

HCBS Final Rule Evidentiary Package

Edgebrook Estates



Setting information

Setting name: Edgebrook Estates	ID # 20472
Street address: 301 N. Fifth Ave., Edgerton, MN 56128	Phone: 507-442-5080
Setting website, if applicable: Edgebrook Estates (https://www.good-sam.com/locations/edgebrook-estates-assisted-living/services/senior-living/assisted-living-apartments)	Date of site visit: 10/8/2018

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	Edgebrook Care Center

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

General summary

Edgebrook Estates is a customized living setting on a continuum of care campus. This campus offers independent senior living, customized living, short term rehabilitation and skilled nursing services and is owned and operated by the Evangelical Lutheran Good Samaritan Society.

Edgebrook Estates is located in Edgerton, Minnesota. Edgerton sits in the southwestern corner of Minnesota, in Pipestone County. It is a rural city, with a population of 1,189 according to the last census in 2010.

At the time of the site visit, there were 16 customized living units, and 2 people were utilizing Elderly Waiver to pay for their services.

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 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/lfservers/Public/DHS-6790H-ENG>)

Minnesota’s Community Based Services Manual (CBSM) provides the following requirements for customized living services:

[CBSM page on Customized Living](#)

(http://www.dhs.state.mn.us/main/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>The customized living setting is run separately from the nursing facility. The customized living setting has its own housing manager and staff that plan activities for the people living in the customized living setting. The nursing facility has a director of nursing and their own activities staff. Both settings are overseen by one campus administrator.</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 customized living setting does not share staff with the nursing facility. All staff who work in the customized living setting receive training that is compliant with the HCBS rule.</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>People living in this setting having many different transportation options available. The campus has its own accessible minibus available to transport. In addition, Pipestone is part of a United Community Action Partnership (CAP) that helps provide public transit shared rides. Family often transport people as well.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>The setting provides HCBS services in a space that is distinct from the space that institutional services are provided.</p> <p>The customized living setting is in a different building from the nursing facility. The customized living setting is outlined in blue below, and the nursing facility is in red. They are connected by an internal hallway, shown in the picture below. Each setting has separate entrances and signage.</p>



Doorway to nursing facility

Entrance to customized living



Community engagement opportunities and experiences

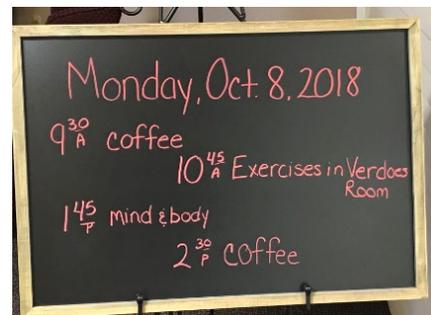
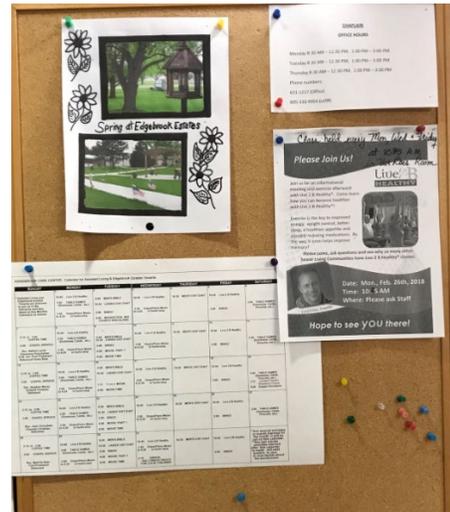
Edgebrook Estates offers the people who live there with many opportunities to stay involved and engaged in their communities. They gather input from people when they move in, and periodically throughout the year. Staff meet with people at least twice a year regarding which activities they would like, as well as informally through discussions with staff. People are made aware of what activities are offered through a monthly calendar that is distributed to them and posted on bulletin boards near the dining room. In addition, there is signage each day to remind people of daily activities. Some examples of community activities offered include:

- Trips to visit neighboring cities
- The Dutch Festival
- Bus rides to see how the crops are growing
- Visits to restaurants
- Trips to get ice cream
- Holiday scenery and lights trips

People also experience the community with friends and family. They run errands, get their hair done, attend religious services, go shopping, attend appointments, out to eat, and to family celebrations and gatherings.

The setting offers on-site activities such as exercise, religious services, crafts, music, board and dice games and bingo.

In addition, children from the community come in to sing, do activities or call bingo for the people living in the setting. One person interviewed said she absolutely loves when the kids come in, especially when they come in to trick or treat.



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 submitted an HCBS compliant lease template. In addition, when interviewed, people indicated that they had a lease in place.</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 person has a lock on their door. People were observed using their keys to get into their apartments.</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 type="checkbox"/> Observation made during on-site visit</p> <p>Not applicable. This site does not have shared bedrooms, except when the person chooses to share their room with a spouse, partner or friend of their choice.</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>While interviewing people in their apartments, observations were made of personal items such as pictures and decorations which were</p>	<p>Compliant</p>

their own and expressed their interests. When interviewed, people said they could decorate however they wanted. In addition, many people had decorated the entry way to their unit as shown in these pictures.



The setting provides people the freedom and support to control their daily schedules including access to food at any time.

- Compliant documentation submitted with attestation
- Observation made during on-site visit



Kitchenette

When interviewed, the people living in the setting felt they had control over their daily schedules, and one person said that they don't feel any pressure at all to do things. They have kitchenettes in each unit to store and prepare food and they mentioned they can go to the café area anytime to get snacks. There is also a snack cart that goes around that people can get food from.

Compliant



Available snacks in common area

The setting allows people to have visitors at any time.

- Compliant documentation submitted with attestation
- Observation made during on-site visit



Private dining room

People interviewed said that they could have visitors at any time. The setting offers a private room for groups and events that people can use for larger parties and family celebrations. One person said about visitors “I can have any visitors, any kind, any time.”

Compliant

<p>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</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>Interviews with the administrator and the staff confirmed that there are no people who live in the setting that are currently employed. People interviewed said they no longer desire to work. Staff interviewed said if people in the setting wanted to work or volunteer, they could be flexible with the person’s schedule and cares to accommodate their work or volunteer schedule. One person I interviewed, who was 101 years old was waiting for his grandson to pick him up so he could go along to sell the hogs. He said he used to farm and enjoyed staying involved this way.</p>	<p>Compliant</p>
<p>The setting is physically accessible to the individual.</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>Accessible features were observed people’s apartments. Grab bars, flexible shower heads, and shower bench were observed in a person’s bathroom. When asked if they could get around their unit and the building easily, they indicated that they have no trouble with getting around, and no barriers were observed.</p> 	<p>Compliant</p>

<p>The setting provides people opportunities to access and engage in community life.</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 for leisure and recreation opportunities offered. The campus has a clinic onsite that has a doctor and registered nurse. People are given information when they move in about this clinic, and also about community options for care. In addition, when people have new support needs arise, they are given this information again about their choice of providers. People are assisted with setting up rides for appointments off campus. One person interviewed said he really likes having a clinic onsite. He said “I like just having to go down the hall. Especially in the winter.”</p>  <p><i>Door to the medical clinic</i></p>	<p>Compliant</p>
<p>The setting supports the person’s control of personal resources.</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 is not applicable. This setting does not offer money management services.</p>	<p>Compliant</p>

<p>The setting ensures people’s right to privacy.</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>Observed staff knocking before entering people’s units. I also heard a staff saying “Let me close this door” so she could have a private conversation with someone about her personal cares.</p>	Compliant
<p>The setting ensures people’s dignity and respect.</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>Observed staff interacting respectfully with people living in the setting. This included speaking to people directly and with a respectful tone. One person interviewed said how he is treated here “This is the best place in the world if you need it” and another person said that she loves it here. She said the staff are “real good, and they take real good care of us.”</p>	Compliant
<p>The setting ensures people’s freedom from coercion and restraint.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p> <p>Staff are trained on the Minnesota Home Care Bill of Rights and the Minnesota Vulnerable Adults Act, which address this right. People living at the setting are also given this information</p>	Compliant
<p>The setting optimizes individual initiative, autonomy, and independence in making life choices, including daily schedule and with whom to interact.</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>When interviewed, people said they felt they got to make their own choices. One person said “They keep us busy around here” and said she likes all the choices. Another person said that though he doesn’t “get around so much” but likes to go play bingo. He said due to the fact that he can’t see or hear so well anymore, that staff are so nice and make sure they read things to him loudly to know what his options are. Another person said that she feels like instead of telling them what they have to do they “run it by us” so they can make their own choices.</p>	Compliant

Pictures of the HCBS setting



Computers for people to use



Accessible Spa



Common area kitchen



Courtyard area



Library



Coffee shop

Public comment summary

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

DHS sought public comment from April 30, 2019, to June 9, 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 [May 10, 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: 7/1/2019

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.