



**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>	Shady Wood I
<b>Setting Address</b>	
	Tupelo, MS 38801
<b>Original Site Assessment Date</b>	November 26, 2018
<b>Validation Date</b>	June 26, 2020

**Setting Type**

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

**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>
This setting is located a neighborhood surrounded by similar homes. The provider owns one additional home in the immediate area. This setting is a residential home similar in size and style to other residences in the neighborhood. The backyard has a privacy fence with a latched, not locked, gate.

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<b>Summary of Initial Assessment Findings</b>	<b>11-26-2018</b>
<p><b>1E, 1F)</b> There is another Brandi's Hope home one over from the site for people with disabilities.</p> <p><b>1M)</b> Staff could not answer how setting affords opportunities for schedules focusing on needs/desires/individual growth. Indicated that this is done at day program (staff is not regularly assigned to this home).</p> <p><b>2A, 2B, &amp; 2C)</b> Staff person unable to answer questions.</p> <p><b>2F, 2G)</b> People do not have a choice of housemates.</p> <p><b>3E)</b> Medication management is not private, is provided at kitchen table.</p> <p><b>3L, 3M)</b> Not clear if people informed of their rights or grievance/complaint process upon admission and annually.</p> <p><b>4B)</b> No designated area for stimulating activities in the home.</p> <p><b>4E)</b> Site does not provide for alternative meals.</p> <p><b>6A)</b> Staff unsure if everyone has a lease.</p> <p><b>7A)</b> No keys to bedrooms, doors do not lock from the outside.</p> <p><b>8C)</b> People cannot eat wherever they would like (not in bedrooms).</p> <p><b>11C)</b> Unclear if person interviewed must run errands with everyone when he does not want.</p> <p><b>11W)</b> Person did not answer whether his service plan includes things that are important to him.</p> <p><b>12B)</b> Person does not have a key to his bedroom.</p> <p><b>12D)</b> Person did not say whether he must go do activities or run errands when he does not want to.</p> <p><b>12I)</b> Person does not get to keep/control his own money.</p>	

<b>Heightened Scrutiny Compliance Narrative with Provider Input</b>	<b>06-26-2020</b>
<p><b>1E, 1F)</b> The settings are staffed 24 hours per day 365 days per year by staff unique to the specific home. Each home has its own transportation assigned or transportation via natural supports. They do not plan activities for homes jointly including activities in community settings or in the homes themselves.</p> <p><b>1M)</b> The provider has begun since January of 2019, to train on Person-Centered Tools with all staff in blended fashion. The training is twice monthly on Wednesday at shift change. They utilize overtime to motivate staff to train well enough to move from just being Present to Contributing to a true Community Life for the people. A four-hour time-period twice monthly is used. Training is done in the mornings as a group on a topic or tool. Online training is done prior to the group training. Additionally, each staff has a Person-Centered Supervision Meeting with their Supervisor/Coach with focus on the One Page Profile Learning Log. There is a group working lunch with a topic for discussion. The provider has records for the group trainings in MITC staff training files.</p> <p><b>2A, 2B, &amp; 2C)</b> All staff are required to review the Perfect Week at Orientation. The provider stated staff are trained that all documentation must be written from the person's routine schedule. All staff must look at what activities are drawn from the ASP. The provider stated they have placed a Backfill policy in place to draw from up to 6 different staff that work in the same home who will be familiar with the Perfect Week and HRST data base demonstrating the routine of the person supported. The staff is trained every other Wednesday on Rights, Choices and Dignity of all the people living in the homes, this documented in both HRST online and MITC face to face training. The provider stated they have advocated for many people to move to a lesser amount of support in their residential settings and utilized non-disability specific housing.</p> <p><b>2F, 2G)</b> The home supervisor writes Training Notes (in the person's case management notes) and advises individuals they may change their living arrangements upon any communication from them or any circle of support member. The provider stated the setting has all private rooms which lends itself to more privacy. Each quarter, at the Person-Center update meeting communication regarding this and other Rights, Choice and Dignity issues are standing agenda items. This will be in the Meeting Agenda and Notes in the staff's file and in the person's support Case Management file under Quarterly Person-Centered Plan Meeting.</p>	

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**3E)** The provider stated they will utilize the weekly team meetings to train staff on how, when, and where personal care services including medication management will be provided. The provider stated individuals in the setting have private rooms where many personal care services can be provided. The provider stated policies on individuals' rights to privacy have been updated and staff and individuals will be trained on these policies.

**3L, 3M)** The provider stated the house manager reviews individual rights with individuals upon admission and annually thereafter. He explained individuals are also given a copy of the grievance policy during admission. He said this policy is reviewed with the individual during admission and annually thereafter. He said this frequency was added to the training manuals and policies for house managers. He said the policy was discussed in a weekly staff meeting and will be reviewed annually. The provider said the grievance policy and process will be reviewed with individuals on a regular basis including providing a phone number to file a grievance.

**4B)** The provider stated they have a large group activity space in the living room which includes a television and music. The provider stated they also have an outdoor space with seating and a grill. The provider stated staff have been trained to utilize these spaces for stimulating activities in the setting and in the backyard. The provider also noted the backyard is fenced with plenty of room for physical activities. The provider said individuals have private bedrooms which can be utilized for calming activities.

**4E)** The provider stated staff were trained on Supervised Living policies at orientation then on an ongoing basis. The provider said information on individuals' food preferences, likes and dislikes, and any dietary restrictions are included in the individual's person-centered plan. The provider said the weekly staff meetings will include ongoing training on "getting to know" individuals and getting individuals' input on meal and menu plan. The provider stated individuals have access to the set meal or alternatives which are offered at every meal.

**6A)** The provider stated each person in the setting has a rental agreement that is signed by the individual. The provider stated the terms of the agreement include terms for eviction or termination. The provider said policies have been updated to reflect this agreement and it is to be reviewed in full with the individual upon admission and annually thereafter.

**7A, 12B)** The provider stated individuals are given the option to have a key to their bedroom door during admission. He stated even if an individual waives their right to a locking bedroom door and key, they have the right to request a key locked bedroom door at any time. He said this gives individuals a way to secure their valuables. He said individuals were trained on how to utilize the locks. He said key locks were added to all bedroom doors and information on this right was added to the admission agreement.

**8C)** The provider stated staff will be reminded during the weekly management meeting of individuals' right to eat privately, not at the table with the group, including in their bedroom or backyard. The provider stated individuals are advised of their right to eat privately.

**11C, 12D)** The provider stated staff are trained to get to know individuals by reviewing their person-centered plan and getting to know their individual wants, needs, preferences, and goals. The provider stated staff members meet monthly with management regarding the individuals they serve. The provider stated they now staff to accommodate an individual's request to remain home or opt out of an activity or errand in the community.

**11W)** The individual did not answer this question. The provider stated staff are trained to get to know individuals and to encourage individuals to voice their opinions on their life, plan, and services. He said the person-centered plans are focusing on the individuals' needs and wants and will continue to focus on basing the plans around the individual.

**12I)** The provider said staff has been trained to make sure individuals have access to their money upon request. The provider said information regarding the individual's access to money and how to request money or control money is conveyed to individuals during their annual meeting. The provider stated staff will continue to be trained on this policy and the individual's right to have their money.

Evidence submitted to DMH for review: Staff Training, choice and control instructions, transportation; rights form; lease agreement; SL P&P

**Compliance Summary**

<b>Compliant?</b>	<b>Federal Requirement</b>	<b>Summary of Evidence of Compliance</b>
<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 checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No <input 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.	
42 CFR § 441.301(c)(4)(vi)(B)  <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Partial <input type="checkbox"/> No <input 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	

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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 right's 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.