

Final Rule Stakeholder Call

Topics: Updates on the assessment deadline, heightened scrutiny, foster care assessments, desk review validation, and remediation

01/15/2020

Noon call (47 Participants)

- 1. Question/Comment:** I am looking for a few more statistics as far as providers who have been raised to the level of heightened scrutiny, have any of them had an onsite review? Same with the desk review process.

KDADS: What I have now is that we have about 341 providers that have requested accounts. We have about 333 providers who have accounts. We have about 1000 assessments that have been submitted to desk review processing. We have 23 that have heightened scrutiny category 1, 43 in category 2, and about 254 in category 3 heightened scrutiny. Those may increase over time as we continue desk review. In the last few weeks we have had over 1000 assessments submitted.

- 2. Question/Comment:** With 341 providers having login information I'm not sure on the math on 1000 assessments

KDADS: Providers may have more than one site so there will be less providers than sites

- 3. Question/comment:** What kinds of remediations are coming up and how much remediation will providers have to do? Is there a high percentage of providers with remediations to do?

KDADS: As of now we are seeing a lot of providers that require some form remediation which can be as simple as making revising or adding language to existing policies, or showing evidence that practices are in place that are compliant with final rule.

- 4. Question/Comment:** If we know that we made some errors and we already submitted the assessment and we know we made some wrong answers like we put yes instead of no; can we get back in and change the answer?

WSU: The assessment is housed on an internal server at Wichita State. If there was something you wanted to get on there but didn't get a chance to upload evidence you will be able to upload that during remediation. The server locks it in once it is submitted. If it threw off compliance that will be addressed during remediation and you can present your information then.

- 5. Question/Comment:** Can I send that information to someone to make note of it?

WSU: You don't need to do that. The remediation process is supposed to be very exhaustive when it comes to going over each part of the assessment. At the time of remediation if you feel that you get a document that doesn't cover everything it should

that will be the time where you can look and make sure it covers the mistakes you may have made and if it does not address those issues you may voice your concerns and we can proceed from there. The last thing that I want to happen is for something to get lost or get applied where it doesn't have to. So, let's get to remediation and you have something that still needs to be addressed then we can have that conversation.

- 6. Question/Comment:** We had a setting where we operate apartments and one of the apartments is vacant and the person who will live there, we don't have anybody there yet but they will be receiving HCBS services so should I do an assessment for that- there isn't an option for that on the assessment so should I submit an assessment or not?

KDADS: We can get back to you on that so we can discuss that. I am sure there will be other providers with that question so we will address that and get back to you. Please submit your contact information to the live chat.

- 7. Question/Comment:** What is the plan for new sites moving forward?

KDADS: We have extended the deadline to February 29, 2020, we wanted to make sure to add time for providers who didn't get their assessments in because there is just a lot going on. We are looking at regulations to include Final Rule so we are working with licensing for that. We will have to get back to you on that with licensing and legal to be sure what is included in final rule.

- 8. Question/Comment:** Will these assessments that we turned in remain on here for an indeterminate amount of time so we can go back in and look at them if we need to?

KDADS: They should, we want to keep everything on there so we have a record of our conversation and know that everything is in line with the final rule across the state.

- 9. Question/Comment:** Would like to just follow up with the previous caller, if we open a site between today and the extended deadline are we required to update and add this site?

KDADS: Yes you will have to do that assessment and go through the ongoing monitoring. That is required by CMS that new providers must be in compliance with the final rule.

WSU: If a provider has submitted all of their assessments and then decide to open up a new site, you will need to email the HCBS.team@wichita.edu account or the live chat on the community connections website and we will have a programmer go in and add sites so that way you can create and submit an assessment for those sites after what you have already submitted.

- 10. Question/Comment:** I have completed all but my last site, and I haven't officially sent the whole deal yet. Now that we have more time, I have information that I

wanted to submit but didn't have time, since I have more time can I get back in and add documentation?

WSU: The way that this works is that every time you complete and submit an assessment that server is locked so you cannot edit it in any way. However, once you are done with all of your assessments then there will be kind of a finalizing and what that is for is being able to edit provider settings and add sites if you need to. When you are finished you will go in and finalize and say everything on this account is finished, I am done, and then it will lock your account. So you will not be able to upload that additional information to sites that are in your list of completed sites.

Keep that evidence that you are wanting to add on hand and if there is an area that you need to remediate with additional evidence it will be just as easy as adding that additional evidence to your remediation plan so I would keep that in a file somewhere.

11. Question/Comment: How can we notify you guys when we have a site that discontinues services for a site that we have completed an assessment?

KDADS: We will have to get back to you, that is something we will have to discuss. Please submit your contact information on that live chat.

12. Question/Comment: Michele talked about new providers but what about a current provider who has done the assessment who opens a new site?

WSU: If you have a community connections website log in and you have not completed all of your sites you can update your provider information to reflect something new but if you have completed everything and attested and the account is locked that will fall into the category of we will get back to you. KDADS will have that discussion and get back to you but if your account is still open you can update it and if you log in to the live chat on community connections I can walk you through that. It would be easy to help you and put in any new sites there.

Adjourn

Evening call (10 participants)

1) Question/Comment: Would you explain the 371 providers that you said have logged in, what is that number the 371?

KDADS: That is the number of providers who have either registered for the assessment or have logged in to take the assessment in some fashion.

2) Question/Comment: Okay so is the 392 settings, is that providers having multiple settings?

KDADS: Well the 392 settings are just the heightened scrutiny settings so on average providers have more than one setting and some have in excess of 100.