pelican Rapids has an estimated 2,471 census population in 2016.

Riverfront Manor is a two-story, 20-unit apartment building. The first floor of Riverfront Manor is dedicated only to people receiving customized living services. Memory care customized living with 24-hour supervision services are provided on the second floor. One person on the first floor is receiving Elderly Waiver-funded customized living services, and five people living on the second floor are receiving 24-hour customized living services.



View of the river in front of the setting

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:

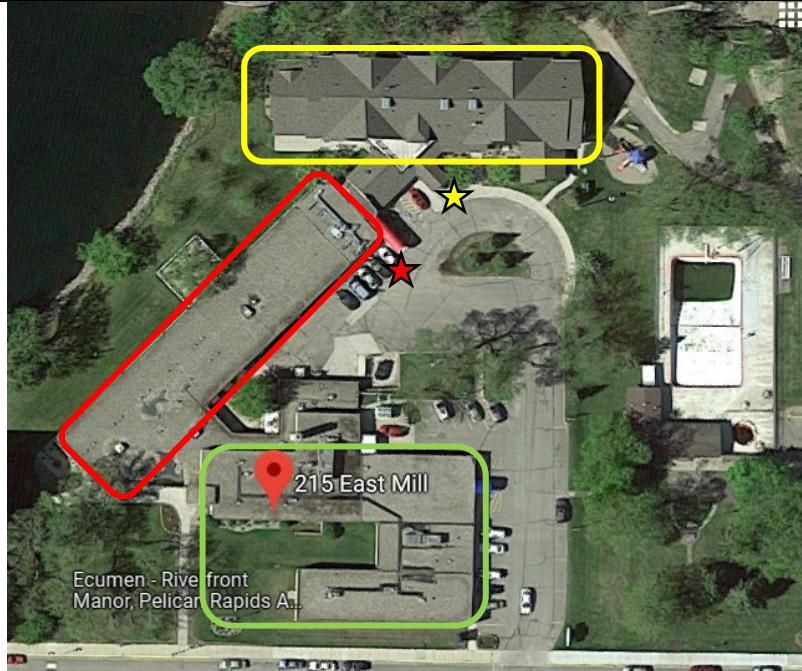
[CBSM page for customized living services](http://www.dhs.state.mn.us/id_001787#) (http://www.dhs.state.mn.us/id_001787#)

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	<p>Interconnectedness between the facility and the setting in question, including administrative or financial interconnectedness, does not exist or is minimal.</p> <p>Riverfront Manor is located on the Pelican Valley Health Center continuum of care campus. The campus provides senior living with services, memory care, customized living and skilled nursing in three separate buildings. Ecumen provides administrative and financial management for the campus settings. Programming, staff and setting location are separate from the nursing facility.</p> 
<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>The resident assistants (RAs) provide direct cares to people living in Riverfront Manor. The RAs do not cover or provide backup to the nursing facility staff or other services on campus. The registered nursing staff cover the customized living buildings, but they do not work in the nursing facility unless they choose to do so when not scheduled to work at Riverfront Manor.</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>Riverfront Manor uses the campus-owned van and bus for its primary mode of transportation to community events. Community transportation options are also used such as “OAKS” Organizing Acts of Kindness for Seniors, and community volunteers and families provide transportation to community events. For medical appointments, Medivan, People’s Express and Doole’s Transportation are resources available for transport.</p>
<p><input checked="" type="checkbox"/> Met</p> <p><input type="checkbox"/> Unmet</p> <p><input type="checkbox"/> Not applicable</p>	<p>The setting provides HCBS services in a space that is distinct from the space that institutional services are provided.</p> <p>Riverfront Manor (circled in yellow on the aerial photo) is a separate building that is attached via hallway/walkway to the Pelican Valley Nursing Home (circled in red on the aerial photo). Riverfront Manor has separate signage, entrances (indicated by a star on the aerial photo) and outward appearance than the Pelican Valley Nursing Home. Separate entrances/signage are shown below.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  <p>Pelican Valley Nursing Home</p> </div> <div style="text-align: center;">  <p>Riverfront Manor</p> </div> </div>



The building circled in green includes a Sanford Health Clinic and other community businesses.

Community engagement opportunities and experiences

The Riverfront Manor location is close to shopping, restaurants, churches, banks, parks, walking paths, a Sanford Clinic, Pelican Drug and community and social events. The setting provides a monthly calendar of activities occurring on the Riverfront Manor Memory Care second floor and an activity calendar for the Riverfront Manor on first floor. People residing on either floor are welcome to attend activities at either location.

The calendars are developed with input from the people receiving services. People's interests in activities on site and in the community are reviewed at admission and are modified as new interests are discovered. The monthly activity calendars are posted on bulletin boards in the common areas of the building and a copy is given to each person.



Activity calendar



In addition to using the local city park located next to the setting (see picture of playground and swimming pool), which host activities every Saturday such as “Cars in the Park,” Riverfront Manor facilitates



community-based activities at least two times a month, weather permitting.

People who receive services also attend community activities as frequently as desired, either on their own or with friends and family.

Examples of Riverfront Manor scheduled community events include trips to:

- The zoo
- The pumpkin patch and hayrides
- The casinos
- The lakes to go fishing
- Larry’s grocery store (scheduled two times every month).

Examples of people attending community events individually, using the “OAKS” free/donation only or other transportation systems, include:



- Two women go to the local beauty salon every Thursday and Friday
- One woman goes to a community church every Sunday with her husband
- One person enjoys visiting her sisters who live nearby
- Some people go on a trip for several days, visiting family or lake homes.

Riverfront Manor also has extensive, on-site activities in which people can choose to participate. Several community groups also meet on site to encourage participation from people living at the setting. Examples of community activities provided on-site include:

- Band of Faith
- Bookmobile.

HCBS characteristics

<p>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.</p>	
<p>HCBS Rule requirement</p>	<p>Compliance status (Please select)</p>
<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's lease is compliant with HCBS rule requirements, including service termination and eviction protections. A person receiving services interviewed confirmed she has a lease and that her daughter, as her power of attorney, helped her with the paperwork.</p>	<p>Compliant</p>
<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>Each unit has locks on the apartment doors. Compliant setting policy "Notice of Privacy Practices".</p> <div data-bbox="867 1041 1138 1394" data-label="Image"> </div> <p style="text-align: center;">Apartment door with lock</p>	<p>Compliant</p>
<p>The setting facilitates that a person, who shares a bedroom, 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> <p>All apartments are private. Living quarters are only shared per request of the person renting the apartment. For example, the person may choose to share the apartment with a spouse.</p>	<p>Compliant</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 setting’s policy states, “tenant has the right to furnish and decorate their apartment as desired.”</p> <p>A person receiving services was interviewed in her apartment, and apartment was observed to be decorated with her personal decorations and furniture.</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> <div style="display: flex; align-items: center;">  <div style="margin-left: 20px;"> <p>Picture to the right is of a snack/ coffee bar that is available at all times. Picture to the left is the kitchen area that is available in each</p> </div>  </div> <p>apartment for people to store and prepare food as they desire. The setting’s policy states, “all tenants have the freedom to control their schedule and activities performed. Staff will support tenant choice with walking, bathing, exercise and other activities according to their individualized needs.”</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>The setting’s policy states, “The Community does not have restricted visiting times.”</p>	<p>Compliant</p>

Several areas, including the person’s apartment, are available for visiting with friends or family. Pictured below is the “family room” and one of the seating areas available to all people.



Family room



Common sitting area

The setting provides opportunities for people to seek employment and work in competitive integrated settings.

Compliant

Compliant documentation submitted with attestation

Observation made during on-site visit

The setting’s policy requires assessment of people’s “current employment and volunteer schedule and/or assess for interest in working or volunteering as appropriate.” Policy also states, “we will work with the client and case manager, if applicable, to support participant’s employment and volunteer schedule and deliver services in a way that complements a person’s schedule.”

The setting is physically accessible to the individual.

Compliant

Compliant documentation submitted with attestation

Observation made during on-site visit

Apartments and common areas of the building were observed to be accessible to the people receiving services. Pictured (right) is of a bathroom in a person’s apartment.



Accessible shower with grab bars



Raised flower garden

Pictured (left) is a raised flower garden in the outdoor sitting area of the setting.

The setting provides people opportunities to access and engage in community life.

Compliant

<input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>A person receiving services interviewed reported she enjoyed going on the trip to the pumpkin patch and the hayride. She enjoys walking outside and attending the activities in the park often. Her children also come to visit, and she attends community activities with them.</p>	
<p>The setting supports the person’s control of personal resources.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>Riverfront Manor does not provide money management services. People receiving services are responsible to manage their own resources or have money management services from outside provider, family, or by other arrangements.</p>	Compliant
<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 <p>The setting provides people with the Home Care Bill of Rights, which states, “The right to have personal, financial, and medical information kept private, and to be advised of the provider’s policies and procedures regarding disclosure of such information.”</p> <p>Staff also were observed knocking on person’s apartment doors, requesting permission prior to entering.</p>	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 <p>The setting provides people with the Home Care Bill of Rights, which states, “The right to be treated with courtesy and respect, and to have the client’s property treated with respect.”</p> <p>A person interviewed confirmed she feels staff treat her with respect.</p>	Compliant
<p>The setting ensures people’s freedom from coercion and restraint.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation	Compliant

Observation made during on-site visit

The setting's policy enforces the Vulnerable Adult Act and Maltreatment of Minors Act. The setting's policy also states, "Riverfront Manor maintains an environment that is free of abuse and neglect and one which does not exploit a tenant."

The setting optimizes individual initiative, autonomy, and independence in making life choices, including daily schedule and with whom to interact.

Compliant

Compliant documentation submitted with attestation

Observation made during on-site visit



Daily activities and menu options

The setting's policy states, "Riverfront Manor encourages individuals to express their autonomy and independence in making choices which includes daily schedules and friendships. We will assist tenants in making choices that fit their needs." A person receiving services interviewed confirmed she is able to decide

her daily schedule and with whom to eat. Pictured above is a daily listing of activities and food menu. Also pictured is part of the dining space where people choose where they would like to sit each meal.



Dining room where people choose seating

Pictures of the HCBS setting



Riverfront Manor



View of the river from a sitting bench



Activity room



Outdoor patio sitting area



Laundry room



Common sitting area

Public comment summary

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

DHS sought public comment for 30 days (Feb. 6-March 7, 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 [Feb. 6, 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: 4/1/2019

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.