

The Dignity Digest

Issue # 94 June 17, 2022

The Dignity Digest is information compiled by Dignity Alliance Massachusetts concerning long-term services, support, living options, and care issued each Friday.

*May require registration before accessing article.

Quotes of the Week

'Guardianship would have been worse than death to me because I would have lost my choice. I fully trust my team, but I want to make choices for my own life, and this law would protect that process."

Jonathan Gardner, cancer survivor who is also autistic and an East Bridgewater resident, For some adults, it takes a team, not a guardian, to make life decisions, *Boston Globe, June 15, 2022,

https://tinyurl.com/ltTakesATeamJonathanGardener

"So many people are losing housing right now. If we actually believe housing is a right, then we need to act like it, because the next stop is homelessness."

Andrew Fahlstrom, a housing rights organizer, A Minneapolis woman was about to be evicted. Neighbors bought her home for her, *Washington Post, June 13, 2022, https://tinyurl.com/MinneapolisWoman

One in every 14 Americans experiences homelessness at some point, a population that is disproportionately Black. Eradicating homelessness would involve tackling systemic racism, reconstituting the nation's mental health, family support and substance abuse systems, raising wages, expanding the federal housing voucher program and building millions more subsidized homes.

How Houston Moved 25,000 People from the Streets into Homes of Their Own, *New York Times, June 14, 2022,

https://tinyurl.com/HoustonMoved25000People

Half a century ago, America invented modern homelessness. The stage was set with the shuttering of psychiatric hospitals in the wake of abuse scandals and the introduction of new psychotropic medications. Then cities started offering tax incentives to owners of flop houses, or single-room-occupancy hotels, to convert their properties into market-rate rentals, condos, and co-ops.

How Houston Moved 25,000 People from the Streets into Homes of Their Own, *New York Times, June 14, 2022,

https://tinyurl.com/HoustonMoved25000People

"Housing people is a slow, extremely complicated, incremental process that requires all hands on deck, all the time, if you don't want to settle for the status quo, much less go backward. Everyone has to come together around the table."

Marc Eichenbaum, special assistant for homeless initiatives to the mayor of Houston, TX, How Houston Moved 25,000 People From the Streets Into Homes of Their Own, *New York Times, June 14, 2022, https://tinyurl.com/HoustonMoved25000People

Around 1 in 6 people 60 years and older experienced some form of abuse in community settings during the past year.

Tackling Abuse of Older People: Five Priorities for the United Nations Decade of Healthy Ageing (2021-2030), World Health Organization, April 2022, https://tinyurl.com/WHOTacklingAbuse

The global population of people aged 60 years and older will more than double, from 900 million in 2015 to about 2 billion in 2050.

Tackling Abuse of Older People: Five Priorities for the United Nations Decade of Healthy Ageing (2021-2030), World Health Organization, April 2022, https://tinyurl.com/WHOTacklingAbuse

"I'm really glad that Lizzo changing it has led to lots of people learning that it's a slur and while I obviously would have preferred, she didn't use it in the first place, I'm glad it became something of a teachable moment. That's probably the best outcome."

Hannah Diviney, a disability advocate, commenting on Lizzo's response to the inclusion of a derogatory term in a song lyric, *Lizzo's Lyric Offended Fans*. *She Changed It, and They Forgave.,* *New York Times, June 14, 2022, https://tinyurl.com/LizzosLyric

"Everyone needs a happiness 401(k) plan."

Arthur C. Brooks, author of *From Strength to Strength: Finding Success,* Happiness and Deep Purpose in the Second Half of Life, Instead of Wishing for Happiness, Here's How You Can Really Make It Happen, **The Ethel from AARP**, June 13, 2022, https://tinyurl.com/WishingForHappiness

"This audit presents us with real opportunities to address our city's housing needs and build affordable housing across Boston. With this information and transformative investments from the American Rescue Plan, we look forward to significant, community focused affordable housing investments in Boston."

Chief of Housing Sheila Dillon, City of Boston, *Mayor Wu Announces*Completed Audit of City-Owned Land, City of Boston – Mayor's Office of

Housing, June 15, 2022, https://tinyurl.com/CityWideLandAudit

"Gunshot victims, [people with] spinal cord injuries, people who are HIV+ or have AIDS have literally been warehoused there for many years (i.e., the Philadelphia Nursing Home). Many of those individuals can be better and less expensively served in community settings."

Nursing home advocate, Thomas Earle, CEO of Liberty Resources Inc., *Philadelphia Nursing Home will close by the end of 2022*, **The Philadelphia Inquirer**, June 14, 2022, https://tinyurl.com/PhiladephiaNHClosing

The evidence supporting Albrioza's approval is not ironclad, but it's certainly much stronger than the equivocal (at best) data used to approve Aduhelm. People with ALS, their caregivers, and advocates have asked the FDA to give them the same consideration and regulatory flexibility that the agency offered people with Alzheimer's. That feels like a reasonable request. And the inevitable reports of Americans with ALS traveling to Canada to obtain Albrioza are not going to look good for the FDA.

Amylyx's case for approval of its ALS drug isn't ironclad. Here's why I think it will still happen, **STAT News**, June 14, 2022,

https://tinyurl.com/AmylyxsCaseForApproval

When I walked through the halls of the Covid intensive care unit back in the spring of 2020, I told myself, as did so many

of us in health care, that we would improve care for those who were disproportionately affected by this virus. The systems to which we had become accustomed would be dismantled, and we would find ourselves somewhere better.

But those sorts of promises are naïve and empty without a plan for how to make and sustain real change to protect the vulnerable among us. So here I am, back in the unit, caring for a patient with severe cerebral palsy who had aspirated his own secretions and developed a life-threatening pneumonia. His aging parents had done the best they could, despite limited resources, making sure to turn their adult son on his side multiple times a day to help him cough, but his muscles were too weak. And now he would require a tracheotomy tube for the rest of his life. I know, after talking to his parents, that it is possible that their adult son will not go home, that they will not be able to afford the kinds of services he needs. When and if another virus comes, the son they cared for at home for three decades might be living in precisely the kind of nursing facility that will be decimated by it. It's easy to feel that the tragedy only repeats.

Dr. Daniela Lamas, a pulmonary and critical-care physician at Brigham and Women's Hospital, Boston, *America's Hospitals Are in Transition*, *New York Times, June 14, 2022, https://tinyurl.com/HospitalsInTransition

"It's pretty incredible. You could argue the provision of housing and wraparound supports is more effective than almost any clinical intervention we could offer."

Jami Snyder, director of Arizona's Medicaid agency, *If Housing Is a Health Care Issue, Should Medicaid Pay the Rent?*, **The New York Times (free access)**, June 14, 2022, https://tinyurl.com/ShouldMedicaidPayRent

What we were most afraid of then — in addition to all the medical coulds and woulds — was how the world would treat Lucy. Would she have friends? Would she be appreciated? Would she be valued? Would she be loved?

Lucy is all these things because she wasn't cast aside, because she wasn't educated in a separate room, because she wasn't denied participation in the things she loves, theater, music, and dance. It took a village. It will continue to take a village made up of family and friends and educators and strangers who become friends.

People talk about inclusion. This is what inclusion is. And this is why Lucy thrives.

Beverly Beckham, Cheers for unstoppable Lucy, as she graduates from high school, *Boston Globe, June 9, 2022 (updated), https://tinyurl.com/UnstoppableLucy

Dignity Votes 2022

Interviews with candidates for State Auditor

As one aspect of the *Dignity Votes 2022* initiative, candidates for constitutional office have been invited to participate in individual interviews with a panel of Dignity Alliance Massachusetts members. Candidates for the office of state auditor have been the first to be invited. They will be interviewed by a panel consisting of

- Richard Moore, former Massachusetts Senate President Pro Tempore and Senate Chair, Joint Health Care Finance Committee
- Arlene Germain, Executive Director, Massachusetts Advocates for Nursing Home Reform
- Sandy Alissa Novack, MBA, MSW

Charles Carr, former Commissioner of the Massachusetts Rehabilitation Commission, will serve as moderator.

Interview schedule:

- Diana DiZoglio: Wednesday, June 29, 1:00 to 2:00 p.m.
- Chris Dempsey, Thursday, June 30, 1:00 to 2:00 p.m.
- Arthur Amore, Thursday, June 30, 2:00 to 3:00 p.m.

Information on how to register to observe interviews live will be included in June 24 issue of *The Dignity Digest*. Interviews will be recorded and posted on the DignityMA website.

Fact Sheets and Issue Briefs

Prepared by Dignity Alliance Massachusetts Workgroups

Nursing Homes

- Nursing Home Fact Sheet
- Nursing Home Staffing Issues
- Pandemic Issues in Nursing Homes
- Nursing Homes Financial Responsibility
- Nursing Homes Oversight, Licensures, Closures
- Nursing Homes Small Home Model

Home and Community Based Services

- HCBS Fact Sheet
- HCBS Staffing Issues
- HCBS Care Coordination Issues

Behavioral Health

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		Behavioral Health Fact Sheet
		 BH Elder Mental Health Outreach Teams (EMHOT) Issues
		 BH Nursing Homes and Psychotropic/Antipsychotic Drugs Issues
		Social Work Staffing Issues
		Housing
		Housing Issues
		Veterans
		Veterans Issues
		https://dignityalliancema.org/2022-facts-and-issues/
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Request for Input	1.	President Biden's Committee for People with Intellectual Disabilities
		On June 2, 20 citizen members were sworn in as members of the <u>President's</u>
		Committee for People with Intellectual Disabilities (PCPID). The PCPID is now
		getting ready for its first full committee meeting, which will be open to the
		public. More information about registration will be available soon, but please
		mark your calendars for July 28 from noon to 4 pm ET.
		Stakeholder input is very important to the PCPID. Comments and suggestions,
		especially from people with intellectual and developmental disabilities, are
		welcome at any time. If there are comments or feedback you would like to share
		with the PCPID as it begins to prioritize its work, <u>please share them through this</u>
		form on ACL.gov. Comments received by June 30 will be shared with the PCPID
		at the July meeting. (Comments received after June 30 will be compiled and
		shared with the PCPID quarterly.)
		About the President's Committee for People with Intellectual Disabilities
		Initially established in 1966 by President Lyndon B. Johnson, the PCPID advises
		the President and the Secretary of Health and Human Services on a broad range
		of topics that impact people with intellectual disabilities, as well as the
		professional fields that support people with intellectual disabilities and their
		families. Its goal is to improve the quality of life experienced by people with
		intellectual disabilities by upholding their full citizenship rights, independence,
		self-determination, and lifelong participation in their communities.
	2.	New York Times (free access)
	۷.	June 14, 2022
		•
		If Housing Is a Health Care Issue, Should Medicaid Pay the Rent?
		There is a survey at the end of this article requesting responses to these
		questions:
		Should Medicaid help with housing?
		 What lessons do you take away from this story?
		 Do you think using Medicaid to address homelessness is making the issue
		better or worse?
		 Do you have a connection to the issue of homelessness or housing
		insecurity?
		 What would you like to tell us about your experience?
		If you would like to provide input to this survey, you can access the response
		form at the end of the article.
		https://tinyurl.com/ShouldMedicaidPayRent
Inspiration	3.	*Boston Globe
		June 9, 2022 (updated)
		Cheers for unstoppable Lucy, as she graduates from high school

		When my granddaughter Lucy was born with Down syndrome 19 summers ago,
		there were so many naysayers. I hear them in my head still. She'll never. Don't
		expect. She won't.
		But she has and she did and she will. Because there were more optimists and
		believers saying she can than defeatists saying she cannot.
		Lucy graduated from Canton High School last Saturday morning
		I remember the dentist who dismissed her when she was just 4 years old. I chose
		this dentist. "What does she need straight teeth for?" he asked me. I remember
		the eye doctor who told my daughter that she should wait to see if Lucy is
		"functional" before opting for eye muscle surgery. I remember the special
		education professional who snapped gum, yawned, and refused to make eye
		contact through every mandatory meeting she was forced to attend.
		Every rebuff, every closed mind, every closed door hurt.
		Now, looking back, I can see that there were open minds and open doors, too,
		and that we had more helpers than we realized.
251/112.1	_	https://tinyurl.com/UnstoppableLucy
REV UP Massachusetts	4.	REV UP Massachusetts Dignity Alliance MA voted to endorse and support the upcoming REV UP
		conference.
		REV UP Mass (Register! Educate! Vote! Use your Power!) is a local coalition that
		is part of the larger national REV UP network that exists to build the power of
		the disability vote. That means making sure that voters with disabilities are
		registered to vote and that they have equal access to democracy.
		REV UP Mass is holding the (free) virtual REV UP Mass Conference on July 21,
		2022! The conference is currently planned for 10 a.m. – 3:15 p.m. with a break
		for lunch. The conference planning committee is hard at work finding Speakers
		and determining an Agenda that will highlight barriers to accessible voting in
		Mass, how to get out the disability vote, and why the disability vote is so
		important for the 2022 elections. If you have questions please do not hesitate to reach out to Amelia Fowler,
		Voting Rights Advocate at DLC, at afowler@dlc-ma.org OR 671-221-8451.
		Sign up for <u>REV UP emails</u> or check the <u>REV UP website</u> for more information.
		Conference signup link will be available soon!
		https://revupma.org/wp/
Song	5.	Raymond by Brett Eldridge
		"Raymond" is a song co-written and recorded by American country music artist
		Brett Eldredge. It was released on September 27, 2010. "Raymond" tells the
		story of a maintenance worker at a <u>nursing home</u> and his relationship with a
		patient with Alzheimer's disease, who believes that the maintenance worker is
		her son Raymond, who was <u>killed in action</u> in <u>Vietnam</u> in 1971.
		Eldredge was inspired to write the song because his grandmother had
		Alzheimer's disease for several years.
		Thanks to Dignity Alliance Massachusetts member, Sandy Novack, for the
		recommendation.
Biden / Federal Policies	6.	https://tinyurl.com/RaymondByBrettEldridge Bipartisan Policy Center
blueit / reueral Policies	0.	June 21, 2022, 11:00 a.m. to 12:00 p.m. (live discussion)
		Commonwealth Fund Commission on a National Public Health System
		The national response to the COVID-19 pandemic exposed profound weaknesses
		and disorganization in the U.S. public health system, and in doing so, highlighted
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gaps in infrastructure and amplified long-standing health inequities. These challenges are due in large part to the decentralized nature of the U.S. public health system, which lacks coordinated leadership at the federal level, consistent capacity and resources at the state and local levels, and strong, trusted relationships with the communities it seeks to serve.

Join BPC and the nonpartisan Commonwealth Fund Commission on a National Public Health System—chaired by former FDA Commissioner **Dr. Margaret Hamburg**—on June 21 for the release of a new report and recommendations for a robust and sustainable national public health system that improves health and equity and enhances the nation's preparedness for future crises.

Featured Participants

Introduction by:

David Blumenthal, MD, MPP • President, Commonwealth Fund *Panel discussion with:*

Margaret Hamburg, MD ● Chair, Commonwealth Fund Commission on a National Public Health System; Former Commissioner, Food and Drug Administration

Julie Gerberding, MD, MPH • Member, Commonwealth Fund Commission on a National Public Health System; Former Director, Centers for Disease Control and Prevention

Joshua M. Sharfstein, MD • Commonwealth Fund Commission on a National Public Health System Staff; Former Commissioner of Health, Baltimore City; Former Secretary, Maryland Department of Health and Mental Hygiene

David L. Lakey, MD • Member, Commonwealth Fund Commission on a National Public Health System; Former Commissioner, Texas Department of State Health Services; Former President, Association of State and Territorial Health Officials (ASTHO)

Closing remarks:

Reed Tuckson, MD • Former Commissioner of Public Health, District of Columbia; Founder, Black Coalition Against COVID *Moderated by:*

Anand Parekh, MD, MPH • Chief Medical Advisor, BPC https://tinyurl.com/BPCNationalPublicHealthSystem

7. The New York Times (free access)

June 14, 2022

If Housing Is a Health Care Issue, Should Medicaid Pay the Rent? With federal housing money in short supply, state and local authorities are looking to health dollars to help tackle homelessness.

For decades, research has shown that this combination of housing and services is the most effective way to provide for people experiencing chronic homelessness, who make up about a quarter of the nation's homeless population and have the most acute needs. People are considered chronically homeless if they have a documented disability — including mental illness or addiction — and have been without housing for at least a year. Both Presidents George W. Bush and Barack Obama put money into creating more supportive-housing beds, and since 2007, when the government started keeping track, the number nationwide has more than doubled. Between 2007 and 2016, chronic homelessness declined by a third. . .

In the last decade Medicaid has inched toward acknowledging the interconnectedness of housing and health. It has encouraged more state

Medicaid programs to cover housing-related costs like furniture or security deposits — basically everything except paying the rent. Some states, like Arizona, have shown remarkable success by using state Medicaid funds for supportive housing, and they are now asking permission to use federal Medicaid money, too. It's an appealing option for states because unlike rental assistance from HUD, Medicaid is an entitlement, and its budget expands to accommodate everyone who qualifies. No one has to ask Congress for funds. . .

Medicaid is financed partly by the federal government and partly by the individual states. While states have leeway in how to spend their portion, strict rules dictate how the federal part can be used. Richman got around this by creating a city-led nonprofit that would provide mental health and addiction care for Philadelphia's Medicaid population, rather than contracting with for-profit insurance companies like Aetna or Anthem. This kept money in the city's hands. The nonprofit could use some of the savings it achieved however it liked — including paying for clients' rent. In 1997, Richman's idea was approved, and Community Behavioral Health was born. . .

For the past 11 years, Arizona has been spending \$30 million a year of state money to pay for supportive housing for more than 2,500 Medicaid recipients who experienced homelessness and have serious mental illness. Studies consistently show that Arizona's program reduces health care costs. The most recent suggests that Arizona's Medicaid agency saved more than \$5,000 a month for each person housed, possibly offsetting the cost of housing, which runs about \$1,000 a month on average. . .

The need is great; the wait list for Arizona's supportive housing program is at least as long as the number of people already admitted. If approved, the federal Medicaid money would pay for up to 18 months of housing as well as one-time rental payments to keep vulnerable people from being evicted and losing housing in the first place. . .

The federal government is a long way from viewing housing as a health care right, but a 1999 Supreme Court decision, Olmstead v. L.C., nudged it in that direction. The Court ruled that people with disabilities, including serious mental illness, have a right to a living situation that is as integrated into their community as possible. In the years after that ruling, progress was slow, in part because of a longstanding question: Whose responsibility was it to pay for community-based housing? . .

In 2015, a year after the Affordable Care Act went into effect, which made millions more Americans eligible for Medicaid, Wachino sent a memo to state Medicaid directors encouraging them to use funds to help comply with the *Olmstead* ruling. She noted that Medicaid could pay for support services people needed to succeed in their own homes, including things that weren't strictly medical, like searching for an apartment, resolving issues with landlords, paying security deposits, first month's rent and furniture costs. Medicaid still couldn't be used to pay rent month to month, but the memo set off a wave of interest in using it to address housing issues. . . Today 27 <u>states</u> offer some kind of housing support through Medicaid and many specifically try to reach people who are experiencing or on the verge of homelessness.

https://tinyurl.com/ShouldMedicaidPayRent

Podcasts

8. National Consumer Voice for Quality Long-Term Care June 15, 2022

Addressing Abuse in Long-Term Care Facilities

Abuse is defined in the federal nursing home regulations as the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain, or mental anguish. It can take many forms including physical abuse, verbal, sexual, mental, emotional, and financial. Even though federal law states that residents of long-term care facilities have the right to be free from abuse, it still does occur and is largely under-reported and inadequately investigated and addressed.

In this episode we are talking with Dr. Laura Mosqueda, a professor of Family Medicine and Geriatrics, and Beverley Laubert, the National Ombudsman Program Coordinator at the Administration for Community Living about abuse of those living in long-term care facilities — an issue that affects thousands of residents of nursing homes, assisted living facilities, and other long-term care settings.

Recent data indicates increased concern about incidences of abuse in long-term care facilities. That, along with the fact that June 15 is designated as World Elder Abuse Awareness Day (WEAAD), made us think it was important and timely to talk about this issue.

https://tinyurl.com/AddressingAbuseLTCF

Virtual Conferences

9. AgeSpan, California State University-Sacramento, Care Dimensions, Good Shepherd Community Care, LGBTQIA+ Aging Project Fenway Health, Over the Rainbow Social Group, and Salem State University School of Social Work Friday, June 24, 2022, 9:00 a.m. to 3:00 p.m.

11th Annual LGBTQ Elders in an Ever-Changing World (VIRTUAL) Conference
This year's keynote speaker is award-winning filmmaker Stu Maddux, who will
present "Social Isolation, Loneliness, and Resilience in LGBTQ Older Adults."
Loneliness and isolation are being called the other hidden epidemics during the
COVID era. Maddux will discuss his very timely documentary, All the Lonely
People, which shares first-hand accounts of LGBTQ adults who have been
featured in the documentary and have triumphed over the challenges of feeling
alone. In addition, Maddux will highlight social engagement strategies that have
helped people around the world reach out and connect.

Conference flyer: https://conta.cc/3jlp8R4.

Conference Fee:

\$95 - with CEUs / \$75 - no CEUs

\$25 - Seniors and Students

Register at: https://2022lgbtgeldersconference.eventbrite.com

10. The 2022 REV UP MA Conference

Thursday, July 21, 2022, 10:00 a.m. to 3:00 p.m.

Speakers, agenda, and location to be announced

Agenda will highlight barriers to accessible voting in Massachusetts, how to get out the disability vote, and why the disability vote is so important for the 2022 elections.

Coalition partners:

- Disability Law Center
- Disability Policy Consortium
- Mass. Developmental Disabilities Council
- Mass. Advocates Standing Strong
- MASS Rainbow
- MetroWest Center for Independent Living
- The Arc of Massachusetts

	Eron registration, registration information forthcoming				
	Free registration; registration information forthcoming				
Marking and a discourse	https://tinyurl.com/REVUpMAE2022Conference				
Webinars and online	11. Elder Justice Coordinating Council				
sessions	Tuesday, June 21, 2022, 10:00 a.m.				
	Panel presentations:				
	Nursing home reform, enforcement, and residents' rights				
	Effective messaging to prevent scams and fraud targeting seniors Output Description:				
	Registration: https://tinyurl.com/ElderJutsiceJune21				
	12. Bipartisan Policy Center				
	June 21, 2022, 11:00 a.m. to 12:00 p.m. (live discussion)				
	Commonwealth Fund Commission on a National Public Health System				
	For detailed information see "Biden / Federal Policy" section above.				
	https://tinyurl.com/BPCNationalPublicHealthSystem				
	13. National Center on Law & Elder Rights				
	Wednesday, June 22, 2022, 3:00 to 4:30 p.m.				
	LTCOPs and Legal Services: Working Together to Protect Residents from Nursing				
	Facility-Initiated Discharges				
	The National Long-Term Care Ombudsman Resource Center (NORC) and the				
	National Center on Law & Elder Rights (NCLER) invite you to <u>a webinar</u> that will				
	discuss the roles and responsibilities of the Long-Term Care Ombudsman				
	program (LTCOP) and legal services and how they can work together to protect				
	the rights of residents in nursing facilities. Specifically, presenters will discuss				
	who can represent residents during discharge hearings and showcase examples				
	of LTCOP and legal services collaboration in representing residents' interest during appeal hearings. NORC will share a new resource for LTCOPs and highlight				
	other key resources for LTCOPs and legal services.				
	 Speakers: Carol Scott, Manager Program & Policy, National Ombudsman Resource 				
	Center				
	 Sarah Galvan, Directing Attorney, Elder Rights, Justice in Aging & National Center on Law and Elder Rights 				
	Stephanie D. Langguth, Economic Stability Unit Manager, Legal Aid of the				
	Bluegrass, Kentucky				
	Angela Van Pelt, Iowa State Long-Term Care Ombudsman				
	Salli Pung, Michigan State Long-Term Care Ombudsman				
	Mireille Phillips, Legal Counsel to the Michigan State Long-Term Care				
	Ombudsman Program				
	Sam Brooks, Manager Program & Policy, Consumer Voice				
	Registration: https://tinyurl.com/NFInitiatedDischarges				
	14. Disability Policy Consortium				
	Thursday, June 23, 2022, 10:00 a.m.				
	Remote press conference to support the expansion of wheelchair warranty				
	protections for individuals with disabilities (Bill <u>S.2567</u>)				
	Wheelchairs and other durable medical equipment devices are often prone to				
	defects and sudden failure. It is commonplace for wheelchair users to be left				
	stranded or isolated in their homes for weeks, or even months, awaiting repairs,				
	unable to get to work, school, medical appointments, the grocery store, and in				
	some cases to move around their own homes.				
	Disability Policy Consortium (DPC), Boston Center for Independent Living (BCIL),				

and Disability Law Center (DLC) have worked together on bill <u>S.2567</u> to improve

warranty protections for wheelchairs. S.2567 draws upon legislation already adopted in other states to ensure stronger warranty protections and preserve the health, autonomy, time, and money of people with disabilities in Massachusetts who rely on wheelchairs every day.

A press conference will he held remotely on Thursday, June 23, at 10:00 a.m. to highlight the need for this legislation. The bill is currently in Senate Ways & Means and still needs to pass several more hurdles before the legislative session ends on July 31.

https://tinyurl.com/S2567PressConference

15. Massachusetts Rehabilitation Commission

Thursday, June 23, 2022, 11:00 a.m. to 12:00 p.m.

50+ Savvy Seeker Series: MRC Services - Employment for People with Disabilities MRC is focused on helping people who have disabilities achieve their personal, career, and independent living goals. Julie Proud Ray and Amanda D'Alessio will present information about MRC Vocational Rehabilitation services, including job placement services.

Registration: https://tinyurl.com/MRCJune23

16. Encore Boston Network

Thursday, July 14, 2022, 12:00 to 1:00 p.m.

Unleashing America's Longevity Bonus

<u>Dr. Ken Dychtwald</u> will examine how older adults are redefining success in later life in terms of the potential for "generosity," and seeing giving back as the key to not only being useful, but youthful as well. Attendees will gain insights to understand how giving benefits the giver and understand the individual, organizational and community implications.

Too often, population aging is viewed as a burden to society – a "silver tsunami" destined to wreak terrible havoc. The problem may not be our growing legions of older adults. Instead, it may be our absence of imagination and creativity regarding what wonderful purpose all this longevity and maturity might serve. The population of people over 65 is projected to grow to over 100 million over the next two decades as the baby boom becomes an age wave, and the potential "upside" of aging will multiply.

Registration: https://tinyurl.com/EncoreKenDychtwald

17. President Biden's Committee for People with Intellectual Disabilities

Thursday, July 28, 2022, 12:00 to 4:00 p.m.

(Save the date; access information forthcoming)

First Public Meeting

On June 2, 20 citizen members were sworn in as members of the <u>President's Committee for People with Intellectual Disabilities (PCPID)</u>. The PCPID is now getting ready for its first full committee meeting, which will be open to the public. More information about registration will be available soon, but please mark your calendars for July 28 from noon to 4 pm ET.

Stakeholder input is very important to the PCPID. Comments and suggestions, especially from people with intellectual and developmental disabilities, are welcome at any time. If there are comments or feedback you would like to share with the PCPID as it begins to prioritize its work, please share them through this form on ACL.gov. Comments received by June 30 will be shared with the PCPID at the July meeting. (Comments received after June 30 will be compiled and shared with the PCPID quarterly.)

About the President's Committee for People with Intellectual Disabilities

The Dignity Digest Issue # 94 June 17, 2022 www.DignityAllianceMA.org

Initially established in 1966 by President Lyndon B. Johnson, the PCPID advises the President and the Secretary of Health and Human Services on a broad range of topics that impact people with intellectual disabilities, as well as the professional fields that support people with intellectual disabilities and their families. Its goal is to improve the quality of life experienced by people with intellectual disabilities by upholding their full citizenship rights, independence, self-determination, and lifelong participation in their communities.
Previously posted webinars Previously posted webinars and online sessions can be viewed at:
and online sessions https://dignityalliancema.org/webinars-and-online-sessions/
Nursing Homes 18. National Consumer Voice for Quality Long-Term Care June 15, 2022 Addressing Abuse in Long-Term Care Facilities Abuse is defined in the federal nursing home regulations as the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain, or mental anguish. It can take many forms including physic abuse, verbal, sexual, mental, emotional, and financial. Even though federal law states that residents of long-term care facilities have the right to be free from abuse, it still does occur and is largely under-reported and inadequately investigated and addressed. In this episode we are talking with Dr. Laura Mosqueda, a professor of Family Medicine and Geriatrics, and Beverley Laubert, the National Ombudsman Program Coordinator at the Administration for Community Living about abuse of those living in long-term care facilities – an issue that affects thousands of residents of nursing homes, assisted living facilities, and other long-term care settings. Recent data indicates increased concern about incidences of abuse in long-term care facilities. That, along with the fact that June 15 is designated as World Elde Abuse Awareness Day (WEAAD), made us think it was important and timely to talk about this issue. https://tinyurl.com/AddressingAbuseLTCF 19. The Philadelphia Inquirer June 14, 2022 City officials said the financial condition of the facility, which is run by a private nonprofit, was worsening and that lower occupancy during the pandemic made it unsustainable. The City of Philadelphia plans to close its only nursing home by the end of this year, citing fewer residents, persistent losses, and the multimillion cost of upgrades needed at the facility in Fairmount, officials said Tuesday. The city's decision will add to a list of 14 Pennsylvania nursing homes that have closed since the coronavirus pandemic devastated the industry by killing many residents, leading to a bigger push to keep people out of the facilities, and raising costs
services

At the end of May, only 65% of Philadelphia Nursing Home's 402 beds were occupied, down from more than 90% in 2018.

https://tinyurl.com/PhiladephiaNHClosing

20. National Consumer Voice for Quality Long-Term Care

June 14, 2022

Consumer Voice Submits Comments to CMS on Implementing a Minimum Staffing Standard in Nursing Homes

On April 15, 2022, the Center for Medicare & Medicaid Services (CMS) published a Notice of Proposed Rule Making (NPRM) that included requests for information regarding the implementation of a minimum staffing standard in nursing homes and input on measuring health disparities in resident outcomes. Consumer Voice strongly supports CMS's proposal to implement a minimum staffing standard. For decades, advocates for nursing home residents have been calling for a minimum staffing standard, and we applaud the Biden Administration's historic proposal to create this important requirement. We urge CMS to implement a standard that focuses on resident acuity and ensures that each resident receives the care they need.

Read Consumer Voice's full comments submitted to CMS.

Housing

21. City of Boston - Mayor's Office of Housing

June 15, 2022

Mayor Wu Announces Completed Audit of City-Owned Land

Report lays foundation for new uses and development, including for affordable housing; community process will inform future of identified high impact sites. This report is the culmination of an effort to comprehensively inventory all Cityowned property, identify vacant and underutilized properties, and set in motion accelerated efforts to best utilize this property to serve Boston's communities, particularly through the development of affordable housing. The City of Boston will conduct thorough community engagement to ensure the future use of land reflects the wants and needs of Boston residents. As part of the new report, the City released a public mapping tool for exploring the City's land inventory and will actively maintain this database to increase transparency and information access. . .

Among the 1,238 City parcels identified in the audit as vacant or underutilized, most of which are modestly sized, the report identified a number of high opportunity sites to prioritize for community planning efforts. . .

The City and its municipal agencies oversee 176.9 million square feet of land across Boston – representing 2,976 unique parcels with potential to fulfill the promise of transformative community development. The audit finds that most vacant and underutilized parcels are already in the pipeline to be developed as affordable housing or preserved as open space, but the City's land portfolio does include high-opportunity sites that have not yet been tapped for community-oriented development.

https://tinyurl.com/CityWideLandAudit

22. *New York Times

June 14, 2022

How Houston Moved 25,000 People from the Streets into Homes of Their Own The nation's fourth-largest city hasn't solved homelessness, but its remarkable progress can suggest a way forward.

During the last decade, Houston, the nation's fourth most populous city, has moved more than 25,000 homeless people directly into apartments and houses.

The overwhelming majority of them have remained housed after two years. The number of people deemed homeless in the Houston region has been cut by 63 percent since 2011, according to the latest numbers from local officials. Even judging by the more modest metrics registered in a 2020 federal report, Houston did more than twice as well as the rest of the country at reducing homelessness over the previous decade. Ten years ago, homeless veterans, one of the categories that the federal government tracks, waited 720 days and had to navigate 76 bureaucratic steps to get from the street into permanent housing with support from social service counselors. Today, a streamlined process means the wait for housing is 32 days. . .

"Chronic homelessness" is a term of art. It refers to those people, like many in the Houston encampment, who have been living on the streets for more than a year or who have been homeless repeatedly, and who have a mental or physical disability. Nationwide, most of those who experience homelessness do not fall into that narrow category. They are homeless for six weeks or fewer; 40 percent have a job. For them, homelessness is an agonizing but temporary condition that they manage to resolve, maybe by doubling up with relatives or friends. . . Half a century ago, America invented modern homelessness.

The stage was set with the shuttering of psychiatric hospitals in the wake of abuse scandals and the introduction of new psychotropic medications. Then cities started offering tax incentives to owners of flop houses, or single-room-occupancy hotels, to convert their properties into market-rate rentals, condos, and co-ops. In New York City alone, more than 100,000 S.R.O. units that had housed substance abusers, elderly singles, former inmates and the mentally ill were lost. . .

Economists disagree about how to measure the costs of housing first to taxpayers. Estimates point to significant savings — from \$4,800 to more than \$60,000 per year per person in supportive housing. But advocates contend that programs to reduce homelessness should not be measured by whether they save taxpayers money, particularly given that government subsidies are heavily tilted toward homeowners.

https://tinyurl.com/HoustonMoved25000People

23. *New York Times

June 14, 2022

The Long Emergency of Homelessness

If we understood the loss of housing as a collective challenge engulfing our communities, how would it guide our response?

Like any disaster, the loss of housing often strikes with little forewarning — sometimes gradually, and sometimes after months of threatening weather that suddenly loses all restraint. But Chico's experience illustrates a dynamic that has bedeviled many cities' responses to the housing crisis: Communities often come together after collective traumas. Homelessness drives us apart. . .

Most big cities have a sprawling network of government agencies, private landlords, shelters, religious organizations, and other groups that coordinate or provide various forms of housing and shelter. In many places, they all have wildly different, often competing incentives and ambitions, struggling over how to house people as rents and evictions soar and units grow scarcer. . .

With federal funding for housing flatlining and few paths to federal legislation to help states and municipalities manage the crisis, places like Arizona and Philadelphia have turned to a perhaps-unlikely source: Medicaid. Their argument

The Dignity Digest Issue # 94 June 17, 2022 www.DignityAllianceMA.org

is that housing their most vulnerable residents saves the program money in expensive E.R. visits and other costs, with better health outcomes. Is this a path other communities should pursue?

https://tinyurl.com/LongEmergencyHomelessness

24. *Washington Post

June 13, 2022

A Minneapolis woman was about to be evicted. Neighbors bought her home for her

Linda Taylor was given two months' notice from her landlord to vacate the Minneapolis house she has proudly called home for nearly two decades. The community raised \$275,000 to buy Linda Taylor's house, where she has lived for nearly 20 years so she could stay.

https://tinyurl.com/MinneapolisWoman

Addiction

25. Salem News

June 16, 2022

Opioid-related deaths continuing to rise

The scourge of opioid addiction continues to impact Massachusetts with new data showing a spike in heroin and fentanyl-related overdose deaths last year. There were 2,290 confirmed or suspected opioid-related deaths in 2021-8.8% higher than in 2020. The state Department of Public Health attributed the rise in death rates to the effects of the COVID-19 pandemic and an "increasingly poisoned drug supply, primarily with the powerful synthetic opioid fentanyl." ... More than 10,000 people have died from opioid-related overdoses in the state in the past five years, according to public health data.

Massachusetts isn't alone in the uptick of opioid related deaths during the pandemic. Nationally, opioid- related overdose deaths soared to a record 107,000 in 2021-15% increase over 2020,

https://tinyurl.com/OpiodRelatedDeathsRise

Elder Abuse

26. National Consumer Voice for Quality Long-Term Care June 15, 2022

Addressing Abuse in Long-Term Care Facilities

Abuse is defined in the federal nursing home regulations as the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain, or mental anguish. It can take many forms including physical abuse, verbal, sexual, mental, emotional, and financial. Even though federal law states that residents of long-term care facilities have the right to be free from abuse, it still does occur and is largely under-reported and inadequately investigated and addressed.

In this episode we are talking with Dr. Laura Mosqueda, a professor of Family Medicine and Geriatrics, and Beverley Laubert, the National Ombudsman Program Coordinator at the Administration for Community Living about abuse of those living in long-term care facilities – an issue that affects thousands of residents of nursing homes, assisted living facilities, and other long-term care settings.

Recent data indicates increased concern about incidences of abuse in long-term care facilities. That, along with the fact that June 15 is designated as World Elder Abuse Awareness Day (WEAAD), made us think it was important and timely to talk about this issue.

https://tinyurl.com/AddressingAbuseLTCF

27. World Health Organization

April 2022

Tackling Abuse of Older People

Five Priorities for the United Nations Decade of Healthy Ageing (2021-2030) Twenty-four-page report. Selected highlights:

- Around 1 in 6 people 60 years and older experienced some form of abuse in community settings during the past year.
- Rates of elder abuse are high in institutions such as nursing homes and longterm care facilities, with 2 in 3 staff reporting that they have committed abuse in the past year.
- Rates of elder abuse have increased during the COVID-19 pandemic.
- Elder abuse can lead to serious physical injuries and long-term psychological consequences.
- Elder abuse is predicted to increase as many countries are experiencing rapidly ageing populations.
- The global population of people aged 60 years and older will more than double, from 900 million in 2015 to about 2 billion in 2050.

Report: https://tinyurl.com/WHOTacklingAbuse Articles: https://tinyurl.com/WHOElderAbuseInfo

Supported Decision Making

28. *Boston Globe

June 15, 2022

For some adults, it takes a team, not a guardian, to make life decisions I am 19 years old and live with my family. I happen to have autism and am a cancer survivor. A lot of people like me have a guardian. I don't. Instead, I use something called supported decision-making.

This is an alternative to guardianship where individuals pick a group of people, they trust to help them make decisions. I am the decision-maker in my life. State Senator Joan Lovely and Representative Paul Tucker have proposed a bill to provide a legal framework for supported decision-making in Massachusetts. I testified in favor of the bill at the State House. Passing this law would mean more people who want to could use supported decision-making. Fourteen other states and the District of Columbia already have laws like this one.

When I was in school, my mother and I were told that I needed full guardianship. This didn't feel right for us. My mom had learned about supported decision-making and we found it was a great alternative for me. I chose my supporters and decided on the support I wanted.

Then came cancer. I was diagnosed during the pandemic. My supported decision-making team proved essential in helping me make my own decisions. Fighting cancer has been one of the hardest journeys of my life. But I was able to let my body and voice guide me, with support from my parents and others. I am so thankful for the freedom I've had to choose my treatments.

COVID-19-related visitor restrictions made supported decision-making harder. We had to advocate with the hospital to have my supporters with me at appointments. A law would make it easier for people to have supporters with them anywhere they need them.

Guardianship would have been worse than death to me because I would have lost my choice. I fully trust my team, but I want to make choices for my own life, and this law would protect that process.

Jonathan Gardner, East Bridgewater

https://tinyurl.com/ltTakesATeamJonathanGardener

Health Care

29. Patch.com

June 15, 2022

Monkeypox Grows In MA, WHO Considers Declaring International Emergency World Health Organization experts are debating whether the rare virus's global spread should be considered a public health emergency.

Tuesday afternoon the Massachusetts Department of Public Health confirmed a fourth case of monkeypox in the state.

On Sunday, health officials confirmed two more cases of monkeypox in Massachusetts, as more than 50 have now been confirmed across the country and 14 cases have been confirmed in New York alone. https://tinyurl.com/MonkeypoxGrows

30. *New York Times

June 14, 2022

America's Hospitals Are in Transition

If you had asked me a year ago, I would have told you that the restrictions on visitors would be a thing of the past by now. In that previously unimaginable reality where we would hold phones to patients' ears so that their families could say goodbye, I was certain that as soon as this virus was no longer a mortal threat, we would throw open the doors and bring family right back in again. But even though the doors are open, it's not the same. . .

The doctors who are finishing residency now have completed most of their training in a world without robust family presence. They learned to become doctors to patients who are intubated and under deep sedation, behind closed doors, in a world of masks and alongside the fear that if they are not careful, their patients could make them sick.

https://tinyurl.com/HospitalsInTransition

31. STAT News

June 14, 2022

Amylyx's case for approval of its ALS drug isn't ironclad. Here's why I think it will still happen

he odds that Amylyx Pharmaceuticals wins approval from the Food and Drug Administration for Albrioza, its treatment for ALS, have increased significantly over the past two weeks. My prediction: The FDA grants accelerated approval to Albrioza, with the requirement that Amylyx confirm the drug's benefit for patients with results from the ongoing Phase 3 study — data expected in 2024. . Canada's decision Monday to approve Albrioza adds incremental pressure on the FDA to make the same decision. . .

The evidence supporting Albrioza's approval is not ironclad, but it's certainly much stronger than the equivocal (at best) data used to approve Aduhelm. People with ALS, their caregivers, and advocates have asked the FDA to give them the same consideration and regulatory flexibility that the agency offered people with Alzheimer's. That feels like a reasonable request. And the inevitable reports of Americans with ALS traveling to Canada to obtain Albrioza are not going to look good for the FDA.

https://tinyurl.com/AmylyxsCaseForApproval

32. STAT News

June 14, 2022

A widely anticipated ALS drug wouldn't be cost effective if priced the same as an older rival

Amid growing demand for ALS treatments, a preliminary analysis finds an experimental medicine that may be approved later this year by U.S. regulators would not be cost effective if it carries the same high price as an older medication.

The analysis examined Radicava, an intravenous medicine that was approved five years ago and will soon be available in an oral formulation, with a medication that is currently under review by the Food and Drug Administration. Developed by Amylyx Pharmaceuticals, the newer drug is also an oral formulation and has sparked optimism among ALS patient groups that are clamoring for useful treatments.

In running the numbers, the Institute for Clinical and Economic Review determined that Radicava is vastly overpriced at \$171,000 and should only cost \$2,200 annually in order to be cost effective based on a metric known as a quality-adjusted life year, or QALY. This measures life expectancy and the quality of the remaining years of life when using a given treatment.

https://tinyurl.com/WidelyAnticipatedALSDrug

33. *Wall Street Journal

June 13, 2022

Canada Approves Amylyx's ALS Drug as U.S. Seeks More Time to Review The decision is Canada's first since 2018 for a new drug treating the fatal condition, also known as Lou Gehrig's disease.

Canadian health authorities approved <u>Amylyx Pharmaceuticals</u> Inc.'s new drug for amyotrophic lateral sclerosis, the progressive neurodegenerative disease that robs patients of their ability to move and speak. . .

The action by Health Canada on Monday could put more pressure on U.S. drug regulators to issue their own approval, though some Food and Drug Administration staff and independent advisers have said it needs more testing. In Amylyx's Phase 2 study of 137 patients, the patients receiving the drug declined 25% slower on average than those who received placebos over 5.5 months, according to a paper published in the New England Journal of Medicine in 2020.

The <u>study authors</u>, <u>however</u>, <u>concluded</u> that "longer and larger trials are necessary to evaluate the efficacy and safety" of the drug. https://tinyurl.com/AmylyxApproval

Personal Care

34. The Ethel from AARP

June 13, 2022

Instead of Wishing for Happiness, Here's How You Can Really Make It Happen There are four parts: faith, family, friends, and work. "Seriously invest in your family," Arthur C. Brooks, author of From Strength to Strength: Finding Success, Happiness and Deep Purpose in the Second Half of Life, says. "Have real friends, not deal friends. Do serious volunteer or community work that's serving other people." The more you invest, the happier you'll be, he adds. Like anything else worthwhile, you have to work at it.

Start by listening to your doctors, who emphasize the importance of diet, exercise, stopping smoking, limiting alcohol consumption, and maintaining a healthy weight. But a healthy lifestyle is only part of the happiness picture. Add the following: Lifelong learning; Coping skills; and Foster long-term personal relationships.

Keep a gratitude journal. "Once a week, make a list of five things you're most grateful for. Every day think about it for five minutes. Update it once a week—

	whatever comes to mind, additions or substitutions. Within 10 weeks you should		
	be 10 percent happier."		
	https://tinyurl.com/WishingForHappiness		
	35. The Ethel from AARP		
	June 13, 2022		
	Tossing and Turning? 7 Science-Backed Secrets for a Better Night's Sleep		
	Sometimes simple changes can help enhance our sleep quality. Here are seven		
	surprising tips to help you get more z's.		
	Orgasm can help.		
	• Try socks.		
	Rethink using the TV as a sleep aid.		
	A warm bath to cool down.		
	Aim for a 10 to 11 p.m. bedtime.		
	Try a weighted blanket.		
	Dial back daytime caffeine.		
	https://tinyurl.com/TossingAndTurning		
Disability Topics	36. Salem News		
Bisasiney Topics	June 16, 2022		
	Grand jury indicts former Hogan worker on manslaughter charge		
	A grand jury has indicted a former Hogan Regional Center worker on a		
	manslaughter charge in the death of a resident there last fall		
	Robert Godley, 58, a resident of the state facility for people with developmental		
	disabilities, died about a month after a Sept. 12 incident at the Danvers program.		
	Prosecutors allege that Godley, upset because he couldn't go out for a smoke		
	break, hit a television on the wall, and that Tracey responded by shoving Godley		
	into the wall.		
	(The defendant) could be sentenced to up to 20 years in prison if convicted.		
	https://tinyurl.com/HoagnManslaughter		
	37. *New York Times		
	June 14, 2022		
	Lizzo's Lyric Offended Fans. She Changed It, and They Forgave.		
	The song "Grrrls" was released Friday and updated Monday to remove a		
	derogatory term for people with disabilities, which she said she did not use with		
	an intent to offend.		
	In the original version of the song "Grrrls" released on Friday, Lizzo used the		
	word "spaz" to indicate that she was going to lose control. The word is based on		
	spastic diplegia, a form of cerebral palsy, a condition that causes motor		
	impairments in the legs or arms. Fans and disability advocates called on Lizzo to change what they called an		
	ableist slur, a word seen as particularly harmful in some countries where it has a		
	history of being used as a schoolhouse taunt.		
	https://tinyurl.com/LizzosLyric		
	*May require registration before accessing article.		
Dignity Alliance	Information about the legislative bills which have been endorsed by Dignity Alliance		
= :	Massachusetts, including the text of the bills, can be viewed at:		
Massachusetts Legislative	https://tinyurl.com/DignityLegislativeEndorsements		
Endorsements	Questions or comments can be directed to Legislative Work Group Chair Richard		
	(Dick) Moore at rmoore8473@charter.net.		
Websites	(,		
**CDSICCS	1		

Previously recommended websites	The comprehensive list of recommended websites has migrated to the Dignity Alliance MA website: https://dignityalliancema.org/resources/ . Only new recommendations will be listed in <i>The Tuesday Digest</i> .		
Previously posted funding opportunities	For open funding opportunities previously posted in <i>The Tuesday Digest</i> please see https://dignityalliancema.org/funding-opportunities/ .		
Nursing Home Closures	Closure Notices and Relocation Plans available at: https://tinyurl.com/MANursingHomeClosures		
Websites of Dignity Alliance Massachusetts Members	See: https://dignityalliancema.org/about/organizations/		
State Budget FY 2023	Commonwealth of Massachusetts		
	The Governor has submitted his proposed budget for FY 2023.		
	The budget has been considered, amended, and voted on by the House of Representatives.		
	The results of the debate in the Senate and outcome of proposed amendments		
	can be viewed at: https://malegislature.gov/Budget/FY2023/SenateDebate		
	The Senate adopted the following amendment:		
	Transparency and Accountability for Assisted Living Residences		
	"SECTION 56A. Notwithstanding any general or special law to the contrary,		
	there shall be an assisted living commission to study and recommend		
	policies to ensure assisted living residences adequately meet the health and		
	safety needs of residents. The study shall examine: (i) the current statutory		
	and regulatory oversight of assisted living residences; (ii) assisted living best		
	practices in other states; (iii) the benefits and disadvantages of licensing or		
	certifying residences; (iv) marketing information communicated by		
	residences to potential residents and families; (v) regulatory procedures for		
	opening, closing or changing ownership of a residence including		
	determination of need processes and clustering of facilities; (vi) trends in		
	incident reports made to the executive office of elder affairs and the lor		
	term care ombudsman's office and resolutions of such incidents; (vii) methods to provide transparency of information for potential consumers		
	and family members researching and comparing residences; (viii) safety		
	standards; (ix) existing consumer protections in statute and regulation; and		
	,		
	the assistant secretary of MassHealth or a designee; the long term care		
	ombudsman or a designee; the chairs of the joint committee on elder affairs		
	or designees; and 8 members to be appointed by the governor, 1 of whom		
	shall be a representative of the Massachusetts chapter of the National		
	Academy of Elder Law Attorneys, 1 of whom shall be a representative of		
	LeadingAge Massachusetts, Inc., 1 of whom shall be a representative of the		
	_		
	, ,		
	·		
	(x) the provision of health care services in residences. The commission shall consist of: the secretary of elder affairs or a designee, who shall serve as chair; the commissioner of public health or a designee; the assistant secretary of MassHealth or a designee; the long term care ombudsman or a designee; the chairs of the joint committee on elder affairs or designees; and 8 members to be appointed by the governor, 1 of whom shall be a representative of the Massachusetts chapter of the National Academy of Elder Law Attorneys, 1 of whom shall be a representative of		

The commission shall meet not less than 6 times, including at least 1 public hearing, and shall produce a report detailing recommendations, which shall be published online by the executive office of elder affairs.

The commission shall file its report and recommendations, including proposed drafts of any necessary legislation or regulations, to the clerks of the senate and house of representatives, the joint committee on elder affairs and the house and senate committees on ways and means not more than 1 year following the effective date of this act.".

The Senate budget included \$75 million in funding for nursing homes of which \$56.25 million would go for an add-on for direct care staffing costs, \$18.75 million for supplemental payments for quality improvement, and \$10 million in funding for rest home rate increases as well as language setting the asset limit at \$2,000 for eligibility for EAEDC for rest home residents, fixing a change that had been made in the FY22 budget that had eliminated the asset limit.

On May 26, 2022, the Senate passed the budget to be engrossed. It is now numbered H4701.

The budget will now be considered by a Conference Committee consisting of three Senators (Sen. Rodrigues of Westport, Sen. Friedman of Arlington, and Sen. O'Connor of Weymouth) and three Representatives (Rep. Michlewitz of Boston, Rep, Ferrante of Gloucester, and Rep. Smola of Sturbridge.

https://malegislature.gov/Budget

Nursing homes with admission freezes

Massachusetts Department of Public Health

Temporary admissions freeze

On November 6, the state <u>announced</u> that it would require certain high risk nursing homes and rest homes to temporarily stop all new admissions to protect the health and safety of residents and prevent further COVID-19 transmission. Stopping admissions enables homes to focus resources such as staff and PPE on the health and safety of its current residents and enables the home to stabilize before taking on new residents. Homes that meet certain criteria will be required to stop any new admissions until the Department of Public Health has determined that conditions have improved, and the facility is ready to safely care for new residents. The Commonwealth will work closely with homes during this time and provide supports as needed to ensure resident health and safety. There are a number of reasons why a facility may be required to stop admissions, and the situation in each facility is different. Some of the factors the state uses to make this decision include:

- Number of new COVID-19 cases within the facility
- Staffing levels
- Failure to report a lack of adequate PPE, supplies, or staff
- Infection control survey results
- Surveillance testing non-compliance

Facilities are required to notify residents' designated family members and/or representative when the facility is subject to an admissions freeze. In addition, a list of facilities that are currently required to stop new admissions and the reason for this admissions freeze will be updated on Friday afternoons, and as needed when the Department of Public of Health determines a facility can be removed from the list.

Updated on June 3, 2022

Name of Facility	City/Town	Date of Freeze	Qualifying Factor
		116626	

Caldwell Home Extended Care	Fitchburg	2/9/22	Noncompliance Testing
Oosterman's Melrose Rest Home	Melrose	12/18/21	Noncompliance Testing
Savoy Nursing and Rehab Center	New Bedford	4/19/22	Infection control
The Meadows of Central Massachusetts	Leicester	4/12/22	Infection control

List of Special Focus Facilities

Centers for Medicare and Medicaid Services

List of Special Focus Facilities and Candidates

https://tinyurl.com/SpeciialFocusFacilityProgram

Updated May 25, 2022

CMS has published a new list of <u>Special Focus Facilities</u> (SFF). SFFs are nursing homes with serious quality issues based on a calculation of deficiencies cited during inspections and the scope and severity level of those citations. CMS publicly discloses the names of the facilities chosen to participate in this program and candidate nursing homes.

To be considered for the SFF program, a facility must have a history (at least 3 years) of serious quality issues. These nursing facilities generally have more deficiencies than the average facility, and more serious problems such as harm or injury to residents. Special Focus Facilities have more frequent surveys and are subject to progressive enforcement until it either graduates from the program or is terminated from Medicare and/or Medicaid.

This is important information for consumers – particularly as they consider a nursing home.

What can advocates do with this information?

- Include the list of facilities in your area/state when providing information to consumers who are looking for a nursing home. Include an explanation of the SFF program and the candidate list.
- Post the list on your program's/organization's website (along with the explanation noted above).
- Encourage current residents and families to check the list to see if their facility is included.
- Urge residents and families in a candidate facility to ask the administrator what is being done to improve care.
- Suggest that resident and family councils invite the administrator to a council meeting to talk about what the facility is doing to improve care, ask for ongoing updates, and share any council concerns.
- For long-term care ombudsmen representatives: Meet with the administrator to discuss what the facility is doing to address problems and share any resources that might be helpful.

Massachusetts facilities listed (updated April 27, 2022) Newly added to the listing

None

Massachusetts facilities not improved

 Marlborough Hills Rehabilitation and Health Care Center, Marlborough https://tinyurl.com/MarlboroughHills

Massachusetts facilities which showed improvement

 Attleboro Healthcare, Attleboro https://tinyurl.com/AttleboroHealthcare

Massachusetts facilities which have graduated from the program

• None

Massachusetts facilities that are candidates for listing

	Hillcrest Commons Nursing and Rehabilitation Center, Pittsfield		
	https://tinyurl.com/HillcrestCommons		
	Medway Country Manor Skilled Nursing and Rehabilitation		
	https://tinyurl.com/MedwayManor		
	Parkway Health and Rehabilitation Center		
	https://tinyurl.com/ParkwayHealthCenter		
	Plymouth Rehabilitation and Health Care Center (added in May)		
	https://plymouthrehab.com/		
	Revolution Charwell		
	https://tinyurl.com/RevolutionCharwell		
	Tremont Health Care Center, Wareham (added in May)		
	https://thetremontrehabcare.com/		
	Vantage at South Hadley		
	No website		
	Vero Health and Rehabilitation Center of Amesbury		
	https://tinyurl.com/VeroAmesbury		
	Vero Health and Rehabilitation Center of Revere		
	https://tinyurl.com/VeroRevere		
	https://tinyurl.com/SpeciialFocusFacilityProgram		
Nursing Home Inspect	ProPublica		
	Nursing Home Inspect		
	Data updated November 2021		
	This app uses data from the U.S. Centers for Medicare and Medicaid		
	Services. Fines are listed for the past three years if a home has made partial		
	or full payment (fines under appeal are not included). Information on		
	deficiencies comes from a home's last three inspection cycles, or roughly		
	three years in total. The number of COVID-19 cases is since May 8, 2020,		
	when homes were required to begin reporting this information to the		
	federal government (some homes may have included data on earlier cases).		
	Massachusetts listing:		
	https://projects.propublica.org/nursing-homes/state/MA		
	Deficiencies By Severity in Massachusetts		
	(What do the severity ratings mean?)		
	# reported Deficiency Tag		
	233 B 70 C		
	70 C D		
	1,754 E		
	452 F		
	517 G		
	23 H		
	59 J		
	22 K		
Nursing Home Compare	Centers for Medicare and Medicaid Services (CMS)		
	Nursing Home Compare Website		
	Beginning January 26, 2022, the Centers for Medicare and Medicaid Services		
	(CMS) is posting new information on the that will help consumers have a better		
	understanding of certain staffing information and concerns at facilities.		
	This information will be posted for each facility and includes:		

	 Staff turnover: The percentage of nursing staff as well as the number of administrators who have stopped working at a nursing home over the past 12-month period. Weekend staff: The level of weekend staffing for nurses and registered nurses at a nursing home over a three-month period. Posting of this information was required as part of the Affordable Care Act, which was passed in 2010. In many facilities, staffing is lower on weekends, often meaning residents have to wait longer or may not receive all the care they need. High turnover means that staff are less likely to know the residents, recognize changes in condition, or implement preferred methods of providing care. All of this contributes to the quality-of-care residents receive and their quality of life. https://tinyurl.com/NursingHomeCompareWebsite 				
Long-Term Care Facilities	Massachusetts Departmen				
Specific COVID-19 Data	Long-Term Care Facilities Specific COVID-19 Data Coronavirus Disease 2019 (COVID-19) reports related to long-term care facilities in Massachusetts. Table of Contents COVID-19 Daily Dashboard COVID-19 Weekly Public Health Report Additional COVID-19 Data				
DignityMA Call to Action	 CMS COVID-19 Nursing Home Data The MA Senate released a report in response to COVID-19. Download the 				
	 DignityMA Response to Reimagining the Future of MA. Advocate for state bills that advance the Dignity Alliance Massachusetts' Mission and Goals – State Legislative Endorsements. Support relevant bills in Washington – Federal Legislative Endorsements. Join our Work Groups. Learn to use and leverage Social Media at our workshops: Engaging Everyone: Creating Accessible, Powerful Social Media Content 				
Access to Dignity Alliance	Email: info@DignityAllianceMA.org				
social media	Facebook: https://www.fac				
	Instagram: https://www.instagram.com/dignityalliance/ LinkedIn: https://www.linkedin.com/company/dignity-alliance-massachusetts Twitter: https://twitter.com/dignity_ma?s=21 Website: www.DignityAllianceMA.org				
Participation opportunities	Workgroup	Workgroup lead	Email		
with Dignity Alliance	General Membership	Bill Henning	bhenning@bostoncil.org		
Massachusetts		Paul Lanzikos	paul.lanzikos@gmail.com		
	Behavioral Health	Frank Baskin	baskinfrank19@gmail.com		
Most workgroups meet bi- weekly via Zoom. Please contact workgroup	Communications	Pricilla O'Reilly Samantha VanSchoick Lachlan Forrow	prisoreilly@gmail.com svanschoick@cil.org Iforrow@bidmc.harvard.edu		
lead for more information	Facilities (Nursing homes, rest homes, assisted living) Arlene Germain agermain@manhr.org				
	Home and Community Based Services	Meg Coffin	mcoffin@centerlw.org		

	Housing	Shaya French	sfrench@bostoncil.org		
	Legislative	Richard Moore	rmoore8743@charter.net		
	Legal Issues	Clarence	Clarence@massnaela.com		
		Richardson			
	Veteran Services	James Lomastro	jimlomastro@comcast.net		
The Dignity Digest	For a free weekly subscripti	For a free weekly subscription to <i>The Dignity Digest:</i>			
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	If you have submissions for inclusion in <u>The Dignity Digest</u> or have questions or comments, please submit them to <u>paul.lanzikos@gmail.com</u> .				

Dignity Alliance Massachusetts is a broad-based coalition of organizations and individuals pursuing fundamental changes in the provision of long-term services, support, and care for older adults and persons with disabilities.

Our guiding principle is the assurance of dignity for those receiving the services as well as for those providing them.

The information presented in "The Dignity Digest" is obtained from publicly available sources and does not necessarily represent positions held by Dignity Alliance Massachusetts.

Previous issues of The Tuesday Digest and The Dignity Digest are available at: https://dignityalliancema.org/dignity-digest/

For more information about Dignity Alliance Massachusetts, please visit www.DignityAllianceMA.org.