

## Final Rule Stakeholder Call

### Topic: Addressing Known Problem Areas

8-03-2016

#### Noon Call (84 participants on the line)

1. I'm curious, you have the workgroups on different areas. Have they been formed, and if so, finding out who is on the workgroups?
  - a. I've heard from about ½ of them. I'll send another email out. If I don't get confirmations, then I have another list I can pull from. Have about 60 people. Once we have the completed list, we can get that out.
2. In a previous public meeting where there's guidance for HUD properties and defined populations. Could you give us information about what that was?
  - a. We worked on it, and invited HUD to participate in the workgroup to provide us more information on it.
    - i. Is there a feeling that they will be highly scrutinized?
      1. Depends on the HUD setting – 1 that has the entire apartment complex that has individuals on the FE waiver. It's one we would need to look at, does it have the characteristics of HCBS?
3. Give an example is being in a Licensed non-disability specific residential setting? What might that be? For adults?
  - a. Could be children's res.
4. Have you given thought about what adaptations need to be made for the options counseling conducted by the CDDOs? Not connected to the PCSP process now and make sure that the documentation gets in to the PCSP
  - a. When we get to the point of the workgroup meeting, where we are, and how do we do that? Training because the DD world has done it but other waivers have not? How to build that into the other systems would also be useful.
5. What information can you share with us from your last CMS call?
  - a. We did not have the last call. Are scheduling it – dates haven't worked out but will have it in the next week or so.
6. Concern about availability of housing options based on community of persons living there and economy?
  - a. I don't have the answers on this, need workgroup to work on this, especially in frontier areas where capacity is an issue.
7. How soon the assessments will begin/taking place at various providers?
  - a. They're doing some next week. Providers will be notified before arriving. Waiting on the randomized list
8. Can you post the FAQs?
  - a. Yes. We can post them.
9. Susan – if there's some topics someone's interested in, we'd like to hear them.

- a. I would like to hear update or generalized findings that are being derived through the onsite visit process, once we get down the road.
  - b. Info on what an acceptable day program would look like
- 10. For residential services, and based on what I heard today, individuals living at the sites need to be mixed/integrated. Is that correct?
  - a. Determines on the setting. When I talk about the – 1 setting that is very integrated and another group that is not. We do have regulations that have a lot of the settings rule covered, but not all. It’s hard to say that, okay, a residential setting by licensure meets; is that happening?
- 11. How can you reconcile the “provider owned/controlled” and “non-disability specific services”?
  - a. Provider owned/controlled – the provider is controlling it; non-disability specific services – apartment on their own? Let me see if I can come up with a better definition that will give everybody a better understanding.
- 12. What tool you will be using, measurement tool, to determining is compliant with the regulations.
  - a. The tool is posted on the website. The quality manager and KDADS staff will go through and confirm what is on the tool and level of compliance
    - i. The last time we talked, if the person is in a setting in a group home. Agreed that they are in the community, their choices, and are integrated, that is what you’re looking for. Correct?
      - 1. Yes.

**Evening Call (6 participants on the line)**

- 1. Notification of for site visits. How will that work?
  - a. The team assigned will contact the provider to let them know. We’ll have to make/the surveys. Still have to do a compliance sample and get it schedule.
- 2. How long do you expect them to last? Depend on the size of provider?
  - a. Yes, and depend on when they go in, some will be easy by observation. Also record review and interviews. Dependent. Don’t plan to spend a lengthy time there, our plan is not to be there for a full-day?
- 3. How many days do you believe the agency would have the results of the site visit?
  - a. When the team will come out. Complete the forms. Will be handed in to the state staff. QM and HCBS staff will review and we have letters that we will send out to say what we found. Expect that 30-45 days.
- 4. Comment – appreciate the biweekly updates.