

# HCBS Final Rule Evidentiary Package

## Catholic Elder Care on Main – Adult Day



### Setting information

Setting name: Catholic Elder Care on Main	ID # 800628
Street address: 817 Main Street, Minneapolis, MN 55413	Phone: 612.362.2405
Setting website, if applicable: <a href="http://www.catholiceldercare.org">Catholic Elder Care on Main Adult Day</a> ( <a href="http://www.catholiceldercare.org">http://www.catholiceldercare.org</a> )	Date of site visit: 7/31/2018

## Waiver service type

Waiver service	Service type:
<input checked="" 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)	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 Catholic Elder Care on Main

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

## General summary

<p>Catholic Eldercare is located in a residential, commercial, industrial neighborhood of Northeast Minneapolis. As of July 1, 2017, the United States Census Bureau estimates Minneapolis has a population of 422,331.</p> <p>Catholic Eldercare on Main is a licensed adult day that is located on a continuum of campus type setting that also offers assisted living, independent living and skilled nursing. At the time of site visit on July 31, 2018 Catholic Eldercare on Main had a total of 12 people utilizing adult day services funded by the Elderly Waiver (EW), Alternative Care (AC) and four Community Access for Disability Inclusion (CADI) waivers.</p>
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## 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 directly licensed 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: [Community Based Services Manual information on Adult Day](#)

([http://www.dhs.state.mn.us/main/id\\_002205#](http://www.dhs.state.mn.us/main/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>Catholic Eldercare on Main has separate administrative leaders from the nursing facility and other medical services located on the continuum of care campus. The director indicated the Adult Day has an independent budget separate from Catholic Eldercare.</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 HCBS settings regulations.)</p> <p>Adult day staff are separate from assisted living and nursing facility staff and there are no staff that work in both settings.</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>For transportation, people typically use car, bus or van. People also rely on public transportation and family or friends. Organizations that help with transportation include East Side Transportation and Metro Mobility.</p> <p>Persons receive support and assistance to access transportation from adult day staff. Transportation options are also communicated at morning announcements.</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>There is a distinct entrance for the adult day (setting, service). Currently there is no sign outside of Catholic Eldercare Adult Day. The director indicated money has been budgeted to add signage to the exterior of the adult day setting. New signage will help people navigate to setting. The adult day entrance is separate from the residential entrance. Signage will go at the entrance below.</p> 
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## Community engagement opportunities and experiences

At the adult day setting, people are given opportunities to engage in the greater community weekly. People are informed about all activities at morning meeting. People are also aware of both onsite and offsite activities via a monthly calendar (sample calendar at the end of the report). People interviewed indicated they can go out in the community multiple times weekly depending on which days they attend the adult day. People may give input on activities at monthly meetings.

Some community activities include:

- Pontoon rides
- Men’s fishing trip
- Walking in neighborhood
- Bowling.

During site visit, there was space provided for people to do independent activities (e.g. paint, draw or play games). Director and staff indicated they offer alternate activities for people that do not choose group activities.

## HCBS characteristics

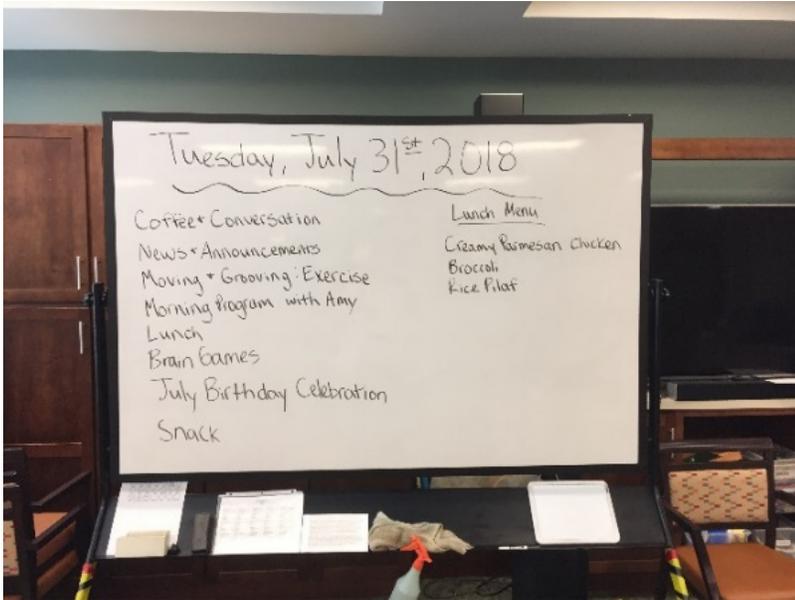
This section is a summary of the individual HCBS characteristics required in the HCBS rule. The findings for each characteristic are identified through the setting attestation documentation, on-site observation or both.

HCBS Rule requirement	Compliance status (Please select)
<p><b>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 type="checkbox"/> Observation made during on-site visit</p> <p>Both director and adult day staff know about this requirement. People are informed about the right to seek employment through the orientation checklist they get when they start the program.</p>	Compliant
<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>The common spaces were observed to be accessible.</p>	Compliant
<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>Both people interviewed said they have opportunities for community engagement with no restrictions on community life activities. People have the opportunity to participate in health services as well as physical and, occupational and speech therapy. Staff reported people are informed about other service choices at the time of orientation and there is no restrictions if a person wants to change providers.</p> <p>In reference to recreational activities, staff reported people have choice not to participate in activity if a person does not want to do one. The choice of recreational activities was echoed by the two people interviewed at the site visit.</p>	Compliant

<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 type="checkbox"/> Observation made during on-site visit</p> <p>People are informed about the right to privacy at through the orientation checklist when they start the program.</p>	Compliant
<p><b>The setting ensures people’s dignity and respect.</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 are informed about the right to dignity and respect through the orientation checklist when they start the program. During the site visit staff referred to people by first name. Staff was cordial and respectful to persons.</p>	Compliant
<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>People are informed of their right to freedom from coercion and restraint respect through the orientation checklist when they start the program.</p>	Compliant
<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 in the setting are given autonomy, and independence in making life choices, including daily schedule and with whom to interact with through the orientation checklist when they start the program. Persons interviewed during site visit indicated they can choose their own schedule and make their own choices.</p>	Compliant

# Pictures of the HCBS setting

Daily schedule



Example Catholic Eldercare activity calendar

Catholic Eldercare  
by Day  
adult day center

Please remember all activi-

## July 2018

Monday	Tuesday	Wednesday	Thursday	Friday
2 Drum Circle  Movin' on Monday	3 CREATIVE WRITING  Glee Club: Patriotic Edition	4 PROGRAM CLOSED  4th JULY	5 COMMUNITY OUTING: WALKING GROUP  Bucket Ball	6 Walking Group: Dickman Park  Friday Afternoon Entertainment
9 Spiritual Expression  Movin' on Monday	10  Glee Club Rehearsal	11 Active in the Atrium  Toe Tappin' Tunes	12 COMMUNITY OUTING: WALKING GROUP  Oscar Hammerstein Spotlight	13 Freaky Phobias  Friday Afternoon Entertainment
16 Community Outing: Men's Fishing Trip  Movin' on Monday	17 Hairchair Travel: Canada  July Jeopardy	18 Active in the Atrium  CLASSIC CAR SHOW	19 COMMUNITY OUTING: WALKING GROUP  CREATIVE WRITING	20 COMEDY CORNER  Friday Afternoon Entertainment
23 Community Outing: Bowling @ Elsie's  Movin' on Monday	24 Famous Faces Health Talk with Jenni Glee Club Rehearsal	25 Active in the Atrium Table Games 	26 COMMUNITY OUTING: WALKING GROUP  Watercolor Creations COCKADOODLE ZOO	27 Spiritual Expression  Friday Afternoon Entertainment
30 Activity Planning Committee  Movin' on Monday	31 Glee Club Rehearsal July Birthday Party 	Birthdays! 7/22 Bill 7/24 Paul 7/30 Denise		 JULY

**Daily Schedule:**

7:30 Extended Care	12:00 Hot Entrée Dinners
9:00 Continental Breakfast	1:30 Afternoon Activity
10:00 Current Events	2:30 Refreshments
10:30 Exercise	3:00 Home
11:15 Morning Activity	3:30 Extended Care

Scheduling changes can be made with Adult Day Staff at  
149 5th Ave NE  
Minneapolis, MN 55413  
(612) 362-2404

*Catholic Eldercare bus*



## 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.**