Department of Health & Human Services
Centers for Medicare & Medicaid Services
Midwest Division of Survey and Certification
Chicago Regional Office
233 North Michigan Avenue, Suite 600
Chicago, IL 60601-5519

September 18, 2019
(E-mail only)

Ms. Amy Hogan
Nursing Facility Policy, Ohio Department of Medicaid
50 West Town Street, Suite 400
Columbus, OH 43215
Phone: 614-752-3076
Amy.Hogan@medicaid.ohio.gov

SUBJECT: Approval of Request to Use CMP Funds

Dear Ms. Hogan:

Sections 1819(h)(2)(B)(ii)(IV)(ff) and 1919(h)(3)(C)(ii)(IV)(ff) of the Social Security Act incorporate specific provisions of the Patient Protection and Affordable Care Act pertaining to the collection and uses of civil money penalties (CMPs) imposed by the Centers for Medicare & Medicaid Services (CMS) when nursing homes do not meet requirements for long term care facilities. In accordance with 42 CFR § 488.433 and CMS Survey & Certification Memo 12-13-NH (effective January 1, 2012) States must obtain approval from CMS for the use of federally imposed CMP funds.

Our office has reviewed the proposal submitted by VirtuSense Technologies for $399,640.00 to implement a program titled *Reducing Falls with AI: Proactive Approach to Mobility Improvement and Fall Prevention*. The proposed project will use artificial intelligence (AI) technology to conduct advanced assessments of residents' mobility levels and fall risk. The advanced assessment results will provide clinicians and residents with real time feedback on residents' musculoskeletal and functional capabilities, resulting in improved care plans. Overall, nursing homes residents will experience increased mobility and decreased falls, resulting in a direct improvement to their overall quality of care and quality of life.

Based on our review, we find that the requirements at 42 CFR § 488.433 are met and that the proposal may be funded with federally imposed CMP funds.

If you have any questions regarding this decision, please contact Beth Karpiak at (312) 886-5209.

Sincerely,

Beth A. Karpiak
Branch Manager
Long-Term Care Certification & Enforcement Branch

cc: CMS Quality Assurance