

Package of Evidence Summary

ORGANIZATION AND SETTING DETAILS

Organization Name: PeaceTree Community Living, LLC
Phone: 515-494-7344

Setting Name:	
Street address of setting: 2810 Madison Ave, Des Moines, IA	Date of site review: 6/23/2022

FUNDING AND SERVICES IN THIS SETTING

Mark all funding sources and services provided in this setting.

HCBS Waiver/Habilitation	Service(s)
<input type="checkbox"/> AIDS/HIV Waiver	<input type="checkbox"/> Adult Day Care
<input type="checkbox"/> Brain Injury Waiver	<input type="checkbox"/> Assisted Living Service
<input type="checkbox"/> Children's Mental Health Waiver	<input type="checkbox"/> CDAC Agency
<input type="checkbox"/> Elderly Waiver	<input type="checkbox"/> Day Habilitation
<input type="checkbox"/> Health and Disability Waiver	<input checked="" type="checkbox"/> Home Based Habilitation
<input checked="" type="checkbox"/> Intellectual Disability Waiver	<input type="checkbox"/> Interim Medical Monitoring Treatment (IMMT)
<input type="checkbox"/> Physical Disability Waiver	<input type="checkbox"/> Prevocational services
<input checked="" type="checkbox"/> Habilitation	<input checked="" type="checkbox"/> Supported Community Living (SCL)
<input type="checkbox"/> Money Follows-the-Person (MFP)	<input type="checkbox"/> Residential-Based SCL for children (RBSCCL)
<input type="checkbox"/> Other:	<input type="checkbox"/> Supported Employment
	<input type="checkbox"/> Intensive Residential Service (IRS)
	<input type="checkbox"/> Other:

ADDITIONAL DETAILS

List the number of HCBS funded members and non-HCBS funded members served in this setting.	HCBS funded: 4 Non-HCBS funded: 0
Is this setting provider owned or controlled?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Is this setting an existing location or a new or prospective location?	<input type="checkbox"/> Prospective <input checked="" type="checkbox"/> Existing <input type="checkbox"/> New (<input type="checkbox"/> Check this box if the location is a newly constructed facility.)

<p>What category of heightened scrutiny applies to this setting?</p>	<p><input type="checkbox"/> Category 1: Located in a building that is also a publicly or privately operated facility that provides inpatient institutional treatment</p> <p><input type="checkbox"/> Category 2: In a building on the grounds of, or immediately adjacent to a public institution</p> <p><input checked="" type="checkbox"/> Category 3: Any other setting that has the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS</p>
<p>What subcategories apply to this setting (select all that apply).</p>	<p><input type="checkbox"/> HCBS in ALF that are physically attached to a NF</p> <p><input type="checkbox"/> HCBS in larger than 3-5 bed RCF</p> <p><input type="checkbox"/> HCBS (such as ADC, DH, employment services) in an RCF, NF, hospital, or other facility</p> <p><input checked="" type="checkbox"/> Setting limit individuals' opportunities for interaction in and with the broader community, including with individuals not receiving Medicaid-funded HCBS due to the design or model of service provision.</p> <p><input checked="" type="checkbox"/> Setting restricts members' choices to receive services or to engage in activities outside of the setting.</p> <p><input type="checkbox"/> Setting is physically located separate and apart from the broader community and does not facilitate beneficiary opportunity to access the broader community and participate in community services.</p> <p><input type="checkbox"/> Clusters of sites including several units with people receiving HCBS in a multi-plex of any kind, clusters within neighborhoods, streets, communities, etc. that are clustered together by design for the purpose of receiving HCBS.</p> <p><input type="checkbox"/> Newly constructed facility</p> <p><input type="checkbox"/> Site is/was a facility converted to HCBS</p> <p><input type="checkbox"/> Quality of care concern related to HCBS settings requirements</p> <p><input type="checkbox"/> Site-based employment service such as a "sheltered workshop"</p> <p><input checked="" type="checkbox"/> Other: Agency office is located in the basement of a member's home.</p>

EXPLANATION

Home and Community-Based Services (HCBS), whether residential or nonresidential, must be provided in integrated, community-based settings that support members' full access to the greater community, including opportunities to seek employment and work in competitive integrated settings, engage in community life, control personal resources, and receive services in the community to the same degree of access as individuals not receiving HCBS. HCBS services are required to be provided in such a way as to optimize individual initiative, autonomy, and independence in making life choices, including but not limited to daily activities, physical environment, and with whom to interact. If an individual requires a restriction or limitation in one or more of the areas listed below, due process of that restriction or limitation should be outlined in their person-centered plan. Policies and procedures related to restrictive interventions should be followed.

DESCRIPTION OF SETTING

The setting is a 5 bedroom house shared by four HCBS members on the east side of Des Moines, Iowa. The house is located in a residential neighborhood and appeared typical in size and style of other houses in the area.

Two of the five bedrooms are located in the basement of the home. At the time of the onsite review, the basement was being used as the agency's primary office location with staff present and working during standard business hours, at a minimum. One of the basement bedrooms is unoccupied and the second basement bedroom is used by one of the members. A basement bathroom is accessed by walking through the area that was being used as the agency office; at the time of the onsite review this bathroom was being shared by both the member and agency staff. Entrances and exits to the basement, and the home in general, are shared by both staff and members with no separate access to the space being used as the agency office.

The setting is otherwise conducive to community integration with the availability and accessibility of public transportation, recreation opportunities, and shopping.

SETTING ASSESSMENT SUMMARY

<p>Did the organization attest to being compliant with HCBS settings requirements in the same or similar settings on their most recent Provider Quality Self-Assessment?</p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No: EXPLAIN</p>
<p>Does the organization operate other HCBS sites that have been determined through their most recent Quality Oversight Review to be compliant with HCBS settings requirements?</p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No: EXPLAIN</p>
<p>PeaceTree Community Living previously attested to compliance with HCBS settings requirements through the annual self-assessment. As a new, certified provider, their initial Certification review was conducted in June of 2022. It was determined that the agency's provider owned and controlled residential setting meets category 3 of heightened scrutiny (has the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS) because, due to the design and model of service provision, the setting restricts the members' choices to receive services or engage in activities outside of the setting. The agency had several written policies and rules in place which, if followed as written, put limits on whom members could communicate, imposed visitor restrictions in some locations, and limited social activities. While the agency alleged that in many cases the policies were not implemented, they were required to remediate the language to align with HCBS philosophy and prevent undue restriction leading to member isolation.</p> <p>In addition, it was discovered through the review process that the agency uses the member's home as their administrative offices. Administrative staff enter and exit through the house's front door and walk through the member's house to the basement office area. Administrative staff also use the bathroom designated for one of the members whose bedroom is in the basement.</p>	

The agency's corrective action plan (CAP) related to settings was fully accepted in October 2022. The CAP explained that the agency already moved their administrative offices to a separate location in August 2022. The agency also planned to update policies, handbooks, and literature that included unduly restrictive rules for members. PeaceTree planned to retrain staff on changes and to provide the updated materials to members, as applicable.

A follow-up review was completed in October 2022 along with additional technical assistance to ensure the agency carried out this CAP and overcame the effect of isolating HCBS members from the broader community. Evidence was provided to demonstrate that policies, handbooks, and other materials were updated, including member's right to communicate and meet publicly or privately with persons of their choice and the right to participate in social/community group activities. The agency also revised their family and visitor procedure to encourage visits as often as they are able. The agency reports that members received copies of the updated materials and were educated on the changes. Staff were also receiving retraining throughout October 2022. For these reasons, the setting was found to have overcome the effect of isolating individuals and was determined compliant with HCBS settings requirements.

The agency has other areas of non-compliance not related to HCBS settings requirements that are still in remediation from the June 2022 Certification review.

COMPLIANCE DECISION

Name and title of person who completed this package of evidence summary:	Lyndsey Hamill HCBS Specialist
<p>Compliance Status and Recommendations</p> <p><input checked="" type="checkbox"/> Evidence supports that the setting is compliant with HCBS settings requirements. Organization is required to maintain ongoing compliance with all HCBS requirements.</p> <p><input type="checkbox"/> Evidence supports that the setting is NOT compliant with HCBS settings requirements.</p> <p style="margin-left: 20px;"><input checked="" type="checkbox"/> Setting could/did meet requirements for HCBS Settings with remediation.</p> <p style="margin-left: 40px;"><input type="checkbox"/> Date remediation plan (CAP) accepted: 10/7/22</p> <p style="margin-left: 40px;"><input type="checkbox"/> Date remediation (CAP and compliance) achieved: 10/31/22</p> <p style="margin-left: 20px;"><input type="checkbox"/> Setting is unable or unwilling to meet requirements by compliance deadline.</p> <p><input type="checkbox"/> Other:</p> <p>Next Steps</p> <p><input checked="" type="checkbox"/> Post for public feedback (<i>HCBS Specialist to complete a package of evidence summary.</i>)</p> <p><input checked="" type="checkbox"/> Refer to CMS further heightened scrutiny review</p>	