



**Mississippi Department of Mental Health Home and Community-Based Services  
Heightened Scrutiny Evaluation**

*Summary Sheet*

<b>Provider Name</b>	Brandi's Hope
<b>Setting Name</b>	Brandi's Hope of Tupelo
<b>Setting Address</b>	
	Tupelo, MS 38801
<b>Original Site Assessment Date</b>	November 27, 2018
<b>Validation Date</b>	June 26, 2020

**Setting Type**

- Supervised Living
- Supported Living
- Shared Supported Living
- Day Services – Adult / Day Habilitation
- Prevocational Services
- Community Respite

**Heightened Scrutiny Category**

- Located in a building that is also a publicly or privately operated facility that provides inpatient institutional treatment (such as a hospital, nursing facility, ICF/IID, or IMD);
- Located in a building on the grounds of, or adjacent to, a public institution; or
- Has the effect of isolating individuals receiving Medicaid home- and community-based services (HCBS) from the broader community of individuals not receiving Medicaid HCBS

<b>Setting Description</b>
The setting is not located near residences or commercial buildings. The setting is located near the main shopping center in Tupelo and close to the highway. The setting is wheelchair accessible.

<b>Summary of Initial Assessment Findings</b>	<b>11-27-2018</b>
<p>This recommendation is not only based on the isolating location of the setting but also on factors such as staff control over groups of people, set meal and snack times, no input into food/menu planning, provision of on-site medical services. There are limited opportunities for individual community integration and to exercise autonomy and self-direction.</p> <p><b>1A)</b> Located on a busy highway and not near other businesses or homes, also people are “required” to attend six hours per day.</p> <p><b>1F)</b> Medical services are provided on-site.</p> <p><b>1I)</b> Staff reported that individual schedules are set by the homes, staff-initiated activities that do not necessarily lead to personal growth.</p> <p><b>1J)</b> People can go outside but must be accompanied by staff.</p> <p><b>2B&amp; 4F&amp; 7J)</b> Lunch and snacks are provided at specific/set times.</p> <p><b>3G &amp; 7G)</b> People are not provided with a secure place to keep their belongings they must be kept on their person at all times.</p> <p><b>4B2)</b> There is not outside space for gathering.</p> <p><b>4B4)</b> There is no space designated for small group activities inside the building.</p> <p><b>4E)</b> Meals are provided based on the My25 menu plan (2 options per day), and people must choose from those options</p> <p><b>4H4)</b> The response to this question, indicated that this would only happen if someone asked for support to practice their religion, the support is not offered.</p> <p><b>4H5)</b> Staff manage American Express cards for some people and some people have cash and work on budgeting.</p> <p><b>4H6)</b> As with practicing religion the option to vote or be supported to vote is based on individual's making a request rather than approached as a topic where support and information could be provided.</p> <p><b>5D)</b> Staff did not provide any specific examples of person-centered practices.</p> <p><b>5G &amp; 7O)</b> People are assigned to groups by the homes and changes cannot be made, people can decide not to participate with their group and remain at the facility.</p> <p><b>7C)</b> People said they must run errands in a group</p> <p><b>7K)</b> One person said they must always eat it the dining area.</p> <p><b>7Q)</b> One person said they could not have visitors.</p>	

<b>Heightened Scrutiny Compliance Narrative with Provider Input</b>	<b>06-26-2020</b>
<p><b>1A)</b> The provider stated the setting is utilized mainly as a staging area. He explained most activities take place in the community. The provider stated they have vehicles and staff available to transport individuals and small groups to activities and outings in the community. The provider stated they have flexibility in hours and staffing to allow individuals to stay less than the set 6 hours.</p> <p><b>1F)</b> The provider explained the nurse on staff performs administrative duties as well as serving as the liaison to the medical community. The provider stated the nurse also provides staff training on how to support individuals in the program. He stated the nurse has been retrained to serve only in assisting individuals administer their own medication.</p> <p><b>1I)</b> The provider said they use “The Perfect Week” to assist individuals plan their own schedules and activities. The provider said they have instituted bi-weekly staff training on supporting individuals’ choices and activities which lead to personal growth.</p> <p><b>1J)</b> The provider stated individuals are now given freedom to come and go from the setting and program as they choose unless a specific restriction is noted in the individual's PSS. The provider said a specific risk assessment will be documented in the PSS and reviewed annually.</p> <p><b>2B, 4E, 4F, 7J, 7K)</b> The provider stated a prepared lunch is served between 11AM-12:30PM. He said individuals are free to eat the prepared lunch anytime during this window. The provider said individuals may also choose to eat lunch brought from home or cold lunch (sandwich, salad) anytime during the program they prefer. The provider said they are now offering a variety of choices each day. The provider stated in addition to set snack times, snacks are available to individuals anytime during program hours. The provider said individuals may eat at the outside gathering spaces or separately inside.</p>	

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**3G, 7G)** The provider stated individual lockers with locks were purchased and installed onsite. The assessor observed the lockers in the setting.

**4B2, 4B4)** The provider said they have creating gathering space outside the setting as well as space for small group activities inside. The assessors observed outdoor gathering and indoor group space.

**4H4)** The provider stated they have conducted training with staff on using Decision Making and The Perfect Week to include opportunities for individuals to practice their religion and voter education and participation.

**4H5)** The provider stated their policy was updated to always allow individuals access to their money. The provider stated training on this updated policy was provided to staff and communicated to individuals.

**5D)** The provider said staff training is provided on person-centered practices during the weekly staff meeting.

**5G, 7O)** The provider said they encourage flexibility in routines to allow individuals to move between activities and groups as they choose.

**7C)** The provider said they will staff to allow individuals the opportunity to opt not to participate in a group outing.

**7Q)** The provider stated individuals are given a copy of the Day Services Policies which states visitors are allowed at any time. He said they are verbally reminding individuals of this policy.

**Evidence submitted to DMH for review: P&P, service notes, staff training; rights; ASP, PSS; conversation with provider regarding mealtime and eating within window: This is time hot lunch is prepared. No one is bound by a specific time to eat. Lunches can be reheated.**

**Compliance Summary**

Compliant?	Federal Requirement	Summary of Evidence of Compliance
<p><i>42 CFR 441.304(c)(4)(i)</i></p> <p><input checked="" type="checkbox"/> Yes  <input type="checkbox"/> Partial  <input type="checkbox"/> No</p>	<p>The setting is integrated in and supports full access of individuals receiving Medicaid HCBS 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 Medicaid HCBS. 42 C.F.R. § 441.304(c)(4)(i).</p>	<p>Individuals are supported to participate in opportunities and activities, including employment, in the community. Setting offers activities and outings in the community including transportation.</p>
<p><i>42 CFR § 441.301(c)(4)(ii)</i></p> <p><input checked="" type="checkbox"/> Yes  <input type="checkbox"/> Partial  <input type="checkbox"/> No  <input type="checkbox"/> Not Applicable</p>	<p>The setting is selected by the individual from among setting options including non-disability specific settings and an option for a private unit in a residential setting. The setting options are identified and documented in the person-centered service plan and are based on the individual's needs, preferences, and for residential settings, resources available for room and board. <i>Id.</i> § 441.301(c)(4)(ii).</p>	<p>Individuals have opportunities to choose from non-disability specific settings. Documentation of these choices and the discussions are included in the individual's person-centered service plan.</p>
<p><i>42 CFR § 441.301(c)(4)(iii)</i></p> <p><input checked="" type="checkbox"/> Yes  <input type="checkbox"/> Partial  <input type="checkbox"/> No</p>	<p>The setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint. <i>Id.</i> § 441.301(c)(4)(iii).</p>	<p>Individuals are given a copy of their rights upon admission and information is posted in the setting. Lockers were installed and combination locks are available to provide individuals a secure place to store their things. Staff are required to complete ongoing training on individuals' rights. The assessor observed locking lockers installed onsite.</p>
<p><i>42 CFR § 441.301(c)(4)(iv)</i></p> <p><input checked="" type="checkbox"/> Yes</p>	<p>The setting optimizes, but does not regiment, individual initiative, autonomy, and independence in</p>	<p>Individuals are supported to spend their time with whomever they choose and participating in whichever activities they enjoy.</p>

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<input type="checkbox"/> Partial <input type="checkbox"/> No	making life choices, including but not limited to, daily activities, physical environment, and with whom to interact.	
42 CFR § 441.301(c)(4)(v)  <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No	The setting facilitates individual choice regarding services and supports, and who provides them.	Individuals have the choice of staff who provide his/her services, supports, and personal care.  Individuals have the opportunity to adjust their work or daily activities. Staff support individuals to make a request for additional services or to make changes to their Activity Support plans.
42 CFR § 441.301(c)(4)(vi)(A)  <input type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable	The unit or dwelling is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services, and the individual has, at minimum, the same responsibilities and protections from eviction that tenants have under the landlord-tenant law of the State, county, city or other designated entity. For settings where landlord-tenant laws do not apply, a lease, residency agreement, or other form of written agreement is in place for each HCBS participant providing protections that address eviction processes and appeals comparable to those provided under the jurisdiction's landlord-tenant law.	This is a Day Program setting.
42 CFR § 441.301(c)(4)(vi)(B)  <input type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable	Each individual has privacy in their sleeping or living unit: (1) Units have entrance doors lockable by the individual, with only appropriate staff having keys to doors. (2) Individuals sharing units have a choice of roommates in that setting. (3) Individuals have the freedom to furnish and decorate their sleeping	<b>This is a Day Program setting.</b>

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	or living units within the lease or other agreement.	
<p>42 CFR § 441.301(c)(4)(vi)(C)</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No</p>	Individuals have the freedom and support to control their schedules and activities and have access to food any time.	Individuals in the setting have access to food at all times. The provider stated individuals are able to eat their lunch/snack at any time during the program. Individuals have full access to the kitchen including the stove/oven. Individuals also have the option to eat at restaurants within the community.
<p>42 CFR § 441.301(c)(4)(vi)(D)</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No</p>	Individuals are able to have visitors of their choosing at any time.	Individuals can have visitors at the setting any time of their choosing. The setting completed a remediation plan to update the individual rights policy to include dignity of risk and self-determination when it comes to making choices about their relationships with others. Individuals were educated and informed on their rights to meet with visitors privately as they choose. The setting also trained staff on these practices. Staff were educated on these procedures. All staff will be trained upon hire, and these practices will continue to be discussed at regular staff meetings throughout the year. Documentation of these trainings is included in staff education binders.
<p>42 CFR § 441.301(c)(4)(vi)(E)</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No</p>	The setting is physically accessible to the individual.	The setting was observed to be physically accessible to all individuals receiving services. The setting included grab bars in the bathroom. Should an individual need any assistive devices, the setting would support the individual in providing what was needed.