

## Appendix O

### Home and Community-Based (HCB) Settings Quality Review – State-level Heightened Scrutiny

#### South Carolina Department of Disabilities and Special Needs (SCDDSN) Category 3 Settings

Heightened scrutiny is the process of identifying settings that are presumed to have the characteristics of an institution and therefore are subject to more intense review (scrutiny) by the state. Using the criteria in 42 CFR 441.301(c)(5), the South Carolina Department of Health and Human Services (SCDHHS) gathered data on settings to determine whether the settings have home and community-based (HCB) qualities. SCDHHS named this process the “HCB Settings Quality Review.” This process may also be referred to as “state-level review.” The details of this process are found in Section 5.7 of the [SC HCBS Statewide Transition Plan](#).

Category 3 settings are defined in the Home and Community-Based Services (HCBS) regulation as, “setting[s] that has the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS.” South Carolina utilized the following additional criteria to identify settings in this category:

- Setting is a Community Residential Care Facility (CRCF) that was formerly an Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/IID), and is physically located next to another CRCF that was also formerly an ICF/IID
- Setting is a HUD 811 apartment complex (disability specific complex)
- Setting has a locked fence around the property
- There are three (3) or more HCBS settings clustered together operated by the same provider.

Following [CMS March 2019 guidance](#), settings under Category 3 will be divided further into two sub-groups based on their Compliance Action Plan quality and robustness and review of all required evidence in this process.

- Settings that can fully implement all their HCBS remediation steps to comply with HCBS regulatory criteria by July 1, 2021. This first list of settings will not be submitted for formal CMS heightened scrutiny review but must be listed in this document for public comment. CMS reserves the right to review any of the settings on this first list.
- Settings that can fully implement all their HCBS remediation steps to comply with HCBS regulatory criteria but will not be able to do so by July 1, 2021. This second list of settings will be submitted for formal CMS heightened scrutiny review and will be listed in Appendix P for public comment.

This Appendix provides the results of the state-level review process for SCDDSN settings that fall under Category 3, have overcome their presumed institutional qualities, and have met the HCBS regulatory criteria by July 1, 2021. These settings are not submitted to CMS for official heightened scrutiny review but are listed for public comment per CMS requirements.

The number of SCDDSN settings in Category 3, meeting HCBS requirements by July 1, 2021, are listed below:

<b>Setting Type</b>	<b>Category 3</b>
<b>Day Services/Work Activity Center (WAC)</b>	1
<b>Residential/Supervised Living Program II (SLP II)</b>	23
<b>Residential/Supported Living Program I (SLP I)</b>	13
<b>Residential/Community Inclusive Residential Supports (CIRS)</b>	15
<b>Residential/Community Training Home II (CTH II)</b>	18
<b>Residential/Community Residential Care Facility (CRCF)</b>	14
<b>TOTAL</b>	84

There were a sub-set of settings reviewed for Category 3 heightened scrutiny that are not provider-owned or controlled but do have waiver participants living there that receive residential services. These are listed in Table 1 below.

Table 1. Non-provider owned or controlled settings

	<b>Setting Name</b>	<b>Setting Type</b>	<a href="#"><u>Region</u></a>
1.	Bay Meadows	SLP II	Coastal
2.	Country Gardens	SLP I	Piedmont
3.	Country Gardens	SLP II	Piedmont
4.	Country Gardens (individual unit)	CIRS	Piedmont
5.	Country Gardens (individual unit)	CIRS	Piedmont
6.	Country Gardens (individual unit)	CIRS	Piedmont
7.	Country Gardens (individual unit)	CIRS	Piedmont
8.	Country Gardens (individual unit)	CIRS	Piedmont
9.	Kelley St. Apts*	SLP II	Pee Dee
10.	Old Hickory Apartments	SLP II	Midlands

\*Cannot use actual name as it would identify the exact location of these apartments.

The remaining provider-owned or controlled settings reviewed for Category 3 heightened scrutiny are listed below in Table 2.

Table 2.

	<b>Setting Name</b>	<b>Setting Type</b>	<b><u>Region</u></b>
1.	Aiken Apts.	SLP II	Midlands
2.	Arbor Pointe	SLP II	Coastal
3.	Arrowhead	CTH II	Pee Dee
4.	Arrowhead	CTH II	Pee Dee
5.	Arrowhead	CTH II	Pee Dee
6.	Arrowhead	CTH II	Pee Dee
7.	Arrowhead	CTH II	Pee Dee
8.	Arrowhead	CTH II	Pee Dee
9.	Arrowhead	CTH II	Pee Dee
10.	Arrowhead	CTH II	Pee Dee
11.	Arrowhead	SLP II	Pee Dee
12.	Battleground	CTH II	Piedmont
13.	Bird St – Female	CRCF	Midlands
14.	Bird St – Male	CRCF	Midlands
15.	Brown Villas/Longview Apts	SLP II	Midlands
16.	Camden I	CRCF	Midlands
17.	Camden II	CRCF	Midlands
18.	Debbie B. 1	CTH II	Piedmont
19.	Debbie B. 2	CTH II	Piedmont
20.	Debbie B. 3	CTH II	Piedmont
21.	Duncan Rd. Apts	SLP II	Piedmont
22.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
23.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
24.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
25.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
26.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
27.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
28.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont
29.	Griffith St. Apts. (individual apt.)	CIRS	Piedmont

30.	Holmes St. Apts.	SLP II	Piedmont
31.	Huger Street	CTH II	Coastal
32.	Ida Lane I	CRCF	Midlands
33.	Ida Lane II	CRCF	Midlands
34.	Kensington I	CRCF	Midlands
35.	Kensington II	CRCF	Midlands
36.	Ladies	CRCF	Pee Dee
37.	Lee St.	CTH II	Piedmont
38.	Lois Eargle	CRCF	Pee Dee
39.	Magnolia Manor	SLP II	Pee Dee
40.	Marion Parkins I	CRCF	Piedmont
41.	Marion Parkins II	CRCF	Piedmont
42.	McKinney Apts.	SLP II	Midlands
43.	Oak Hill	SLP II	Pee Dee
44.	Peoples	CTH II	Piedmont
45.	Percival Apts.	SLP II	Midlands
46.	Pitts Apartments	SLP II	Midlands
47.	Pitts Apartments (individual apt.)	CIRS	Midlands
48.	Pitts Apartments (individual apt.)	CIRS	Midlands
49.	Pritchard I	CTH II	Piedmont
50.	Pritchard II	CTH II	Piedmont
51.	Properties West	SLP II	Piedmont
52.	Rudnick	CRCF	Midlands
53.	Sanders	CRCF	Midlands
54.	South Canal*	SLP II	Pee Dee
55.	Sandwood/Comanche	SLP II	Midlands
56.	Shoals Pointe	SLP II	Piedmont
57.	Union Street Apts. (individual apt.)	SLP I	Piedmont
58.	Union Street Apts. (individual apt.)	SLP I	Piedmont
59.	Union Street Apts. (individual apt.)	SLP I	Piedmont
60.	Union Street Apts. (individual apt.)	SLP I	Piedmont
61.	Union Street Apts. (individual apt.)	SLP I	Piedmont
62.	Union Street Apts. (individual apt.)	SLP I	Piedmont
63.	Union Street Apts. (individual apt.)	SLP I	Piedmont
64.	Union Street Apts. (individual apt.)	SLP I	Piedmont

65.	Union Street Apts. (individual apt.)	SLP I	Piedmont
66.	Union Street Apts.	SLP II	Piedmont
67.	Ware Shoals	WAC	Piedmont
68.	Ware Shoals I	CTH II	Piedmont
69.	West Thomas*	SLP II	Pee Dee
70.	Woodruff Apts. (individual apt.)	SLP I	Piedmont
71.	Woodruff Apts. (individual apt.)	SLP I	Piedmont
72.	Woodruff Apts. (individual apt.)	SLP I	Piedmont
73.	Woodruff Apts.	SLP II	Piedmont
74.	Wynn Way Apts.	SLP II	Midlands

\*Cannot use actual name as it would identify the exact location of these apartments.

All settings have an approved compliance action plan and have addressed overall HCBS compliance by July 1, 2021. Information supporting remediation for these settings is available upon request.