

HFEMSD Introduction, Role & Regulatory Structure

Colorado Department of Public Health & Environment
Health Facilities & Emergency Medical Services Division
HCPF-CDPHE Lunch n' Learn Session

April 12, 2022

Agenda

- HFEMSD Regulatory Role & Responsibilities
- Scope: Provider Types within HFEMSD
- Regulatory Structure & Authorities
- What Prompts an Investigation
- What Information is Made Public
- Wrap up

HFEMSD Regulatory Role & Responsibilities

- **Mission:**
 - To protect the health, safety and welfare of all who receive health care services in Colorado while ensuring access to care throughout the Colorado.
- **Main Functions & Responsibilities** (Health Facilities side):
 - Regulation and licensing of all health facilities within statutory realm (and related rulemaking)
 - Establish and enforce minimum health & safety standards
 - Perform federal and state facility certification & licensure inspections
 - Initial, ongoing and complaint inspections
 - Occurrence reporting: reviews and summaries
 - Enforcement and compliance mechanisms

Scope: Provider Types within HFEMSD

| Behavioral Health & Community Services Branch (BHCS) | Acute Care & Nursing Facilities Branch (ANF) | Home & Community Facilities Branch (HCF) |
|--|--|--|
| Intermediate Care Facilities for Persons with IDD | Hospitals (General, Short Term, Psychiatric, Critical Access, Hosp. Units, Long Term Care & Rehab) | Assisted Living Residences/Alternative Care Facilities |
| HCBS-DD, HCBS-SLS, & HCBS CES Medicaid Waivers: PASA's | Birth Centers | Residential Treatment Facilities |
| HCBS-CHRP Medicaid Waiver | Community Clinics/ Community Clinics & Emergency Centers | Supported Living Services Residences |
| Group Homes | Free Standing ED's | Home Health/Home Care |
| HCBS-Spinal Cord Injury Waiver | Ambulatory Surgery Centers | Hospice |
| Behavioral Health Entities: Community Mental Health Centers/Clinics, Acute Treatment Units, Crisis Stabilization | Convalescent Centers | Adult Day Services |
| Outpatient Physical Therapy | End-Stage Renal Dialysis Centers | Home Care Placement Agencies |
| Psychiatric Residential Treatment Facilities | Rural Health Clinics | |
| Comprehensive Outpatient Rehab Facilities | Nursing Facilities | |



HFEMSD Regulatory Structure/Authorities

| Facility Type | Federally Certified (CMS) Medicare | State Licensed (CDPHE) | State Certified (HCPF) Medicaid |
|---|------------------------------------|------------------------|---------------------------------|
| Program Approved Service Agency (PASA) | No | No | Yes |
| Group Home for Persons with IDD | No | Yes | Yes |
| Home Care - Class B (required for PASA's providing hands-on personal care in the person's home) | No | Yes | Yes |
| Skilled Nursing Facility | Yes | Yes | Yes |

What Prompts an Investigation

- Responsible for initial, ongoing and complaint surveys/investigations
- A complaint investigation occurs when allegations of non-compliance are received
- Must confirm jurisdiction before initiating a complaint
- Follow the CMS State Operations Manual (SOM) for prioritization of complaints (e.g., IJ = 2 day, 10 day, 45 day, at next inspection, etc.)
- Complaints can be received from patients, residents, community members, parents/guardians, sister agencies (e.g., HCPF, DORA, etc.) ombudsman, etc.

What Information is Made Public

- HFEMSD is responsible to make public deficiency lists/reports of all inspections/investigations once completed and finalized
 - Are NOT considered finalized & shareable until all processes are finished, including plan of correction and revisit
 - [HFEMSD Find and Compare website](#)
 - Historical facility compliance/non-compliance
 - Initial, ongoing and complaint inspections
 - Facility-reported Occurrence reports and summaries

Thanks!

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