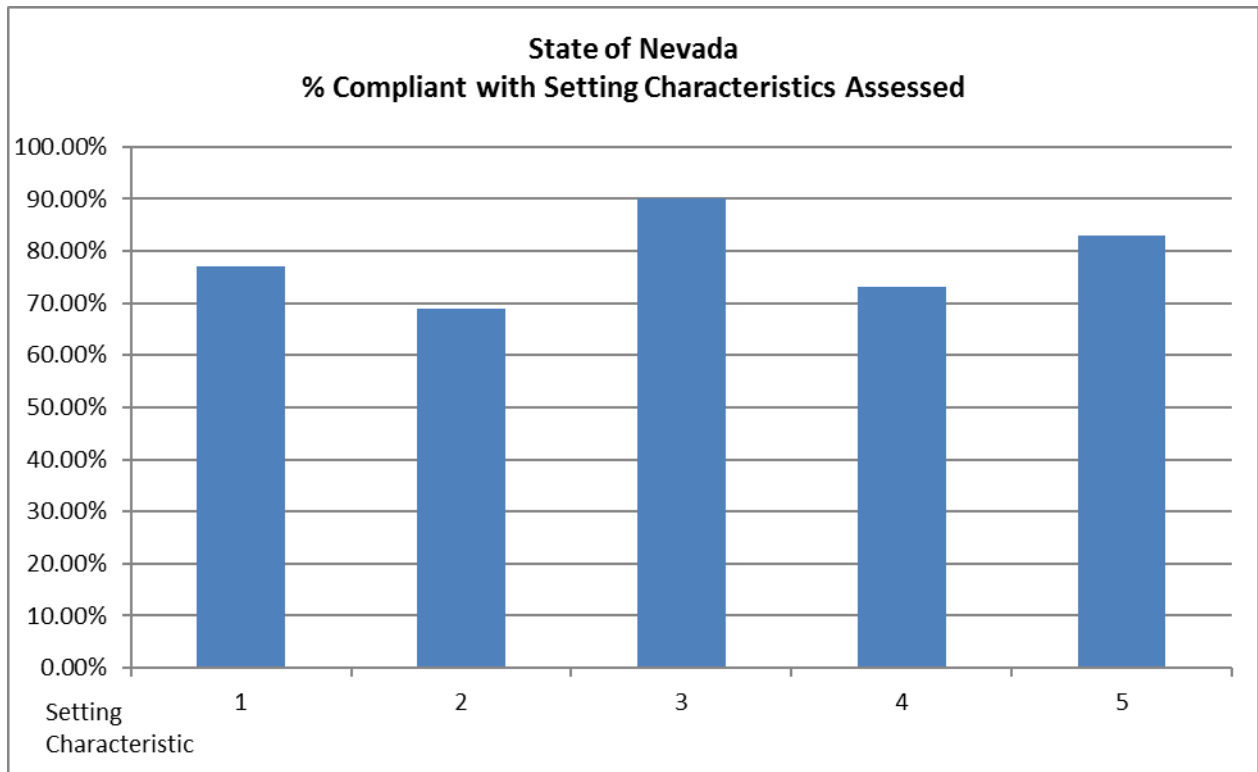


Nevada Developmental Services assessed each non-residential setting for compliance with the new CMS Community Based Settings regulations between May 2015 through March 2016. Nevada Developmental staff initially worked with each provider with respect to the Community Based Settings rule by visiting each site, assisting the provider in conducting a self-assessment, and discussing options for increasing compliance with the rule. Each provider was asked to complete a self-assessment. In March 2016, Nevada Developmental Services staff re-assessed provider compliance with respect to the Community Based Settings rule. 23 different jobs and day training settings were assessed by Nevada Developmental Services staff throughout the state for compliance with basic exploratory questions for five (5) community based setting characteristics outlined by CMS. These characteristics are:

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.
2.	The setting is selected by the individual from among setting options including non-disability specific settings. The settings options are identified and documented in the person centered plan and are based on the individuals needs and preferences...
3.	The setting ensures an individual's rights of privacy, dignity and respect and freedom from coercion and restraint.
4.	The setting 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.
5.	The setting facilitates individual choice regarding services and supports and who provides them.

A total of 23 non-residential settings were assessed using the Home and Community Based Services (HCBS) Non-Residential Assessment form.

Currently, providers of Jobs and Day training services face significant barriers to providing services in a community based setting. Such barriers include an outdated rate structure that inadvertently incentivizes services that are facility based, lack of systems to support opportunities for integrated employment, and transportation. The analysis of the non-residential settings indicates that Nevada Developmental Services needs to improve the ability for community providers to meet the community based settings by supporting services in non-disability specific settings and settings that are based on the individuals' needs and preferences, as outlined in their person centered plan.



Specific questions/areas of the Home and community Based Services Non-Residential Assessment for which Nevada Developmental Services need to address systemically with respect to supporting providers to come into compliance with the Community Based Settings rule is outlined in the below chart. Each question below is followed by the percent of compliance demonstrated through the provider assessment conducted by Nevada Developmental Services.

Question	%Compliant
1.1 Does the setting provide opportunities for regular meaningful non-work activities in integrated community settings for the period desired by the individual:	74.00%
1.2 Does the setting afford opportunities for individual schedules that focus on the needs and desires of an individual and an opportunity for individual growth?	87.00%
1.3 Does the setting allow individuals the freedom to move about inside and outside of the setting as opposed to one restricted room or area within the setting?	74.00%
1.4 Is the setting in the community/building located among other residential buildings, private businesses, retail businesses, restaurants, doctors' offices, that facilitates integration with the greater community?	74.00%

1.5 Do employment settings provide individuals with the opportunity to participate in negotiating his/her work schedule, break/lunch times and leave and medical benefits with his/her employer to the same extent as individuals not receiving Medicaid HCBS?	75.00%
1.6 Does the setting provide individuals with contact information, access to and training on the use of public transportation?	71.00%
1.7 Does the setting assure that tasks and activities are comparable to tasks and activities for people of similar ages who do not receive HCB services?	68.00%
2.1 Does the setting reflect individual needs and preferences and do its policies ensure the informed choice of the individual?	91.00%
2.2 Do the setting options offered include non-disability specific settings, such as competitive employment in an integrated public setting, volunteering in the community, or engaging in general non-disabled community activities?	61.00%
2.3 Do the setting options include the opportunity for the individual to choose to combine more than one service delivery setting or type of HCBS in any given day/week?	39.00%
3.1 Does the setting assure that staff interacts and communicate with individuals respectfully and in a manner in which the person would like to be addressed, while providing assistance during the regular course of daily activities?	96.00%
3.2 Do setting requirements assure that staffs do not talk to other staff about an individual in the presence of other persons or in the presence of the individual as if s/he were not present?	91.00%
3.3 Does the setting policy require that the individual and/or representative grant informed consent prior to the use of restraints and/or restrictive interventions and document these interventions in the person-centered plan?	74.00%
3.4 Does the setting policy ensure that each individual's supports and plans to address behavioral needs are specific to the individual and not the same as everyone else in the setting and/or restrictive to the rights of every individual receiving support within the setting?	100.00%
3.5 Does the setting offer a secure place for the individual to store personal belongings?	87.00%

4.1 Are there gates, Velcro strips, locked doors, fences or other barriers preventing individual's entrance to or exit from certain areas of the setting?	74.00%
4.2 Does the setting afford a variety of meaningful non work activities that are responsive to goals, interests and match the skills and needs of individuals?	65.00%
4.3 Does the setting afford opportunities for individuals to choose with whom to do activities in the setting or outside the setting or are individuals assigned only to be with a certain group of people?	64.00%
4.4 Does the setting afford the opportunity for tasks and activities matched to individual's skills, abilities and desires?	91.00%
5.1 Was the individual provided a choice regarding the services, provider and settings and the opportunity to visit/understand the options?	83.00%
5.2 Was the individual provided an opportunity to visit and understand their options?	86.00%

Nevada Developmental Services recognizes the need to address the above areas in a systemic manner in order to support the improvement of integrated employment and community based outcomes for individuals receiving jobs and day training services. The following items are current projects for which Nevada Developmental Services has initiated, or are soon to begin to initiate, to address the issues discussed in this report:

- Continued interagency collaboration with state agencies, community leaders, non-profit organizations and businesses to enhance and strengthen supported employment systems.
- Developing Memorandum of Understanding between school systems, Vocational Rehabilitation and Regional Centers, transportation and providers to outline roles, responsibilities and agreements.
- Work with all partners on the implementation of the Nevada Strategic Plan on Integrated Employment. Taskforce members were appointment by Governor Brian Sandoval (See attachment 1).
- Begin Career Development/Planning as a discreet waiver service to begin to prepare individuals for competitive jobs.
- Continue membership in the State Employment Leadership Network (monthly membership meeting, annual meeting, resources, webinars, and on-site visits. Nevada Developmental Services is currently working on Funding Strategies Study Recommendations for Nevada (See attachment 2). Membership with the National Employment First community of Practice to support the alignment of policy, practice, and funding streams toward prioritizing competitive non-residential providers.
- Develop state a workgroup which will consist of representative from the State Developmental Services and community non-residential providers to support continue systems change with

respect to the provision of day habilitation services that focus on community based activities, versus facility based activities.

- Continue to support community non-residential support providers in accessing training from the Direct Course – College of Employment Services.
- Continue to provide access to training and webinars for State Service Coordinators keeping the focus on community integration and competitive employment outcomes.
- Set and measure progress toward employment goals.
- Generate a list of who is in day training and who could be successful in integrated employment.
- Prepare budgets to support the ability to set a percent of people to move people out of day training services and into integrated employment over the next three years.
- Continue funding community provider pilot programs that expand integrated employment outcomes.
- State Developmental Services to revise and expand Supported Employment definition, requirement of providers and develop outcome data.