

2019 Elder Care and Vulnerable Adult Protection Act

“ . . . a remarkable consensus agreement on reforms to strengthen protections for elders and vulnerable adults in Minnesota.”

Jan Malcolm, Commissioner of the Minnesota Department of Health

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GOAL

Solutions that would provide greater **clarity** and **transparency** for consumers and their families, strengthen **regulatory oversight** and consumer **protection**, and maintain a model of senior living that supports **consumer choice**, options and the **opportunity to age in place**.

OUTCOME

A **balanced compromise** grounded in shared values that puts in place the framework for the **next generation of assisted living services for seniors in Minnesota**.

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Guideposts for Collaboration and Compromise

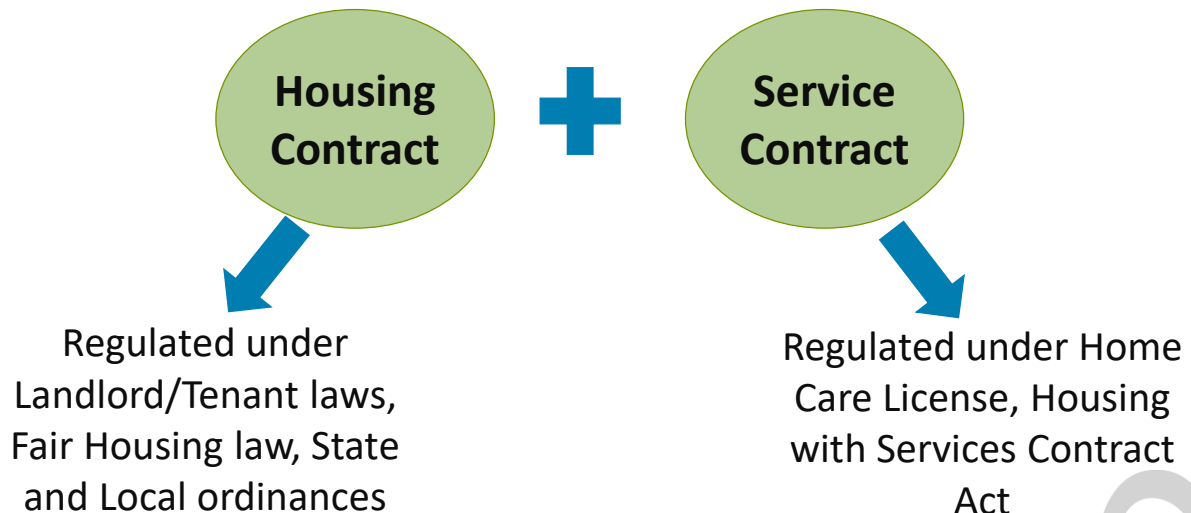
Find the right balance between:

- **Safety and Consumer Choice/Agency**
- **Clear and enforceable standards and preservation of “Home”**
- **Stronger Oversight/increased regulation and Affordability/Access**
- **The opportunity to Age in Place and the Safety of all residents in a community**
- **Protection of vulnerable adults and the recognition that Age alone ≠ vulnerability**



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CURRENT Framework for Assisted Living/Housing with Services



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NEW Framework for Assisted Living



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NEW Framework for Assisted Living

Clarity	Accountability
<ul style="list-style-type: none"> • All reg's in one chapter of law • SINGLE license holder • New uniform checklist disclosure form 	<ul style="list-style-type: none"> • Surveys every two years • Transparency in business structures; new license process requirements • Enforcement of existing plus new enforcement practices, e.g., immediate fines • Bill of Rights • Restitution Fund
Codification of Standards	Prevention
<ul style="list-style-type: none"> • Assessment; prior to move-in and ongoing; service planning • Transition planning • Terminations and appeals • Staff training; staffing plan; supervision • Resident and family councils • Physical plant 	<ul style="list-style-type: none"> • Safety and quality technical panel established; evidence-based practices to prevent harm before it can occur • Individual abuse prevention plans

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NEW Framework for Assisted Living

- **AL License required for any setting providing sleeping accommodations + assisted living services for 1 adult or more, including:**

- ✓ Assistance with ADL's
- ✓ Med management; reminders
- ✓ Help with mobility/transfers
- ✓ Treatments, therapy
- ✓ Health care
- ✓ Modified diets
- ✓ Tube feeding
- ✓ Supportive services in combination with any of above

- **AL License NOT required for:**

- ✓ Private homes of related persons living together
- ✓ Adult foster care or transitional housing – emergency shelters
- ✓ Owner-occupied communities, e.g., cooperatives, condo's
- ✓ Certain housing types with federal financing such as HUD
- ✓ Independent senior living



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NEW Framework for Assisted Living

- **“I’m Okay” Checks**

- ✓ System to check on safety of a resident at least once daily
- ✓ Considered a “supportive service”
- ✓ Does not trigger licensure in and of itself but does require disclosure in contract with resident; how provided



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Preventing Harm – Creating, Embedding and Enhancing a Safety Culture

ORGANIZATIONS - MAKE THE PLEDGE!

I pledge to do my best every day to increase the safety of the people I serve, and my fellow team members, by:

1. I will always treat the people in my care with respect and dignity and take steps to get to know them as a person.
2. I will speak up if I see something that may be unsafe or makes me feel uncomfortable.

Name _____
 Title _____
 Organization _____
 City _____
 Email _____

Signature _____

By taking this pledge, I commit to support and implement the Safe Care Action Plan in my setting.



Safe Care Action Plan

- Leadership Engagement and Training in Safe Care
- Designate a Safe Care for Seniors Champion(s)
- Participate in at least 1 Collaborative Learning and Improvement Opportunity Each Year
- Partner in New Ways with Residents and Families to Improve Communication, Safety and Quality
- Build and Strengthen Our Safety Culture

Safe Care for Seniors: Our Calling. Our Commitment. Our Culture.

442 committed organizations to date



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Preventing Harm – Safe Care for Seniors



Weekly & Quarterly OHFC Report Analysis

Recognition

Safety Alerts

Resident & Family Engagement

Learning Collaboratives

Virtual Training Library

SAFE Care for seniors
 SAFETY ALERT

SAFE Care for Seniors Virtual Training
 Welcome to the Virtual Training Library.

Safe Care for Seniors Virtual Workshop
 We have taken the Safe Care for Seniors Workshop and packaged it into video training segments – 1 for each of the 5 action steps – that you can use with your staff team. Some training videos are accompanied by a practice exercise so you can apply what you learn to examples of what you may experience in your setting.

Plan a full staff retreat or break each action step into its own training program – either way our Safe Care for Seniors Virtual Workshop is a step in the right direction

ACTION 4: PARTNER WITH RESIDENTS & FAMILIES

ACTION 3: PARTICIPATE IN COLLABORATIVE LEARNING & IMPROVEMENT

cooperate connect



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