



State of California—Health and Human Services Agency
Department of Health Care Services



MICHELLE BAASS
 DIRECTOR

GAVIN NEWSOM
 GOVERNOR

**CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES
 HEIGHTENED SCRUTINY EVALUATION SETTING SUMMARY SHEET**

Home and Community-Based Services

SITE OVERVIEW

Heightened Scrutiny Identification Number	052
Provider Name	Ben Congregate Living
Setting Name	Ben Congregate Living
Setting Type	
Waiver(s) Served	
Setting Address	
Site Assessment Completion Date	06/20/2019
Heightened Scrutiny Summary Sheet Completion Date	06/03/2022
Expected Date of Compliance	01/15/2022

REASON(S) FOR HEIGHTENED SCRUTINY (HS)

- Setting is located in a building that is also a publicly or privately-operated facility that provides inpatient institutional treatment
- Setting is in a building located on the grounds of, or immediately adjacent to, a public institution

- Setting has the effect of isolating individuals receiving Medicaid Home and Community Base Services (HCBS) from the broader community of individuals not receiving Medicaid HCBS
 - Due to the design or model of service provision in the setting, individuals have limited, if any, opportunities for interaction in and with the broader community, including individuals not receiving Medicaid-funded HCBS
 - Setting restricts individual choice to receive services or to engage in activities outside of the setting
 - Setting is located separate and apart from the broader community without facilitating individual opportunity to access the broader community and participate in community services, consistent with an individual's person-centered plan



SETTING SUMMARY: COMPLIANCE OVERVIEW AND REMEDIATION STRATEGY

Setting is located in a building that is also a publicly or privately-operated facility that provides inpatient institutional treatment

Summary of Evidence	
Summary of Remediation Strategy	

Remediation Strategy Approved? Yes No

Remediation Start Date: _____

Remediation End Date: _____



Setting is in a building located on the grounds of, or immediately adjacent to, a public institution

Summary of Evidence	
Summary of Remediation Strategy	

Remediation Strategy Approved? Yes No

Remediation Start Date: _____

Remediation End Date: _____



Due to the design or model of service provision in the setting, individuals have limited, if any, opportunities for interaction in and with the broader community, including individuals not receiving Medicaid-funded HCBS

<p>Summary of Evidence</p>	<p>Ben Congregate Living planned to implement systems that limited opportunities for interaction in and with the broader community. There was no one living at Ben Congregate Living at the time of the assessment. They intend to limit access to the _____ They tend to limit access to the community because individuals will require medical supports and not based on an individual assessment of skills, preferences, and needs. Ben Congregate Living does not intend to provide individuals with information about services or to support individuals to participate in integrated community programs such as senior centers or adult day programs. Ben Congregate Living does not intend to support individuals to have transportation for activities in the community except for medical appointments. They do not intend to plan community activities as part of their plan for services. Individuals will not have the opportunity to participate in activities separate from their housemates/roommates or with their housemates/roommates.</p> <p>Ben Congregate Living intends to keep all doors and gates locked and only give keys to the staff and not to individuals. Individuals will be required to sign in and out when they leave their home and to be home or remain home after dark. Ben Congregated Living intends to use video monitoring.</p>
<p>Summary of Remediation Strategy</p>	<p>Ben Congregate Living submitted a plan to address the summary of evidence. The staff will have conversations with individuals about their preferences, hobbies, favorite activities and restaurants, and things they might like to do in the community, including new things. during admission and annual planning meetings. During monthly meetings, the activities director will talk with individuals about activities and services of interest. Ben Congregated Living will work with local agencies, like Sun Valley and Van Nuys Resource Center, to ensure individuals have information about community activities, events, and programs in the community and local senior centers.</p> <p>Individuals will have access to transportation. Staff at Ben Congregate Living will arrange transportation through ACCESS public transportation system for medical and non-medical activities. If individuals want or need assistance with transportation. The activities staff and charge nurse will coordinate transportation and other supports needed so that individuals may participate in integrated activities in the community.</p>



Ben Congregate Living intends to plan community activities on an individualized basis to meet the preferences, needs, and abilities of individuals. At admission and during monthly meetings, staff inform individuals about different activities and the supports Ben Congregate Living can offer. The Director of Nurses and activities staff arrange for special equipment, including mobility aids, for community activities based on the individual's needs. The Director of Nurses collaborates with the physician, occupational therapist, and physical therapist to ensure that individuals will have the necessary equipment and assistance, as needed. Staff arrange transportation and other support as needed so that individuals can engage with others in the broader community. When individuals want to go out separate from their housemates/roommates, they can coordinate with the Director of Nurses to arrange for staff, transportation, and any other support that is needed or wanted. Individuals sometimes go out with family or friends. If individuals want to go out with their housemates/roommates, the individuals will work with the activities staff and Director of Nurses to ensure they have the necessary supports to go out as a group.

The plan submitted by Ben Congregate Living, includes remediation for the restrictions in their systems design. Ben Congregate Living evaluated _____ or medical diagnosis of individuals supported and intend to provide necessary supports to facilitate community integration. Individuals will be free to leave their home to participate in community activities. At admission and quarterly planning meetings, the care team assesses the individual to determine what supports are needed when the individual participates in community activities. The Director of Nurses and the activities staff will coordinate with the individual, the physician, therapists, and other staff to identify what supports, including mobility aids, are needed to successfully support the individual while they are engaging in the broader community. The care team creates a care plan that documents all needs, concerns, and supports needed. Any limitations or restrictions to community access are based on assessed needs, documented in the care plan, and reviewed at least quarterly. The Director of Nurses and activities staff will ensure that individuals have the identified supports to participate in activities of their choice.

There will not be a curfew or an expectation that individuals do not go out after dark. The staff will ask individuals to sign in and out to ensure their health and safety, not to monitor or impede community access. The staff talk about this expectation and why during admission and at least quarterly. Individuals will be given the key or keycode, unless otherwise documented in their care plan. At admission and at least quarterly, the care team will assess the individuals' risk for elopement and ability to manage a key/keycode. The administrator, by 6/15/2022 will explore putting a keypad on the locked doors. If a keypad is installed,



	<p>individuals will be given the keycode unless otherwise documented in their care plan based on that assessment. Restrictions will always be based on assessed needs, documented in the care plan, and reviewed at least quarterly.</p> <p>There is a policy regarding the use of video cameras that is reviewed at admission and at least quarterly after that. The policy says there will be sign displayed that informs everyone they are being recorded. The policy describes why the cameras are used and that only the administrator can view the video. It says videos are reviewed when there is an incident and recordings auto-delete after twenty-four days. The policy says the video monitoring is used to ensure that staff are doing their jobs properly.</p>
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Remediation Strategy Approved? Yes No

Remediation Start Date: 12/01/2021

Remediation End Date: 06/15/2022



Setting restricts individual choice to receive services or to engage in activities outside of the setting

<p>Summary of Evidence</p>	<p>Ben Congregate Living planned to implement systems that limited opportunities for interaction in and with the broader community. There was no one living at Ben Congregate Living at the time of the assessment. They intend to limit access to the community because they are a Congregate Living Health Facility (CLHF). They tend to limit access to the community because individuals will require medical supports and not based on an individual assessment of skills, preferences, and needs. Ben Congregate Living intends to keep all doors and gates locked and only give keys to the staff and not to individuals. Individuals will be required to sign in and out when they leave their home and to be home or remain home after dark. Ben Congregated Living intends to use video monitoring.</p>
<p>Summary of Remediation Strategy</p>	<p>The plan submitted by Ben Congregate Living, includes remediation for the restrictions in their systems design. Ben Congregate Living evaluated their place to restrict access based on the type of setting (CLHF) or medical diagnosis of individuals supported and intend to provide necessary supports to facilitate community integration. Individuals will be free to leave their home to participate in community activities. At admission and quarterly planning meetings, the care team assesses the individual to determine what supports are needed when the individual participates in community activities. The Director of Nurses and the activities staff will coordinate with the individual, the physician, therapists, and other staff to identify what supports, including mobility aids, are needed to successfully support the individual while they are engaging in the broader community. The care team creates a care plan that documents all needs, concerns, and supports needed. Any limitations or restrictions to community access are based on assessed needs, documented in the care plan, and reviewed at least quarterly. The Director of Nurses and activities staff will ensure that individuals have the identified supports to participate in activities of their choice.</p> <p>There will not be a curfew or an expectation that individuals do not go out after dark. The staff will ask individuals to sign in and out to ensure their health and safety, not to monitor or impede community access. The staff talk about this expectation and why during admission and at least quarterly. Individuals will be given the key or keycode, unless otherwise documented in their care plan. At admission and at least quarterly, the care team will assess the individuals' risk for elopement and ability to manage a key/keycode. The administrator, by 6/15/2022 will explore putting a keypad on the locked doors. If a keypad is installed, individuals will be given the keycode unless otherwise documented in their care plan based on that</p>



	<p>assessment. Restrictions will always be based on assessed needs, documented in the care plan, and reviewed at least quarterly.</p> <p>There is a policy regarding the use of video cameras that is reviewed at admission and at least quarterly after that. The policy says there will be sign displayed that informs everyone they are being recorded. The policy describes why the cameras are used and that only the administrator can view the video. It says videos are reviewed when there is an incident and recordings auto-delete after twenty-four days. The policy says the video monitoring is used to ensure that staff are doing their jobs properly.</p>
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Remediation Strategy Approved? Yes No

Remediation Start Date: 12/01/2021

Remediation End Date: 06/15/2022



Setting is located separate and apart from the broader community without facilitating individual opportunity to access the broader community and participate in community services, consistent with an individual's person-centered plan

Summary of Evidence	
Summary of Remediation Strategy	

Remediation Strategy Approved? Yes No

Remediation Start Date: _____

Remediation End Date: _____