

# HCBS Final Rule Evidentiary Package

## Rolling Hills Residence



### Setting information

Setting Name: Rolling Hills Assisted Living and Home Care	ID # 20428
Street Address: 800 Spruce Ave., Barrett, MN	Phone: 320-528-2527
Setting website, if applicable: <a href="http://www.barrettcarecenter.com/assisted-living">Rolling Hills Assisted Living</a> ( <a href="http://www.barrettcarecenter.com/assisted-living">http://www.barrettcarecenter.com/assisted-living</a> )	Date of site visit: 7/17/2018

## 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 checked="" 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	Nursing Facility	Barrett Care Center 800 Spruce Ave., Barrett, MN

Note: The term people/person (resident for residential settings) refers to people who receive Medicaid HCBS waiver service

## General summary

Rolling Hills residence is a registered housing-with-services setting that offers customized living and home care services in Barrett, MN. Barrett is a rural city located in west-central Minnesota. According to the 2010 census, the population is 415.

Rolling Hills residence is located close to schools, churches, restaurants, children’s theater, parks and retail stores.

Rolling Hills residence is privately owned, operated and dedicated wholly to the care of older adults. Their mission statement is "Families Serving Families." Their goal is to provide a pleasant, healthy, home-like atmosphere where people may live feeling secure that their physical, psychological and spiritual needs will be met.

Rolling Hills residences serves people 18 and older; however, the primary population of people served is older than 65. There are four people being served on HCBS waivers and 17 people using other financial sources (private pay, veterans’ benefits, etc.).

## 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 lives 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 task (e.g., delegated nursing tasks), home management tasks, meal preparation and service, socialization, assisting enrollees with arranging meetings and appointments, assisting with money management, assisting participants 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>)

Minnesota's Community-Based Services Manual (CBSM) provides additional information about [Customized living services](#).

([http://www.dhs.state.mn.us/main/idcplg?IdcService=GET\\_DYNAMIC\\_CONVERSION&RevisionSelectionMethod=LatestReleased&dDocName=id\\_001787#](http://www.dhs.state.mn.us/main/idcplg?IdcService=GET_DYNAMIC_CONVERSION&RevisionSelectionMethod=LatestReleased&dDocName=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><b>Interconnectedness between the facility and the setting in question, including administrative or financial interconnectedness, does not exist or is minimal.</b></p> <p>Rolling Hills residence is both an independent and assisted living apartment building located on the Barrett Care Center continuum-of-care campus.</p> <p>There is clear separation of the HCBS setting and the skilled nursing facility (institution). The two distinct settings have separate policies, training, nursing staff, activities and resident assistant staff.</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>Barrett Care Center nursing facility staff do not provide support or backup for the staff at Rolling Hills residence.</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 who live at Rolling Hills residence have access to the campus van for community activities. People who live at Rolling Hills have several transportation options including:</p> <ul style="list-style-type: none"> <li>• Own vehicle</li> <li>• Medi-van</li> <li>• People’s Express</li> <li>• Ottertail Transport</li> </ul>

- Rainbow Rider (public transportation)
- Family and friends
- Volunteer drivers. Each person has a copy of a driver list in his or her apartment.

Most people who live at Rolling Hills residence arrange for their own transportation; however, staff are available to assist, as needed.



Volunteer Driver List		Additional Information
<b>Ashley</b>		
Lucy Skoufalis	Home: 218-747-2306 Cell: 218-770-8950	Local and Long Distance Any Day
George Rosnowe	Home: 218-747-2700 Cell: 218-283-0585	Local and Long Distance Any Day
Maria Schwartz	Home: 218-770-5880 Cell/office and text: 6-734-417-4988	Local and Out of Town (No Metro) No Friday Afternoons
<b>Elaine Lake</b>		
Larry Elwood	Cell: 218-770-6220	Local and Long Distance Monday through Friday
Bill Nelson	Home: 218-685-4218 Cell: 820-760-1790	Local or Out of Town (No Metro) Any Day
Lois Scherer	Home: 218-685-4465 Cell: 218-770-2643	Local or Out of Town (No Metro) Any Day
Jeff Shaw	Home: 218-685-4363	Local and Long Distance Any Day
Donna Wall	Home: 888-888-8689 Cell: 815-523-0871	Local and Long Distance No Sundays
<b>Madison</b>		
Pam Neidhart	Home: 820-677-2640	Local or Out of Town (No Metro) Monday through Friday
<b>Madison</b>		
Barbara Swannum	Home: 820-666-2629 Cell: 820-760-1770	No Metro/No Paul
<b>Madison</b>		
Charles Goodridge	Home: 820-666-2718 Cell: 820-305-9538	No Metro/No Paul Monday-Thursday Only
<b>Madison</b>		
Deby Johnson	Home: 820-384-2424 Cell: 820-326-8423	Local and Long Distance Any Day

Volunteer driver list:

- Met
- Unmet
- Not applicable

**The setting provides HCBS services in a space that is distinct from the space in which institutional services are provided.**

Rolling Hills residence is a separate assisted living/customized living apartment building on the Barrett Care Center campus. Rolling Hills is connected to the care center by a hallway that has a door at each end. Rolling Hills residence has a separate building, parking, entrance and signage from the care center/nursing facility located on the campus.

The administrator reported people who receive services have an independent and informed choice of using the outpatient therapy services on-site or a community service provider of their choice. Outpatient therapy services are open to the public.



## Community engagement opportunities and experiences

Rolling Hills residence is an assisted living/customized living setting for people 18 and older; however, all people who lived there at the time of the visit were older than 55. Although most people are independent and provide their own transportation, Rolling Hills does facilitate monthly opportunities for community engagement as part of the customized living program. Most people go out into the community daily.

The setting provides a monthly calendar of activities that occur on site and in the community. The program administrator solicits ideas for the activity calendar from the Resident Council monthly meetings and asks for input from people on a regular basis. Copies of the calendars are posted in the lunch room/common areas of the building.

The main source of transportation to engage in the community is the local “People’s Express” bus or volunteer drivers. Community activities/events that people have participated in recently (reported by the administrator, staff and people who receive services) include:

- Grocery shopping trips
- Trips to Dollar General
- Let’s Go Fishing
- Visits to Wahpeton Zoo
- Local school tea, children’s events
- Community theater
- Church bible study groups

- American Legion
- Weekly bridge games (at local church)



Examples of on-site activities include card games, pool, bingo, cooking and puzzles.


It was evident in observation and interviews with people, staff and the administrator that person-centered practices are at the forefront of service delivery by:

- Respecting and honoring the things each person thinks are important and encouraging informed choice and creativity.
- Supporting activities are flexible and work around the person’s preferred schedule (people are not following a “set schedule”)
- Encouraging people to share ideas and make choices about setting activities based on their own personal preferences and interests
- Ensuring people have opportunities and supports they need to be fully included in their community, individually and in groups, as desired
- Assisting people with developing meaningful relationships with other members of the community



## 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)
Each person at the setting has a written lease or residency agreement in place providing protections to address eviction processes and appeals.	Compliant

<input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>The setting submitted a compliant lease and included the HCBS requirements in the Housing with Services (HWS) contract. This is signed by the setting and the person receiving services.</p>	
<p><b>Each person at the setting has privacy in his/her sleeping or living unit including a lockable door.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>It was reported during the site visit that each person has his or her own key to both his or her apartment unit and main outside door.  Lock observed on person’s apartment door.</p> 	Compliant
<p><b>The setting facilitates that a person, who shares a bedroom, is with a roommate of his or her choice.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit <p>Rolling Hills residence does not have shared rooms/units.</p>	Compliant
<p><b>The setting provides people with the freedom to furnish and decorate their bedroom and living unit within the lease or residency agreement.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>People who receive services at Rolling Hills residence are able to freely decorate own apartment (inside and outside). During the site visit, we</p>	Compliant



<p>observed personal decorations, preferences and choices in how people chose their décor.</p>	
<p><b>The setting provides people the freedom and support to control their daily schedules including access to food at any time.</b></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>Rolling Hills residence offers three meals and multiple snacks each day; additionally people have a full kitchen in their apartments to make their own meals if they choose. One person reported that she enjoys making her own lunch in her apartment most of the time.</p> 	<p>Compliant</p>
<p><b>The setting allows people to have visitors at any time.</b></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>We observed several sitting/visiting areas throughout the setting. During our interviews with people who receive services, they reported having visitors at any time.</p> 	<p>Compliant</p>
<p><b>The setting provides opportunities for people to seek employment and work in competitive, integrated settings.</b></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>Compliant</p>

<p>Most people who live at Rolling Hills are retired; however, interest in working is assessed during regular team meetings. One person volunteers at church and another person works at Grand Arbor assisted living (full time).</p>	
<p><b>The setting is physically accessible to the individual.</b></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>Accessibility features were observed in apartments and common areas of the building.</p> 	<p>Compliant</p>
<p><b>The setting provides people opportunities to access and engage in community life.</b></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 “community engagement” section.</p>	<p>Compliant</p>
<p><b>The setting supports the person’s control of personal resources.</b></p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p> <p>This provider does not provide money management or control of personal resources.</p>	<p>Compliant</p>
<p><b>The setting ensures people’s right to privacy.</b></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>Compliant</p>

<p>Staff are trained to be knowledgeable of people’s right to privacy, including knocking on doors and waiting for a response before entering an apartment.</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>Rolling Hills residence submitted compliant training, orientation, policies and procedures for direct care staff and informing people who receive services of their right to be treated with dignity and respect. We observed staff practicing these requirements during their interaction with people who live in the setting.</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>During the site visit we observed people moving about freely inside and outside of the setting, as desired. The setting policies state that restraints or restraint devices are not used at the setting. The Vulnerable Adult policies are in place and staff receive training on this topic.</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>People who live at Rolling Hills residence are able to receive services flexibly to accommodate their preferred life and schedule including when they receive services, with whom they interact and access to the community. One person interviewed has a group of friends that she meets with weekly. She also participates in bridge club at the community center.</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.**