

# HCBS Final Rule Evidentiary Package

## Talahi Adult Day



### Setting information

Setting name: Talahi Adult Day	ID # 231
Street address: 171 University Ave SE St. Cloud, MN 56304	Phone: 320-251-9120
Setting website, if applicable: <a href="http://www.talahinursing.com/about-us">Talahi Adult Day</a> ( <a href="http://www.talahinursing.com/about-us">http://www.talahinursing.com/about-us</a> )	Date of site visit: 7/26/2018

## 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)	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	Name of Institution Talahi Senior Care Center

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

## General summary

Talahi Senior Campus is located in St. Cloud, MN. Saint Cloud is an urban area located in central Minnesota, and has a population of 67,984 according to the 2017 census. Talahi is a continuum of care campus, offering customized living, memory care, adult day services and skilled nursing.

The adult day program is currently serving seven people in total, with four receiving services through the Elderly Waiver.

## 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 <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>Talahi Senior Campus is managed by EdenBrook management. The campus itself has one administrator for the campus. The customized living and skilled nursing facility have a different director for day-to-day operations. The activity coordinator is shared, but different activities are planned for each different type of setting on the campus.</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>There is one staff member who works both in the adult day and the customized living settings, but not on the same shift. This person helps cover the highest attendance day at the adult day, which is Mondays. She has received HCBS training.</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>

All the people who attend the adult day program are either driven in by family or take a ride service called Caravan. Once at the program, Talahi has a van to use for transportation.



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

The adult day program takes place in a separate area, and there is signage to point people in the direction of the program. It has its own space.

- Met
- Unmet
- Not applicable



## Community engagement opportunities and experiences

Talahi has many opportunities for people to stay engaged in their community and participate in activities that interest them. They receive a monthly calendar of events. In addition, conversation in the morning includes reminders of the activities for the day. During this morning discussion, sometimes the group indicates they want to see or do something, so the plan may change. The staff are flexible and allow for spontaneous activities. The people meet with the staff one-on-one to talk about what activities they would like to have offered. Many times, the week will be a theme of some sort, and they will try to tie the activities to the theme if possible. Some of the community activities in which they have participated include:

- The zoo
- The fishing museum
- Movies
- Munsinger Gardens
- Art in the Park
- Dairy Queen
- Out to eat at local restaurants.

There are also activities at the site (e.g., crafts, exercise classes, board and card games, relaxation and dancing).

## 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><b>Each person at the setting has a written lease or residency agreement in place providing protections to address eviction processes and appeals.</b></p> <p><input type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Not applicable to day service settings</p>

<p><b>Each person at the setting has privacy in his/her sleeping or living unit including a lockable door.</b></p> <p><input type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Not applicable to day service settings</p>
<p><b>The setting facilitates that a person, <i>who shares a bedroom</i>, is with a roommate of their choice.</b></p> <p><input type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Not applicable to day service settings</p>
<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> <p><input type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Not applicable to day service settings</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>People interviewed said they feel they have choices throughout their day about what they would like to do. They feel like they can have a snack at any time if they ask.</p>	<p>Compliant</p>
<p><b>The setting allows people to have visitors at any time.</b></p> <p><input type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Not applicable to day service settings</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>Compliant</p>

<input checked="" type="checkbox"/> Observation made during on-site visit  Per conversations with administrator and staff, there are no people who are employed that come to the adult day program at this time. If it happens in the future, the setting will be flexible with scheduling to allow for this.	
<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  No barriers to accessibility were observed. When asked, a person interviewed said, “Yep. I can get around here just fine.”	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 type="checkbox"/> Observation made during on-site visit  The people in the adult day program said they like to go into the community. No outside services (e.g., medical or dental) are brought into the setting for people who attend the adult day program.	Compliant
<p><b>The setting supports the person’s control of personal resources.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit	Compliant
<p><b>The setting ensures people’s right to privacy.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit  Direct care staff and people receiving services are oriented to dignity, respect and privacy policies and procedures. These policies include the person’s right to be treated with dignity and respect, health and personal privacy and freedom from coercion and restraint.	Compliant
<p><b>The setting ensures people’s dignity and respect.</b></p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input type="checkbox"/> Observation made during on-site visit	Compliant



<p>Direct care staff and people receiving services are oriented to dignity, respect and privacy policies and procedures. These policies include the person’s right to be treated with dignity and respect, health and personal privacy and freedom from coercion and restraint.</p>	
<p><b>The setting ensures people’s freedom from coercion and restraint.</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>Direct care staff and people receiving services are oriented to dignity, respect and privacy policies and procedures. These policies include the person’s right to be treated with dignity and respect, health and personal privacy and freedom from coercion and restraint.</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> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>People interviewed said they like the choices they have at the day program for activities. See community engagement section for examples of activities offered. The people interviewed said they could say no if they did not want to do an activity.</p>	<p>Compliant</p>

## Pictures of the HCBS setting



This is the kitchen for the adult day program to use to prepare and serve the food.



People interviewed said they really enjoyed the outside area and being able to see the ducks.

## 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.**