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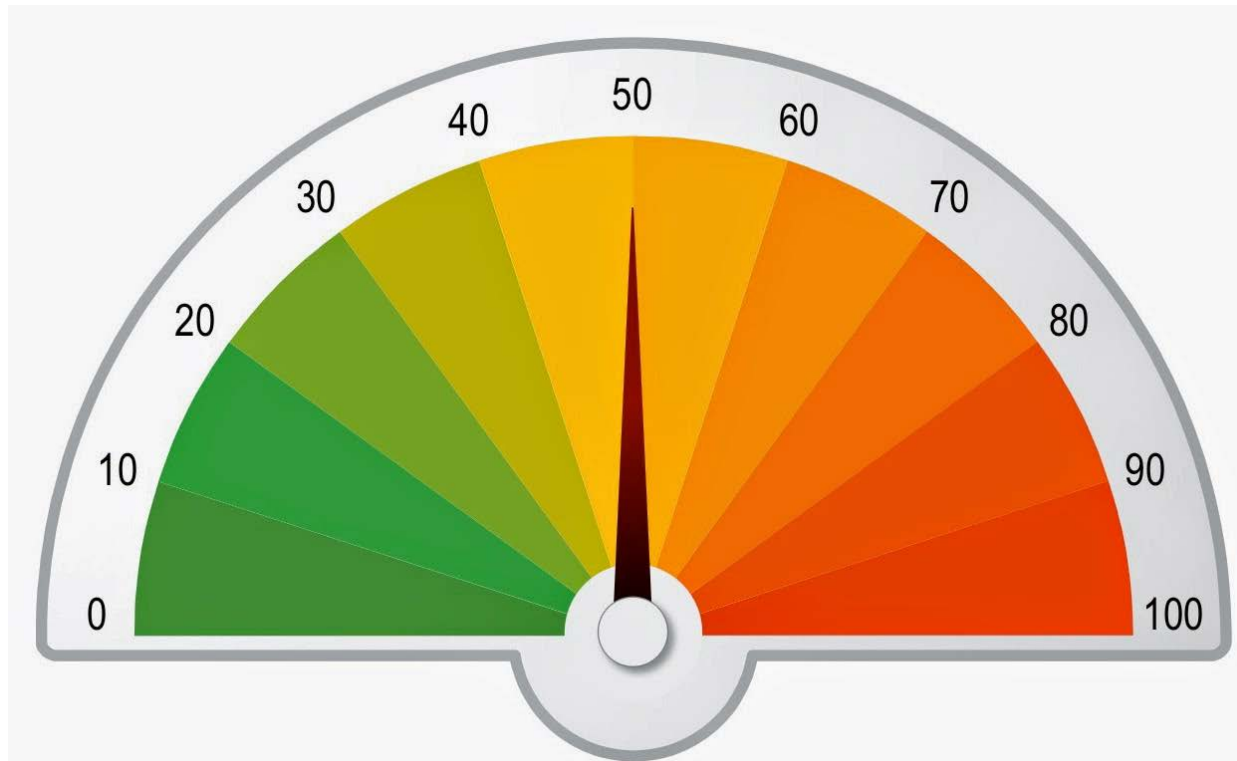
## CMS Final Rule Training Part 2 of 2: Residential

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Community Services and Supports Department

Developed 5/2017; Revised 9/16/2020

# Poll - How familiar are you with the CMS Final Rule requirements?



# Poll -

# What is your role?



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# Definitions:

- “Home and Community Based Services (HCBS)”: Services provided in a person’s home or community rather than institutions or isolated settings.
- “Centers for Medicare & Medicaid Services (CMS)”: The federal agency that oversees distribution of funds through Medicaid waiver program.
- “Final Rule”: Change to federal regulation regarding Medicaid funds that pay for Home and Community Based Services (HCBS). The rule applies to settings where services are provided, both residential and non-residential.



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# The Final Rule is all about:

Ensuring that all individuals receiving Home and Community Based services have full access to the benefits of community life.

Services are individualized, and promote inclusion.



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# The Final Rule has five main components:

1. Access to the **community**.
2. Ensuring **Person Centered Planning**.
3. Protection of **rights**.
4. Promoting **independence**.
5. Supporting individual **choice**.



# There are additional components for residential settings:

- Adult Family Home
- Adult Residential Facility
- Adult Residential Facility for Persons with Special Health Care Needs
- Certified Family Home
- Family Child Care Home
- Family Teaching Home
- Foster Family Home
- Group Home
- Residential Care Facility for the Elderly
- Small Family Home

Residential



# There are additional components for residential settings:



6. A legally enforceable agreement between the provider and client that allows the client to own, rent, or occupy the residence and provides protection against eviction.



# A written agreement:

- RC Admissions Agreement is acceptable for vendored care homes.
- Has it been reviewed and explained in a way that all can understand?
- Is it signed by all parties?
- Are individuals informed about how to relocate and request new housing?



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There are additional components for residential settings:

7. Privacy in units including lockable doors, choice of roommates and freedom to furnish and decorate units.



# Privacy:

- Lockable doors: bedroom, bathroom, key to front door
- Choice of single room or of roommates
- Freedom to furnish and decorate units.



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There are additional components for residential settings:

8. Options for individuals to control their own schedules including access to food at any time.



# Controlling own schedules and activities:

- Access to food at any time
- Preferred work schedule
- Sleep schedule
- Socializing / Recreation



There are additional components for residential settings:

9. Individual's freedom to have visitors at any time.



# Visitors:

- Are visiting hours posted?
- Are residents encouraged to host friends, family, and significant others?
- Are residents supported to go out with others?
- Troubleshooting should be done on a case by case basis.



There are additional components for residential settings:

10. The setting is physically accessible to the individual.





# Accessibility:

- Grab bars, ramps
- Appliances, furniture
- Freedom to move about in the home

## Consider:

- Any activities that staff currently do on behalf of residents

- CCL requirements



# “What About...?”

The federal rules do allow for some flexibility when:

1. There is an assessed need
2. The need is described and addressed in the Person Centered Plan (IPP/ISP)
3. The need is reviewed regularly



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# Food for thought:

- Does the setting feel like a facility, or does it feel homey?
- Does the décor and activities reflect the style and interests of the people who live there?
- Are residents treated respectfully according to their age and stage of life?
- Are residents' preferences discussed and documented?



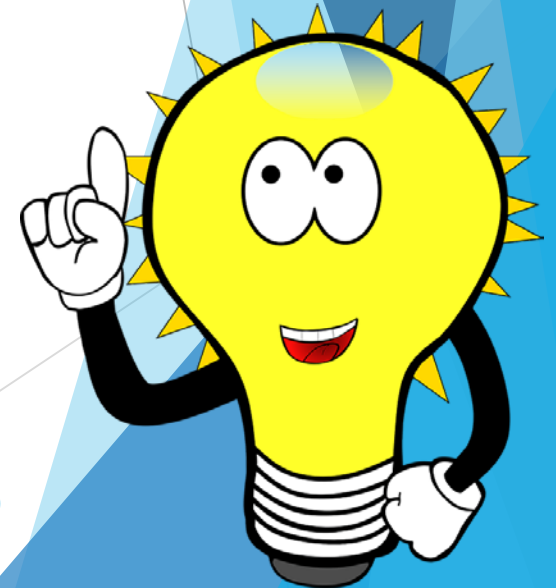
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# Poll:

- What is one main takeaway that you can begin implementing immediately? Please comment in the chat box to share with others!



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Questions???



# Any further questions:

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