



IMPORTANT NOTICE – PLEASE READ CAREFULLY
(Receipt of this Notice is presumed to be July 15, 2019-Date Notice E-mailed)

July 15, 2019

Dr. Jason Crandall
Western Kentucky University Research Foundation, Inc.
1906 College Heights Blvd. #11016
Bowling Green, Kentucky 42101-1016
Jason.crandall@wku.edu
Sponsored.programs@wku.edu

Re: Request for State Use of CMP Funds
CMP Request No. 2019-04-TN-0705
CMP Fund Request Approved-\$503,803.00

Dear Dr. Jason Crandall:

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.

The CMS Atlanta Regional Office has reviewed your civil money penalty (CMP) request seeking \$503,803.00 over a three-year period, to train 280 direct care staff in how to implement Bingocize in 40 Tennessee certified nursing homes. The project is designed to benefit at least 1,800 residents. Bingocize is an evidence-based health promotion program that combines exercise and the game of bingo, to improve quality of life for residents. The program involves activities and exercise to improve functional performance leading to improvements in activities of daily living (ADLs) and reduced fall risk. Residents participating in Bingocize will have the opportunity to socially engage and communicate with other residents as well as staff and university faculty and students. Bingocize will educate university students, who are the future workforce, in best practices for working with older adults in long-term care.

The project involves facilitating partnerships between six (6) universities and direct care staff in the selected Tennessee certified nursing homes. Partnering universities include Roane State College, Middle Tennessee State University, University of Tennessee at Chattanooga, Carson-Newman University, Volunteer State Community College and East Tennessee State University.

Congratulations, CMS has approved the usage of CMP funds for Bingocize in 40 Tennessee certified nursing homes. Funding for the second and third year of the project is contingent upon the submission of metrics that demonstrate the effectiveness of Bingocize in year one, as well as, completion of all deliverables specified in the CMP application.

Acceptance of CMP funds by the Western Kentucky University (WKU) Research Foundation, Inc., requires at a minimum that:

- The Medical Director and administrator of each participating nursing home shall sign a participation agreement. Participation agreements shall be available to CMS and the State upon request.
- The Medical Director and/or the attending physician shall authorize each resident's participation in Bingocize.
- The Project Director shall collaborate with university partners to ensure the sustainability of Bingocize.
- Nursing home staff, university faculty and students shall receive training in Bingocize to promote consistency and project sustainability.
- WKU shall maintain a list of Lead facilitators in each participating nursing home.
- Nursing homes shall develop policies and procedures for the implementation of the Bingocize program.
- The Activities Director and university student shall maintain attendance records of residents participating in Bingocize.
- The Interdisciplinary team shall update care plans to include Bingocize where applicable.
- Data from the MDS 3.0 shall be utilized to track changes in each resident's functional performance and social engagement.
- University faculty and students shall provide education and training for direct care staff on Alzheimer's disease and how to manage residents with challenging behaviors.
- Additional training topics related to enhancing quality of life and quality of care for residents shall be provided based on the individualized needs of each facility.
- At a minimum, direct care staff will learn basic exercise information, safety and training principles, fall prevention techniques, dementia characteristics that may affect exercise and movement, and techniques to communicate with residents suffering from varying levels of dementia.
- Students shall be thoroughly screened by the university and shall complete a criminal background check prior to onsite services in participating nursing homes.
- Residents and family members shall be informed of the Bingocize program.
- The Activities Director or student shall provide updates on the Bingocize project to the resident council and family council.
- WKU shall include a summary of onsite visits in quarterly reports detailing lessons learned and compliance to established Bingocize protocols. Annually, WKU in partnership with the participating university and certified nursing home shall provide an update to the Medical Director on the impact of the program on resident care.
- Students participating in the Bingocize program shall complete written reflections of their experiences and create a culminating project that highlights their experience at the certified nursing home. Projects shall be presented to residents and direct care staff.

- Western Kentucky University Research Foundation, Inc., faculty and students shall disclose Bingocize best practices identified during the project in quarterly progress reports.
- A final report summarizing the best practices and lessons learned from this project shall be provided to CMS and the State 60 days following the completion of the three-year project.
- The facility shall be responsible for all costs associated with the continuation of Bingocize following completion of the CMP project.
- The Project Director shall provide CMS with a copy of the written contract with the state regarding this project, and a copy of any subcontracts with university partners.

The CMS regional office looks forward to receiving quarterly reports on the implementation of Bingocize. Quarterly reports shall include a cover letter from the project leader and the CMP request number 2019-04-TN-0705 on all pages of the report and narrative.

Submit quarterly reports to:

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

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 M. Davis, Chief, LTC Enforcement Branch at (404) 562-7471.

Sincerely,


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

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