The Home and Community-Based Services (HCBS) rules ensure that people with disabilities have full access to, and enjoy the benefits of, community living through long-term services and supports in the most integrated settings of their choosing. In order to assist in determining eligibility for compliance funding, providers must complete this evaluation. Both "Yes" and "No" answers require an explanation. A "No" response *could* mean a service setting is out of compliance with the HCBS rules and is potentially eligible for funding to make necessary adjustments. Once this evaluation is completed, it should act as a guide for filling out the provider compliance funding concept, which is required for any provider to be eligible for compliance funding and does not take the place of future provider assessments that the Department may require to determine provider compliance with the HCBS settings rules. Only providers requesting compliance funding need to complete this evaluation.

Federal Requirements #1-5 apply to providers of all services, including residential and nonresidential settings. Federal Requirements #6-10 are additional requirements that apply only to provider-owned or controlled residential settings.

The column labeled "Guidance" contains a series of questions intended to help identify compliance or non-compliance with each requirement as it relates to the HCBS rules. While responses to these questions can help in the determination of whether or not a particular requirement is met, these responses may not be the sole factor in this determination.

More information on the HCBS rules and this form can be found at <u>https://www.dds.ca.gov/initiatives/cms-hcbs-regulations/</u>.

Questions may be directed to <u>HCBSregs@dds.ca.gov</u>.

Date(s) of Evaluation: 02/05/2021	Completed by: Jamie Rivera-Vallestero	
Vendor Name, Address, Contact: 645 Giguere Court, San Jose, CA 95133		
Vendor Number: HS0848		
Service Type and Code: ADP – 510 & 880		

Federal Requirement #1: 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.	 <u>Guidance:</u> Do individuals receive services in the community based on their needs, preferences and abilities? Does the individual participate in outings and activities in the community as part of his or her plan for services? If an individual wants to seek paid employment, does the home staff refer the individual to the appropriate community agency/resource? Do individuals have the option to control their personal resources, as appropriate?
Does the service and/or program meet this Please explain: When there was no shelter in services based on their needs, preferences at into the community and participate in outings. due to COVID -19. We are doing the best that pandemic. With virtual day programing via zoo outings to various places Currently we have employment. Prior to the pandemic, none of The individuals had their option to control their	place, individuals were able to receive nd abilities. Individuals were able to go out It has been harder now that we are in SIP t we can do given the situation of the om we have tried our best to provide virtual e not been able to give the opportunity to paid the individuals were seeking employment. –
Federal Requirement #2: 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.	 <u>Guidance:</u> Does the provider have a current regional center Individual Program Plan (IPP) on file for all individuals? Does each individual's IPP document the different setting options that were considered prior to selecting this setting?
Does the service and/or program meet this requirement? I Yes I No Please explain: The individuals do have IPP's. – The individuals have documentation of the Alternative Service Plan and the options that were given. Unfortunately, due to pandemic face—to-face programming is not available. During the meetings, the individuals were able to choose how they want their programming and the Alternative Service Plan IPP was then created from the meeting that was held.	
Federal Requirement #3: Ensures an individual's rights of privacy, dignity and respect, and freedom from coercion and restraint.	 <u>Guidance:</u> Does the provider inform individuals, in a manner they can understand, of their rights to privacy, dignity, respect, and

	 Does the provider communicate, both verbally and in writing, in a manner that ensures privacy and confidentiality? Do staff communicate with individuals based on their needs and preferences, including alternative methods of communication where needed (e.g., assistive technology, Braille, large font print, sign language, participants' language, etc.)?
Does the service and/or program meet this Please explain: -The individuals are given dig individuals are able to exercise their rights of coercion and restraint. – Green Oak commun telephone, email, written notes where privacy communicates with individuals based on their at Green Oak uses: iPad, phone, pec system tape/assistive device, braille books and their Tagalog / Spanish	s requirement? ⊠ Yes □ No Inity and respect with Green Oak. The privacy, dignity and respect and are free from icates with the individuals / home staff via and confidentiality are observed. – Staff preference & style. A few of the individuals . A few of the individuals use books on
Federal Requirement #4: Optimizes but does not regiment individual initiative, autonomy, and independence in making life choices, including, but not limited to, daily activities, physical environment, and with whom to interact.	 <u>Guidance:</u> Does the provider offer daily activities that are based on the individual's needs and preferences? Does the provider structure their support so that the individual is able to interact with individuals they choose to interact with, both at home and in community settings? Does the provider structure their support so that the individual is able to participate in activities that interest them and correspond with their IPP goals?
	ere offered activities daily based on their ble to interact with individuals at the program interact within the community via various upport during face-to-face day programming lividual was working on. Due to the pandemic, support and activities in various was with the that are being offered to the individuals are

the following: - Zoom Social Time (Wednesday's), Alternative Virtual Services M-F, Facetime / Telephone Calls according to their desired time and way of communicating / Drop off of activities and supplies.

Federal Requirement #5:	Guidance:
	Does the provider support individuals in
	choosing which staff provide their care

Facilitates individual choice regarding services and supports, and who provides them.	 to the extent that alternative staff are available? Do individuals have opportunities to modify their services and/or voice their concerns outside of the scheduled review of services?
Does the service and/or program meet this Please explain: Prior to the SIP individuals we needs and preferences. They were always ab and are able to go out into the community to i outings and activities. The structure of their su supported their IPP and the goals that the ind Green Oak has been able to continue to give help of the care home. Some of the activities the following: - Zoom Social Time (Wednesda Facetime / Telephone Calls according to their Drop off of activities and supplies. – Individua and are given opportunities to modify their set	ere offered activities daily based on their ole to interact with individuals at the program interact within the community via various upport during face-to-face day programming ividual was working on. Due to the pandemic, support and activities in various was with the that are being offered to the individuals are by's), Alternative Virtual Services M-F, desired time and way of communicating / als are able to request who they work with
Federal Requirement #6: 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 a 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 in which landlord/tenant laws do not apply, the State must ensure that a lease, residency agreement or other form of written agreement will be in place for each participant and that the document provides protections that address eviction processes and appeals comparable to those provided under the jurisdiction's landlord/tenant law.	 <u>Guidance:</u> As applicable, does each individual have a lease, residency agreement, admission agreement, or other form of written residency agreement? Are individuals informed about how to relocate and request new housing?
Does the service and/or program meet this Please explain: Each individual has an admise day program, Title 17 and Title 22 regulations discontinue program if the individual chooses.	sion agreement on file. Due to this being a are adhered to and are able to change or

Federal Requirement #7:	<u>Guidance:</u>
Each individual has privacy in his/her sleeping or living unit:	 Do individuals have a choice regarding roommates or private
. Units have entrance doors lockable by the individual, with only appropriate staff	accommodations?Do individuals have the option of
having keys to doors as needed.	furnishing and decorating their sleeping

 Individuals sharing units have a choice of roommates in that setting. Individuals have the freedom to furnish and decorate their sleeping or living units within the lease or other agreement. Does the service and/or program meet this Please explain: NA – Individuals do have thei chooses. 	or living units with their own personal items, in a manner that is based on their preferences? • Do individuals have the ability to lock their bedroom doors when they choose? • requirement? □ Yes ⊠ No r own lockers and can put a lock for privacy if
Federal Requirement #8: Individuals have the freedom and support to control their own schedules and activities and have access to food at any time.	 <u>Guidance:</u> Do individuals have access to food at any time? Does the home allow individuals to set their own daily schedules? Do individuals have full access to typical facilities in a home such as a kitchen, dining area, laundry, and comfortable seating in shared areas?
Does the service and/or program meet this Please explain: Individuals at Green Oak are they have brought for the day. There is a sna access to their food. The individuals are able and personalize the schedule to suit their nee access to laundry and kitchen as there is non <u>Federal Requirement #9:</u> Individuals are able to have visitors of their choosing at any time.	able to inform the staff to eat their food that ack and lunch schedule but can always have to make adjustments to the main schedule eds. Since this is not a home there is no e at the facility. <u>Guidance:</u> • Are visitors welcome to visit the home at any time?
	 Can individuals go with visitors outside the home, such as for a meal or shopping, or for a longer visit outside the home, such as for holidays or weekends?
Does the service and/or program meet this Please explain: Individuals at Green Oak are Currently there is no participants to meet this	able to receive visitors prior to COVID-19.
Federal Requirement #10: The setting is physically accessible to the individual.	 <u>Guidance:</u> Do individuals have the freedom to move about inside and outside the home or are they primarily restricted to one room or area? Are grab bars, seats in bathrooms, ramps for wheelchairs, etc., available so that individuals who need those supports can move about the setting as they choose?

to every individual?
quirement? ⊠ Yes □ No

Please explain: Individuals prior to COVID – 19 have the freedom to move about the facility. – There are grab bars, ramps and other support materials to assist the person if they need assistance and all appliances and furniture are accessible to every individual.

CONTACT INFORMATION

Contact Name:	Jamie Rivera-Vallestero
Contact Phone Number:	510 676-4569 408 254-8871
Email Address:	GreenOakJamie@gmail.com

ACKNOWLEDGEMENT

By checking the box below, I acknowledge that completion of this evaluation is for the sole purpose of applying for compliance funding and does not take the place of future provider assessments that the Department may require to determine provider compliance with the HCBS settings rules.

⊠ I AGREE

Regional center vendors may receive funding to make changes to service settings and/or programs to help them come into compliance with the HCBS rules. To be considered for funding, vendors must complete and submit this form and the provider compliance evaluation form as one packet to the regional center with which it has primary vendorization.

Instructions:

- The concept form on the next page must be used, may not exceed four pages plus the budget worksheet and any cost backup, and must be kept in Arial 12-point font. Submit the form in Microsoft Word or PDF format. An extra half page is permitted to answer questions about prior funding.
- Using a form from previous years will negatively impact a concept score, so please ensure the current FY 20-21 form is used.
- For providers that operate programs with several vendor numbers involved in one concept, one evaluation and concept form should be submitted and should list all vendor numbers for related/included programs. If multiple programs owned by the same parent company have different compliance evaluations or concepts, additional applications can be submitted but should be attached in the same document as the other owned programs so they can be reviewed together.
- The results of the evaluation should be clearly laid out in the section referring to identification of federal requirements that are currently out of compliance, which the concept will address.
- The concept form includes detailed information that describes the funding requests and supports how the requests will assist the provider to come into compliance.
- There should be a clear link between what is being requested and the federal requirement currently out of compliance.
- Concepts should demonstrate how the requested change in service delivery will impact individuals in offering more choices and opportunities.

Strengths of previously funded concepts:

- Identified the need as well as proposed a plan to provide outreach and information regarding the HCBS rules to individuals served and members of their support teams.
- Discussed the need for additional funds to effectively support individuals served on a more individualized basis in overcoming barriers to community integration and employment, as appropriate.
- Prioritized the preferences of individuals served and utilized their feedback in the development of the concept.
- Implemented a sustainable plan for person-centered planning/thinking and training regarding the HCBS rules.
- Enabled residents to age in place and exercise more choice and independence.

More information on the HCBS rules and this form can be found at <u>https://www.dds.ca.gov/initiatives/cms-hcbs-regulations/</u>.

Vendor name	Green Oak Developmental Center III
Vendor number(s)	HS0848
Primary regional center	San Andreas Regional Center
Service type(s)	Adult Day Program
Service code(s)	510 & 880
Number of consumers typically and currently served	65
Typical and current staff- to-consumer ratio	1 staff for every 4 individuals
consists of during regular pro	cription of the service/setting. Include what a typical day ogram as well as how services are currently being provided. he baseline/current levels for any aspects of the program for funding.
able to do a variety of activ the community. During pro- had social time with one and there was limitations due to had their specific groups and activities and work with var the day. During the day the activities but not limited to skills. With the funding we desires right away and als choice. Staff will understar know will bring a joyful exp snacks and lunch. At the e work / socialize of their cho Project Narrative Description are typically provided and he what has been learned in the forward. Funding awarded the	n: While filling out this section, reflect on how services ow that might have changed in the past year. Think about e past year and how that might shape services going hrough this concept can span the course of up to two le to shape services to be more person-centered and align
2. Please provide a brief sum funding, including justification	nmary narrative of the concept for which you are requesting n for the funding.
important for Green Oak to p individual. With this pandemi	il of the grant funding to comply with the HCBS final rule. It is rogressively provide a program which is geared to each c we are seeking assistance for both face to face and distant the individuals to have more access and choices during
	al requirements this concept addresses that are currently out or a subset of those identified as out of compliance on the
1_X_2_3_4_X_	_ 5_X_ 6 7 8 9 10_X

4. For each HCBS out-of-compliance federal requirement that is being addressed by this concept, describe the barriers to compliance and why this concept is necessary. If this information is in the evaluation section, please copy it here.

1. **Community Access/Vehicles:** Individuals are not always able to go out based on their choice due to the number of vehicles. This also limits the opportunities for Green Oak to support employment training, have opportunities for individuals to have opportunities to access their personal resources and receive recreational and leisure choice opportunities.

4. **Resources:** Individuals don't always have access to find other resources for their needs. This is limited because there are not enough computers, tablets, headsets available for the individuals to go around. The individuals would also need assistive devices that makes it easier for them to access information (push button, software).

5.**Staffing:** Individuals aren't always able to choose the staff of their choice but with a Person-Centered Specialist they are able to help match the individual with a staff who they would work best with. With a Person-Centered Specialist person centered descriptions would help in gearing their programming based on who they are. This position will also provide additional direction for the facility to ensure person centered supports are being continuously offered.

10. **Physical Plant Devices:** Individuals would benefit from adaptive equipment such as adaptive chairs, tables, incontinent table (for individuals who need to lay down when redressing). Currently some of the current equipment is not suitable for individuals and their wheelchair or ergonomically sound.

5. For each out-of-compliance federal requirement that is addressed in this concept, please explain how the concept will bring the vendor into compliance by March 2023.

1. **Community Access/Vehicle Purchases:** Individuals are not always able to go out based on their choice due to the number of vehicles. This also limits the opportunities for Green Oak to support employment training, have opportunities for individuals to have opportunities to access their personal resources and receive recreational and leisure choice opportunities.

If Green Oak was able to have additional vehicles, individuals would have additional opportunities and access to the community to support their choice activity including personal resources, supportive employment and training and recreational and leisure opportunities.

4. **Resources/Electronics:** Individuals don't always have access to find other resources for their needs. This is limited because there are not enough computers, tablets, headsets available for the individuals to go around. The individuals would also need assistive devices that makes it easier for them to access information (push button, software).

With additional electronic devices, individuals would have the opportunity to find resources of their choosing. These devices are also helpful when they are doing training for their employment opportunities. High speed internet would also be helpful. Computer equipment for our Person-Centered Specialist can help in developing plans including a printer.

5. **Staffing/Training:** Individuals aren't always able to choose the staff of their choice but with a Person-Centered Specialist they are able to help match the individual with a staff who they would work best with.

With a Person-Centered Specialist person centered description would help in gearing their programming based on who they are. This position will also provide additional direction for

the facility to ensure person centered supports are being continuously offered. This position will also be able to ensure there is additional support when an individual has additional choices that can't always be met due to staffing. This position can step in to support the individual's choice. This position will also assist in finding employment support and coordination.

Staff training is also an area that would be helpful to continue moving towards the direction of person-centered support.

10. **Physical Plant Equipment:** Individuals would benefit from adaptive equipment such as adaptive chairs, tables, incontinent table (for individuals who need to lay down when redressing).

Tables, chairs, incontinent tables will help the individuals in fully using the program. Clear dividers will also allow individuals an opportunity to cohort together with privacy.

6. What are the proposed outcomes and objectives of the concept, and what are the methods of achieving and tracking them?

The outcomes and objectives are to be able to provide programming that allows individuals the opportunity to have a facility programming that is geared towards their choice and supports their preferences. Methods to achieve this would include person centered descriptions and updates and using skills for Green Oak staff that will offer their supports specific to each person. Individual's would have an opportunity to access the community and have an opportunity to have supportive employment options. They will be able to come to programming comfortably and use electronic devices that can help to support their life choices including finding employment online, creating resumes, applying, make their own purchases.

7. Please describe how and/or what was done to include input from the individuals served in developing this concept? Discuss not only the development of the concept, but also what steps were taken to identify the interests and desires of the individuals and who was involved in that process.

During program council meetings, individuals were asked what they felt could help them in supporting their choices while at program.

8. Please describe how the concept you propose will enable you to provide more personcentered services to your clients.

With the concepts we have proposed this allows us to support the individuals within all the aspects of their life including social, employment and personal support.

9. Please address your plan for maintaining the benefits, value, and success of your project at the conclusion of 2020-21 HCBS Funding.

Green Oak's plan will be self-driven by a facility that fully understands the concepts of person-centered planning including with the staff. With the Person-Centered Specialist position, the culture of our facility will naturally provide person centered driven programming. The supports from this grant will fully allow us to be able to offer those opportunities and support those action driven supports of their choice.

10. Write a brief narrative below explaining each major cost category and timeline. Complete the budget template at the end of the concept sheet. An excel version with formulas is available. When applicable, budgets should include personnel/benefits, operating costs such as consultants or training, administrative expenses/indirect costs, and

capital costs (assets lasting more than 2 years). If project spans 2 years or occurs in phases, budget should be separated by phase/year.

Administrative costs, if any, must comply with DDS' vendor requirements, including a cap of 15% of the sum of personnel/benefits, consulting, and operating costs (must exclude capital costs). This information can be found at this <u>link</u>.

Within the two years, Green Oak will maintain a Person-Centered Specialist. This individual will work with staff and participants in their day to day needs to ensure their choices are being respected and followed through. 1-2 vehicles would be purchased to allow the individual to access the resource around the community along with their staff at the program. Within the program, the participants can use computers, tablets to find the resources, employment or research things that can be helpful for them and provide direction to their personal life choices. They will be comfortable using tables and chairs that supports them in a social, productive environment.

11. Please address sustainability of funding sources for all programs or concepts requiring any funding past the timeframe of the requested funding, especially those that involve staff or other long-term costs. Please mark "not applicable" if costs will all be incurred during the program timeframe; up to two years.

A budget will be made for the Person-Centered Specialist when the funding is no longer available.

	HCBS Funding NoX_ Yes. If Yes, FY(s) _2019-2020
12. Have you or the organization you work with been a past recipient of DDS funding? If yes, what fiscal year(s)?	Disparity Funding No Yes. If Yes, FY(s) CPP Funding No Yes. If Yes, FY(s) CRDP Funding No Yes. If Yes, FY(s)

If yes to any question be sure to answer questions 13 and 14.

For providers who have received prior HCBS, Disparity, CPP or CRDP Funding from DDS

13. If your organization has received prior funding from any of the above sources, please provide an update on the prior funding project. You may copy and paste from progress update(s) previously provided to regional centers or DDS.

Green Oak has had previous funding but since then and due to the pandemic, we weren't able to complete all our person centered descriptions and training.

14. If your organization received prior funding, please explain how the current funding request is not redundant with any prior funding received and/or builds on the prior funding but was not part of the original funding.

The funds for our person-centered specialist position requires a lot more time especially as we hope for being more in person.

HCBS CONCEPT BUDGET	
Vendor Name	Green Oak Developmental Center
Vendor Number(s)	

	Year 1 Budget				Year 2 Budget				Total
	Wage and								
	Benefits	FTE		Annual Cost	FTE		Annual Cost		Cost
Personnel (wage + benefits)	Denents			Annual Cost			Annual Cost		031
Person Centered Specialist	20		\$	44,000	[\$	44,000	\$	88,000
Person Centered Training	17		\$	4,000		\$	4,000	\$	8,000
	1/		\$	-		\$	-	\$	-
			\$	-	-	\$	-	\$	_
			\$	-		\$	-	\$	-
			\$	-		\$	-	\$	-
			\$	-		\$	-	\$	-
			\$	-		\$	-	\$	-
			\$	-		\$	-	\$	-
Personnel Subtotal			\$	48,000		\$	48,000	\$	96,000
Operating expenses									
Vehicles			\$	60,000				\$	60,000
Supplies/Facility Equipment			\$	50,000				\$	50,000
Electronics and Networking			\$	30,000				\$	30,000
								\$	-
								\$	-
								\$	-
								\$	-
								\$	-
								\$	-
								\$	-
Operating Subtotal			\$	140,000		\$	-	\$	140,000
Administrative Expenses									
Person Centered Computer, Printer, Scanner	4		\$	2,500				\$	2,500
	4							\$	-
	-							\$	-
	-							\$	-
	-							\$	-
	-							\$	-
								\$	-
Administrative Culture	J		ć	2 500		ć		\$	
Administrative Subtotal	_		\$	2,500		\$	-	\$	2,500
Capital expenses								L C	
								\$ \$	-
									-
								\$ \$	-
								\$ \$	-
								\$ \$	-
								ې \$	
								\$ \$	-
								ې \$	
Capital Subtotal	J		\$			\$		ې \$	-
Total Concept Cost			\$	- 190,500		\$	48,000	\$ \$	238,500
			Ŷ	130,300		Ŷ	40,000	Ŷ	230,300

See Attachment F for budget details and restrictions