

Department of Health & Human Services
Centers for Medicare & Medicaid Services
61 Forsyth Street, SW, Suite 4T20
Atlanta, Georgia 30303-8909



IMPORTANT NOTICE – PLEASE READ CAREFULLY
(Receipt of this Notice is Presumed to be June 11, 2019, --Date Notice E-mailed)

June 11, 2019

Attn: Dr. Katherine Abbott
Scripps Gerontology Center
396 Upham Hall
100 Bishop Circle
Oxford, OH 45056
abbottkm@miamioh.edu

Re: Request for State Use of CMP Funds
2019-04-TN-0403
CMP Fund Request Approved: \$116,396.00

Dear Dr. Abbott:

Sections 1819(h)(2)(B)(ii)(IV)(ff) and 1919(h)(3)(C)(ii)(IV)(ff) of the Social Security Act incorporate specific provisions of the Patient Protection and Affordable Care Act pertaining to the collection and uses of civil money penalties (CMPs) imposed by the Centers for Medicare & Medicaid Services (CMS) when nursing homes do not meet requirements for long term care facilities. In accordance with 42 CFR § 488.433 and CMS Survey & Certification Memo 12-13-NH (effective January 1, 2012) States must obtain approval from CMS for the use of federally imposed CMP funds.

Our office has reviewed the proposal submitted by Miami University for \$116,396.00 to implement a program titled *Training Services for Preferences for Activities and Leisure Cards*. Honoring preferences empowers residents, helping them to maximize their potential for retaining relationships, capabilities, interest and skills by acknowledging what they prefer in the context of their strengths and needs.

Based on the CMP application request and additional information provided for review, the CMP request has been approved. Miami University's Scripps Gerontology Center and the Tennessee Technological University (TTU) shall submit a quarterly report to CMS that discloses the number of participating Tennessee nursing homes, the number of tailored Preference for Activity and Leisure (PAL) Cards developed, and the impact of PAL Cards on resident quality of life and quality of care.

Quarterly reports on this project and a final report summarizing lessons learned shall be sent to CMS, with the CMP request number 2019-04-TN-0403 included on all pages of the report. Please address correspondence for CMS to:

Stephanie M. Davis, MS., RD
Chief, LTC Certification & Enforcement Branch
Centers for Medicare & Medicaid Services
Sam Nunn Atlanta Federal Center
61 Forsyth St., Suite 4T20
Atlanta, Georgia 30303-8909

State use of civil money penalty fund requests are not subject to an appeal. This CMP request was made possible by the Centers for Medicare and Medicaid Services (CMS) in partnership with the Tennessee State Agency.

If you have any questions regarding this matter, please contact Stephanie Davis, Chief, LTC Enforcement Branch at (404) 562-7471.

Sincerely,



for:

Linda D. Smith
Associate Regional Administrator
Division of Survey & Certification

cc: Stephanie M. Davis
Louise Ryan
Sally Pitt
Chelsea Ridley
Jacy Weems
Vincent Davis
CMPRP Team