

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



IMPORTANT NOTICE – PLEASE READ CAREFULLY
(Receipt of this Notice is Presumed to be July 13, 2020 -Date Notice E-mailed)

July 13, 2020

Tennessee Technological University
Whitson-Hester School of Nursing
1 William L. Jones Drive
Cookeville, Tennessee 38505-0001

Dr. Sheila Hurley
10 W. 7th Street
Cookeville, Tennessee 38505
Shurley@tntech.edu

Re: Request for State Use of CMP Funds
CMP Request No. 2020-04-TN-0430
CMP Fund Request Approved- \$665,086.00

Dear Dr. Sheila Hurley:

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 Tennessee Technological University for \$665,086.00 to implement a program titled, “*ArtTherapy4Life Tennessee.*” Art therapy is a proven method for slowing cognitive decline in residents living with dementia and is proven to discourage negative behaviors. Participating facilities will be equipped with training and materials necessary to ensure long-term sustainability of the art therapies. Overall, the project is likely to result in direct improvement in residents’ quality of life. This is a three year project involving 100 Tennessee certified nursing homes across the state. Nursing facilities will be selected for participation based on the following conditions: (1) a high percentage of psychotropic medication use; (2) star quality ratings at or below three stars, or (3) located in a

rural setting. Tennessee Technological University will use third-party vendor, ArtTherapy4Life (T4L), to provide up to 20 staff from each facility an onsite training workshop on how to implement an art therapy program and supplementary manuals for reference.

Based on the CMP application request and additional information provided for review, the CMP request has been approved. Acceptance of CMP funds by Tennessee Technological University requires the university to:

- Review the CMP project and deliverables with Alliant Quality, the Tennessee Quality Improvement Organization (QIO);
- Ensure that all participating nursing homes are registered with Alliant Quality;
- Provide a list of participating nursing homes to CMS, Alliant Quality and the State Survey Agency;
- Review the CMP project and deliverables with the Medical Director of each nursing home;
- Quarterly reports shall disclose the number of residents participating in the clinical art therapy program at each nursing home;
- Quarterly reports shall discuss the impact of the clinical art therapy program on residents' quality of life; and
- At least annually, Tennessee Technological University shall schedule a conference call with CMS and the State Survey Agency to share information on lessons learned and best practices identified. The QIO and LTCO shall be invited to voluntarily participate in the annual project update.

Quarterly reports on this project and a final report summarizing lessons learned will be sent to CMS, with CMP request number 2020-04-TN-0430 included on all pages of the report. Please address correspondence for CMS to:

Stephanie M. Davis, MS., RD
Survey & Enforcement Division
Centers for Medicare & Medicaid Services
Center for Clinical Standards & Quality
Sam Nunn Atlanta Federal Center
61 Forsyth St., Suite 4T20
Atlanta, Georgia 30303-8909
Electronically to: Stephanie.Davis@cms.hhs.gov

This CMP request was made possible by the Centers for Medicare and Medicaid Services (CMS) in partnership with the Tennessee Department of Health and the Tennessee State Agency.

In accordance with 42 CFR 488.433, states must make information about the results of projects funded by CMS available to the public. States must submit results of projects using the CMP Reinvestment Plan Project Tracker, due annually in February and posted on the CMS CMPRP website.

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

Sincerely,

Stephanie M. Davis for

Linda D. Smith, Director
Atlanta Division of Survey & Enforcement
Center for Clinical Standards & Quality

cc: Stephanie M. Davis
Louise Ryan
Vincent Davis
Sally Pitt
Shaquallah Shanks
Kristyn Long
Alliant Quality
CMPRP Team