STATE OF COLORADO

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Colorado Department of Public Health and Environment

Assisted Living Advisory Committee Meeting Summary
September 26, 2013
12:00 – 2:00 PM
Sabin Cleere Room, Building A

Committee Members Present: Shannon Gimbel, Laura Landwirth, Linda Sanden, Maggie Sparks

Committee Members Absent: Julie Lee, Iva Prinsen, Jun Murai

Guests: Dana Andreski, Jerry Bootzin; Goyan Campbell; Lyle Campbell; Janet Cornell; Carole DeWolf; Brian Erickson; Sara Diaz; Eileen Doherty; Mary Fierro; Dixi Gloystein; Marilyn Hammerschmidt; Sarah Hoerle; Judith Hollo; Annette Hunt; Ferol Johnston; Linda Johnston; Pat Johnston; Tom Kinrade; Jeremy Klassen; Ann Kokish; Jill Lazo; Julie Loyd; Karan McGrath; Leah McMahon; Hilarie Olson, Heather Porreca; Margaret Ray; Camy Rea; Teddi Samuel; Jack Schilling; Kathy Snow; Linna Tanny; Sara Taylor; Cathi Waters (This list reflects the names of those that signed in at the meeting.)

HFD Staff Present: Terry Zamell; Linda Buuck; Mary Cannello; Deann Conroy; Lynn Davis; David Marcy; Dee Reda; Melanie Roth

Welcome/Reminders: Terry Zamell welcomed everyone to her last meeting as program manager for the assisted living residence program. Terry Zamell thanked the providers for their hard work over the years. She reminded them, "Good caregivers are gold, so treat them right. "

Program Update: With regard to implementing the extended survey cycle in HB-12-1294, Ms. Zamell reported that the division is working on a new list, and should be able to present It at the next advisory committee meeting.

Proposed rules for the performance incentive were sent out via web portal; for stakeholders that information is available on the division's blog. The incentive, given when you meet certain criteria, is for 10 percent of your renewal fee on the year that you have a survey. Comments are due October 15; a hearing will be held on Wednesday November 20, and the rules should take effect on January 16, 2014.

QMAP Program Update: Melanie Roth reported that, in August, an Arizona based small business named *Cine Learning* was awarded the contract to develop the division's online QMAP course. If all goes as planned, the course will be completed close to the end of the calendar year. Prior to going "live," the course will be beta tested and tweaked by providers, QMAPs, instructors, and program staff. To assure continuity of QMAP courses and testing, the division is extending the instructor contracts for several additional months. Stay tuned for further updates.

Life Safety Code Update: Sean Schwartzkopf, Residential Care Supervisor/Inspector at the Division of Fire Protection & Control, Department of Public Safety reviewed important changes related to certificates of compliance, fire inspections (when you get them and who does them) and plan review. (He first reported these changes at the July ALR Advisory Committee Meeting.)

Certificate of Compliance: (COC) is what the Division of Fire Prevention & Control (DFPC) sends to the licensing department (CDPHE) indicating that your facility meets the requirements of the Life Safety Code, Fire Code and or Building Code. To receive a COC, any and all deficiencies your facility received

from EITHER a DFPC inspection or local fire department inspection **must** have been corrected **and documentation of correction must be submitted to DFPC.** Documentation can be invoices, re-inspection forms, or paperwork showing items have been fixed. You will receive a copy of the COC from CDPHE with your license renewal. If all deficiencies are not corrected, your facility is **not in compliance**; CDPHE will not receive a COC, and your license will not be renewed. The COC costs $500.00 per year; failing to pay results in suspension of your COC, and hence your license. DFPC is considering beginning this process in January, 2014, and will notify facilities in advance.

Who Completes Your Inspection and When: **If you are an ACF (receive federal funding**): DFPC will conduct an inspection of your facility every three years, due to federal reimbursement requirements. Your local fire department may also conduct an inspection, but this does not impact Federal rules, which require DFPC inspections. **If you are a PRIVATE PAY ONLY ALR**: You local fire department complete inspections as long as the inspector is certified as a fire inspector 1 at a minimum (through ICC or NFPA). DFPC staff will request a copy of your fire department inspection record. If your local fire department does not hold this designation, your facility WILL be inspected sometime within a 3 year timeframe.

Plan Review: For all big projects with life safety code related issues, you **MUST** have a permit from DFPC **BEFORE** starting work. This is different from previous rules: It is no longer a "build at own risk" and then go through plan review. You can't show up with a check and get a permit. **What changed on July 1, 2013**: If there is any project for which you have to get a permit through your local building or fire department to do, **you have to go through DFPC** . All requests must be submitted in writing (the division does NOT issue "counter permits" at this time). You can anticipate a 6-8 week lead time for permits at this time, because of the transition to a new agency. This will decrease in the future. A full plan review costs $2,500.

Who Completes Your PLAN REVIEW: **If you are going to be an ACF (receive federal funding**): DFPC must conduct plan review as well as your local building and fire department. If you will be a private pay facility, your local fire department can conduct your plan review if the plan reviewer is certified as a Plans Examiner or Inspector III through NFPA or ICC. **ALSO, DFPC must be notified prior to construction**. If they are not qualified, DFPC will conduct your plan review.

Limited Scope Projects: For projects costing under $5,000, which are **limited in scope**, you pay only a $500 fee for a three year permit to complete any one or more of these projects, **instead** of going through plan review and paying the $2500 plan review fee. A partial list of limited-scope projects are:

- Projects that are written during an inspection and are less than $5,000;
- Replacement of doors (that are NOT fire rated doors) and door hardware (that are NOT delayed egress , access control hardware, or locking devices);
- Replacement of windows;
- Installation of new carpet, tile, wallpaper, painting etc.;
- Installation or replacement of ramps NOT required by code unless they exceed a 1:20 slope;
- Installation or alteration of DETACHED open air structures, i.e., sheds, covered patios, pergolas, gazebos, etc;
- Replacement of sprinkler heads (as long as it does not alter the hydraulic calculated system);
- Installation of fewer than four(4) alarm devices on a fire alarm system;

- Installation of carbon monoxide detectors;
- Replacement lighting;
- Replacement or modification of an existing generator;
- Replacement of heating and cooling equipment.
- **NOTE: This is a partial list. Please watch the website for updates. Send in your ideas for other limited scope projects.**

Visit the program website frequently for all forms, including-plan review forms, emergency rules, etc., and updated information at, www.dfpc.state.co.us . Anyone with questions can reach Sean Schwartzkopf at sean.schwartzkopf@state.co.us or 303-692-2914 (office), 303-500-3257 (cell).

HIV and Other Sexually Transmitted Diseases: Melanie S. Mattson, STI/HIV/Viral Hepatitis Section Chief for CDPHE's Disease Control and Environmental Epidemiology Division talked about the aging population and complex issues surrounding the spread of infection diseases (e.g., bloodborne pathogens, HIV, Hepatitis B and C) and consensual sex, informed consent by partners, and disclosure of these diseases by infected persons. Her goal is for CDPHE and HFEMS to be on the same page with more aging focus on disease control and response. She reviewed the steps in a typical disease investigation, and then illustrated how aging-related issues and disease processes, e.g., dementia, can complicate situations around informed consent, notification of sex partners, and confidentiality, among others. Ms. Mattson's team can help negotiate these complex conversations about how to protect yourself and your clients, ensure that disclosure happens, know what can and cannot be disclosed, how to protect partners, etc. An interdisciplinary Resident Intimacy and Sexuality Task Force, first created in 2000 to develop guidance for providers, staff and ombudsmen, is being re-energized to update a 2004 document on *Resident Intimacy and Sexuality Investigation Guidelines with FAQs,* with current language, law and protocol and a lot of "group think" of what's the best way to handle these issues. The intention is that this document will apply to LTC and ALRs. For more information, contact Ms. Mattson at Melanie.Mattson@state.co.us

Service Plans for ACFs/SEPs/MHCs and Additional Training for ACFs: Sarah Hoerle, administrator of the mental health community supports waiver for ACFs, reported on efforts to increase communication and health care coordination between mental health centers, single entry points (SEPs) and alternative care facilities (ACFs) in administering the community mental health support waivers in ACFs. In July, these groups met and devised a care/service plan that all three agencies would meet on every 6 months to review; this way everyone involved with a client will know what his/her HCBS services are, what their goals are, what their plan is, what their crisis plan, what behaviors look like when the client isn't doing well and who to call. The group is developing a draft care plan which will be piloted first. Two mental health centers were represented in this group and were open to this procedure and working on the plan. Attendees provided input on Ms. Hoerle's interdisciplinary approach. If you have any questions, Sarah Hoerle can be reached at Sarah.Hoerle@state.co.us or 303-866-2669.

Flood Update: Melanie Roth gave an overview of health facilities evacuated due to flooding in Colorado in the last few weeks. She reminded key staff to routinely update their emergency contact information on the division web portal, so that staff and emergency responders can check on at-risk facilities.

Training Update: Melanie Roth reported that the Assisted Living Residence Program has moved its person-centered care training until spring, 2014.

Next Meeting: The next meeting will be held on Thursday, November 14, 2013, from 12:00 - 2:00 PM.