Dignity Alliance Massachusetts Repet - Self-determination - Choices	The Dignity Digest Issue # 124 January 30, 2023 <i>The Dignity Digest</i> is information compiled by Dignity Alliance Massachusetts concerning long-term services, support, living options, and care issued each Monday.
	*May require registration before accessing article.
Quotes of the Week	"[P]redicting future revenue figures can be a difficult process in normal times. Given the volatile economy we find ourselves in, this will be an especially challenging
	<i>endeavor."</i> House Ways and Means Chairman Aaron Michlewitz, <i>Analysts See Tax</i> <i>Revenues Holding at Elevated Levels</i> , State House News , January 24, 2023, <u>https://tinyurl.com/TaxRevenuesHolding</u>
	"I'm able to groom myself without help. I can cook. I can
	clean. I might not do it all fast and everything as some
	people can, but I can do it."
	John Simmons, who is 74 years old and stuck in a nursing home because he can't find an affordable accessible place where he can live, 'Warehoused', All Things Considered – WGBH, January 26, 2023, https://tinyurl.com/WarehousedAllThingsConsidered
	"It's considered a violation of the Americans with
	Disabilities Act to unnecessarily keep people with
	disabilities warehoused in institutional settings when
	people could safely live in a more integrated setting in the
	community."
	Deborah Filler, a lawyer with Greater Boston Legal Services, one of the groups representing the plaintiffs in a <u>federal class action lawsuit</u> , 'Warehoused', All Things Considered – WGBH, January 26, 2023, <u>https://tinyurl.com/WarehousedAllThingsConsidered</u>
	"Right now, the workforce challenge is really hard so
	those barriers are there [for persons to leave the nursing
	home]. If they're in a nursing home for too long, and they
	lose their housing, that's even more difficult because we

have to try to find them housing. And there's just not a lot of accessible affordable housing in Massachusetts."

Lisa Gurgone, CEO of Mystic Valley Elder Services, '*Warehoused*', All Things Considered – WGBH, January 26, 2023, https://tinyurl.com/WarehousedAllThingsConsidered

Homelessness pummels the body. "Fifty is the new 75" when it comes to people without a permanent place to reside.

Margot Kushel, M.D., a professor at the University of California San Francisco who has led longitudinal studies on unhoused, older adults, *The Graying of America's Homeless: An Alarming Trend*, **AARP**, December 20, 2022 (updated), <u>https://tinyurl.com/GrayingAmericasHomeless</u>

What most patients want is to understand their present situation and to have a clear vision of the goals of care delivered in a thoughtful way—one that allows them to trust the information and maintain their dignity.

Dr. Kenneth Scott, CEO and founder of SilverSage Management Services, providing physicians and consulting to the long-term care industry, *How Nursing Homes Can Increase Accountability And Improve Quality Of Care,* **Forbes,** January 27, 2023, <u>https://tinyurl.com/IncreaseAccountability</u>

"Although the original vaccination campaign in nursing homes was highly successful in bringing down case and death rates, and mandates led to staff vaccination rates exceeding the thresholds we found for high effectiveness, these policies cannot remain stagnant. As the pandemic evolves, staff vaccination mandates need to evolve as well." Up to 50% Higher Infection Risk for Nursing Home Residents Without

Boosters, Skilled Nursing News, January 27, 2023, https://tinyurl.com/HigherInfectionRate

More than 30 states allow CNAs to act as medtechs and pass out medications to residents. It's one of the few things the state can do immediately to address the staffing shortage.

Cautionary Tale: Staffing Mandate Collides with Nursing Home Labor Crisis and Referral Bottleneck, **Skilled Nursing News**, January 27, 2023, <u>https://tinyurl.com/SNNCautionaryTale</u>

"For [former State Representative] Alice [Wolf of
Cambridge], seeing the dignity of another human being
wasn't a process, it was something that was always
intuitive. She modeled what's possible in terms of caring
about the well-being of others and standing up and
translating that into better policies."
State Representative Marjorie Decker, Former Cambridge mayor Alice Wolf, an advocate for refugees and LGBTQ equality, dies at 89, *Boston Globe , January 29, 2023, <u>https://tinyurl.com/AliceWolfDies</u>
While some brides obsess over their dress, or shoes, or
earrings — Sara Hughes wanted "a really cool arm."
A Bride's Prosthesis Made Not to Blend In, but to Shine, *New York Times ,
January 27, 2023, <u>https://tinyurl.com/ABridesProthesis</u>
The ratio of grandparents to children is higher than ever
before. That has big consequences.
The age of the grandparent has arrived, *The Economist, January 12, 2023, https://tinyurl.com/AgeOfTheGrandparent
<u>https://tinyun.com/Ageormeoranuparent</u>
"Risk starts to go up well below levels where people would
think, 'Oh, that person has an alcohol problem'. Alcohol is
harmful to the health starting at very low levels."
Dr. Tim Naimi, director of the University of Victoria's Canadian Institute for Substance Use Research, <i>Even a Little Alcohol Can Harm Your Health</i> , *New York Times, January 13, 2023, <u>https://tinyurl.com/ALittleAlcoholCanHarm</u>
Negotiating a pathway out for many of the 20,000 Bay
Staters would send a powerful signal to one of the most
marginalized populations—people with disabilities in
nursing facilities, many of whom are from communities of
color. It would also build trust with community partners
who excel at coming up with creative solutions to these very
challenges.
Avoid unnecessary institutionalization in nursing homes, CommonWealth Magazine, January 27, 2023, <u>https://tinyurl.com/HealeyShouldSettle</u>

	But as much as everyone loves the imaginary Hollywood spectacle of a big courtroom battle over legal rights, the best move is to negotiate and settle this lawsuit. Avoid unnecessary institutionalization in nursing homes, CommonWealth
	Magazine, January 27, 2023, <u>https://tinyurl.com/HealeyShouldSettle</u> "The extra COVID SNAP benefits have provided critical support for individuals and families to buy food, and have also indirectly supported our local grocery stores and farmers. The Healey-Driscoll Administration is aiming to be a leader among states in providing households with an offramp to the abrupt end of these extra benefits and will continue to be a food security leader through systemic
	<i>initiatives like this."</i> Acting Health and Human Services Secretary Mary Beckman, <i>Healey-Driscoll</i> <i>Administration Files \$282 Million Supplemental Budget</i> , Office of Governor Maura Healey and Lt. Governor Kim Driscoll, January 30, 2023, <u>https://tinyurl.com/282MillionSupplementalBudget</u>
	Hospitals aren't even the ideal places to heal, oftentimes. Infections spread among patients, occasionally with fatal results. The constant alarms and beeps made by all the monitors and machinery interrupt sleep and recovery. Older patients in particular become agitated and confused by the disruptions. Some patients have to go through rehabilitation afterward, having been confined to a hospital bed for so long. It's no wonder that both patients and clinicians alike might want an alternative to traditional hospital care. Your Next Hospital Bed Might Be at Home, New York Times (free access), January 27, 2023 (updated), https://tinyurl.com/NextHospitalBedAtHome
Poem	2. *New York Times January 25, 2023 <u>https://tinyurl.com/IAmThePaceOfMyBody</u> / Am the Pace of My Body and Not Language
	By Adam Wolfond

I think the days of the week
are paced in the line of rocks
and the water of the ocean
Water talks by pacing waves against them
Rocks respond by allowing their surfaces to be worn
Time is perceived by the appreciation
of language but I am
the pace of my body
and not language
I think there are many times to think about
I want people to understand how hard it is
to always type
My rhythm is long and continuous
not as noises in my head
The noises are forging want
of the howling wind
The noises are in the want
to talk
But I feel the way I always toward the calm body go
Time is perceived by the appreciation
of language but I am
the pace of my body
and not language
and line the rally that I can feel.

		Adam Malford is the system of "The Menting May" (Millussed Editions 2022)
		Adam Wolfond is the author of "The Wanting Way" (Milkweed Editions, 2022).
		He is an autistic poet, an artist, a graduate student and a co-founder/co-director
Deerwitzeerst	2	of dis assembly: neurodivergent arts collective.
Recruitment	3.	Seeking Current or Former Nursing Homes Residents who lived in room with more than two residents could help this care.
		River Terrace Operator LLC, et al. v. Commonwealth of Massachusetts et al. Civil
		Action 2284CV01024
		Dignity Alliance is assisting the Attorney General opposing about 30 nursing
		homes that don't want to limit their facilities to not more than two residents per
		room as required by state regulations. We think it would be helpful if residents
		or former residents of nursing homes, or their family members, who may have
		experienced more than two residents per room to provide information on how
		this limits each resident's privacy, health, and safety. If you, or someone you
		know could provide information on the experience of living with in nursing home
		rooms with three or more residents, and are willing to talk about that situation,
		it could help to bolster the state's defense of the current regulation limiting
		occupancy to not more than two residents per room. Contact: Dick Moore of
		Dignity Alliance at rmoore8743@charter.net .
	4.	Simmons v. Healey: An ADA Class Action Seeking to Compel Massachusetts to
		Stop the Unnecessary Institutionalization of People with Disabilities
		On October 11, 2022, the Center for Public Representation (CPR), a national
		disability rights law firm in Easthampton, Massachusetts; Greater Boston Legal
		Services (GBLS), a local legal services program; Justice in Aging, a national
		advocacy organization for older adults; and the private law firm of Foley Hoag,
		LLP filed a class action in federal court against the Commonwealth on behalf of
		seven people with disabilities unnecessarily institutionalized in nursing facilities
		and the Massachusetts Senior Action Council. The lawsuit alleges that the Commonwealth violates the Americans with Disabilities (ADA) and the Medicaid
		Act by failing to provide community residential services and supports, thus
		forcing thousands of people with disabilities to live in segregated nursing
		facilities rather than in the community.
		This class action on behalf of nursing facility residents on MassHealth who have
		been stuck in a nursing facility for 60 days or more seeks to compel the
		Commonwealth to expand its existing residential programs so that people with
		disabilities in nursing facilities can make informed choices and have meaningful
		options to live successfully in the community. If you have any questions or want
		more information, or if you know someone who might benefit from the lawsuit,
		please contact CPR (413-586-6024) or GBLS (617-603-1576):
		 Betsey Crimmins at GBLS <u>bcrimmins@gbls.org</u>
		• Deb Filler at GBLS – <u>dfiller@gbls.org</u>
		 Jennifer Kaplan at CPR – jkaplan@cpr-ma.org
Simmons v. Healey ADA	5.	CommonWealth Magazine
Class Action Suit		January 27, 2023
		Avoid unnecessary institutionalization in nursing homes.
		by Alex Green and Bill Henning
		Every day, thousands of Massachusetts residents with disabilities are admitted
		to segregated nursing facilities, be it to recover from medical procedures, to
		receive respite and care because they're homeless, or because of a lack
		supportive services that are needed to remain at home and in their
		communities. While many eventually leave, thousands do not, even though they

want to. As a class action lawsuit filed in October alleges, the determining factor
between who stays and who goes often is a matter of race and class.
It will be up to an incoming Healey administration—as well as Attorney General
Andrea Campbell—to decide whether to fight this case. But as much as everyone
loves the imaginary Hollywood spectacle of a big courtroom battle over legal
rights, the best move is to negotiate and settle this lawsuit.
The plaintiffs in this case are six of the roughly 20,000 people currently living in
nursing facilities in Massachusetts on the Commonwealth's Medicaid program,
called MassHealth. They include Lorraine Simpson, a homeless woman who was
refused housing in Worcester County, and John Simmons, a man with mental
illness who has languished in an Everett nursing home for three years.
What they share is something we have both seen; one of us as someone who
was once briefly institutionalized in a psychiatric facility and got out, and the
other as someone who fights to get people out of institutions. They are Black,
poor, and without friends and family nearby who can help them.
As a result, perhaps thankfully, they are entitled to federally-funded care
through MassHealth. This comes with an expectation that the rights of
individuals protected under the Medicaid Act and the landmark Americans with
Disabilities Act will be respected. Within that context, the federal government's
position is clear, and guided by the Supreme Court's 1999 <i>Olmstead</i> case, which
said that individuals have a right to live in "the most integrated
setting." Significantly, the Commonwealth's failure to comply with these laws
also is the subject of an ongoing investigation by the US Department of Justice.
Taken together, the intent of the legal landscape is clear. It was created as part
of the movement against the historical discrimination against people with
disabilities, including their unnecessary institutionalization in nursing facilities.
This is why the Center for Public Representation and a coalition of legal partners
initiated this case with the straightforward goal of allowing people with
disabilities to live in the community rather than be forced into an institution just
to get basic health care.
Whatever the impasse that led the state to contest the allegations in this suit,
Gov. Maura Healey and Attorney General Campbell have the ability, and the
obligation, to negotiate a settlement instead of continuing down the path of
litigation. The reasons abound. During the campaign for governor, Maura Healey
strongly supported community-based services for persons with disabilities that
enable people to live in their homes instead of in facilities. And through her own
prosecution of nursing facilities, she has expressed concern about the potential
for abuse within this system. Similarly, Campbell has been a fierce and
outspoken critic of the ways in which incarceration is used against BIPOC
communities—and certainly many nursing home residents have labeled
themselves inmates.
But more broadly, the state has already shown that it is possible to serve people
with disabilities in integrated settings instead of unnecessarily institutionalizing
them in nursing facilities. The <u>Rolland</u> and <u>Hutchinson</u> class action suits against
the Commonwealth that were settled years ago successfully led to the release of
3,000 people with intellectual disabilities and brain injuries from nursing facilities
and the provision of needed care in new community homes. In those cases, the
state was able to design a program that met their needs, that saved money, and
 that complied with the law.

Perhaps most of all, the timing is right. Sadly, COVID is still with us, and people in
facilities are always at inordinate risk of infection and death, as has so tragically
occurred since 2020. Providing services and supports in integrated settings in the
community is sound public health policy. And the chance to start fresh also
should not be ignored. An incoming administration has one opportunity to make
a first introduction to communities that it values. This is an opportunity for
Healey and Campbell to do just that.
Negotiating a pathway out for many of the 20,000 Bay Staters would send a
powerful signal to one of the most marginalized populations—people with
disabilities in nursing facilities, many of whom are from communities of color. It
would also build trust with community partners who excel at coming up with
creative solutions to these very challenges. And it could quickly end the ongoing
US Department of Justice investigation of federal law violations.
This approach is not just advisable, it is necessary, because protracted litigation
is expensive to the taxpayers, would force the six plaintiffs – and thousands of
others like them – to remain in nursing facilities for years, and even could risk
the critical gains of the past 30 years, given the current Supreme Court.
Moments of opportunity such as this one do not last long. The details of a
negotiated settlement require time to develop. But the incoming administration
should signal early on that they want to negotiate, not litigate, this case. They
can then do the work to resolve this lawsuit in ways that are constructive for the
very people they have sought higher office to defend.
Alex Green teaches at the Harvard Kennedy School and is a visiting fellow at the
Harvard Law School Project on Disability. Alex was an early supporter of Dignity
Alliance MA. Bill Henning is executive director of the Boston Center for
Independent Living. Bill is a co-founder and a leader with Dignity Alliance MA.
Read more about <u>Dignity Alliance MA support for this lawsuit.</u>
https://tinyurl.com/HealeyShouldSettle
All Things Considered – WGBH
January 26, 2023
'Warehoused'
Nursing homes are a last stop for many people with disabilities who can't find
housing.
After being hospitalized from several medical challenges, John Simmons arrived
at a nursing home in Everett for what he expected to be a short stay. Three years
later, he's still there. Simmons, who uses a wheelchair and relies on portable
oxygen to help him breathe, could live on his own. But like many people with
disabilities in Massachusetts, he's stuck in a nursing home because he can't find
an affordable place where he can live.
"I'm able to groom myself without help. I can cook. I can clean. I might not do it
all fast and everything as some people can, but I can do it," Simmons said. He
would need a place on the first floor or in a building with an elevator, and some
in-house medical care — but can't get those services without housing.
"It's just me getting a roof over my head, to be able to utilize those services,"
Simmons said. "Where would I go? To a shelter? A shelter doesn't have the
accommodations for me — I'm on oxygen, they don't have those
accommodations there."
Simmons, 74, is a plaintiff in a <u>federal class action lawsuit</u> filed in October in
Boston that contends the state of Massachusetts is allowing thousands of people
with disabilities to languish and often deteriorate in nursing facilities, even

though they could be living independently. The lawsuit seeks to compel the state to expand existing programs and set up new ones to help people with disabilities
transition out of nursing homes.
"It's considered a violation of the Americans with Disabilities Act to
unnecessarily keep people with disabilities warehoused in institutional settings
when people could safely live in a more integrated setting in the community,"
said Deborah Filler, a lawyer with Greater Boston Legal Services, one of the groups representing the plaintiffs.
The problem is not new, but when COVID-19 hit nursing homes in the state,
advocates say it added a new urgency. According to the lawsuit, more than 6,000
nursing home residents died during the first six months of the pandemic — one
in every seven people living in nursing homes.
"It just became even more urgent and more imperative for us to pursue legal action, to try and require the state to get more and more people out of these
facilities," Filler said.
Simmons says he wanted to join the lawsuit because he saw the toll that being
inside a nursing home during the pandemic took on people who couldn't get out. "I know three or four people who are here now, who would be able to suffice on
their own if given the opportunity," he said about his experience at the Rehabilitation & Nursing Center at Everett. "We need to re-enter our life at
some point in time because it's almost like a prison sentence."
GBH News reached out to the Massachusetts Office of Health and Human
Services, whose secretary is named as a defendant in the class action lawsuit.
The agency declined to comment.
'I haven't seen a full moon in years'
Simmons went to the nursing home because he felt like he had no options after
being released from the hospital three years ago. He had been living in a fourth-
floor apartment with no elevator in East Boston, which had become increasingly
difficult to access. He eventually lost his housing voucher, which had helped him
pay the rent.
"When I first got the [housing] voucher, I didn't have any special needs. I was
able to go up, up and down the steps, my breathing wasn't that traumatic," he said. "But after 11 years my breathing deteriorated to the point where I couldn't
walk up the steps."
Simmons is grateful for the medical care he's received in the nursing home, but
he says it's taken a toll on his mental health. A pandemic-era policy prevents
residents from leaving the facility on their own unless they are going to a
medical appointment, and Simmons misses his independence and simple
pleasures like grocery shopping, going for a walk outside and doing his own
laundry.
"I'm unable to get out, walk around the community. I'm unable to do my own
food shopping. I'm unable to do my own laundry," he said. "I haven't seen a full
moon in years. You know, those are things that go into making a wholesome life."
Simmons' story is not unique, say disability advocates. It underscores the
challenge that many disabled people face in finding affordable housing, especially in the Boston area.
For a population that is <u>twice as likely to live in poverty</u> as people without
disabilities, stable housing is a lifeline that can be hard to achieve, especially in a
region with so many people already rent-burdened and struggling with a lack of

<u>affordable housing.</u> In 2021, almost half of all renters with disabilities <u>struggled</u> to pay their rent.

Many people with disabilities who are low-income depend on federal Supplemental Security Income, but it's not enough to cover market-rate rent, according to a report from Boston-based nonprofit Technical Assistance Collaborative, which researches affordable housing. Nationally, the cost of a one-bedroom apartment is about one and a half times the monthly Supplemental Security Income rate. In the Boston area, a person on SSI would have to spend <u>about twice their allowance to afford a one-bedroom rental</u>.

"There's really no statistical area in the country where you can be a person on SSI and be able to afford to live just in your own apartment without any sort of rental subsidy from the state or federal government," says Lisa Sloane, a director at Technical Assistance Collaborative. "It's not possible."

When people with disabilities can't find affordable housing, the researchers found that they often end up institutionalized in nursing homes or jails, living on the streets, or spending a large part of their limited income on housing. "People with disabilities — who have significant disabilities and are stuck in congregate settings or nursing homes — they can't just move on their own. They require support and assistance," Sloane said.

That support can sometimes come from the state — if there are enough resources and political will. Steven Schwartz, the legal director of the Center for Public Representation, one of the groups representing the plaintiffs in the class action lawsuit, says that historically, people who have a combination of complex medical and psychiatric needs — like John Simmons — don't neatly fit under the purview of certain state agencies.

"Some of the agencies that are responsible for providing community services to older adults with physical disabilities, to people with behavioral health conditions — they just don't think of people in nursing homes as really their responsibility," he said.

A lack of funding and "bureaucracy" share part of the blame, according to Sara Spooner, a social worker who is serving as a legal guardian for five of the plaintiffs in the lawsuit, who range in age from mid-thirties to mid-sixties. "These individuals, at least my five plaintiffs, are only in the facility because there's just nowhere else for them to go," she said. "And so, they are now stuck in the nursing facilities that are not equipped to manage them, and were never equipped to manage them, but have become the last stop for people whose diagnoses are under supported [by] state agencies."

Nursing homes in the state are struggling with a workforce shortage, putting a strain on the facilities. And for people who want to live on their own, there is a shortage of home health care workers — both problems exacerbated by the pandemic. That makes it difficult for people who can and want to transition out of a facility, explained Lisa Gurgone, CEO of Mystic Valley Elder Services.

"Right now, the workforce challenge is really hard ... so those barriers are there," Gurgone said. "If they're in a nursing home for too long, and they lose their housing, that's even more difficult because we have to try to find them housing. And there's just not a lot of accessible affordable housing in Massachusetts." Like 'falling into hell'

Anne Johansen, 71, has a progressive neuromuscular disease and uses a power wheelchair. She always feared ending up in a nursing home. As the disease

 worsened, she found herself spending seven years in four different nursing homes. It was worse than she imagined — an experience "like falling into he Johansen says residents were hungry all the time because the food was not nutritious. The bathrooms were often dirty. Patients with dementia wandere the halls while night shift staff slept. "I was just very unhappy," she said. She cried so much that she had to hide h used tissues in a drawer, fearing someone on the staff would notice and get mad. It made her question her life. "It got so bad there that I just thought, you know this is how my life is going to be, I don't want the rest of it. I'm done, I'm out 	d
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here," she said. She attempted suicide and went to Carney Hospital to recov	er
before going to another nursing facility in Wakefield.	
Finally, after seven years, she got lucky when a friend connected her with the	
Boston Center for Independent Living, who helped her secure a mobile Secti	on 8
voucher, federal assistance for paying rent that can be used in any town or	
municipality.	
After an exhausting housing search, Johansen finally found an apartment she	!
loved in Quincy, on a street lined with trees.	
"It was such a sanctuary, such a safe place," she said.	
She now lives at a complex for the elderly and disabled in Hanover, close to	
family, where she gets to spend time with her grandkids. She credits the Bos	
Center for Independent Living for helping her get that voucher and changing	her
life.	
"I just felt so grateful to them for saving me," she said.	
A blueprint	:+
Advocates say there is a blueprint to follow if the state wants to act. They po	
to a wide range of services that would help: more accessible affordable hous	-
more subsidies and vouchers, increased resources home-based medical supp expanded support in group homes and better case management to inform	οπ,
people of their options.	
According to Schwartz, the state could increase capacity to help more disable	he
people by following a model set up by two previous legal cases which require	
state agencies to allow 3,000 people with intellectual disabilities and brain	u
injuries to move back into the community by creating residential programs.	
Schwartz says the state needs to do the same for people with all types of	
disabilities.	
"We learned through both of those cases that the commonwealth can create	<u>.</u>
community programs But the commonwealth has not done the same thin	
everybody else who's in a nursing home," he said.	
Johansen advocates for the Alternative Housing Voucher Program, which	
provides low-income people with disabilities under the age 60 a voucher tha	t
covers up to 70% of the market value of an apartment's rent, in any.	
"It's a really important tool that was born out of some housing discrimination	າ,"
said advocate Olivia Richard, a member of Boston's Disability Commission	,
Advisory Board.	
Richard, who is paraplegic, knows first-hand how important access to housin	g is.
After an accident in her late 20s, she needed to go to a nursing home for phy	-
rehabilitation, but she quickly returned home because she was just about to	
her affordable housing. The apartment that was not set up for someone with	
disability, and she caught herself on fire while trying to cook.	

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		"Housing is everything. I know when at times when my housing has been shaky or has been inadequate, my health has gotten worse," she said. "People with disabilities want to be successful people. And the way that we start that off is by providing affordable, accessible, integrated housing." When asked what would help, Simmons had an answer. "More affordable housing — that would help a lot," he said. Simmons hopes, some day, to enjoy the simple benefits of living an independent life. "I for one would like to go sit down in a restaurant, have a nice cup of coffee, maybe a slice of pizza," he said. "You understand what I'm saying? And I would like to enjoy my life." https://tinyurl.com/WarehousedAllThingsConsidered
Reports	7.	JAMA Network
Reports		JAMA Network December 29, 2023 Association of COVID-19 Vaccination Rates of Staff and COVID-19 Illness and Death Among Residents and Staff in US Nursing Homes Key Points Question Are higher staff vaccination rates associated with lower adverse outcomes of COVID-19 in nursing homes? Findings This cohort study of 15 042 nursing homes found that, holding everything else constant prior to the Omicron variant wave, an increase in staff vaccination rates of 10 percentage points was associated with fewer weekly COVID-19 cases among residents, fewer weekly COVID-19 deaths among residents, and fewer weekly COVID-19 cases among staff. During the Omicron wave, increased staff vaccination rates were not associated with lower adverse COVID-19 outcomes. Meaning These findings suggest that before the Omicron wave, increasing nursing home staff vaccination rates was associated with fewer COVID-19 cases and deaths among residents and fewer COVID-19 cases among staff. Conclusions and Relevance The findings of this cohort study suggest that before the Omicron variant wave, increasing staff vaccination rates was associated with lower rates of adverse COVID-19 cases and deaths among residents and staff in US nursing homes. However, as newer, more infectious, and transmissible variants of the virus emerged, the original 2-dose regimen of the COVID-19 vaccine as recommended in December 2020 was no longer associated with lower rates of adverse COVID-19 outcomes in nursing homes. Policy makers may want to consider longer-term policy options to increase the uptake of booster doses among staff in nursing homes. https://tinyurl.com/JAMACovidVaccinationRates American Hospital Association December 2022 Issue Brief: Patients and Providers Faced with Increasing Delays in Timely Discharges Patients requiring additional care after a hospitalization — such as skilled nursing, behavioral health, or therapy-at-home — face growing delays in accessing that care. Delays in discharges as patients move through the continuum of care can cause harm to pa
		firm, show that the average length-of-stay (ALOS) in hospitals has increased 19.2% across the board for patients in 2022 as compared to 2019 levels. The

	increase is more pronounced for patients being discharged to post-acute care providers — with an increase in ALOS of nearly 24% from 2019 to 2022 Additionally, CMI-adjusted ALOS has increased for patients being discharged from acute care hospitals to post-acute care providers, with a 12.6% increase for patients being discharged to home health agencies and a 20.2% increase for patients being discharged to skilled-nursing facilities (SNFs). Similarly, patients being discharged from acute care hospitals to other hospital settings have also seen increases, with a 28.9% increase for discharges to psychiatric hospitals. https://tinyurl.com/IncreasingDelaysDischarges
10.	State House News Service January 30, 2023 Healey Seeks \$282 Mil for Shelter, Food Aid Programs Reviving debate on an issue that lawmakers left untouched at the end of last session, Gov. Maura Healey on Monday filed a \$282 million spending bill she said is necessary to manage a surge in demand for emergency shelter and prevent the free school meals program from running out of money Her bill (H 47) targets the same growing shelter strain, fueled in part by an influx of migrant arrivals to Massachusetts, that prompted Gov. Charlie Baker to unsuccessfully seek \$130 million in November Another federal program's looming end featured in Healey's proposal. Early on in the COVID-19 crisis, the federal government expanded Supplemental Nutrition Assistance Program (SNAP) benefits, allowing eligible households to receive at least \$95 more per month to purchase food. SNAP aid is now set to return to its pre-pandemic levels in March. Healey called for using \$130 million to provide recipients with 40 percent of their previous enhanced SNAP allotment for another three months, which her office dubbed an "offramp" to stave off a more abrupt end to the expanded benefits that more than 630,000 families receive. https://tinyurl.com/282MilForShelter Massachusetts Department of Transitional Assistance January 2023 Pandemic SNAP Emergency Allotments End in February 2023. The federal government (through the Congressional Consolidated Appropriations Act of 2023) ends the extra COVID SNAP benefits, known as SNAP Emergency Allotments, as of February 2023. This means that households will receive their last payment on March 2, 2023. Below is a link to data on the impact of these temporary extra benefits ending on Massachusetts individuals and families, including by demographic characteristics and cities/towns. Note: This report will be updated monthly through April 2023. Data on Emergency SNAP Allotments Ending as of December 2022 State House News January 24, 2023 Analysts See Tax Revenues Holding at Elevated Levels State tax reve

Dignity Advocates 2023	Healey / Driscoll Transition Team
Diginity Advocates 2025	https://healeydriscolltransition.com
	Andrea Campbell Transition Committee
	https://www.andreacampbell.org/transition/
	Diana DiZoglio Transition Committee
	info@dianaforma.com
Webinars and Online	12. AARP Massachusetts Chapter
Sessions	Tuesday, January 31, 2023, 11:00 a.m. to 12:00 p.m.
	Virtual Volunteer State Legislative Briefing
	Join AARP Massachusetts for a virtual volunteer state legislative briefing.
	The 2023-2024 Massachusetts legislative session offers new opportunities to
	raise your voice and speak up in support of family caregivers, nursing home
	residents, retirement security, and people aged 50 and older across the
	Commonwealth.
	Join this virtual event to learn about legislation being considered in
	Massachusetts and what you can do to help get it passed into law.
	We need you to make your voice heard!
	Everyone is welcome, including AARP Members, Non-Members, and existing
	AARP Volunteers.
	REGISTER HERE
	13. Gray Panthers NYC
	Tuesday, January 31, 2023, 2:00 to 3:00 p.m.
	Solutions to Ageism in Nursing Homes
	Panelists include:
	 Annie Rhodes, MS, PhD(c), CGCM
	Brain Health Triage Coordinator, Richmond
	Brain Health Institute
	Deke Cateau, CEO A C. Dhadaa Usakh & Dahah
	A.G. Rhodes Health & Rehab,
	Atlanta, Georgia
	Anne Montgomery
	Noted Policy Consultant in Long Term Care
	AHM Enterprises: NASEM Steering Committee; ACL Workforce Initiatives
	RSVP here
	14. AARP Massachusetts
	Thursday, February 2, 2023, 1:00 p.m.
	AARP Massachusetts is hosting a live Telephone Townhall on Energy Assistance
	programs in the Bay State. Moderated by AARP's Mike Festa, the panel will
	comprise of Joe Diamond of MASSCAP, Liz Berube of Citizens for Citizens, Inc.
	Fall River and Susan Carp of the Massachusetts Councils on Aging. There are
	energy assistance programs such as LIHEAP that can help older residents with
	heating bills. They'll rundown what's still available and how to apply.
	REGISTER NOW
Recorded Webcasts	15. American Society on Aging
	Multisector Plan for Aging January 2023
	In season six of Future Proof Live, West Health, The SCAN Foundation and The
	John A. Hartford Foundation have come together to provide an in-depth look at
	how states can plan strategically to transform infrastructure and coordination of
	services to address the needs of a rapidly aging population.
	services to address the needs of a rapidly aging population.

	In this Future Proof Live episode, panelists discuss what a Multisector Plan for
	Aging is, what it looks like at different stages, across different communities and with different priorities. They also will explore key tools and concepts to create a
	movement toward change through an aging and disability lens that goes beyond
	traditional health and community services.
	https://vimeo.com/793341920
	Previously posted webinars and online sessions can be viewed at:
	https://dignityalliancema.org/webinars-and-online-sessions/
Nursing Homes	16. Forbes
	January 27, 2023
	How Nursing Homes Can Increase Accountability and Improve Quality of Care
	In his State of the Union Address last year, President Biden took aim at
	improving the quality of care administered in nursing homes across the nation.
	He doubled down on that plan more recently in October, announcing a series of
	new actions designed to increase accountability by ramping up enforcement for
	the worst-performing facilities.
	Ensuring that money goes toward nursing homes providing a high quality of
	care—while simultaneously weeding out the worst-performing facilities—is the
	main thrust of the president's plan. Biden and the Centers for Medicare and
	Medicaid Services (CMS) plan to improve the nursing home experience by
	cracking down on substandard facilities, accentuating new areas of emphasis
	and bringing down rehospitalization rates.
	While most nursing homes show some deficiencies, facilities that exhibit
	excessive issues or shortcomings—as determined by state agency oversight in a
	points-based methodology—will be assigned to the Special Focus Facility (SFF)
	program watchlist. This includes nursing homes exhibiting a pattern of problems
	that have continued over a period of time without correction
	Prioritize readmission rates.
	Biden's plan for strengthening skilled nursing facilities (SNFs) continues to
	involve fortifying the Value-Based Purchasing (VBP) program. In particular, the
	VBP recognizes the quality of care based, in part, on readmission rates from
	nursing homes to hospitals.
	One way of reducing rehospitalizations would be to have a full-time doctor on
	staff at each SNF. (Disclosure: My company helps with this, as do others.)
	Nursing homes have long realized they are no longer the respite homes of 50
	years ago. Rather, they often function more like a free-standing medical/surgical
	ward similar to a hospital—only they don't have the help of an in-house
	pharmacy, lab, X-ray, ER or subspecialist. Many of them don't even have a doctor
	that shows up on a daily basis.
	Readmission rates also can be reduced by quickly recognizing changes to a
	patient's condition. I've found early recognition by an observant nurse—and
	prompt team communication during the middle of a busy shift to think critically
	about what that change means—can often divert rehospitalization.
	Finally, rehospitalizations can be reduced by realizing that not all patients who
	begin to trend down should be immediately readmitted to the hospital. This
	requires meaningful conversations about quality of life and helping families
	define long-term expectations well before downhill trends begin.
	https://tinyurl.com/IncreaseAccountability
	17. Skilled Nursing News
	January 27, 2023
	Junual y 27, 2023

Up to 50% Higher Infection Risk for Nursing Home Residents Without Boosters Nursing home residents who were not up-to-date with recommended COVID-19 vaccines had a 30% to 50% higher risk for contracting Covid compared with residents who were up-to-date with the vaccines, according to a new report released by the Centers for Disease Control and Prevention (CDC). . . Beyond vaccinating residents, JAMA researchers <u>found</u> that an increase in staff vaccination rates of 10 percentage points was associated with fewer weekly COVID-19 cases among residents, fewer weekly COVID-19 deaths among residents, and fewer weekly COVID-19 cases among staff. Researchers estimated that if they extrapolated their findings to one year, a 10 percentage point increase in staff vaccinations would have prevented 102.9 cases per 1,000 residents, 15.6 deaths per 1,000 residents, and 21,000 staff cases nationwide.

https://tinyurl.com/HigherInfectionRate

18. Skilled Nursing News

January 27, 2023

Cautionary Tale: Staffing Mandate Collides with Nursing Home Labor Crisis and Referral Bottleneck

As a federal minimum staffing standard looms over the nursing home industry, operators and their advocacy organizations look to learn from existing state mandates to better understand how things will play out on a national stage. New York is providing a cautionary tale at the moment, with a mandate exacerbating access to care, industry professionals warn. And the repercussions extend across the continuum, putting hospitals and other providers in ever-more precarious positions.

Post-acute operators in the Empire State are being forced to limit new admissions to comply with staffing ratios, creating bottlenecks, providers told Skilled Nursing News. Based off PBJ data, 75% of the state's 614 nursing homes cannot meet the state's 3.5 hour staffing mandate, and from 2019 to 2022, the number of empty nursing home beds in the state increased to 6,700. . . Average length of stay in hospitals increased 19.2% last year, compared to 2019, according to <u>data cited</u> by the American Hospital Association. And average length of stay jumped 24% among patients being discharged to post-acute providers. Furthermore, these patients are generally sicker and require more complex care as compared with pre-pandemic case-mix levels. . .

Mandate fallout in NY

New York, in November 2021 approved its staffing minimum mandate for nursing homes. The rule applies to certified nursing assistants (CNAs), licensed practical nurses (LPNs) and registered nurses (RNs).

Under the mandate, facilities must provide 3.5 hours of care per resident per day; no less than 2.2 hours of care must be provided by a CNA or nurse aide, and at least 1.1 house must be provided by an RN or LPN.

Gov. Kathy Hochul <u>temporarily suspended</u> the mandate at the beginning of 2022, while nursing homes and major trade groups in the state <u>filed a lawsuit</u> to block the law from going into effect. The mandate eventually <u>went into effect</u> in April of last year. . .

The Medicaid rate isn't the only factor, Clyne said, but it's "by far the biggest" piece of the puzzle that allows operators to compete with other companies in the community. Other scenarios, he said, involve rural areas and their unique difficulties in recruiting and retaining staff.

January 30, 2023

https://tinyurl.com/SNNCautionaryTale

19. JDSupra

January 27, 2023

CMS Announces Initiatives to Strengthen Nursing Home Safety and Transparency On January 18, 2023, CMS issued a Quality, Safety & Oversight Group memorandum announcing its initiative to improve nursing home safety and transparency. Specifically, CMS will conduct audits to determine whether nursing homes are appropriately diagnosing and coding patients for schizophrenia, and based on the audit findings, CMS will adjust the quality measure star ratings if inaccurate coding is discovered. Additionally, CMS will post all citations that a nursing home receives on the Nursing Home Care Compare website to provide consumers with transparency.

Adjusting Quality Measure Ratings Based on Audit of Schizophrenia Coding in Nursing Homes

In a pilot audit of nursing homes conducted earlier this year, CMS found several issues related to inaccurate coding and diagnosis of residents with schizophrenia, including a lack of comprehensive psychiatric evaluations and misdiagnosis based on conditions or behaviors related to dementia, rather than schizophrenia. Accordingly, CMS will launch off-site audits of nursing homes to identify problematic coding and diagnosis, with the goal to reduce the use of

unnecessary antipsychotic drugs, which CMS indicates are often prescribed to residents who are erroneously diagnosed with schizophrenia. CMS notes that antipsychotic drugs can be dangerous, especially among the

CMS notes that antipsychotic drugs can be dangerous, especially among the nursing home population, because of their severe side effects, including death. The use of antipsychotic drugs among long-stay nursing home residents is one Quality Measure (QM) used in the Five-Star rating system on the Nursing Home Care Compare website. However, CMS is concerned that this measure does not include residents with a diagnosis of schizophrenia, which can mask the nursing home's true rate of antipsychotic drug use.

Accordingly, if an audit identifies that a nursing home has inaccurately coded residents with a diagnosis of schizophrenia, the nursing home's QM ratings will be adjusted as follows:

- The overall QM and long stay QM ratings will be downgraded to one star for six months (this drops the facility's overall star rating by one star).
- The short stay QM rating will be suppressed for six months.
- The long stay antipsychotic QM will be suppressed for 12 months.

Nursing homes selected for an audit will receive a letter from CMS explaining the purpose and process of the audit, and they will have an opportunity to discuss the audit results with CMS at the conclusion of the audit. Additionally, nursing homes will have the opportunity to forgo the audit by admitting they have error and committing to correct the issue.

Posting Citations on the Nursing Home Care Compare Website

CMS will also increase transparency of nursing home information by posting on the Nursing Home Care Compare website all citations that a nursing home receives. Currently, citations are not posted until nursing homes complete the dispute process under the Informal Dispute Resolution (IDR) and Independent Informal Dispute Resolution (IIDR), which takes approximately 60 days. In the interest of increasing transparency and nursing home accountability, CMS will be posting all citations regardless of their dispute status under the IDR/IIDR. While

	the citations will be displayed, they will not affect the Five-Star rating until the
	disputes are complete.
	The CMS memorandum is available <u>here</u> .
	https://tinyurl.com/StrengtheNursingHomeSafety
	20. AARP Blog
	January 13, 2023
	Court Declares 'Resident Dumping' by Nursing Homes Illegal, Thanks to a Lawsuit by AARP Foundation
	 In 2017, Gloria Single, an 82-year-old person with dementia, was sent to a hospital by her Sacramento nursing home after she grew upset and allegedly threw utensils at residents in the dining room. Within hours, the hospital evaluated her and cleared her to leave, but her nursing home, Pioneer House, barred her from returning — a move often referred to as "resident dumping." Single languished in the hospital for more than four months, Jones told AARP in 2021. She lost her ability to walk, her verbal and cognitive skills slipped, and she stopped asking about her husband, Bill, who remained at Pioneer House. The two never saw each other again. Single never returned to Pioneer House and died in 2019. AARP Foundation, which helps defend vulnerable people over 50 through legal advocacy, filed suit against the nursing home on Single's behalf in 2017. In 2021, a California court agreed her rights had been violated [T]he same court issued a sweeping final order for the case, declaring that any facility's refusal to accept a resident back from a hospital "constitutes an involuntary transfer under state and federal law." Although the order arose out of California litigation, [Attorney Kelly Bagby, vice president of AARP Foundation Litigation] hopes it creates a ripple effect that
	protects nursing home residents in other states, since it references federal law.
	https://tinyurl.com/ResidentDumpingDeclared
Home and Community Based	21. AARP Public Policy Institute
Services	December 8, 2022 <i>CAPABLE: A Model of Empowering Older Adults to Remain Independent</i> CAPABLE stands for Community Aging in Place – Advancing Better Living for Elders. It is a restorative services model: person-centered, holistic services that help individuals remain independent in their homes, reducing their need for institutional long-term services and supports (LTSS). Restorative or "re- ablement" services are common in other countries but have limited reach in the United States.
	CAPABLE is, by design, a time-limited, short-term intervention and is not designed for older adults living in a residential care setting or a nursing home. In fact, CAPABLE cost savings are often measured in comparison to potential nursing home costs, with the idea being that CAPABLE as an intervention may delay or prevent entirely the need for an expensive nursing home stay. Research has suggested that if CAPABLE could delay a nursing home stay by even three weeks, it could be cost neutral to public payers. How It Works CAPABLE's approach relies on three professionals working in conjunction with
	the participating older adult to identify and deliver services and supports in the home over a five-month period: a registered nurse, an occupational therapist, and a handyperson. The registered nurse (RN) makes four home visits and helps the participant with medical-oriented goals. The occupational therapist (OT)

	conducts six home visits and helps the participant achieve goals related to
	functional tasks. The OT also helps identify potential environmental barriers in
	the person's home to develop a scope of work for the handyperson, who makes
	those identified repairs/installations with a budget of up to \$1,300.
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	the person's home to develop a scope of work for the handyperson, who makes
	those identified repairs/installations with a budget of up to \$1,300
	Further Expansion
	CAPABLE may have better capacity to grow in models where payment and
	delivery are integrated. In PACE, for example, one entity receives a capitated payment and then in turn is responsible for all care delivery. A PACE organization
	that deploys CAPABLE would be able to realize any associated cost savings.
	Threading the needle between cost savings and provider payment is critical to
	CAPABLE's scaling.
	Also, as Medicare Advantage plans continue to expand among the Medicare
	population, and those plans have greater flexibility to offer supplemental
	benefits to their beneficiaries, plans could add CAPABLE to those benefits and
	deliver restorative services to more people.
	The same goes for others in a payer role, including the VA and even private
	insurance plans. Each has the demonstrated capacity to bring CAPABLE to new
	communities, and with the right implementation, the model could reach older
	adults nationwide.
	Additionally, the 2021 American Rescue Plan (ARPA) provided states with
	enhanced federal funding for Medicaid home and community-based services
	(HCBS). As states continue to spend those dollars, monitoring how they invest in
	and implement CAPABLE will be critical.
	https://tinyurl.com/CAPABLEEmmpoweringModel
	Full Report:
	CAPABLE: A Model of Empowering Older Adults to Remain Independent (PDF)
22.	AARP Public Policy Institute
	November 3, 2022
	LTSS Choices: From Ideation to Standard Practice: Scaling Innovations in Long- Term Services and Supports
	Five Promising LTSS Innovations
	1) Program of All-Inclusive Care for the Elderly (PACE)
	The genesis for PACE was called On Lok, and began in the early 1970s in the
	Chinatown district of San Francisco, helping older adults of Chinese, Filipino, and
	Italian heritage live at home while receiving LTSS. It began providing medical
	services, social rehabilitation, and daily care; over time, it added meals,
	transport, and at-home services and day-care centers. The heart of the PACE
	model is person-centered services led by an interdisciplinary team that includes
	primary care providers, social workers, dietitians, therapists, personal care

attendants, and drivers. A combination of Medicare Parts A, B, and D and Medicaid cover the associated costs.

Although today more than 140 PACE sites exist, most are small; they serve, on average, about 470 people.

2) Green House[®] Nursing Homes

Bill Thomas, a medical director at a nursing home in rural New York State in the early 1990s, noticed that residents lived according to a fixed schedule, had little to do, were lonely, and had no control over their lives. Among the changes he implemented to remedy this were a focus on person-centered care and empowering staff to learn more about residents so they could better meet residents' individual needs. He also created a more homelike environment by bringing animals into the building, giving residents more choices, and decreasing use of psychotropics. Thomas called his program the Eden Alternative, and hundreds of nursing homes adopted his principles, likely due to his active promotion through presentations and articles. Later, the Robert Wood Johnson Foundation (RWJF) provided a small grant, then a five-year, \$10 million grant to fund the Green House Replication Initiative.

The first four Green House nursing homes were built in 2003; there are now 371 trademarked homes on about 70 campuses in 32 states. These homes serve about 3,200 people.

Read the <u>LTSS Choices report on Green House homes</u> for more information including a discussion of their unique staffing model.

3) Self-Directed Home and Community-Based Services (HCBS)

Self-directed HCBS (home and community-based care) programs typically give beneficiaries a monthly allowance they can use to hire their own workers, including family members, and, in many cases, to purchase care-related services and supplies. This type of program originated in the 1960s at the local and state levels and via a federal veterans home care allowance after World War II. One of the first major efforts was California's independent living model, based on a program operated for college students with disabilities in Berkeley through the first Center for Independent Living. After successful testing of the "Cash and Counseling" program in the late 1990s and early 2000s, Medicaid, at the federal level, recognized two forms of self-direction: beneficiaries can employ workers directly, or they can manage a budget and purchase HCBS.

As of 2019, the National Inventory of Self-Directed Programs reported that selfdirection models reached 1,234,214 participants through 267 separate programs, 71 of which were veteran directed. In fiscal year 2018, up to 4.8 million beneficiaries received Medicaid HCBS.

4) Supportive Services in Housing for Older Adults

Supportive services in housing programs for older adults are designed to connect residents with services that can help them remain at home. State and federal involvement began in the late 1980s; some funding from RWJF came in the late 1980s and early 1990s. In 1990, Congress permitted certain federally funded housing projects to hire service coordinators for elderly and disabled residents. In 2009, Cathedral Square, a Vermont nonprofit housing and services provider, piloted the SASH[®] (Support and Services at Home) model, which has led to important improvements in residents' health. As a result, supported services in housing are poised for more replication, particularly if a related innovation, IWISH (Integrated Wellness in Supportive Housing) proves effective.

	Read <u>the LTSS Choices report on the SASH housing model</u> , its multiple positive
	outcomes for residents and lower costs.
	5) ABLE and CAPABLE
	Two innovations, initiated by Johns Hopkins researchers, rely on occupational
	therapy, physical therapy, and home repair professionals to improve LTSS for
	older adults and help them remain at home.
	The initial program, Advancing Better Living for Elders (ABLE), provided four
	visits and one telephone contact from an occupational therapist and one visit from a physical therapist during a six-month period. The occupational therapist
	worked with participants to identify problem areas and helped them to improve
	function through behavioral and environmental modifications. Physical
	therapists delivered strengthening and balance exercises to support
	improvement in targeted areas. In the second six-month period, occupational
	therapists had three telephone contacts with participants.
	Community Aging in Place, Advancing Better Living for Elders (CAPABLE) built on
	the ABLE model by adding a registered nurse to address pain management,
	medications, depression, and a handyperson to perform home repairs and install
	assistive devices and modify the home. Participants work with an occupational
	therapist and a registered nurse to identify up to three achievable goals with
	each.
	The CAPABLE innovation, when thoroughly implemented, is of real benefit to
	older adults in terms of function and quality of life as well as emotional well-
	being. It also shows sustained cost savings. It is poised to expand but needs more
	attention from the federal government and foundations
	https://tinyurl.com/AARPLTSSChoices
Behavioral Health	23. *Boston Globe
	January 29, 2023
	Two people in crisis shot dead by police, two years apart. Will Massachusetts
1	
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	 The Graying of America's Homeless: An Alarming Trend Elder homelessness "is increasing dramatically right now," says Jeff Olivet, executive director of the U.S. Interagency Council on Homelessness. "Seniors over the age of 55 are likely the fastest-growing group of people experiencing homelessness and for many of them, it is first-time homelessness." The reasons are complex. As the population ages, more people are at risk of poverty, more will survive the death of a partner and more will subsits on limited incomes while housing costs skyrocket in many communities. Pandemic housing protections and assistance have mostly expired. In addition, many people with stagnant incomes are of retirement age or working part-time, hourly jobs or positions with little potential for raises. The growing number of people without a place to live, across all ages, is so significant that on Dec. 19 President Biden released a federal strategic plan to reduce homelessness by 25 percent by 2025. The plan, created by the U.S. Interagency Council on Homelessness, will address a lack of affordable housing, help people in crisis and prevent people from losing their homes in the first place. And it pays particular attention to those who are disabled and older adults From 2009 to 2017, the number of homeless people ages 51 to 61 grew from 14 percent of the homeless population nationally to close to 18 percent, Cho says. The percentage of people 62 or older that are homeless nearly doubled. And a 2019 study by University of Pennsylvania researchers and others that analyzed the populations of shelters in New York City, Los Angeles and Boston predicted by 2030, the number of people 63 and older who are homeless will nearly triple compared with 2017 Nearly 1 in 5 people in the U.S. without a permanent place to live are 55 and older, HUD's most recent data shows. In 2020, the mumber HUD counted as homeless nationally was 580,466, and 18 percent — roughly the population of B
	general population," McSpadden says, adding that "they're much more likely to
	https://tinyurl.com/GrayingAmericasHomeless
Caregivers / Workforce	 25. *Boston Globe January 13, 2023 (updated) North Shore Workforce Board program aims to recruit and train more mental health counselors After completing their initial courses, students could start working at one of the hospitals while they continue their training. At a time of growing demand for mental health services, a regional job agency north of Boston is trying to help local hospitals fill jobs in the field. The MassHire North Shore Workforce Board was recently awarded a \$319,880 state grant for a two-year program to prepare 40 participants for mental health counselor and specialist positions at Salem Hospital and at Beverly Hospital and two of its affiliates — Addison Gilbert Hospital in Gloucester and BayRidge Hospital in Lynn.

	1
	The workforce board is undertaking the initiative in partnership with the hospitals and in collaboration with North Shore Community College and Salem State University
	Under the program, participants will pursue a certificate or an associate's degree
	in human services at North Shore Community College. After completing their
	initial two courses, those students would be eligible to be hired by one of the
	hospitals, enabling them to start working even as they continue their training at
	the college.
	https://tinyurl.com/NorthShoreWorkforceBoard
Medicare	26. National Center on Law and Elder Rights
	<i>Final Rules to Streamline and Expand Enrollment in Medicare Parts A and B</i> On November 3, 2022, the Centers for Medicare and Medicaid Services (CMS)
	finalized rules that implement provisions of the Beneficiary Enrollment
	Notification and Eligibility Simplification (BENES) Act. Among other things, those
	provisions, which went into effect January 1, 2023:
	Abolish lags in the effective date for Medicare enrollments during the Initial
	Enrollment Period and General Enrollment Period;
	Establish new Special Enrollment Periods;
	Erase late enrollment penalties for individuals using the Special Enrollment
	Periods; and
	Extend Part B coverage of immune-suppressive drugs for kidney transplant
	recipients.
	https://tinyurl.com/FinalRulesMedicareEnrollment
Health Care	27. New York Times (free access)
	January 27, 2023 (updated)
	Your Next Hospital Bed Might Be at Home
	In a time of strained capacity, the "hospital at home" movement is figuring out
	how to create an inpatient level of care anywhere
	[Nurse Erica] Guardiola prefers to care for her patients in this intimate way — by
	seeing how they live and being able to offer relevant advice, not just injecting
	them with medicines. "In the hospital, you're like hustle and bustle, moving from
	room to room," she says. "But here, we get to go into all different walks of life all
	over town and do a whole lot." Now, because of a serendipitous — or
	mercenary, depending on one's perspective — hand dealt by the pandemic,
	hospital-at-home services may soon be available to millions of Americans.
	Instead of being hospitalized, patients might be able to stay home, while
	doctors, nurses and other medical workers come to them, sometimes in person,
	sometimes virtually. "You see patients in their place of power, it's a totally
	different thing," De Pirro says. "That magical difference."
	The American health system needs more hospital beds. This reality became
	terrifyingly palpable during the pandemic's worst surges, when I.C.U.s and other
	wards were forced to turn sick people away. In urban emergency rooms,
	admitted patients frequently languish for hours, sometimes even days, and
	occasionally in hallways, before they are moved onto inpatient floors. The
	situation can be more dire in rural areas; some communities may soon be left
	without any hospitals at all. In 2020, <u>19 rural hospitals were shuttered</u> , more
	than in any year during the previous decade. Nearly 30 percent of all rural
	hospitals are at risk of closing, especially tiny, stand-alone facilities. These
	circumstances are likely to get worse as the baby-boomer generation continues
1	to age.

	https://tipuurl.com/NovtHospitalRodAtHomo
	https://tinyurl.com/NextHospitalBedAtHome
4	28. *New York Times
	January 13, 2023
	Even a Little Alcohol Can Harm Your Health
	Recent research makes it clear that any amount of drinking can be detrimental.
	After decades of confusing and sometimes contradictory research (too much
	alcohol is bad for you but a little bit is good; some types of alcohol are better for
	you than others; just kidding, it's all bad), the picture is becoming clearer: Even
	small amounts of alcohol can have health consequences.
	Research published in November revealed that between 2015 and 2019,
	excessive alcohol use resulted in roughly <u>140,000 deaths per year</u> in the United
	States. About 40 percent of those deaths had acute causes, like car crashes,
	poisonings and homicides. But the majority were caused by chronic conditions
	attributed to alcohol, such as liver disease, cancer and heart disease.
	When experts talk about the dire health consequences linked to excessive
	alcohol use, people often assume that it's directed at individuals who have an
	alcohol use disorder. But the health risks from drinking can come from moderate
	consumption as well
	More <u>recent research</u> has found that even low levels of drinking slightly increase
	the risk of high blood pressure and heart disease, and the risk goes up
	dramatically for people who drink excessively. The good news is that when
	people stop drinking or just cut back, their <u>blood pressure goes down</u> . Alcohol is
	also linked to an abnormal heart rhythm, known as <u>atrial fibrillation</u> , which raises
	the risk of blood clots and stroke
	Alcohol is known to be a direct cause of seven different cancers: head and neck
	cancers (oral cavity, pharynx and larynx), esophageal cancer, liver cancer, breast
	cancer and colorectal cancer. Research suggests there may be a link between
	alcohol and other cancers as well, including prostate and pancreatic cancer,
	although the evidence is less clear-cut
	Notably, none of the experts we spoke to called for abstaining completely,
	unless you have an alcohol use disorder or are pregnant. "I'm not going to
	advocate that people completely stop drinking," Dr. Koob said. "We did
	prohibition, it didn't work."
	Generally, though, their advice is, "Drink less, live longer," Dr. Naimi said. "That's
	basically what it boils down to."
	https://tinyurl.com/ALittleAlcoholCanHarm
Covid / Long covid	29. MedPage Today
	January 27, 2023
	COVID Risk Up to 50% Higher for Nursing Home Residents Behind on Vaccination
	Nursing home residents who were not up to date with their COVID-19 vaccines
	had a 30% to 50% higher risk of getting infected compared with those who were
	up to date, CDC researchers said.
	From Oct. 10, 2022 to Jan. 8, 2023, weekly COVID incidence rates ranged from
	7.2 to 15.6 per 1,000 nursing home residents among those who were up to date
	with vaccinations compared with rates of 9.5 to 18.8 per 1,000 among those
	who were not up to date.
	Recent studies have shown that bivalent boosters produced a robust
	immunologic response in <u>nursing home residents opens in a new tab or window</u> ,
	and provided additional protection against severe outcomes opens in a new tab
	or window from COVID, compared with monovalent vaccination alone.
	or window from COVID, compared with monovalent vaccination alone.

	https://tinyurl.com/RiskUp50Increase
	30. AARP Public Policy Institute
	Undated
	AARP Nursing Home Covid-19 Dashboard - Massachusetts Fact Sheet
	Data for four weeks ending December 18, 2022
	https://tinyurl.com/AARPCovidDashboardMA
Disability Topics	31. *New York Times
	January 27, 2023
	A Bride's Prosthesis Made Not to Blend In, but to Shine
	While some brides obsess over their dress, or shoes, or earrings — Sara Hughes
	wanted "a really cool arm."
	Born without the hand that traditionally wears a wedding ring, Sara Hughes
	never dreamed of a diamond. Where would she wear a ring when she got
	married, was a question she would frequently get asked. To her, even
	attempting the convention felt stressful, so she gave herself permission to opt
	out
	With a mix of nerves and excitement, she walked through London to Old
	Marylebone Town Hall, where the ceremony was held, then to Dishoom King's
	Cross for lunch, in a sequined dress and holding flowers, with her husband and
	their six wedding guests. People stared, but with smiles that didn't veer into,
	"Oh, what a shame."
	"When I'm wearing the alternative limb, and people speak to me about it, I feel
	like I have a lot more power in that conversation," she said. "I think that a lot of
	that comes from the fact that I'm choosing to wear an arm that looks
	significantly different, rather than trying to mask it."
	https://tinyurl.com/ABridesProthesis
Aging Topics	32. *The Economist
	January 12, 2023
	The age of the grandparent has arrived
	The ratio of grandparents to children is higher than ever before. That has big
	consequences
	First, people are living longer. Global life expectancy has risen from 51 to 72
	since 1960. Second, families are shrinking. Over the same period, the number of
	babies a woman can expect to have in her lifetime has fallen by half, from 5 to
	2.4. That means the ratio of living grandparents to children is steadily rising. https://tinyurl.com/AgeOfTheGrandparent
	*May require registration before accessing article.
Dignity Alliance	Information about the legislative bills which have been endorsed by Dignity Alliance
Massachusetts Legislative	Massachusetts, including the text of the bills, can be viewed at:
Endorsements	<u>https://tinyurl.com/DignityLegislativeEndorsements</u> Questions or comments can be directed to Legislative Work Group Chair Richard
	(Dick) Moore at <u>rmoore8473@charter.net</u> .
Websites	AARP Foundation Litigation
VVEDSILES	www.aarp.org/aarp-foundation/our-work/legal-advocacy
	AARP Foundation conducts legal advocacy through its litigating arm, AARP
	Foundation Litigation, which advocates for systemic change in federal and
	state courts nationwide to advance the legal rights and interests of people
	50 and older, particularly vulnerable individuals and those living with low
	income. Specifically, they file and support lawsuits that will have a significant impact on senior poverty by:

admission freezes	Temporary admissions freeze
Nursing homes with	Massachusetts Department of Public Health
Massachusetts Members	
Websites of Dignity Alliance	See: https://dignityalliancema.org/about/organizations/
opportunities	https://dignityalliancema.org/funding-opportunities/.
Previously posted funding	For open funding opportunities previously posted in The Tuesday Digest please see
	recommendations will be listed in <i>The Dignity Digest</i> .
websites	Alliance MA website: <u>https://dignityalliancema.org/resources/</u> . Only new
Previously recommended	The comprehensive list of recommended websites has migrated to the Dignity
	prosthetics to create highly stylized wearable art pieces.
	Founded by Sophie de Oliveira Barata, using the unique medium of
	https://thealternativelimbproject.com/about/
	care in the U.S. The Alternate Limb Project
	Extensive collection of news articles and advice columns on nursing home
	www.aarp.org/nursinghomes
	AARP Nursing Home Hub
	every month to track trends over time.
	vaccination rates of nursing home residents and health care staff, updated
	has tracked five categories of impact since summer 2020, as well as
	state levels in a timely manner. AARP's Nursing Home COVID-19 dashboard
	staff, with the goal of identifying specific areas of concern at national and
	infiltration into nursing homes and impact on nursing home residents and
	Gerontology Center at Miami University in Ohio, created the AARP Nursing Home COVID-19 Dashboard to provide four-week snapshots of the virus'
	The AARP Public Policy Institute, in collaboration with the Scripps
	www.aarp.org/nursinghomedashboard
	AARP Nursing Home Covid-19 Dashboard
	and funding barriers that limit the widespread use of promising practices.
	create. It will emphasize evidence-based solutions and identify regulatory
	now as well as potential innovative models that may take time to fully
	reforming LTSS. It will showcase current models that could be ramped up
	to spark ideas for immediate, intermediate, and long-term options for
	This series of reports, blogs, videos, podcasts, and virtual convenings seeks
	dynamic needs and preferences of consumers and their families.
	project with an overarching mission to catalyze the transformation and modernization of the nation's long-term care system into one that meets the
	AARP Public Policy Institute has launched <i>LTSS Choices</i> —a multifaceted
	www.aarp.org/ltsschoices
	AARP LTSS Choices Series
	Recent Amicus Cases
	Current Litigation Cases
	 Promoting more equitable outcomes across these areas
	and health care
	 securing refunds for those who lost money Lowering out-of-pocket costs for key expenses, such as housing, food,
	 Protecting consumers by stopping unlawful business practices and cocuring refunds for those who lost monoy
	Dust satisfy a substance by standing unlawful business prestings and
	 Increasing access to public and private benefits

The Dignity Digest

	On November 6, 2021 the stat nursing homes and rest homes the health and safety of reside Stopping admissions enables h the health and safety of its cur before taking on new residents required to stop any new admi determined that conditions ha care for new residents. The Co this time and provide supports There are a number of reasons admissions, and the situation i state uses to make this decisio Number of new COVID-19 Staffing levels Failure to report a lack of a	s to temporarily ents and preven iomes to focus in rent residents a s. Homes that n issions until the we improved, a immonwealth we as needed to e s why a facility in n each facility is in include: cases within th	stop all new t further COV resources suc and enables th neet certain c Department nd the facility vill work close ensure resider may be requir s different. So e facility	admissions to protect ID-19 transmission. h as staff and PPE on he home to stabilize riteria will be of Public Health has is ready to safely ly with homes during ht health and safety. ed to stop me of the factors the
	 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 January 20, 2023. Red font – newly added 			
	Name of Facility	City/Town	Date of Freeze	Qualifying Factor
	AdviniaCare Newton %Wellesley	Wellesley	1/17/2023	Not stated
	Bear Mountain West Springfield	West Springfield	1/10/2023	Not stated
	Holyoke Healthcare Center	Holyoke	1/5/2023	Not stated
	Memory Care at Heritage	Agawam	1/17/2023	Not stated
	Mount Carmel	Lenox	1/10/2023	Not stated
	Walpole Healthcare	Walpole	1/10/2023	Not stated
List of Special Focus Facilities	Centers for Medicare and Medical List of Special Focus Facilities a https://tinyurl.com/SpecialFocus Updated October 26, 2022 CMS has published a new list of homes with serious quality issu during inspections and the sco publicly discloses the names of and candidate nursing homes. To be considered for the SFF p years) of serious quality issues deficiencies than the average f or injury to residents. Special F	ond Candidates cusFacilityProgr of <u>Special Focus</u> ues based on a upe and severity f the facilities cl rogram, a facilit . These nursing facility, and mod	Facilities (SFF calculation of level of those hosen to parti ty must have a facilities gene re serious pro	deficiencies cited e citations. CMS icipate in this program a history (at least 3 erally have more blems such as harm

Т	is is important information for consumers – particularly as they consider a
	is is important information for consumers – particularly as they consider a
	rsing home. hat 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.
M	assachusetts facilities listed (updated July 27, 2022)
	ewly added to the listing
•	None
M	assachusetts facilities not improved
•	Attleboro Healthcare, Attleboro
	https://tinyurl.com/AttleboroHealthcare
м	assachusetts facilities which showed improvement
•	Marlborough Hills Rehabilitation and Health Care Center, Marlborough
	https://tinyurl.com/MarlboroughHills
M	assachusetts facilities which have graduated from the program
•	Oxford Manor, Haverhill
•	Worcester Health Center, Worcester
	assachusetts facilities that are candidates for listing
•	Charwell House Health and Rehabilitation, Norwood
	https://tinyurl.com/Charwell
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225208
•	Medway Country Manor Skilled Nursing and Rehabilitation, Medway
	https://www.medwaymanor.com/
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225412
•	Mill Town Health and Rehabilitation, Amesbury
	No website
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225318
	Plymouth Rehabilitation and Health Care Center
•	https://plymouthrehab.com/
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225207
•	Savoy Nursing and Rehabilitation Center, New Bedford
	No website
	Nursing home inspect information:

	https://projects.propublica.org/nursing-homes/homes/h-225423
	South Dennis Healthcare, South Dennis
	https://www.nextstephc.com/southdennis
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225320
	Tremont Health Care Center, Wareham
	https://thetremontrehabcare.com/
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225488
	Vantage at Wilbraham
	No website
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225295
	Vantage at South Hadley
	No website
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225757
	Watertown Rehabilitation and Nursing Center, Watertown (added in June)
	No website
	Nursing home inspect information:
	https://projects.propublica.org/nursing-homes/homes/h-225425
	https://tinyurl.com/SpeciialFocusFacilityProgram
Nursing Home Inspect	ProPublica
	Nursing Home Inspect
	Data updated November 2022
	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
	250 B 82 C
	7,056D
	<u>1,850 E</u>
	546 F
	487 G
	31H
	1I
	40
	7K
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. 		
Data an Ourrarchir of	https://tinyurl.com/NursingHomeCompareWebsite		
Data on Ownership of	Centers for Medicare and Medicaid Services Data on Ownership of Nursing Homes		
Nursing Homes	CMS has released data giving state licensing officials, state and federal law		
	enforcement, researchers, and the public an enhanced ability to identify common		
	owners of nursing homes across nursing home locations. This information can be		
	linked to other data sources to identify the performance of facilities under common		
	ownership, such as owners affiliated with multiple nursing homes with a record of		
	poor performance. The data is available on nursing home ownership will be posted		
	to <u>data.cms.gov</u> and updated monthly.		
Long-Term Care Facilities	Massachusetts Department of Public Health		
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		
	<u>COVID-19 Daily Dashboard</u>		
	<u>COVID-19 Weekly Public Health Report</u>		
	Additional COVID-19 Data CMS COVID-19 Nursing Home Data		
	<u>CMS COVID-19 Nursing Home Data</u> The MA Senate released a report in response to COVID 19. Download the		
DignityMA Call to Action	 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 – <u>State Legislative Endorsements</u> .		
	 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.facebook.com/DignityAllianceMA/		
	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	
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Most workgroups meet bi- weekly via Zoom.	Communications	Pricilla O'Reilly	prisoreilly@gmail.com	
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	Facilities (Nursing	Arlene Germain	agermain@manhr.org	
Please contact workgroup lead for more information	homes, rest homes,			
	assisted living)			
	Home and Community	Meg Coffin	mcoffin@centerlw.org	
	Based Services			
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The Dignity Digest	For a free weekly subscription to The Dignity Digest:			
	https://dignityalliancema.org/contact/sign-up-for-emails/			
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Note of thanks	Thanks to the contributors to this issue of The Dignity Digest			
	Wynn Gerhard			
	Suzanne Lanzikos			
	Dick Moore			
	Special thanks to the MetroWest Center for Independent Living for assistance			
	with the website and MailChimp versions of The Dignity Digest.			
	If you have submissions for inclusion in <u>The Dignity Digest</u> or have questions or			
	comments, please submit them to paul.lanzikos@gmail.com.			
Dignity Alliance Massachusetts	is a broad-based coalition o	f organizations and	individuals pursuing fundamental	
changes in the provision of long	-term services, support, and	l care for older adul	ts and persons with disabilities.	

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:* <u>https://dignityalliancema.org/dignity-digest/</u>

For more information about Dignity Alliance Massachusetts, please visit <u>www.DignityAllianceMA.org</u>.