

The Office of Developmental Programs (ODP)

Heightened Scrutiny Evidentiary Information for Community
Participation Support Service Locations

(Martha Lloyd Community Residential Facility Inc. - 0084)

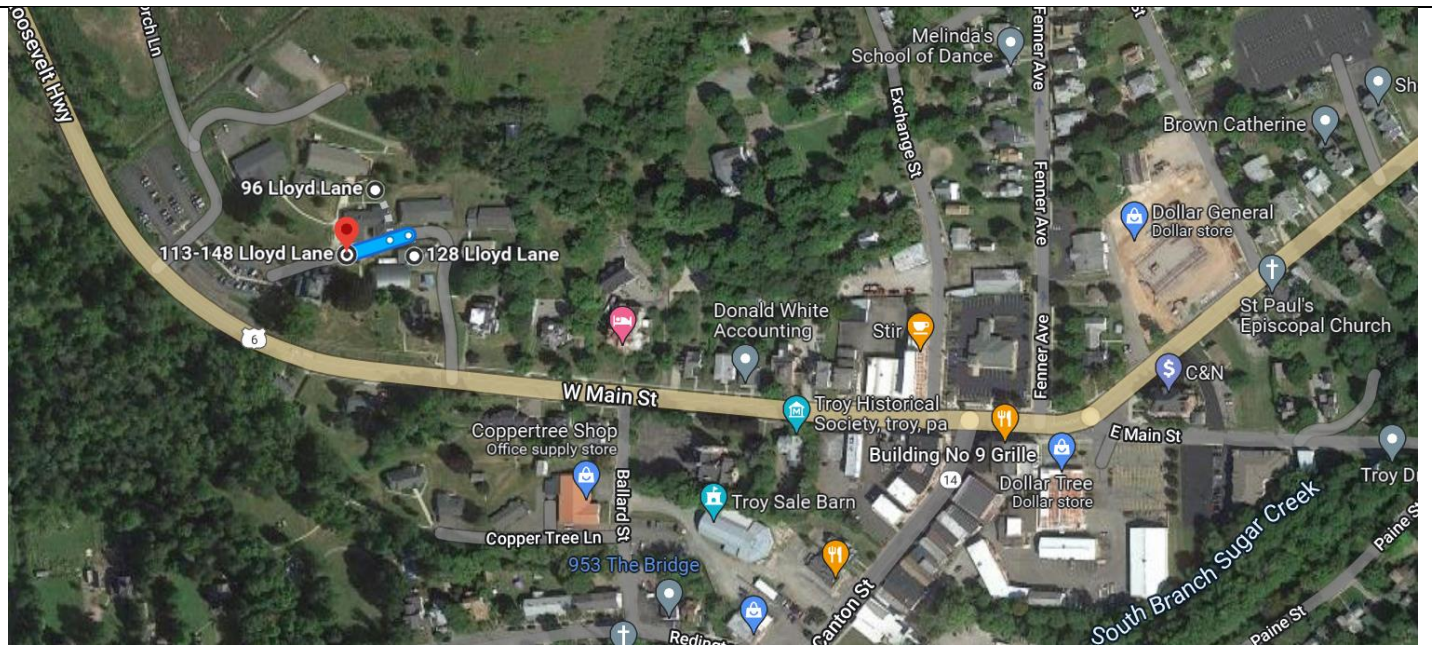
The following table includes:

- where the CPS program is located (locations that have the presumption of institutional qualities and therefore, the possibility of isolating individuals from the broader community due to the service location’s physical location),
- ODP’s Heightened Scrutiny determination on whether the service location currently meets, or will meet, waiver and regulatory requirements to overcome the presumption of having institutional qualities,
- the HCBS Rule requirement that was measured,
- regulatory and waiver requirements specific to services funded by ODP used to measure HCBS Rule compliance, and
- the information reviewed by ODP to determine whether the service location currently meets, or will meet, regulatory and waiver requirements to overcome the presumption of having institutional qualities.

CPS service locations that ODP determined have or will overcome the presumption of institutional qualities will be sent to CMS (after public comment) for final review of compliance with the HCBS Rule.

Service Location Name:	Martha Lloyd Community Residential Inc
Service Location Address:	128 Lloyd Lane, Troy, PA 16947
Onsite Visit Date:	3/21/22-3/23/22
Licensing Visit Date:	12/7/21
The CPS program is located:	<input checked="" type="checkbox"/> In a building located on the same property as an Intermediate Care Facility for individuals with an Intellectual Disability (ICF/ID) <input type="checkbox"/> Immediately adjacent to a public institution (ICF) <input type="checkbox"/> In a building that is also a public or privately operated facility that provides inpatient Institutional treatment (Hospital/SNF)
ODP’s Heightened Scrutiny Determination: Does the Service Location Overcome the Presumption of Institutional Qualities:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Service Location Summary:	<p>Martha Lloyd’s CPS program assists individuals with life skills, sensory integration, recreation and physical fitness, academics, speech, physical, and occupational therapy, etc. Please see Martha Lloyd’s website for more information: https://marthalloyd.org/adult-day-services/</p> <p>This service location had an onsite visit that confirmed the service location is on the same property as an ICF (one 14 bed program and one 4 bed program) but does not isolate the individuals who attend the CPS program from the broader community. Martha Lloyd also has more than one day program on the same area of land. These service locations are located in a suburban area. Around the service location are private homes as well as a Bed and Breakfast (Holcombe Guest House Bed and Breakfast), local restaurants, churches, schools, dry cleaners, Dollar General, etc. Some local restaurants include: Vinnie’s Pizza, Building No. 9 Grill, Troy Lunch, etc.</p> 
Aerial View of Martha Lloyd’s Service Locations (including all three that had an onsite visit for Heightened Scrutiny):	<ul style="list-style-type: none">• 96 Lloyd Lane, Troy, PA 16947• 113 Lloyd Lane, Troy, PA 16947• 128 Lloyd Lane, Troy, PA 16947



Martha Lloyd Community Residential Inc (0084)		
CMS HCBS Standard / Expectation:	ODP HCBS Standard / Expectation:	How ODP Determined Compliance:
<p>The setting supports opportunities to engage in community life, including seeking employment and working in competitive integrated settings.</p>	<ul style="list-style-type: none"> 6100.261 <i>The provider shall provide the individual with the assistance necessary to access the community in accordance with the individual plan.</i> 6100.262(a) <i>The provider shall provide active and ongoing opportunities and information about employment options appropriate for the individual.</i> 6100.443 <i>The individual shall have the same degree of community access and choice as an individual who is similarly situated in the</i> 	<ul style="list-style-type: none"> ISPs, Individual Variances, Individual Rights Policy, Negotiation Policy, Corrective Action Plan, Individual Interviews, & Staff Interviews <ul style="list-style-type: none"> Individuals participated in the community with staff assistance. <ul style="list-style-type: none"> Individuals filled out questionnaires to explain their choices and preferences of what they would like to do in the community. Examples of community participation include: Ridge Berry Restaurant and helped with setting up, volunteering at nursing

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CMS HCBS Standard / Expectation:	ODP HCBS Standard / Expectation:	How ODP Determined Compliance:
	<p><i>community who does not have a disability and who does not receive an HCBS.</i></p> <ul style="list-style-type: none"> • <i>6100.182(k) An individual has the right to choose where, when, and how to receive needed services.</i> • <i>6100.181(b) The provider shall educate, assist, and provide the accommodation necessary for the individual to make choices and understand the individual's rights.</i> • <i>6100.182(e) An individual has the right to make choices and accept risks.</i> • <i>6100.182(f) An individual has the right to refuse to participate in activities and services.</i> • <i>6100.182(g) An individual has the right to control the individual's own schedule and activities.</i> 	<p>homes, visiting parks, animal sanctuary, local churches, etc.</p> <ul style="list-style-type: none"> ▪ Individuals are free to move in and outside the program, while staff assist when needed.
The setting ensures an individual's right of privacy.	<ul style="list-style-type: none"> • <i>6100.182(h) An individual has the right to privacy of person and possessions.</i> • <i>6100.182(i) An individual has the right of access to and security of the individual's possessions.</i> 	<ul style="list-style-type: none"> • ISP, Observation, Individual Interviews, & Staff Interviews <ul style="list-style-type: none"> ○ Staff followed ISPs when the individual wants to use a private space for personal care. <ul style="list-style-type: none"> ▪ Observation of bathrooms that can be locked. ○ Observation of designated spaces for individual's personal items at the service location. ○ Personal space is available to individuals for phone and computer use.
The setting ensures an individual's dignity and respect.	<ul style="list-style-type: none"> • <i>6100.50 Written, oral, and other forms of communication with the individual, and persons designated by the individual, shall occur in a language, and means of</i> 	<ul style="list-style-type: none"> • ISPs, Individual ISP Training Signature Forms, Individual Interviews, & Staff Interviews <ul style="list-style-type: none"> ○ Activities are adapted to each individual. ○ Staff work with individuals to build their own personal schedule.

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CMS HCBS Standard / Expectation:	ODP HCBS Standard / Expectation:	How ODP Determined Compliance:
	<p><i>communication understood by the individual or a person designated by the individual.</i></p> <ul style="list-style-type: none"> • 6100.182(d) <i>An individual shall be treated with dignity and respect.</i> • 6100.182(m) <i>An individual has the right to assistive devices and services to enable communication at all times.</i> 	<ul style="list-style-type: none"> ○ Individuals have the right to choose when and where they took their breaks. <ul style="list-style-type: none"> ▪ Prior to COVID, there were more spaces in the building that individuals could go to eat if they would like. ▪ Individual also stated they get to pick who they spend their time with during breaks. ○ Staff communicate in a method of preferred communication stated and known by the individuals.
The setting supports opportunities to control personal resources.	<ul style="list-style-type: none"> • 6100.350(a) <i>Access to or the use of an individual's personal funds or property may not be used as a reward or punishment.</i> 	<ul style="list-style-type: none"> • ISPs, Individual Interviews, & Staff Interviews ○ Staff will help the individual manage their money if needed.
The setting ensures an individual's freedom from coercion and restraint.	<ul style="list-style-type: none"> • 6100.51(c) <i>The provider shall permit and respond to an oral or written complaint from any source, including an anonymous source, regarding the delivery of a service.</i> • 6100.181(c) <i>An individual may not be reprimanded, punished, or retaliated against for exercising the individual's rights.</i> • 6100.182(l) <i>An individual has the right to voice concerns about the services the individual receives.</i> • 6100.343 <i>A restrictive procedure may not be used as retribution, for convenience of staff persons or as a substitute for staffing or appropriate services.</i> 	<ul style="list-style-type: none"> • ISPs, Complaint Policy, Restrictive Procedure Policy, Individual Interviews, & Staff Interviews ○ There's a number available for individuals to use to verbally give the complaint over the phone. ○ If individual's need assistance, staff will sit with the individual and help the individual write the complaint. ○ No restrictive procedures noted or observed. ○ Complaint process followed per 6100.51.