

HCBS Final Rule Evidentiary Package

Vindauga View Assisted Living



Setting information

Setting name: Vindauga View Assisted Living	ID #: 30772
Street address: 10910 282nd St Chisago City, MN 55013	Phone: 651-257-0575
Setting website: Monarch Parmly on the Lake (https://monarchmn.com/parmly-on-the-lake)	Date of site visit: 9/18/2018

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	Name of Institution Parmly on the Lake Nursing Facility

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

General summary

Vindauga View Assisted Living is a customized living setting located in Chisago City in Chisago County, 40 miles north of Minneapolis. Chisago City had a population of 4,967 in 2010.

At the time of the provider attestation, Vindauga View Assisted Living provided customized living services to 25 people. The setting served five people supported by a home and community-based waiver program.

The customized living setting is a part of Parmly on the Lake, a continuum of care campus that includes two other customized living settings (Margaret's House and Isabelle's House), which will be addressed in separate evidentiary packages. The campus also includes a short- and long-stay nursing facility, therapy services and a community fitness center. The campus is operated by Monarch Healthcare Management.

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 tasks (e.g., delegated nursing tasks), home management tasks, meal preparation and service, socialization, assisting people with arranging meetings and appointments, assisting with money management, assisting people 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) (<https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG>).

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

[CBSM page for customized living services](http://www.dhs.state.mn.us/id_001787#) (http://www.dhs.state.mn.us/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>Vindauga View Assisted Living, the customized living setting, has separate managers who oversee housing and nursing services in the setting. The managers report to the administrator of the campus. The setting is financially connected to the entire campus, but it manages decisions about financial matters at the setting level as well.</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>All staff that work in the customized living setting receive HCBS settings rule training and other relevant training and orientation for the setting. The direct care staff working in the nursing facility do not work in the customized living setting.</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 customized living setting have several options for transportation to support community engagement and inclusion, including the setting’s vans, Heartland Express, the public transit provider, local taxi services and rides from family and friends.</p>
<input checked="" type="checkbox"/> Met	<p>The setting provides HCBS services in a space that is distinct from the space that institutional services are provided.</p>

- Unmet
- Not applicable

The customized living setting is separate from the nursing facility. The customized living setting has its own signage and entrance. People served in the setting and visitors can come and go from a separate entrance from the nursing facility. The main entrance to the setting is shown in the picture on page one of this report.

Vindauga View is outlined by a gold box in the image below. It is connected to the rest of the care campus by a hallway. The rest of the campus is pictured to the left of the setting in the image below.



Community engagement opportunities and experiences

Community engagement is overseen by the setting's managers. The activities are tailored to the interests of the people living in the setting. People served in the setting provide input through interest assessment forms, monthly tenant meetings and direct communication with staff. People learn about activities offered in the setting through an activity calendar, bulletin boards, white boards and announcements and reminders from staff.

The setting supports regular activities in the community with the support of its program vans. Activities include:

- Weekly trips to local stores
- Visits to area restaurants
- Community events and festivals
- Regularly scheduled fishing trips
- Seasonal site-seeing and outings to parks and area farms.

The care campus where the setting is located also offers some amenities and events that draw larger numbers of people from the wider community, including a fitness center and pool, outpatient therapy services and many walking trails along a nearby lakeshore.

On-site, programmed activities include:

- Wellness and exercise sessions
- Music- and art-making
- Cooking and baking
- Visits from pastors, presenters, musicians, and school children
- Many social gatherings
- Bible studies and chapel services.

While there is a robust activity and community engagement plan for the setting, the whole care campus also has many offerings that are open to people living in the setting.

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>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 provided a lease agreement as documentation through the provider attestation process. A person living in the setting who was interviewed also confirmed she signed a lease agreement in choosing to live in the setting.</p>	Compliant
<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>	Compliant

<p>Locks were observed on all unit doors in the setting. A person living in the setting who was interviewed confirmed she has a lock on her unit door. She said she could very much live as she pleases in the setting, and her personal privacy is respected.</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 checked="" type="checkbox"/> Observation made during on-site visit</p> <p>People living in this setting do not share rooms unless they share a room with a spouse, partner or other person of their choice. A person living in the setting who was interviewed did not share her living unit.</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>The lease allows people in the setting to decorate and personalize their living units. Living units were observed during the site visit and were decorated as people desired. A person living in the setting said her living unit was very comfortable for her, and she keeps her place as she would like.</p>	<p>Compliant</p>
<p>The setting provides people the freedom and support to control their daily schedules including access to food at any time.</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>A person living in the setting who was interviewed said the staff in the setting were very accommodating and are available to assist her when she needs help. The person’s living unit had a kitchen. She said she prepares her own snacks, as she desires, and sometimes she prepares and eats a meal in her own unit rather than the common dining hall.</p> <p>The common kitchen and dining area was observed to have food and beverage options out between meal times.</p>	<p>Compliant</p>
<p>The setting allows people to have visitors at any time.</p>	<p>Compliant</p>

<input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>A person living in the setting who was interviewed confirmed visitors can come and go as they like, and there are not any restrictions on visiting the setting. Guests were observed coming and going from the setting’s main entrance during the tour of the building.</p>	
<p>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>A manager in the setting said she was not aware of any people in the setting who are employed, but she confirmed the setting accommodates people’s preferences so they can keep the schedules and commitments they prefer.</p> <p>A person living in the setting who was interviewed no longer works, but she is confident the staff would accommodate her schedule, as needed, because they often accommodate services to her preferences.</p>	Compliant
<p>The setting is physically accessible to the individual.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>The common spaces and living units were observed to be accessible. Living units and bathrooms were observed to have accessibility features, including wide doorways, grab bars and roll-in showers. A person interviewed in the setting uses a wheelchair and confirmed her living unit and the building amenities were accessible to her. The setting supports a reasonable accommodations process, as needed.</p>	Compliant
<p>The setting provides people opportunities to access and engage in community life.</p> <input checked="" type="checkbox"/> Compliant documentation submitted with attestation <input checked="" type="checkbox"/> Observation made during on-site visit <p>Staff are aware of transportation options in their area and work with people in the setting to arrange for rides, as needed. The setting also informs people living in the setting of transportation options.</p>	Compliant

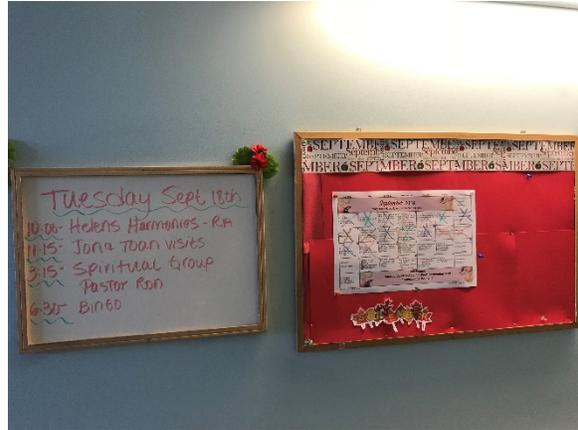
<p>The setting offers a varied activity calendar of on-site and off-site offerings. A person living in the setting who was interviewed said she has enjoyed participating in many activities, both on-site and in the wider community. She really appreciated being able to use the setting's accessible van.</p> <p>A person interviewed in the setting receives all of her medical care in the wider community. She was aware she can choose medical providers according to her personal preferences, on-site or in the wider community.</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 checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The setting does not assist people in the setting with their personal resources. A person interviewed in the setting confirmed she manages her own personal resources with the support of her adult daughter.</p>	Compliant
<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>The setting has a compliant policy with respect to people's privacy. A person living in the setting who was interviewed said her privacy was respected in the setting. She felt like she could live as she wants to live in the setting, keep her room as she wants and come and go as she pleases.</p> <p>Also, during the building tour, the staff knocked on living unit doors and waited to be welcomed in before entering the unit.</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>During the site visit, staff were observed treating people living in the setting with respect. A person living in the setting who was interviewed confirmed she was treated with dignity and respect. She reported receiving excellent care. She said the staff and services far exceeded her expectations.</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>Setting staff are trained on the Minnesota Home Care Bill of Rights and the Minnesota Vulnerable Adults Act. A copy of the Home Care Bill of Rights also is given to people to inform them of their right to be free from coercion and restraint.</p>	<p>Compliant</p>
<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>A person living in the setting who was interviewed confirmed she felt she could make all of her own choices about her care and her daily activities.</p>	<p>Compliant</p>

Pictures of the HCBS setting



Common room for on-site activities



Setting bulletin board and daily activity schedule



Sample event poster for activities at the setting



Living unit kitchen and accessible bathroom features

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.