

Peter Bacon

Community Residence Coordinator

Health Facilities Administration

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Health Facilities Administration

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Why do we need certification?

 State law (RSA 126-A:20) indicates, in part, that the Commissioner shall adopt rules "to govern the establishment and operation of community living facilities. The certification of community living facilities shall be based on these rules". It also indicates that "certifications shall be subject to periodic review and renewal by the Commissioner". (Residential Services)

Why do we need certification?

 State law (RSA 171-A:18) indicates, in part, that the Commissioner shall designate one Area Agency per region, and that this area agency shall be responsible for providing programs and services, including "day services". The law goes on to indicate that the Commissioner shall "adopt rules establishing standards for the provision of services". (Day/CPS Services)

Why do we need certification?

- The State of NH (BDS) receives Medicaid reimbursement through the Medicaid waiver program (HCBC)(CCW)
- BDS contracts with Area Agencies, who are enrolled Medicaid providers
- Medicaid is a publicly funded program
 which requires State oversight to "protect
 the health, safety, and welfare of
 individuals served".

Rules That We Enforce

- He-M 310: Rights of Persons Receiving Developmental Services or Acquired Brain Disorder Services in the Community
- He-M 503: Eligibility and the Process of Providing Services
- He-M 506: Staff Qualifications and Staff Development Requirements for Developmental Service Agencies
- He-M 507: Community Participation Services
- **He-M 1001**: Certification Standards for Community Residences
- He-M 1201: Healthcare Coordination and Administration of Medications
- <u>He-P 814</u>: Community Residences at the Residential Care and Supported Residential Care Level (only applicable to homes with 4 or more individuals)

Types of Certifications

- We certify:
 - I-3 person homes (with or w/o CPS)
 - 4 or more person homes (with or w/o CPS)
 - Stand alone CPS programs
- The 6 categories of reviews are:
 - Emergency
 - Temporary / Initial
 - Annual / Renewal
 - Biennial (CPS only)
 - Abbreviated
 - Skip

Emergency Certifications

- For <u>true</u> emergencies only!
- Certificates can be backdated up to 7 days
- No Life Safety Report (LSR) required
- If LSR has been done, you are no longer eligible for an emergency certification, regardless if it passed or failed
- Issued for 45 days
- Option for a one time emergency certification extension
- Can be issued in an already certified home

Emergency Certification Application

- Application Information Includes:
 - Address
 - Home provider or home manager name
 - Vendor agency and contact person
 - Area agency and contact person
 - Current beds + CPS slots / Requested beds and CPS slots
 - Bottom box requests individual's name and the reason for the emergency
 - Application must be signed by the area agency and then sent to our office with a floor plan
 - Confirm who is actually submitting this application to our office!

Temporary Certifications

- Complete Application, open same day
- Approved Life Safety Report (LSR) within the past 90 days
- Directions to home or CPS site
- Waiver Application(s)/Approval(s), if applicable
- Temporary Certificate issued for 90 days
- Site review around the 90 day mark

Certification Application

Page I

Department of Health and Human Services
Office of Legal and Regulatory Services
Health Facilities Administration
129 Pleasant St. Concord. N.H. 03301
Phone (603)271-9044 Fax (603)271-4968 TDD Access 1-800-735-2964
https://www.dhhs.nh.gov/oos/bhfa/community-residences.htm

REQUEST FOR CERTIFICATION OF COMMUNITY RESIDENCE AND/OR COMMUNITY PARTICIPATION SERVICES PROVIDER

Cer	Certification Type:			Physical Address of Certified Residence				Certification #	
	☐ New Mailing Address Certified Residen							Requested Start Date if New	
	☐ Renewal Current No			Current Nu	umber of Slots	0 Residential 0	CPS	Expiration Date if	
	Additi	on/Re	moval	Number of	Slots Requested	0 Residential 0	CPS	Currently Certified	
· 🗆	☐ Other Type of Ro			Type of l	Residence:	☐ Staffed Residence	☐ Family Residence		
					□ Res	idential 🗆 CPS 🛭	☐ Both Residential and	I CPS	
Plea	se Doci	ıment	Contac	t Information	n Below				
Site	Visit C	ontac	t Perso	n Name					
Site	Visit C	ontac	t Perso	n Email	I				
Site	Visit C	ontac	t Perso	n Phone Num	ıber				
Plea	Please Document Contact Information Below								
Prov	Provider Name								
Prov	Provider Phone Number								
☐ Yes ☐ No Is this home currently licensed?					s home current	ly licensed?			
	If Yes above, please enter the type of license, and the license number in the space provided to the left.					the left.			
	☐ Yes ☐ No Is this home currently under emergency certification?								
	If Yes above, please enter the emergency certification number in the space provided to the left.								
	Community Participation Services (CPS)								
	☐ Yes ☐ No Is any individual at the CPS program for more than one (1) hour per day?								
				If Yes above	, please enter the	date of the Life Safety	Code Report in the space p	provided to the left, an	d attach the original to this form.
	Yes		No	Is the	CPS program lo	cated in a currently co	ertified community reside	ence?	
					, please enter the	certification number of	the certified residence wh	ere the program is loc	ated in the space provided to the
	left.								

Certification Application

Page 2

Please attach a separate list if there are more than four (4) people. Please answer "Yes" or "No" in the last two (2) columns Self-Administer **Behavior Plan?** Served By Number of hours of supervision as Individual Name **CPS Provider** Medications? Birth DS/ABD/BH required by the ISA per day or week. "Yes" or" No" "Yes" or "No" Vendor Agency Vendor Agency Vendor Agency Mailing Address Vendor Agency Phone Number **Vendor Agency Contact Name** Vendor Agency Contact Email Area Agency Area Agency Area Agency Mailing Address Area Agency Phone Number Area Agency Contact Name **Area Agency Contact Email** List all non-family members currently receiving services in the home or CPS program not listed under individual information. Specify Date of Birth and funding source, if any: **Individual Name** Date of Birth **Funding Source** Was a Current Life Safety Code Report Attached? If this is a new Residential Program, a new facility based CPS program, or ☐ Yes an addition of a certified bed, the LSC report cannot precede the date of this application by more than 90 days. □ No Yes Are any waivers required? If yes, please attach the most recent approved waiver, or a copy of the request. Has any provider or adult household member, excluding the Individual(s), been convicted of a felony or misdemeanor, or had a □ No ☐ Yes substantiated report of abuse, neglect, or exploitation? If Yes, please attach a current waiver. RSA 161-F:49, He-M 507.10(f)-(i), He-M 1001.15(a)(1)-(3) and He-M 1002.14(a)(1)-(3). I swear or affirm that the information provided on this application is accurate to the best of my knowledge and belief. I believe that this residence/community participation service program is in full compliance with the statutes and regulations governing these services. I understand that providing false information shall be grounds for denial, suspension or revocation of the certification Please enter the name, title and authorized signature of the Residential or CPS Director above Please enter the date the application was signed above

Revised 6/24/2019

Certification Application

- Besides opening a home, this application is also used for the following:
 - Renewal request
 - Add/remove a bed or CPS slot
 - Add/remove an individual from the home or CPS site
 - Changing the level of supervision
 - Changing any contact information (home provider, contact person, phone number, etc.)

Life Safety Report

- Reasons to obtain a new Life Safety Report (LSR):
 - Opening a new home or CPS site
 - Adding a bed or CPS slot, if applicable
 - Changing an individual's bedroom to another room in the home
 - Any change in an egress (door/window)
 - Any time that work is completed at the home or CPS site that required a building permit

Life Safety Reports

SCATE OF NEW HAMPSHIRE DEPARTMENT OF REAUTH AND HUMAN SERVICES OFFICE OF OPERATIONS SUPPORT BURDAU OF HEALTH FACILITIES-LICENSING 129 Pleasant Stoot, Brown Building, Courant, N1 (03311-382) 603-271-4592 FAX (603-271-4968 TDD Access: 1-800-735-2364

> LIPE SAFELY REPORT FOR. ONE-TO-THREE PERSON PLACEMENT COMMUNITY RESIDENCE

The Department of Health and Hunsta Services, Office of Operations Support, Health Feellines has the The Deguithers of Health and Paulich Services, Or in a operations output, reconstructions used to responsibility for cutfying relations for inclinious with a dovelopmental disability, acquired braid insurfact, or neutal disabs. Poor to be initial meditorious of a honce or before an insurance of the other or forest and the property of the Poor of the property of the property requires appear to quire appearance of the other of the property of t

NAME OF RESIDENCE.

VIDENTIAL RESIDENCE.	and the second s						
CONTACT PERSON:							
PHONE# OF RESIDENCE: No mbar of Beda for non-timity membars including individuals with Developmental							
Namber of Beda for con-county members decining individual	Na med of Boda to: non-termy membras memorial individuals with executionals.						
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pomplianco with the State Fire Codes Ested above.							
- The above named residence was inspected on compliant with the State Fire Codes listed above.	and on that day found it to be not-						
$\lambda_{\rm emis}$ which are non-compliant: (If more space needed, please							
The second secon							
A STATE OF COLUMN STATE OF COL							
I certify that I re-inapported the shown name rus dence on in compliance with the State Pire Codes listed above.	and on that day found it to be						
S.c. rature of Inspector:	Data.						
Prior Nume:							
Title/Department							
Auditional Information:							

Additional health and sofety items will be enforced by DHHS under He-IM 1831.
White - Health Facilities Administration. Yellow-Local Fire Actionity

STATE OF NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SHRVICES OFFICE OF OPERATIONS SUPPORT BUREAU OF HEALTH FACILITIES-LICENSING 129 Pleasant Street, Brown Building, Cancord, NH 03301-3857 603-271-4592 FAX 603-271-4968 TDD Access: 1-800-735-2964

LIFE SAFETY REPORT FOR DAY SERVICE PROGRAM

The Department of Health and Human Services, Office of Operations Support, Health Feelblies has the The Department of Height and Human Septects, Olioc of Department upper, among many representations are in appearable to development at dismittley, acquired brain disorder, or mental illness. Proof to the initial certification of a day program, the Office of Operations Support oug attention of the facility by the local five authority and determine compliance with stars and local five codes.

NAME OF THE DAY PROGRAM:	
CONTACT PERSON:PHOND # OT DAY PROGRAM:	
Number of Individuals to receive services at the day program:	
This Gly/Town uses the following fire codes; pience closek any or o NFPA [0], Chapter (6 New Ony Care Occupancies NFPA [0], Chapter 15 Existing they Care Occupancies International Building Code (IRC) NFPA [
AT A MINIMUM YOU MUST REVIEW THIS OCCUPANCY HE BUITTON OF THE LIFE SAFETY CODIT, UNDER THE AUTHOMORY HE AREST LOCAL BOOKS SIGNORY OF THE AUTHORS WAS INCLUDED.	DRITY OF THE STATE OF NJ., FIRE
I carrify that I inspected the above named Day Program on	and on that day found it to be
Leartfy that I inspected the above named Day Program onnun-compliant with the State Fire Codes listed above.	and on that day fraged at to be
Items, which are non-compliant:	
[certify that I re-inspected the above named Day Program on	
to be in entupliance with the State Pire Codes listed above.	D
Signature of Inspector: Print Name;	Nature:
Title/Department:	_ 6 5
Additional Information:	

White-Health Pacifities Actualistation | Yellow-Local Fire Authority | Pink-Provider

Preparing For The Review

- Typically you will have I-2 months to prepare for all certification reviews. Your preparations should include the following:
 - Review the current Digital Record Submission Policy to see what documents need to be gathered and submitted electronically to the surveyor on or before the agreed upon date.
 - Review the current Certification Tool see what the surveyor will be looking for on the date of the site walkthrough, if applicable.
 - All initial and annual reviews will require a site walkthrough.
 - Abbreviated reviews and skip reviews will typically not require a walkthrough. The specifics of these reviews will be discussed shortly.

Abbreviated Reviews

- An abbreviated review can only be earned if the home had I-3 deficiencies at their last annual inspection.
- The preparation for an abbreviated review is similar to an annual inspection, as you will need to submit the same documents to the surveyor by the agreed upon date. The only difference is that site visits will not typically be completed as part of an abbreviated review.
- Licensed homes and Stand-alone CPS programs are not currently eligible for abbreviated reviews.

Skip Reviews

- A skip review can only be earned if the home had zero deficiencies at their last annual inspection.
- If a home earns a skip review, the agency will receive an email approximately 45 days before the certificate expires, which will include a cover letter, along with several documents referred to in the cover letter, explaining what needs to be submitted and by what date.
- An onsite inspection is not typically part of a skip review.
- Licensed homes and Stand-alone CPS programs are not currently eligible for skip reviews.

Biennial Reviews

- Although biennial reviews (2 years) are no longer an option in homes certified under He-M 1001, they are currently still an option for certain stand-alone CPS programs.
- To earn a biennial inspection, the CPS program must:
 - Must have 50 or fewer certified CPS slots
 - Must have two or fewer deficiencies at their last annual inspection

Residential Information Packet

- This document is completed as part of all residential certification inspections (initial, annual, abbreviated, and skip).
- The following information is included in this packet:
 - Individual medication information
 - Staff and home provider information regarding background checks, insurances, etc.
 - Staff and home provider training dates
 - Residence information in regard to smoke detectors, furnace inspections, well water tests, etc.
 - Fire evacuation drills going back to when the home opened (for initial reviews) or back to the last certification inspection for annual, abbreviated, and skip inspections.

CPS Information Packet

- This document is completed as part of all CPS certification inspections (initial, annual, and biennial).
- The following information is included in this packet:
 - Individual medication information
 - Staff and home provider information regarding background checks, insurances, etc.
 - Staff and home provider training dates
 - Fire drill information should also be attached to this packet if the CPS site has an approved life safety report and uses the site for activities.

Certification Review Day

- Please ensure that the requested documents have been submitted to the surveyor by the agreed upon day/time.
- If a walkthrough is being completed as part of the review, the surveyor will need to see the individual's bedroom(s), the basement, the attic, and other common areas of the home.
- The smoke detectors will be tested during the majority of walkthroughs
- The surveyor will verify the count for any controlled medications.
- The surveyor may request to review the medication orders for the individual(s).
- The onsite portion of the review typically takes between 15 and 30 minutes.

Residential Document Submission

- Specific to Initial, Annual, and Abbreviated reviews, documents include:
 - Residential Information Packet
 - Background Checks
 - 5-day visits
 - Fire Safety Assessments and fire drills
 - Emergency face sheet
 - Monthly Progress Notes
 - Safety Assessment and plan, if applicable(for unsupervised time)
 - HRC behavior plan approval(s)
 - Annual Health Assessments
 - Annual diet orders, if applicable
 - HRST Monthly Data Tracker
 - Self-administration assessments
 - 3 months of controlled medication logs/counts
 - The list of documents will be increasing in the upcoming months, with advance notice and updated forms sent out at that point.

CPS Document Submission

- Specific to Initial, Annual, and Biennial reviews, documents include:
 - CPS Information Packet
 - Background Checks
 - Fire drills for past year, if applicable
 - For each individual chosen, please submit the following:
 - Current schedule
 - Progress Notes
 - Health Assessments
 - The list of documents will be increasing in the upcoming months, with advance notice and updated forms sent out at that point.

Responding To Deficiencies and Concerns

- All Plans of Correction (POC) are due within
 21 days of receipt of results
- The Plan of Correction (POC) must include:
 - How the program corrected or intends to correct the issue(s)
 - The date by which it will be corrected
 - How the program intends to prevent this issue from being repeated
 - Please submit the <u>ENTIRE</u> Plan of Correction when it is complete. Please do **NOT** send it in piecemeal!

Future Reviews

- After your initial certification review, you will receive another review at the end of your first year. For example, if the home or CPS site comes on line on 3/30/2022, our initial visit will happen around late June or early July of this year, and your first annual certification inspection will be scheduled around late February, as your certificate expiration date will be 2/28/2023.
- The certificate for this home will expire on the last day of February going forward

Future Reviews

- Once you have completed your first two full reviews, future reviews will happen as follows:
 - I-3 person homes, with 3 or fewer deficiencies, are eligible for an abbreviated review without a site visit.
 - I-3 person homes, with 0 deficiencies are eligible for the "skip" certification process.
 - CPS Programs with less than 50 individuals that receive 2 deficiencies or less are eligible for a biennial review. This requires the agency to complete an internal certification review after I year of all the individuals in the program, and to maintain that documentation until the next certification review by our office.
 - All other programs are reviewed annually, regardless of performance.

Renewal / Annual Certification

 You must submit a renewal application at least 60 days prior to your expiration date (120 days for your licensure application, if applicable).

 You will always have two reviews during your first year of operation. Again, future reviews will depend on the size of the home or CPS site, plus the review results.

Review of Licensed Homes

- Review by HFA staff is similar to any other residential inspection, although there are some additional requirements
- A Life Safety Code inspector will conduct random unannounced inspections of licensed homes
- Failure to comply could potentially lead to the oversight agency being fined or having their license revoked.

Additional Tool for Licensed Homes

	He-P 814 Requirements					
□ Yes	□ No			In accordance with RSA 151:20, does the licensee have a written policy setting forth the rights and responsibilities of individuals receiving services at the CR, as well as written procedures to implement its policy to ensure that rights set forth in RSA 151:21, "Patients' Bill of Rights" are upheld He-P 814.15(b)		
□ Yes	□ No			Does the licensee have, in writing, a written chain of command that sets forth the line of authority for the operation of the CR? He-P 815.15(0)(3)		
□ Yes	□ No			Has Licensee admitted anyone with a diagnosis of dementia, Alzheimer's disease, or a primary or secondary diagnosis of mental illness? If Yes, have all direct care personnel been trained in the special care needs of individuals with dementia, Alzheimer's disease or mental illness? He-P 814.15 (o) (1)		
□ Yes	□ No			Are the following posted in a public area? 1. Current license 2. Patients' bill of rights 3. Licensee's policies and procedures 4. Licensee's complaint procedure 5. Licensee's plan for fire safety, evacuation and emergencies. He-M 814.15(p)(1) through (p)(6)		
□ Yes	□ No		N/A	Are solid waste, garbage & trash stored in a manner to make them inaccessible to insects & rodents, outdoor animals & facility pets? He-P 814.21 (j)		
□ Yes	□ No		N/A	Are tight fitting screens provided for all doors, windows, or other outside openings that are kept open during the season when flies, mosquitoes and other insects are prevalent? He-P 814.21 (r)		
□ Yes	□ No			Are all bathrooms equipped with soap dispenser, paper towels or hand drying device, and hot and cold running water? He-P 814.22 (q)		
□ Yes	□ No			Are all bathroom and closet doors designed for easy opening from the inside and outside in an emergency? He-P 814.22 (s)		

			Does each Individual have the following:	
			(1) A bed appropriate to the needs of the individual;	
			(2) A firm mattress with cover;	
			(3) A pillow, linens, and blankets;	
□ Yes	□ No		Personal hygiene and grooming equipment such as a comb, toothbrush, and razor;	
L res	L 140	0	(5) A bureau with mirror	
			(6) A bedside table;	
			(7) A lamp; and	
			(8) An upholstered chair	
			He-P 814.22 (w)(1-8)	

Waivers

- There are two categories of waivers, dependent upon the rule(s) you are requesting to waiver, as follows:
 - BDS waivers are specific to the He-M rules, such as 1001, 507, and 1201). These waiver requests are submitted to BDS for review and approval.
 - HFA waivers are specific to the He-P rules, which in our unit is He-P 814. This rule only applies to those homes that are licensed and have 4 or more individuals living there.
- Both BDS and HFA have their own waiver request form.

Waivers Request Applications

NH	BUREAU (<u>DF DEVELOPMENTAL SERVIC</u>	ES WAIVER REQUEST				
		reau of Developmental Services	20				
-	10:	5 Pleasant St. – Main Bldg, Concord, N					
Phone#: (603) 271-5034 Fax#: (603) 271-5166 email: bds@dhhs.nh.gov *Criminal record checks, if applicable, must be current, within one year of waiver request.							
		,	waiver request.				
	*Waivers are to be submitted by the Area Agency ONLY *Only complete packets will be processed						
Area Agency: Please							
Indicate:	CHOOSE ITOM	If Renewal					
- Initial		Indicate Waiver Number:					
- Renewal		Expiration Date:					
Provider Agency (if a	pplicable)	Consumer Name (if applicable)	Staff Name (if applicable)				
Waiver for:		ne and address (as it appears on the	Residence or Day Service				
	certificate):						
- Residence	correptedate).		Certificate #:				
Day Service	ard from which	h you request a waiver: He-M	Certificate #: Expiration Date:				
- Day Service Indicate specific stand	ard from which	h you request a waiver: He-M					
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BUREA HEALTH I	OF LEGAL AND REGULATORY SERVICES U OF LICENSING AND CERTIFICATION FACILITIES ADMINISTRATION-LICENSING			
Submit completed requests to: Health Facilities Administration- Licensing 129 Pleasant Street Concord, NH 03301	NOTE: Unless otherwise specified, waivers must be renewed annually. Send Waiver renewal requests when submitting renewal license application. Submit one waiver per request. Submit form either encrypted electronically to DHHS.hfaregcorrespondence@nh.gov or via fax to 603-271-4968			
lndicate: Initial Renewal	Address: Phone #: Email: License #: Expiration Date:			
Ouote the specific language you seek to w Provide a full explanation of why a waiver				
Describe proposed alternative to satisfy re	gulatory intent:			
	ckground check, please identify the applicant you are requesting a waiver for, attact onviction(s) and attach the NH DOS Criminal History Report.			
Administrator Signature	Date			
Recommendation of HFA-L Licensing Sup Licensing Supervisor Signature Request Submitted by:	Phone: Email Address:			
Revised August 27, 2020	Email Address:			

Revised: July 2019

Certification Assessment Survey

CERTIFICATION ASSESSMENT SURVEY

The staff at the Office of Legal and Regulatory Services, the Bureau of Licensing and Certification invite you to participate in an optional assessment of today's Certification Review, and the service delivery system as a whole. If you choose to participate, you may acknowledge who you are or vou may undentifying information requested on this form. We thank you in advance for your willingness to help us assess the strengths and weaknesses of the state certification process, and the service delivery system as a whole.

Did you receive ample notice in the scheduling of this review? Who notified you and how	?
---	---

Do you feel the review was appropriate in terms of time spent at the residence/prog

Was the reviewer courteous, professional and able to provide answers to any questions that were asked?

Are you satisfied with the services the individual(s) receive from the area agency / vendor agency?

Do you feel that there is adequate monitoring of this home/program, excluding the certification review?

Do you feel supported by your area agency or vendor?

Does the individual have any outstanding needs that are not being addressed?

Other comments or suggestions?

teview Date: ______Residence/Program: ______ Surveyor: _____

Signature:

The Department of Health and Human Services' Mission is to join communities and families in providing opportunities for citizens to achieve health and independence.

Peter E. Bacon Office of Operation Support BHII Community Residence 129 Pleasant Street Concord, NH 03301-3857

Closure Letter

PROGRAM CLOSURE NOTICE

Dear:						
Please be advised that the, Certificate #:, Certificate #:, Certificate #:, Certificate #:, Certificate #:, Certificate #:, Certificate #:						
(Name of Residen	ce or Day Service)					
located at:	11					
(A	ddress)					
has been closed effective:(Date	<u> </u>					
1. Individual(s) moved to (name of Communi	ty Residence and Certificate #):					
2. Reason for Closure:						
3. Are there any other individuals living in th	e home? YES NO					
4 A conv of this form has been sent to the	Fire Department on					
4. A copy of this form has been sent to the	(Town/City)	(Date)				
_	(Print Name)	(Phone #)				
_	(Signature)	(Date)				
White Copy Return to the Office of Operations Support with copy of Current Certificate Yellow CopySend to Local Pink Copy Vendor Agency Copy Fire Department						
Revised/Reviewed 12/23/13						

The Department of Health and Human Services' Mission is to join communities and families in providing opportunities for citizens to achieve health and independence.

Related Information

Unannounced Inspections

Scheduling/Canceling Inspections

 Appeals / Informal Dispute Resolutions

Questions?