

# HCBS Final Rule Evidentiary Package

## RiverView Adult Day Services



### Setting information

Setting name: RiverView Adult Day Services	ID # 802150
Street address: 323 S Minnesota Street Crookston, MN	Phone: 218-281-9459
Setting website, if applicable: <a href="http://www.riverviewhealth.org/services/senior_care/adult_day_services.aspx">RiverView Adult Day Services</a> ( <a href="http://www.riverviewhealth.org/services/senior_care/adult_day_services.aspx">http://www.riverviewhealth.org/services/senior_care/adult_day_services.aspx</a> )	Date of site visit: 6/21/2018

## Waiver service type

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

## Reason for heightened scrutiny

Prong type	Category	Type of setting
Prong 1 Located in a Public or Private Institution	Name of Institution Riverview Hospital	Hospital

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

## General summary

RiverView Adult Day Program is located in the rural town of Crookston, located in northwest Minnesota. The population of Crookston is 7,891 according to the 2010 U.S. census. RiverView Adult Day Program is located in the center of town among surrounding residential neighborhoods. RiverView Adult Day Program is located less than one mile from Main Street, where community businesses, including the library, postal service and restaurants, can be found.

RiverView Adult Day serves 10 older adults and people with disabilities from multiple payer sources (waiver, private pay, veteran’s benefits, and LTC insurance). There are four people receiving services funded through the HCBS waiver programs.

## Adult day provider standards/qualifications

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

Adult day services provided in center-based facilities are licensed directly by the Department of Human Services. Adult day services serve functionally impaired adults on a regular basis for periods of fewer than 24 hours during the day in a setting that is not a residence.

## Adult day service definitions that support the setting requirements

Minnesota's Community-Based Services Manual (CBSM) provides the following requirements for [Adult day services](http://www.dhs.state.mn.us/id_002205#) ([http://www.dhs.state.mn.us/id\\_002205#](http://www.dhs.state.mn.us/id_002205#)):

Adult day services must:

- Be based on the person's assessed needs
- Be directed toward the achievement of specific outcomes identified in the person's support plan
- Offer opportunities to participate in community groups (e.g., senior citizen centers or clubs, generic service organizations, adult education)
- Provide age-appropriate tasks and materials
- Provide community integration opportunities to enhance the person's social and physical interaction with people without disabilities
- Provide the supports necessary either to maintain or improve the person's ability to care for him or herself.

## 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	<b>Interconnectedness between the facility and the setting in question, including administrative or financial interconnectedness, does not exist or is minimal.</b>
<input type="checkbox"/> Unmet	RiverView Adult Day has a designated program administrator and designated staff who work in the adult day program. The adult day
<input type="checkbox"/> Not applicable	

	<p>program has service specific policies that meet HCBS requirements that staff are trained on.</p> <p>Therapy services are offered through Altru. However, people need to request to have these services provided. Upon intake, the administrator informs people of their options for therapy services both on site and in the community.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p><b>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;</b> (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>Direct care staff from the hospital are never scheduled to work with people in the adult day program.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p><b>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;</b> (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 receiving adult day services use public transportation to go out into the community. People get to and from the adult day program by taxi, public transit, community volunteer drivers and family.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p><b>The setting provides HCBS services in a space that is distinct from the space that institutional services are provided.</b></p> <p>The entrance into RiverView Adult Day Program is shared with rehabilitation services. However, there is a clear and designated space for the adult day program. There is signage in the hallways directing people to the adult day program space.</p>

## Community engagement opportunities and experiences

It was reported by the program administrator, staff and people receiving services that they are asked about interests and preferences daily during the morning group meeting. They discuss what is planned and what people would like to change. People are made aware of community events through the newspaper and internet. They participate in developing a monthly calendar, which is posted in a common area for people to view.

Community activities mentioned by administration, staff and people receiving services include:

- Trips to the lake
- County fair
- Walmart
- Dollar Store
- Public library.

Onsite activities include current events, games, music programs, church services, crafts and socializing.

The program administrator reported people are offered a choice if they opt not to participate in a scheduled event. Individual activities are offered as an alternative, per interests.

The program administrator reported people receiving services at the adult day program are very active in their community. She has seen many people at community events, church, movies and out to eat.

People interviewed reported they like the social part of the adult day program, and they enjoyed monthly shopping trips and going to the county fair this year. They reported they go out as often as they like. One person reported she has the reputation of being the “Pinterest lady” and brings ideas for crafts, decorating for the holidays, etc.

## HCBS characteristics

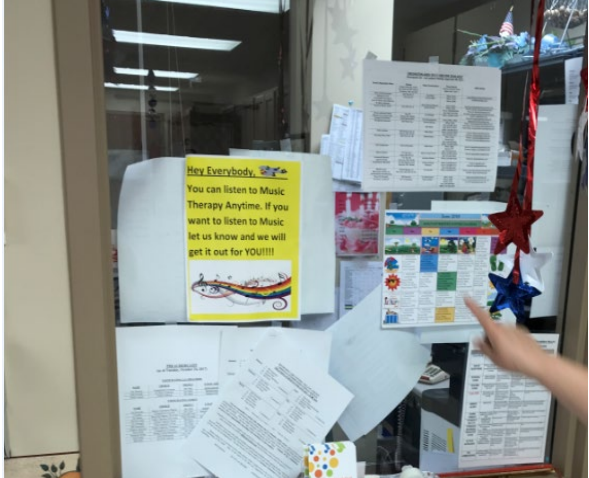
**This section is a summary of the individual HCBS characteristics required in the HCBS rule. The findings for each characteristic are identified through the setting attestation documentation, on-site observation or both.**

HCBS Rule requirement	Compliance status (Please select)
<b>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</b>	Compliant

<input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>The program administrator reported that no one currently is working who attends the day program. However, there have been people who have worked part time in the past, and the adult day program was flexible to accommodate the person’s work schedule.</p>	
<p><b>The setting is physically accessible to the individual.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>Bathroom facilities are close by, adapted for wheelchair use and equipped with an assistance alarm. Accessibility to the building and the adult day services room is barrier-free.</p>	Compliant
<p><b>The setting provides people opportunities to access and engage in community life.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>Policy indicates people are offered opportunities to participate in a variety of recreation/leisure activities while attending the adult day program. People also are encouraged to contribute ideas for future activities and outings. See the community engagement section for more information.</p>	Compliant
<p><b>The setting supports the person’s control of personal resources.</b></p> <input type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit <p>RiverView Adult Day does not assist people with money management. The program administrator reported people have the freedom of choice and self-direction with their personal money and how they spend it.</p>	Not applicable
<p><b>The setting ensures people’s right to privacy.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit	Compliant

<p>Direct care staff and people receiving services are oriented to privacy policies and procedures. These policies include the person’s right to health and personal privacy.</p>	
<p><b>The setting ensures people’s dignity and respect.</b></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</li> <li><input checked="" type="checkbox"/> Observation made during on-site visit</li> </ul> <p>Direct care staff and people receiving services are oriented and regularly trained on dignity and respect policies and procedures.</p> <p>Respectful treatment of people served was observed during the site visit.</p>	<p>Compliant</p>
<p><b>The setting ensures people’s freedom from coercion and restraint.</b></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</li> <li><input checked="" type="checkbox"/> Observation made during on-site visit</li> </ul> <p>Direct care staff and people receiving services are oriented to policies and procedures related to the person’s freedom from maltreatment and trained on the Vulnerable Adults Protection Act.</p> <p>Respectful treatment of people served was observed during the site visit.</p>	<p>Compliant</p>
<p><b>The setting optimizes individual initiative, autonomy and independence in making life choices, including daily schedule and with whom to interact.</b></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</li> <li><input checked="" type="checkbox"/> Observation made during on-site visit</li> </ul> <p>Policy indicates the people receiving services’ known interests and strengths are taken into consideration by the program administrator and staff when developing the monthly calendar, and each person may choose which activities to participate in or choose not to participate.</p>	<p>Compliant</p>

# Pictures of the HCBS setting





## 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.**