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GAVIN NEWSOM
GOVERNOR

May 1, 2020

PIN 20-17-ASC

TO: ALL ADULT AND SENIOR CARE PROGRAM LICENSEES

FROM: ***Original signed by Pamela Dickfoss***
PAMELA DICKFOSS
Deputy Director
Community Care Licensing Division

SUBJECT: **TEMPORARY CONTRACTS TO INCREASE BED CAPACITY DUE TO ANTICIPATED SURGE IN CORONAVIRUS DISEASE 2019 (COVID-19)**

Provider Information Notice (PIN) Summary

PIN 20-17-ASC announces an opportunity for Adult and Senior Care licensees to assist in providing additional beds by entering into contracts to temporarily house COVID-19 positive individuals.

In response to Governor Gavin Newsom's [Proclamation of a State of Emergency](#) related to COVID-19, the State of California ("State") is preparing for, responding to, and implementing measures to mitigate the spread of COVID-19 and preparing for increasing numbers of individuals requiring care. Pursuant to the Governor's emergency orders, the California Department of Social Services (CDSS) has been granted the authority to waive any provisions of the Health and Safety Code or Welfare and Institutions Code, and accompanying regulations, interim licensing standards, or other written policies or procedures with respect to the use, licensing or approval of facilities or homes within CDSS' jurisdiction in order to respond to the threat of COVID-19.

California continues to experience increasing numbers of COVID-19 cases and hospitalizations. There is an urgent need to provide housing and care for adult and senior care residents that, while positive for COVID-19, do not require hospitalization

while at the same time ensuring that hospital capacity can meet the anticipated demand for COVID-19 positive patients requiring acute care.

In order to meet this need, the CDSS, Community Care Licensing Division (CCLD), announces an opportunity for Adult and Senior Care licensees to assist in providing additional beds by entering into contracts with the State to temporarily house COVID-19-positive individuals in their facility. If there are any existing residents in any other parts of the facility, the contracted licensee must physically segregate all individuals placed under this agreement, such as utilizing the entire facility, a separate building, separate floor, or separate wing of the licensed care facility. In addition, the licensee must provide staff that are solely dedicated to the provision of services to the individuals, and under no circumstances allow staff to provide services to, or otherwise interact with, other residents or staff at any facility.

The following Adult and Senior Care facility types are eligible to provide additional beds:

- Adult Residential Facilities (ARF)*
- Residential Care Facilities for the Chronically Ill (RCFCI)*
- Residential Care Facilities for the Elderly (RCFE)
- Social Rehabilitation Facilities (SRF)

* facilities vendorized by the California Department of Developmental Services are not included in this program.

Preferred facilities are those that are currently empty, have a completely separate structure from any other residents, or contain solely COVID-19 positive residents. Current law does not allow the State to limit the ability of a licensee to include both COVID-19 positive and non-COVID-19 positive residents in the same facility. If the State is unable to locate contracted beds in facilities that would house solely COVID-19 positive residents, the State may contract with other adult and senior care facilities.

Services to be Provided

The contracted licensee will be responsible for providing appropriate housing, staffing, and the required services to meet the individual's needs while placed in the licensee's care. The duration of the individual's stay is currently anticipated to be between 3-30 days.

To be eligible for this agreement, if there are any existing residents who are not COVID-19 positive in any other parts of the facility, the contracted licensee must physically segregate all individuals placed under this agreement, such as utilizing the entire facility, a separate building, separate floor, or separate wing of the facility.

In all cases, the contracted licensee must provide staff that are solely dedicated to the provision of services to the individuals, and under no circumstances allow staff to provide services to, or otherwise interact with, other residents or staff at any facility.

The contractor shall follow and comply with guidance and instructions from the [Centers for Disease Control and Prevention \(CDC\)](#), the [California Department of Public Health \(CDPH\)](#), and its local county health departments regarding COVID-19, including guidance related to appropriate Personal Protective Equipment (PPE).

Prior to an individual being placed in, or exiting from, the care of the contracted facility, the needs of the individual will be assessed and coordinated with the individual's home facility, individual and/or individual's representative, Ombudsman, and the local health department. CDSS will provide technical assistance for placements. Technical assistance from CDSS will continue throughout the temporary stay and until the resident's return to their home facility, or alternative arrangements are made. The home facility will hold the resident's bed for the resident once clearance is obtained from the local health department or the resident's healthcare provider.

Reimbursement Rate

CDSS will pay licensees who enter into these contracts ("Contractor") to temporarily house COVID-19 positive individuals in the following manner:

- For facilities licensed for six or fewer beds:
 - The Contractor will be paid a daily all-inclusive rate of \$1,000 from the date the first resident is placed under a State contract, in recognition of the need to fully staff the facility.
 - The applicable daily rate will continue beyond the initial 15 days so long as residents continue to be placed and remain in the facility under the terms of the State contract.
- For facilities licensed for more than six beds, please indicate your interest via the survey below and CDSS will contact you.

These payment rates do not apply to Adult Residential Facilities for Persons with Special Health Care Needs (ARFPSHNs), Adult Residential Facilities (ARFs), or Adult Day Programs (ADPs), which contract with the California Department of Developmental Services. Those facilities should continue to follow guidelines set forth by the California Department of Developmental Services.

Next Steps

For all interested licensees, please provide your facility information via [Survey Monkey](#) and a CDSS representative will follow-up with additional information.

Contract Termination Date

The contract will commence upon agreement to terms and shall expire on September 1, 2020, or earlier upon written notice from CDSS.

Additional Resources

- [California Coronavirus \(COVID-19\) Response](#)
- [California Department of Social Services](#)
- [California Department of Public Health](#)
- [Centers for Disease Control and Prevention](#)
- [Local County Health Departments](#)

If you have any questions regarding this PIN, please contact the Adult and Senior Care Program Office at (916) 657-2592 or e-mail CCLASCPBusinessServices@dss.ca.gov.