



Governor

Alabama Medicaid Agency

501 Dexter Avenue
P.O. Box 5624
Montgomery, Alabama 36103-5624
www.medicaid.alabama.gov
e-mail: almedicaid@medicaid.alabama.gov

Telecommunication for the Deaf: 1-800-253-0799

334-242-5000 1-800-362-1504



STEPHANIE MCGEE AZAR

Commissioner

Date: May 8, 2025

Public Comment Notice

Pursuant to the requirements of the Home and Community-Based Services (HCBS) Settings Rule regulations (CMS 2249-F/2296-F) issued by the Centers for Medicare and Medicaid Services (CMS) on March 17, 2014, the Alabama Medicaid Agency (Medicaid) is issuing this request for public review and comment on settings identified as requiring heightened scrutiny for Settings Rule compliance. HCBS waiver programs are offered as alternatives to nursing homes and intermediate care facilities; therefore, the Settings Rule requires HCBS to be provided in non-institutional settings. In brief, this public comment opportunity focuses on the Settings Rule requirements that HCBS services be delivered in non-institutional settings and addresses Medicaid's examination process of settings with characteristics presumed to be institutional in nature but, after additional review, have overcome this presumption.

The Alabama Department of Mental Health/Developmental Disabilities Division (ADMH/DDD), in collaboration with Medicaid, has worked to identify settings potentially at risk of not complying with the Home and Community-Based Services (HCBS) Settings Rule. They reviewed and updated certification procedures and conducted assessments to ensure compliance with federal regulations. ADMH/DDD and Medicaid implemented a plan to ensure that settings adhere to the following requirements:

- Settings must support full access to the community, including opportunities for employment, community life, and personal resource control.
- Individuals must be able to choose their settings, including options for private units in residential settings.
- Settings must ensure privacy, dignity, respect, and freedom from coercion and restraint.
- Settings should optimize individual initiative, autonomy, and independence in making life choices.
- Individuals must have the freedom to choose their services and providers.
- In provider-owned or controlled residential settings, additional conditions must be met, such as having legally enforceable agreements, privacy in living units, freedom to furnish and decorate, control over schedules and activities, access to food, and the ability to have visitors at any time. Settings must also be physically accessible.

Medicaid welcomes public comments on the State's efforts to comply with the heightened scrutiny requirements of the HCBS Settings Rule. The public is invited to review the posted Heightened Scrutiny summaries and submit written comments beginning May 9, 2025. This comment period will conclude at 11:59 p.m. CST on June 9, 2025. Comments can be emailed to PublicComment@medicaid.alabama.gov or mailed to the provided address. Comments should include the Setting Name and Provider Name.

Alabama Medicaid Agency
ATTN: LTC Healthcare Reform Division, Specialized Waiver Unit
P.O. Box 5624
Montgomery, Alabama 36103-5624

Upon request, a hard copy of this public comment notice and evidentiary package can be made available for public review at Medicaid's Central Office and each District Office location. Please note that public comments submitted in response to this notice are considered public documents. Submitted public comments and Alabama's Statewide Transition Plan (STP) materials will be available for public review on the Alabama Medicaid website: [Alabama Statewide Transition Plan](#).

Overview of this request for public comment

This Report serves as an update to the original Alabama Statewide Transition Plan (STP), approved on February 21, 2017. Medicaid, in collaboration with ADMH/DDD, is seeking public comment as part of its approved STP for coming into compliance with the HCBS Settings Rule. The Settings Rule describes institutional settings that cannot be considered home and community-based as well as settings that are presumed to have institutional qualities and therefore do not meet the requirements for Medicaid home and community-based settings. These include:

- Settings in a publicly or privately operated facility that provides inpatient institutional treatment (Prong I).
- Settings in a building on the grounds of, or adjacent to, a public institution (Prong II).
- Settings with the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS (Prong III).

While Medicaid did not identify any Prong I or Prong II settings during its review and validation activities, it submitted a list of Prong III settings on September 30, 2021. These settings were believed to be remediable before the regulatory transition date of March 17, 2023. For settings presumed to have institutional qualities, Medicaid will submit evidence to CMS demonstrating that these settings do not have institutional qualities but instead have the characteristics of home and community-based settings. CMS then examines this evidence to determine if the setting meets the home and community-based requirements, a process known as "Heightened Scrutiny."

Pursuant to CMS guidance issued on March 22, 2019, and July 14, 2020, regarding the requirements and processes for heightened scrutiny, Medicaid is making available for public comment the findings of its review of settings initially determined to be institutional in nature but later found compliant due to remediation activities and evidence. This public comment request addresses Medicaid's identification of settings presumed to be institutional but, after additional review, have overcome this presumption.

The attached evidentiary packet includes the list and summaries of residential and non-residential settings that Medicaid determined to be compliant with the HCBS Settings Rule, demonstrating no institutional or isolating qualities. These packets contain the evidence collected from each setting, supporting the determination of compliance. Medicaid is presenting this evidence to the public for review and comment, seeking additional information to further supplement or dispute the information collected and evaluated by Medicaid in making its determination. This information will be compiled with Medicaid's assessment and remediation efforts and used to support the conclusion that these settings no longer isolate individuals receiving HCBS services or used to develop a remediation plan.

Home and Community-Based Services (HCBS) Settings Rule Heightened Scrutiny Review Evidentiary Package

Table of Contents

*Below is a list of residential and non-residential settings initially presumed to be institutional in nature (Prong III) but have since overcome the presumption of isolating individuals receiving HCBS and been determined compliant due to remediation activities.

Region 1:

Setting Name	Provider Name	Page Number
ECS	Arc of Madison County	3
CDD-NCA	CDD-NCA, Decatur Day	7
Hope Haven	ARC of Shoals	11
Opportunity Center	ARC of Madison County	16
Birdie Thorton Center	Arc of Madison County	20

Setting Information

Provider Name:	Arc of Madison County		
Setting Name:	ECS		
Setting Address:	R1-213		
Number of Individuals Served at this Location Regardless of Funding:	62	Number of Individuals Utilizing Medicaid Served at this Location:	62
HCBS Provider Setting Type:			
<input type="checkbox"/> Day Habilitation <input checked="" type="checkbox"/> Other- Community without Walls <input type="checkbox"/> Residential Setting			
Onsite Visit Conducted Date:	03/24/2025		
Description of Setting:			
<p>The setting is one hundred percent community based and individuals who participate in the program do not report to a facility or building. Each day for five hours a day they travel to an agreed upon location in the community to participate in community life. Provider staff meet the individuals in the agreed upon location to provide supports. The monitor observed documentation of certification of the provider valid February 29, 2024, through December 30, 2025.</p>			

Current Standing of Setting:

- Currently Compliant: The setting has overcome the qualities identified above.
- Approved Remediation Plan: The setting has an approved remediation plan demonstrating how it will come into compliance. The approved timeline for compliance is: [x]

Evidence the Setting is Fully Compliant or Will Be Fully Compliant

The setting optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices 42 CFR 441.301(c)(4)(iii) and 42 CFR 441.301(c)(4)(iv) and 42 CFR 441.301(c)(4)(vi)(A) – (E). This includes:

- **The setting ensures an individual’s rights of privacy, dignity, respect, and freedom from coercion and restraint;**
- **The setting ensures the individual has freedom and support to control his / her own schedule and activities;**
- **Individuals are able to have visitors of their choosing at any time;**
- **Individuals have access to food at any time;**
- **The living unit is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services;**
- **Each individual has privacy in their sleeping or living unit;**
- **Individual living units have entrance doors lockable by the individual, with only appropriate staffing having keys to doors;**
- **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;**
- **The setting is physically accessible to the individual;**
- **The setting demonstrated meaningful operational distinction between the institution and the community-based setting; and**
- **There is a distinction between staff for the HCBS setting and the institutional setting.**

Compliance: Met Remediation Plan demonstrating will be compliant

Summary of Evidence of Compliance: *Individual’s Rights:* This is 100% community experience. The monitor was able to meet individuals in a private space. The interviewed individual stated they could have privacy when they wanted it and felt the staff listened and respected them. The interviewed individual stated they knew their rights and would report any issues to setting management if someone was treating them wrong. The staff stated the individuals have a right to privacy. The monitor observed the staff speak to the interviewed individual in a calm manner.

Schedule and Activities Choice: The monitor observed the interviewed individual selects where they want to go in the community.

Visitor Access: The interviewed individual has their own cellphone. They have privacy when making phone calls. They are able to have visitors. Any visitors would need to reach out to provider management to know the locations of the individuals as it changes on a daily basis.

Food Access: The individuals bring their own food. It is stored in their own personal lunchbox. The individual has control over the choice of food, they are able to make purchases. There are no specified mealtimes.

	<i>Living Unit Lease:</i> Not applicable for this setting
	<i>Sleep Privacy:</i> Not applicable for this setting
	<i>Living Unit Locks:</i> Not applicable for this setting
	<i>Roommate Choice:</i> Not applicable for this setting
	<i>Furnish & Decorate:</i> Not applicable for this setting
	<i>Accessible Living Space:</i> This service is provided one hundred percent out in the community.
	<i>Community-Based Setting Distinction:</i> The monitor noted the setting allows individuals to have freedom of movement and does not restrict or control their choices.
	<i>Staff Distinction:</i> The staff were observed to wear street clothes.

The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS 42 CFR 441.304(c)(4)(i). This includes:

- **Individuals, to the extent they desire, have opportunities to participate in community life activities outside of the setting;**
- **The setting supports access to the community activities through its own transportation or coordination of transportation options;**
- **Individuals, if they choose, have opportunities to seek employment and work in competitive integrated employment settings; and**
- **Individuals are able to control their personal resources, including their own money.**

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<i>Community:</i> The monitor observed the individuals had various choices, including volunteering, working or going anywhere in the community. The individuals choose their own schedule. The interviewed individual stated they chose their activities noting they liked volunteering, working, and going to the gym. They decide when they want to go on outings and with the people they choose to go with. The interviewed individual stated they can change their mind about activities if they want. Recent activities documented included trips to the zoo, Redstone Credit Union, Christmas Charity, Optimum gym, and Roman's.
	<i>Transportation:</i> There was an observed brochure in the setting with information on transportation options including MARS, Tram, Orbit, shuttle bus, and Ride United.
	<i>Employment:</i> The interviewed individual participates in Community Experience services and they work with the Arc of Madison County employment small group at Mitchell Plastics through small group employment. The individual stated they liked their current job.
	<i>Personal Resources:</i> The individuals were observed to have control over their personal resources carrying their cash and debit card on their person in a wallet. They make purchases as they choose and enjoy shopping at Bath and Body works, Walmart, and Roman's.

The setting is selected by the individual from among setting options, including non-disability specific settings 42 CFR 441.301(c)(4)(ii) and 42 CFR 441.301(c)(4)(v). This includes:

- The setting options are identified and documented in the person-centered plan (PCP) and are based on the individual’s needs, preferences, and resources available for room and board;
- The setting facilitates choice regarding services and supports and who provides them; and
- Individuals have a choice in selecting their service providers and are not reliant on services from the institution to the exclusion of other community-based options.

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<i>Person-Centered Plan (PCP) Setting Options:</i> Upon review of a PCP, the monitored noted documentation the individual and their responsible relative are made aware of all of the services and supports that they are eligible to receive which include the following: residential habilitation, personal care (provider or self-directed), community experience, day habilitation, community day habilitation, or benefits services. Community Experience: Arc of Madison County Day Habilitation/Community Day: M&M Day Program and Next Step Farms.
	<i>Services and Supports Choice:</i> The PCP documentation state that the individual and their responsible relative are made aware of all of the services and supports that they are eligible to receive which include the following: residential habilitation, personal care (provider or self-directed), community experience, day habilitation, community day habilitation, or benefits services.
	<i>Service Provider Choice:</i> The PCP documentation notes the individual chose to participate in employment supports, benefits and career counseling, benefits reporting, and community experience through the Arc of Madison County.

Overall, the setting complies with the Home and Community-Based Setting Regulation requirements.

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	This setting complies with HCBS Setting Rule requirements based on observations of the monitor, interviews with an individual, staff, and review of documentation as of the date of this report.

Input from Individuals Utilizing the Service and Paid Staff of the Setting

Role	Number of people interviewed	Summary of Interview Feedback
Individuals	1	The monitor received consent from the interviewed individual for staff to participate in the interview.
Staff	1	

Ongoing Remediation Activities (as applicable) Current Standing: <input checked="" type="checkbox"/> Currently Compliant <input type="checkbox"/> Approved Remediation Plan	
Individuals Served Summary:	
Staff Summary:	

Setting Information

Provider Name:	CDD-NCA, Decatur Day		
Setting Name:	CDD-NCA		
Setting Address:	R1-216		
Number of Individuals Served at this Location Regardless of Funding:	59	Number of Individuals Utilizing Medicaid Served at this Location:	59
HCBS Provider Setting Type:			
<input type="checkbox"/> Day Habilitation <input checked="" type="checkbox"/> Other- Community without Walls <input type="checkbox"/> Residential Setting			
Onsite Visit Conducted Date:	3/19/2025		
Description of Setting:			
The setting is one hundred percent located in the community. There is no facility or building for individuals. Each day individuals meet in a pre-determined location in the community with provider staff to participate in community engagement activities.			
Current Standing of Setting:			
<input checked="" type="checkbox"/> Currently Compliant: The setting has overcome the qualities identified above. <input type="checkbox"/> Approved Remediation Plan: The setting has an approved remediation plan demonstrating how it will come into compliance. The approved timeline for compliance is: [x]			

Evidence the Setting is Fully Compliant or Will Be Fully Compliant

<p>The setting optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices 42 CFR 441.301(c)(4)(iii) and 42 CFR 441.301(c)(4)(iv) and 42 CFR 441.301(c)(4)(vi)(A) – (E). This includes:</p> <ul style="list-style-type: none"> • The setting ensures an individual’s rights of privacy, dignity, respect, and freedom from coercion and restraint; • The setting ensures the individual has freedom and support to control his / her own schedule and activities; • Individuals are able to have visitors of their choosing at any time; • Individuals have access to food at any time;
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	<ul style="list-style-type: none"> • The living unit is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services; • Each individual has privacy in their sleeping or living unit; • Individual living units have entrance doors lockable by the individual, with only appropriate staffing having keys to doors; • 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; • The setting is physically accessible to the individual; • The setting demonstrated meaningful operational distinction between the institution and the community-based setting; and • There is a distinction between staff for the HCBS setting and the institutional setting.
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p><i>Individual's Rights:</i> Staff reported that they communicate with the individual in a respectful manner and use soft calm tones. Staff reported that the individual feels respected by staff and is safe and comfortable. Staff stated that they do not feel threatened or forced to do anything. Staff stated that the individual's likes, dislikes, and preferences are always respected and a priority. The monitor did not observe signs of coercion or restraint during the monitor's visit. The monitor observed staff to be knowledgeable of individuals' rights. Staff complete training on HCBS requirements. Individuals are trained in individuals' rights monthly. The monitor observed individuals to know how and where to file a complaint</p> <p><i>Schedule and Activities Choice:</i> The individuals inform the staff daily where they want to go. They also choose the group they go into the community with. The individuals have control over their schedules. The individuals store their lunches in a cooler that is in the provider vehicles. The individuals eat out in the community, at different locations. Staff reported that the individuals can choose the activities that they participate in and the people they want to spend time with. Individuals were not observed to follow a set schedule at the setting. Staff stated that the individual can go on community outings as often as they would like. Community outings include the movie theater, bowling, sports events, parks, local museums, Walmart, Chuckie Cheese, Aquadome, and Five Below. Staff also noted that the individual would notify staff if he changed his mind about doing something.</p> <p><i>Visitor Access:</i> The individuals can have visitors. The visitor would need to contact provider management in order to know where the individuals are in the community if the individual does not have access to a phone. The individuals have access to private areas that could be used to make personal phone calls. The interviewed individual also possesses a personal cell phone.</p> <p><i>Food Access:</i> Individuals bring their lunches in their personal lunchbox. The lunchboxes are stored in a cooler that the individuals can access at any time. Staff reported that the individual can access their food at any time and does not need permission to eat from anybody. Staff also reported that the individual can choose their own foods and snacks. The individuals have control over their personal resources, and they have the option to eat out or order delivery to their location. The individuals that choose</p>

	to bring lunches/snacks bring lunches/snacks, those who do not have funds to purchase while in the community.
	<i>Living Unit Lease:</i> Not applicable for this setting
	<i>Sleep Privacy:</i> Not applicable for this setting
	<i>Living Unit Locks:</i> Not applicable for this setting
	<i>Roommate Choice:</i> Not applicable for this setting
	<i>Furnish & Decorate:</i> Not applicable for this setting
	<i>Accessible Living Space:</i> This is a 100% Community without Walls community engagement setting.
	<i>Community-Based Setting Distinction:</i> Individuals are not confined to a facility or building. Individuals engage in everyday life events within the community. Individuals are encouraged to make independent life choices while in the community.
	<i>Staff Distinction:</i> Staff were dressed in everyday street clothes of a similar style to the individuals they support. The staff were observed using a calm and respectful tone when speaking to the individuals.

The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS 42 CFR 441.304(c)(4)(i). This includes:

- **Individuals, to the extent they desire, have opportunities to participate in community life activities outside of the setting;**
- **The setting supports access to community activities through its own transportation or coordination of transportation options;**
- **Individuals, if they choose, have opportunities to seek employment and work in competitive integrated employment settings; and**
- **Individuals are able to control their personal resources, including their own money.**

Compliance: Met Remediation Plan demonstrating will be compliant

Summary of Evidence of Compliance:

Community: This setting is 100% Community Without Walls. The individuals tell the staff where they want to go. They also have a list of community options to review that assist the individuals with decision making. If the individuals decide not to go for that day, then they stay home. If they change their minds, they have the option to select another group of their choice.

The individuals have access to the greater community and engage in community life activities. Community experiences outings include the movie theater, bowling, sporting events, parks, local museums, Walmart, Chuckie Cheese, Aquadome and Five Below.

Staff reported that the individual likes to go to Chuckie Cheese, toy stores, and eat at different restaurants. Staff also reported that the individual can choose the individuals that would like to accompany them, including staff and job coach.

Transportation: Transportation options observed to be posted as available to individuals, including NARCOG, MCATS, Trans City Cab, Uber and Lyft.

Employment: There was documented information regarding the interviewed individual’s employment. The individual’s job coaches transport the individual to work.

	<p><i>Personal Resources:</i> The monitor observed the interviewed individual had a personal debit card kept in their wallet. Staff stated that the individuals have possession of their own money. They state the interviewed individual liked to buy toys from toy stores in the area. He donates the toys to children during the Christmas holidays. Staff stated they can shop at their favorite stores as they choose.</p>
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<p>The setting is selected by the individual from among setting options, including non-disability specific settings 42 CFR 441.301(c)(4)(ii) and 42 CFR 441.301(c)(4)(v). This includes:</p> <ul style="list-style-type: none"> • The setting options are identified and documented in the person-centered plan (PCP) and are based on the individual’s needs, preferences, and resources available for room and board; • The setting facilitates choice regarding services and supports and who provides them; and • Individuals have a choice in selecting their service providers and are not reliant on services from the institution to the exclusion of other community-based options. 	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p><i>Person-Centered Plan (PCP) Setting Options:</i> The documentation on the individual who was interviewed PCP states that the individual and their family chose Lloyd Homes to provide residential services, and they toured several other providers in the Morgan County Area. The disability options were Remedy Res. Services, Holistic Care Group, Harmony Haven Homes, Karris Care Inc & TSR Homes. Non-disability options discussed included Presbyterian Towers, Jordan Neill Apartments, and Summer Manor Apartments.</p>
	<p><i>Services and Supports Choice:</i> PCP documentation notes service and supports options discussed were Day Habilitation Services such as Birdie Thornton Center, M&M, and community experience services with CDD.</p>
	<p><i>Service Provider Choice:</i> Per the monitor review of the PCP, provider choices offered were the ARC of Madison/Birdie Thornton Center, Ability Plus, R&R Day Center, TLC Estates LLC, Z Reign, AS&C Day, and Community Experience.</p>

<p>Overall, the setting complies with the Home and Community-Based Setting Regulation requirements.</p>	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p>This setting complies with HCBS Setting Rule requirements based on observations of the monitor, interviews with an individual, staff, and review of documentation as of the date of this report.</p>

Input from Individuals Utilizing the Service and Paid Staff of the Setting

Role	Number of people interviewed	Summary of Interview Feedback
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Individuals	1	One individual was interviewed. The individual gave verbal permission for staff to speak on their behalf and remained present with staff during the interview.
Staff	1	The Director participated in the interview.

Ongoing Remediation Activities (as applicable) Current Standing: <input checked="" type="checkbox"/> Currently Compliant <input type="checkbox"/> Approved Remediation Plan	
Individuals Served Summary:	
Staff Summary:	

Setting Information

Provider Name:	ARC of the Shoals		
Setting Name:	Hope Haven		
Setting Address:	R1-215		
Number of Individuals Served at this Location Regardless of Funding:	40	Number of Individuals Utilizing Medicaid Served at this Location:	40
HCBS Provider Setting Type:			
<input checked="" type="checkbox"/> Day Habilitation			
<input type="checkbox"/> Residential Setting			
Onsite Visit Conducted Date:	12/19/24		
Description of Setting:			
The location is in a local neighborhood and has a nice appearance from the outside. The facility is ADA accessible. The setting has rooms where the individuals can engage in several activities, such as the activity room, arts and crafts room, and the TV room. It also has a kitchen and 3 bathrooms. The setting is located close to a convenience store (A1 Bama Food Mart – 0.1 miles), restaurants (Sparky’s Drive Inn – 0.5 miles, Claunch Café – 1.7 miles, Castello Mexican Bar and Grill – 1.3 miles), a local gym (ATS Gym & Tanning – 0.7 miles), museums (Coldwater Stagecoach Stop – 1.5 miles, Tuscumbia Depot – 1.2 miles, Tuscumbia Railways – 1.2 miles), a fire station (Tuscumbia City Faire Department – 1.4 miles), grocery stores (Foodland – 1.7 miles, Walmart – 4.2 miles), a pharmacy (Pharmhouse functional Medicine – 1.7 miles), hospitals (Helen Keller Hospital – 2.9 miles, and Shoals hospital – 4.1 miles). The setting is both a day habilitation and community without walls day program.			
Current Standing of Setting:			
<input checked="" type="checkbox"/> Currently Compliant: The setting has overcome the qualities identified above.			
<input type="checkbox"/> Approved Remediation Plan: The setting has an approved remediation plan demonstrating how it will come into compliance. The approved timeline for compliance is: [x]			

Evidence the Setting is Fully Compliant or Will Be Fully Compliant

The setting optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices 42 CFR 441.301(c)(4)(iii) and 42 CFR 441.301(c)(4)(iv) and 42 CFR 441.301(c)(4)(vi)(A) – (E). This includes:

- **The setting ensures an individual’s rights of privacy, dignity, respect, and freedom from coercion and restraint;**
- **The setting ensures the individual has freedom and support to control his / her own schedule and activities;**
- **Individuals are able to have visitors of their choosing at any time;**
- **Individuals have access to food at any time;**
- **The living unit is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services;**
- **Each individual has privacy in their sleeping or living unit;**
- **Individual living units have entrance doors lockable by the individual, with only appropriate staffing having keys to doors;**
- **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;**
- **The setting is physically accessible to the individual;**
- **The setting demonstrated meaningful operational distinction between the institution and the community-based setting; and**
- **There is a distinction between staff for the HCBS setting and the institutional setting.**

Compliance: Met Remediation Plan demonstrating will be compliant

Summary of Evidence of Compliance: *Individual’s Rights:* The monitor observed the individuals had privacy in all areas of the setting, including the activity room, kitchen, bathroom, staff offices, and the conference room. The monitor observed individuals being treated with dignity and respect.
 The interviewees stated that they have privacy when they choose. Training was completed with the staff regarding privacy. The interviewed individuals said that the staff listen to them and respect their likes, dislikes, and preferences and that they feel safe in the facility. They stated that they have never experienced abuse or neglect in the setting. Four of the interviewees stated that they would talk to staff if someone was bothering him/her.
 The monitor observed no signs of coercion or restraint while onsite at the facility. Staff noted, “If an individual experiences a behavior, we use different aggressive management techniques to talk them down whenever they get agitated.”
 The monitor observed documentation of trainings provided to individuals on their rights. Staff were observed to have completed rights training as well. There is a rights poster posted in the setting and rights assessments in the individuals electronic case management records.

Schedule and Activities Choice: Individuals in the setting were observed to have independence in making life choices, such as what activities they would like to participate in, what to eat for lunch, what they would like to do. Individuals were observed to not follow a set schedule in the setting.

	<p>All the individuals who were interviewed stated that they are able to decide what activities they would like to participate in and who they want to spend time with. The interviewees stated that they can go on outings as often as they would like.</p> <p>Staff reported that they encourage individuals to go out into the community and experience different things. They offer opportunities for individuals to participate in social events.</p>
	<p><i>Visitor Access:</i> Four of the interviewees stated that they can make a private call using the staff or director’s office.</p>
	<p><i>Food Access:</i> Individuals reported having access to food at all times. When asked about permission to get food, three stated that they do not have to ask for permission for food, two individuals asked permission to be polite. Four individuals stated that they can choose their food or snacks at any time. The individuals bring their lunches in their personal lunchboxes. There is a kitchen available for storage use.</p>
	<p><i>Living Unit Lease:</i> Not applicable for this setting</p>
	<p><i>Sleep Privacy:</i> Not applicable for this setting</p>
	<p><i>Living Unit Locks:</i> Not applicable for this setting</p>
	<p><i>Roommate Choice:</i> Not applicable for this setting</p>
	<p><i>Furnish & Decorate:</i> Not applicable for this setting</p>
	<p><i>Accessible Living Space:</i> The entrances and exits were observed to be accessible to individuals. Individuals are able to move freely around the setting. Ramps were observed on the exterior of the building. The facility also has accessible chairs, along with wheelchairs and walkers for individuals to use, in the event of an emergency. One of the individuals was observed using a walker, which was in good condition.</p> <p>The interviewees stated that they are able to walk around the setting as often as they would like and use outdoor spaces if they wish to go outside.</p> <p>Staff reported that if there is a need for environmental modification, they purchase the items and make the modifications themselves. If a larger modification is necessary, they must talk to the Board of Directors before proceeding.</p>
	<p><i>Community-Based Setting Distinction:</i> The setting allows individuals to have more freedom and privacy than an institution. Staff stated, “They’re allowed to do whatever they want in the facility.”</p>
	<p><i>Staff Distinction:</i> Staff give individuals the freedom to do what they would like in the setting. Staff were observed wearing street clothes during the monitoring visit.</p>

The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS 42 CFR 441.304(c)(4)(i). This includes:

- **Individuals, to the extent they desire, have opportunities to participate in community life activities outside of the setting;**
- **The setting supports access to the community activities through its own transportation or coordination of transportation options;**
- **Individuals, if they choose, have opportunities to seek employment and work in competitive integrated employment settings; and**
- **Individuals are able to control their personal resources, including their own money.**

Compliance:

Met Remediation Plan demonstrating will be compliant

Summary of Evidence of Compliance:

Community: The setting is a traditional day program with community outings. Individuals were observed to have access to the greater community and engage in community life. Community outings are documented in the activity logbook located in the community liaison’s office. The monitor reviewed three months of community activities. Individuals participated in group activities, such as going to McFarland Park, the petting zoo, Dollar Tree, Muscle Shoals Recreation Center, and Logan’s Roadhouse. The individuals who were interviewed all named activities they enjoy. They all stated that they get to participate in these activities.

Individuals have control over who accompanies them into the community with them (peers, staff, others). Four of the individuals were able to identify the people who accompany them on outings. One of the individuals could not remember who goes with him on community outings or answer the question.

Staff reported that they talk to the individuals in small groups on a weekly basis and make suggestions and bring up different activities/events that individuals may be interested in. If they are interested, they write it down on the monthly calendar.

Transportation: A list of transportation services is posted in the setting, including NARCOG Regional Transit Agency, Wheelchair Shuttle, and Quad City Taxi.

Employment: Individuals were observed to be afforded the opportunity to seek employment. Based on their Employment Assessment, four of the interviewees are not employed and do not have interest and one of the interviewees is actively seeking employment.

When asked during the interview if they would like a job in the community, four of the individuals stated that they would like a job but are not sure where they want to work. Staff have followed up with these individuals since the monitoring visits. The individuals have updated employment assessments, which note that 3 of the individuals are not interested in working. 1 individual is interested in working and her employment assessment has been updated to reflect this choice.

Personal Resources: Individuals were observed to have control over their money. They kept their money and debit cards on their persons.

The setting is selected by the individual from among setting options, including non-disability specific settings 42 CFR 441.301(c)(4)(ii) and 42 CFR 441.301(c)(4)(v). This includes:

- The setting options are identified and documented in the person-centered plan (PCP) and are based on the individual’s needs, preferences, and resources available for room and board;
- The setting facilitates choice regarding services and supports and who provides them; and
- Individuals have a choice in selecting their service providers and are not reliant on services from the institution to the exclusion of other community-based options.

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<i>Person-Centered Plan (PCP) Setting Options:</i> Upon review of the interviewed individuals person-centered care plans the observed the support coordinator explains that the individuals have the right to live in a non-disability type setting such as an apartment in the area, trailer, family home, or own home.
	<i>Services and Supports Choice:</i> The monitor reviewed the person-centered care plans of the interviewed individuals and observed documentation that the SC explained the services and support options including non-disability and disability specific options were discussed with the individuals during the choice process.
	<i>Service Provider Choice:</i> Provider choice was documented in the PCPs of the interviewed individuals.

Overall, the setting complies with the Home and Community-Based Setting Regulation requirements.

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	This setting complies with HCBS Setting Rule requirements based on observations of the monitor, interviews with an individual, staff, and review of documentation as of the date of this report.

Input from Individuals Utilizing the Service and Paid Staff of the Setting

Role	Number of people interviewed	Summary of Interview Feedback
Individuals	5	There were 5 individuals. Three of them can communicate verbally and were interviewed without staff present. Two of the individuals are not able to communicate verbally. Both gave permission for the staff to represent them. Per monitor, individuals gestured yes by shaking their heads.
Staff	1	Quality Assurance staff member

Ongoing Remediation Activities (as applicable) Current Standing: <input checked="" type="checkbox"/> Currently Compliant <input type="checkbox"/> Approved Remediation Plan	
Individuals Served Summary:	
Staff Summary:	

Setting Information

Provider Name:	ARC of Madison Opportunity Center		
Setting Name:	Opportunity Center		
Setting Address:	R1-214		
Number of Individuals Served at this Location Regardless of Funding:	49	Number of Individuals Utilizing Medicaid Served at this Location:	49
HCBS Provider Setting Type:			
<input type="checkbox"/> Day Habilitation <input checked="" type="checkbox"/> Other- <u>Community without Walls</u> <input type="checkbox"/> Residential Setting			
Onsite Visit Conducted Date:	3/24/2025		
Description of Setting:			
This setting is one hundred percent located in the community. Individuals who participate in this setting meet each day out in the community in small groups with provider staff present to support the activities of the individuals' choosing. There is no set facility or building aligned with this service.			
Current Standing of Setting:			
<input checked="" type="checkbox"/> Currently Compliant: The setting has overcome the qualities identified above. <input type="checkbox"/> Approved Remediation Plan: The setting has an approved remediation plan demonstrating how it will come into compliance. The approved timeline for compliance is: [x]			

Evidence the Setting is Fully Compliant or Will Be Fully Compliant

The setting optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices 42 CFR 441.301(c)(4)(iii) and 42 CFR 441.301(c)(4)(iv) and 42 CFR 441.301(c)(4)(vi)(A) – (E). This includes:

- **The setting ensures an individual’s rights of privacy, dignity, respect, and freedom from coercion and restraint;**
- **The setting ensures the individual has freedom and support to control his / her own schedule and activities;**
- **Individuals are able to have visitors of their choosing at any time;**
- **Individuals have access to food at any time;**
- **The living unit is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services;**
- **Each individual has privacy in their sleeping or living unit;**
- **Individual living units have entrance doors lockable by the individual, with only appropriate staffing having keys to doors;**
- **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;**
- **The setting is physically accessible to the individual;**
- **The setting demonstrated meaningful operational distinction between the institution and the community-based setting; and**
- **There is a distinction between staff for the HCBS setting and the institutional setting.**

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<i>Individual’s Rights:</i> The individual stated to the monitor they can have private time away from the group when they choose. The interviewed individual stated that the staff always ask them what they like and what they want to do. The individual stated that the staff respected them, and they felt safe in the setting. The interviewed individual told the monitor they would file a complaint with the Director of the day program or residential staff if there was an issue. The individual’s rights are reviewed with them on a monthly basis. A rights assessment is completed within the electronic case management system for each individual. Staff are aware of the individuals’ rights through training provided by the provider agency. The monitor did not observe any individuals being coerced during the monitoring visit.
	<i>Schedule and Activities Choice:</i> The interviewed individual stated that they can decide what they want to do each day. They like to play basketball in the park and watch trains and helicopters. The interviewed individual stated they go to the community every day and let staff know when they want to go and can change their mind and have that respected by staff.
	<i>Visitor Access:</i> The individual can make phone calls as they choose and have privacy.
	<i>Food Access:</i> The individual stated that they can eat anything they want and does not need permission. Individuals are in the community and have the ability to purchase items if they choose. The individuals bring their lunch daily

	and eat at different locations on a daily basis. Per the monitoring report, the interviewed individual likes to go to Captain D's and the Chinese buffet.
	<i>Living Unit Lease:</i> Not applicable for this setting
	<i>Sleep Privacy:</i> Not applicable for this setting
	<i>Living Unit Locks:</i> Not applicable for this setting
	<i>Roommate Choice:</i> Not applicable for this setting
	<i>Furnish & Decorate:</i> Not applicable for this setting
	<i>Accessible Living Space:</i> Individuals are 100% in the community.
	<i>Community-Based Setting Distinction:</i> The monitor noted this setting was distinct as they are one hundred percent out in the community engaged in community life with individuals with and without disabilities. Staff reported that individuals have total freedom to do what they want to do.
	<i>Staff Distinction:</i> Staff members were dressed in regular athletic wear. The monitor observed staff to speak in a calm and gentle manner.

The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS 42 CFR 441.304(c)(4)(i). This includes:

- **Individuals, to the extent they desire, have opportunities to participate in community life activities outside of the setting;**
- **The setting supports access to the community activities through its own transportation or coordination of transportation options;**
- **Individuals, if they choose, have opportunities to seek employment and work in competitive integrated employment settings; and**
- **Individuals are able to control their personal resources, including their own money.**

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<i>Community:</i> The monitor observed that individuals had access to the greater community and engage in community life. Individuals are in the community 100% of the time and can choose the activities they participate in. The individual who was interviewed had outings to the park, Walmart, and Dollar General. This individual stated that the staff takes them to several places in the community daily and they are accompanied by staff and other group members. Individuals go on activities in groups, normally between 1-3. There are community experience meetings where individuals can choose who they want to go with and where they want to go; they also have a choice regarding staff as well. Staff reported that they take individuals out to eat, train watching, to libraries, movie days, and grocery shopping. Staff use visual aids to support communicating options with individuals for outings to make informed choices. Individuals are also able to change their minds at any time. Management will place the individuals in another group.
	<i>Transportation:</i> Individuals have 100% community experience. The monitor observed there are the option of local transportation through Orbit, taxi services, MARS, Access, Tram, Uber/Lyft.
	<i>Employment:</i> The individual's PCP documented the individual's current employment goals. The individuals stated that they are retired after working for 21 years. Staff reported that the group of individuals they work with are not interested in working now but know how to contact support coordinators if they change their mind.

	<p><i>Personal Resources:</i> The interviewed individual was observed to have cash in their possession. They keep their money with them and ration it every week for various community outings. The interviewed individual likes to buy coffee and hygiene products and shopping at Walmart and Dollar Tree. Staff reported that individuals keep their money on their debit cards or use cash and that they can purchase anything they want.</p>
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<p>The setting is selected by the individual from among setting options, including non-disability specific settings 42 CFR 441.301(c)(4)(ii) and 42 CFR 441.301(c)(4)(v). This includes:</p> <ul style="list-style-type: none"> • The setting options are identified and documented in the person-centered plan (PCP) and are based on the individual’s needs, preferences, and resources available for room and board; • The setting facilitates choice regarding services and supports and who provides them; and • Individuals have a choice in selecting their service providers and are not reliant on services from the institution to the exclusion of other community-based options. 	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p><i>Person-Centered Plan (PCP) Setting Options:</i> The individual’s PCP states that each year, the individual and their relative are made aware of all the services and supports that they are eligible to receive which include residential habilitation, personal care (provider or self-directed). The individual has been informed of options including living independently or with family. For independent living options, the individual and relative were provided with a list of options each year that could meet their needs and income.</p>
	<p><i>Services and Supports Choice:</i> The individual’s PCP states that they were informed about the services and support for which they were eligible. The individual chose the services and support they received from the list of services.</p> <p>The individual chooses the specific person/people who provided the support and services and is aware of how to request a change to their PCP. Each year at their annual meeting, the individual along with the relative are informed of the individual's right to choose services and supports. For daily life domain, this includes the right to work, attend/participate in formal waiver day programs (or nonwaiver programs) and not attend any formal services during the day. These choices include non-waiver/private pay programs open to people with disabilities such as the Madison County or Madison City Senior Centers. The individual was informed of private pay programs that are available in the area that are for people with disabilities which include: Merrimack Hall, EPIC day program, or Patterson Place.</p>
	<p><i>Service Provider Choice:</i> The individual’s PCP states the following specific provider choices were offered: Residential Services: 1st Lady Empowerment Foundation, Inc., Ability Plus, Inc., Adept Plus, Alexander’s Place of Serenity, Arc of Madison County, Benefield Homes, Carrie’s Group Homes, Centers for the Developmentally Disabled (CDD), Fuller Homes, LLC., Genesis Residential, House of Betty Maes, Inc., Karris Care, Lending Hands, M&M Residential, Pure Heart Residential, R&R Group Homes, R&R</p>

	Enterprises, Sunlight Homes, Teaching Learning Caring (TLC), True Care, Inc., Village Home Care, Volunteers of America. For independent living options, the individual and his responsible relative are provided with a list of options each year that could meet his needs.
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Overall, the setting complies with the Home and Community-Based Setting Regulation requirements.	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	This setting complies with HCBS Setting Rule requirements based on observations of the monitor, interviews with an individual, staff, and review of documentation as of the date of this report.

Input from Individuals Utilizing the Service and Paid Staff of the Setting

Role	Number of people interviewed	Summary of Interview Feedback
Individuals	1	1 individual was interviewed.
Staff	1	1 staff member was interviewed.

Ongoing Remediation Activities (as applicable) Current Standing: <input checked="" type="checkbox"/> Currently Compliant <input type="checkbox"/> Approved Remediation Plan	
Individuals Served Summary:	
Staff Summary:	

Setting Information

Provider Name:	Arc of Madison County		
Setting Name:	Birdie Thorton Center		
Setting Address:	R1-212		
Number of Individuals Served at this Location Regardless of Funding:	37	Number of Individuals Utilizing Medicaid Served at this Location:	33
HCBS Provider Setting Type:			
<input type="checkbox"/> Day Habilitation <input checked="" type="checkbox"/> Other- <u>Community without Walls</u> <input type="checkbox"/> Residential Setting			
Onsite Visit Conducted Date:	03/24/2025		
Description of Setting:			
The setting is one hundred percent community based and not housed within a facility or building. Each day, for five hours a day, individuals participate in community life. The			

individuals travel to an agreed upon location in the community to participate in activities of their choosing. Provider staff are present with these small groups of individuals to provide supports

Current Standing of Setting:

- Currently Compliant: The setting has overcome the qualities identified above.
- Approved Remediation Plan: The setting has an approved remediation plan demonstrating how it will come into compliance. The approved timeline for compliance is: [x]

Evidence the Setting is Fully Compliant or Will Be Fully Compliant

The setting optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices 42 CFR 441.301(c)(4)(iii) and 42 CFR 441.301(c)(4)(iv) and 42 CFR 441.301(c)(4)(vi)(A) – (E). This includes:

- The setting ensures an individual’s rights of privacy, dignity, respect, and freedom from coercion and restraint;
- The setting ensures the individual has freedom and support to control his / her own schedule and activities;
- Individuals are able to have visitors of their choosing at any time;
- Individuals have access to food at any time;
- The living unit is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services;
- Each individual has privacy in their sleeping or living unit;
- Individual living units have entrance doors lockable by the individual, with only appropriate staffing having keys to doors;
- 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;
- The setting is physically accessible to the individual;
- The setting demonstrated meaningful operational distinction between the institution and the community-based setting; and
- There is a distinction between staff for the HCBS setting and the institutional setting.

Compliance: Met Remediation Plan demonstrating will be compliant

Summary of Evidence of Compliance: *Individual’s Rights:* The monitor observed the individual interviewed received regular training through the provider staff on their rights, and how to exercise them. Topics of discussion were observed to be documented in provider setting reports.
The monitor observed staff completed training on rights and how to exercise them. Staff are required to provide ongoing information to individuals including a weekly discussion about individual rights.
The interviewed individual stated they had privacy to use the rest room when in the community. The individual felt the staff listened to and respected them. The monitor observed no signs of coercion or restraint while conducting the monitoring visit. The interviewed individual stated they would report any concerns to staff at the setting.

Schedule and Activities Choice: Staff support the individuals by creating a list of activities each week with the individuals’ input. The activities list is then

	<p>sent to the provider's main office to be placed on the monthly calendar. The individuals choose their preferred daily activity or suggest something else. Individuals can participate in the Community Experience Small Group in which individuals go out in groups of 1-3. If an individual does not want to go to a particular activity, management is notified, and they have the option to join another group. There is no set schedule followed.</p> <p>The monitor reviewed documentation of in-service training for the individuals on the rights. The monitor noted the individuals can go on outings as they choose and can change their mind about participating.</p>
	<p><i>Visitor Access:</i> Visitors are allowed in this setting and would contact the program provider's main office to find out where the individuals are that day. If the individual had a personal cellphone, they could use it to make and receive phone calls.</p>
	<p><i>Food Access:</i> The individuals bring their own lunch to the daily activity. They use personal lunchboxes to store their food items and keep them in their possession. There are no specific mealtimes. If the individuals do not want to eat the lunch they brought or did not bring lunch from an eatery of their choosing.</p>
	<p><i>Living Unit Lease:</i> Not applicable for this setting</p>
	<p><i>Sleep Privacy:</i> Not applicable for this setting</p>
	<p><i>Living Unit Locks:</i> Not applicable for this setting</p>
	<p><i>Roommate Choice:</i> Not applicable for this setting</p>
	<p><i>Furnish & Decorate:</i> Not applicable for this setting</p>
	<p><i>Accessible Living Space:</i> Individuals are picked up from their homes and taken into the community to participate in activities of their choosing based on group input and calendar of activity creation. This service is rendered one hundred percent in the community and does not have a facility setting or building being used.</p>
	<p><i>Community-Based Setting Distinction:</i> This service is rendered one hundred percent out in the community and is driven by the choice of activities decided upon by the individuals participating in the program.</p>
	<p><i>Staff Distinction:</i> The monitor observed staff being aware of the interviewed individual's right to privacy and spoke respectfully to the individuals.</p>

The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS 42 CFR 441.304(c)(4)(i). This includes:

- **Individuals, to the extent they desire, have opportunities to participate in community life activities outside of the setting;**
- **The setting supports access to community activities through its own transportation or coordination of transportation options;**
- **Individuals, if they choose, have opportunities to seek employment and work in competitive integrated employment settings; and**
- **Individuals are able to control their personal resources, including their own money.**

Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p><i>Community:</i> The monitor reviewed community access activities documented in Therap for the setting. The report listed trip to Dollar General, Walmart, Goodwill, Downtown Rescue Mission, Target, Athen's First Baptist Church, Camp Helen, Aqua Done, Big Lots and Circle K.</p>

	<p>The interviewed individual stated they enjoy going to the downtown rescue mission and volunteering for Meals on Wheels. They stated they would go with staff and peers to the Downtown Rescue Mission. The individual is currently volunteering at the Downtown Rescue Mission and the Sheron Soup Kitchen. The individual enjoys volunteering.</p> <p>Staff create a list of activities every week with the individuals' input. The list is then sent to the office to be placed on the monthly calendar. The individuals can choose their daily preferred activity or suggest something else." Individuals are participating in Community Experience Small Group which individuals go out in groups of 1-3. If an individual does not want to go to a particular activity, management is notified, and they have the option to join another group.</p>
	<p><i>Transportation:</i> The agency provides transportation for individuals. Individuals are given alternative options such as Uber, Lyft, taxi services, and Council on Aging.</p>
	<p><i>Employment:</i> The monitor observed completed employment assessments documented and uploaded in the electronic case management system. The interviewed individual stated they knew how to contact their support coordinator if they became interested in pursuing employment.</p>
	<p><i>Personal Resources:</i> The individuals were observed to have control over their personal resources and made purchases at the local thrift store during monitoring observation. The interviewed individual has a coin purse kept in their pocket with their cash and said they like to shop at Dollar General for coloring books and Jurassic Park.</p>

<p>The setting is selected by the individual from among setting options, including non-disability specific settings 42 CFR 441.301(c)(4)(ii) and 42 CFR 441.301(c)(4)(v). This includes:</p> <ul style="list-style-type: none"> • The setting options are identified and documented in the person-centered plan (PCP) and are based on the individual's needs, preferences, and resources available for room and board; • The setting facilitates choice regarding services and supports and who provides them; and • Individuals have a choice in selecting their service providers and are not reliant on services from the institution to the exclusion of other community-based options. 	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	<p><i>Person-Centered Plan (PCP) Setting Options:</i> Upon review of a PCP, the monitor noted documentation of options of non-disability settings that may be available for the individual including Greenridge, Cambridge Plan and Elm Street apartments.</p> <p><i>Services and Supports Choice:</i> The PCP documentation states that the individual received supports they need through their uncle, Birdie Thorton Center, Medicaid ID waivers, Medicaid, and Medicare. The supports are monitored to ensure they have what they need to live as independently as possible.</p> <p><i>Service Provider Choice:</i> The monitor received documentation that provider choice was offered to the interviewed individual. The PCP reflects that choice</p>

	was offered, discussed, and selected by the individual and the responsible relative, her uncle.
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Overall, the setting complies with the Home and Community-Based Setting Regulation requirements.	
Compliance:	<input checked="" type="checkbox"/> Met <input type="checkbox"/> Remediation Plan demonstrating will be compliant
Summary of Evidence of Compliance:	This setting complies with HCBS Setting Rule requirements based on observations of the monitor, interviews with an individual, staff, and review of documentation as of the date of this report.

Input from Individuals Utilizing the Service and Paid Staff of the Setting

Role	Number of people interviewed	Summary of Interview Feedback
Individuals	1	The monitor received consent from the individual for the staff to participate in the interview.
Staff	1	

Ongoing Remediation Activities (as applicable)	
Current Standing: <input checked="" type="checkbox"/> Currently Compliant <input type="checkbox"/> Approved Remediation Plan	
Individuals Served Summary:	
Staff Summary:	