

Michigan Department of Health & Human Services

Civil Money Penalty Reinvestment Program Overview

Civil Money Penalty Funds

- A civil money penalty (CMP) is a monetary penalty the Centers for Medicare & Medicaid Services (CMS) may impose against nursing homes that are not in compliance with one or more Medicare and Medicaid participation requirements for long-term care facilities.
- A portion of CMPs collected from nursing homes are returned to the states to be reinvested in support of activities that benefit nursing home residents and that protect or improve their quality of care or quality of life.

Civil Money Penalty Reinvestment Program

- The Civil Money Penalty Reinvestment Program (CMPRP) is an effort launched by CMS to drive improvements in the quality of life for nursing home residents by equipping nursing home staff, administrators and stakeholders with technical tools and assistance to enhance resident care.
- CMS revised the structure of the CMPRP to better define the application criteria, clarify allowable and non-allowable uses of CMP funds, and establish funding maximums.

Eligibility Requirements



Funds may be granted to any entity for proper use of CMS approved CMP projects to protect or improve the quality of life or quality of care for long-term care (LTC) facility residents - provided the responsible receiving entity is:

- Qualified and capable of carrying out the intended project or use
- Not in any conflict-of-interest relationship with the entity or entities that will benefit from the intended project or use
- Not be a recipient of a contract or grant or other payment from Federal or State sources for the same project or use
- Not paid by a State or Federal source to perform the same function as the CMP project or use.
- Provide a letter of support from each participating nursing home, in the event the nursing home itself is not the applicant.

Eligible Applicant Examples



- Consumer Advocacy Organizations
- Resident or Family Councils
- Professional or State Nursing Home Associations
- CMS-Certified Long-Term Care Facilities [Skilled Nursing Facility (SNF), Nursing Facility (NF)]
- Vendors
- State Agencies
- Academic institutions
- Quality Innovation Network – Quality Improvement Organization (QIN-QIO)

CMS Funding Objectives



Applications are REQUIRED to meet at least one of the following CMS funding objectives to be eligible for funding:

- **Resident or Family Councils:** Projects by not-for-profit resident advocacy organizations that:
 - Assist in the development of new independent family councils
 - Assist resident and family councils in effective advocacy on their family member's behalf
 - Develop materials and training sessions for resident and family councils on state implementation of new federal or state legislation.
- **Consumer Information:** Projects that develop and disseminate information that is directly useful to nursing home residents and their families in becoming knowledgeable about their rights, nursing home care processes, and other information useful to a resident.
- **Training to Improve Quality of Care:** Funding for training in facility improvement initiatives that are open to multiple nursing homes, including joint training of facility staff and surveyors, technical assistance for facilities implementing quality assurance programs, training for resident and/or family councils, LTC ombudsman or advocacy organizations and other activities approved by CMS.
- **Activities to Improve Quality of Life:** Projects that foster social interaction, movement, and minimize loneliness.

CMS Maximum Project Funding



CMS has set maximum funding amounts (i.e., caps) for project categories to ensure the costs of the projects are reasonable, and that the projects can be available to any nursing home in the country. CMS will not automatically approve the maximum amount allowable for a project.

- **Resident or Family Councils Grants:** \$5,000 per nursing home (one-time funding)
- **Consumer Information Grants:** \$5,000 per nursing home (one-time funding)
- **Training to Improve Quality of Care Grants:** \$5,000 per nursing home, per year (max of \$15,000 for a three-year project)
- **Activities to Improve Quality of Life Grants:** \$5,000 per nursing home, per year for each topic (max of \$15,000 for a three-year project)

CMS Project Funding Example



Purpose	Maximum Project Funding Per Nursing Home	
Resident or Family Councils	\$5,000	One-time Funding
Consumer Information	\$5,000	One-time Funding
Training to Improve Quality of Care	\$5,000	\$15,000 for a 3-year project
Activities to Improve Quality of Life	\$5,000	\$15,000 for a 3-year project

For example:

- a. A 1-year project to create brochures promoting awareness of the unnecessary use of psychotropic medications at 1 nursing home is capped at a total of \$5,000 ($5,000 \times 1 = 5,000$)
- b. A 1-year project to provide wound care training to direct care staff at 50 nursing homes is capped at a total of \$250,000 ($5,000 \times 50 = 250,000$)
- c. A 3-year project to provide musical therapy to residents at 10 nursing homes is capped at a total of \$150,000 ($5,000 \times 10 \times 3 = 150,000$)

Project Guidelines



Projects CANNOT:

- Exceed three years (36 months)
- Include items or services not related to improving the quality of life and care of nursing home residents or protecting such residents
- Include research as a focus as the benefit to nursing home residents is unknown or concentrated on the research entity, or a large portion of the budget does not directly benefit nursing home residents
- Pay entities to perform functions for which they are already paid by state or federal sources

Project Guidelines (cont.)

Projects CANNOT:

- Include funding for capital improvements
- Include funding for nursing home services or supplies that are already the responsibility of the nursing home
- Include funding for survey and certification operations or state expenses
- Include funding for refreshments or incentives
- Include excessive indirect costs

Project Guidelines (cont.)



Projects CANNOT:

- Include high-dollar, complex technology (engagement technology, alert systems, virtual reality, artificial intelligence, etc.)
- Include unclear or excessive expenses
 - CMP funds cannot be used for Nursing Home staff/employees' travel expenses
- Resubmitted after CMS disapproval/denial
- Include proposed conference dates that take place while the application is still under CMP Review.

*This is not a full, detailed list. For more information visit our website

Application Sections

- Program Design and Purpose
- Program Implementation
- Budget/Budget Narrative
- Sustainability
- Organizational Capacity

- Work Plan

Letters of Commitment



- If the organization applying for a CMP project is not a nursing home, letters of support from ALL participating nursing homes are required to be submitted with the application.
- The commitment letter MUST display the project title, time frame, the nursing home's CMS certification number (CCN), and the signature of an individual authorized to commit the nursing home. In the instance of a corporation submitting a project request on behalf of its nursing homes, the above criteria on one letter listing all participant facilities will suffice.
- If an agency is not proposing a project that includes working with facilities, please upload a letter stating this. These letters should be uploaded in PDF format.

Review Process



State Level Review

- Review panel made up of State employees
- Applicants will receive a State level determination

CMS Level Review

- CMS has forty-five (45) calendar days to review applications. However, some applications may require corrections and additional information before a final determination is made.
- Applicants will have up to two (2) attempts to provide all required corrections and information. Failure to provide the requested information will result in the application not being considered for approval.

*CMS makes the final decision to approve or deny a CMP application

*Determination letters will be sent to the email included in the application

Post-Award Requirements

Grantees are REQUIRED to:

- Submit standard quarterly narrative workplan reports and monthly FSRs
 - Proof of purchase is required for all program-related activities
- Submit an annual report each year
- Submit a final report 30 days after the end of the grant period.
 - Must include a description of the measurable progress made toward goals and any impediments incurred in achieving identified goals
- Participate in an annual meeting to share outcomes, best practices, and lessons learned with other grantees and additional interested parties

Important Dates



- Bi-Annual Cycle with program start dates in October and April of every year
- NFEP 2025

Project Start	Application Open Date	Application Close Date	Application Workshop
10/01/2024	4/8/2024	5/23/2024	04/12/2024

Program Contact Information



- Paris Lawson, Nursing Facility Enrichment Contract Coordinator
- Malia Robb, Nursing Facility Enrichment Financial Coordinator
- Laurie Ehrhardt, Long Term Care Operations Section Manager
- MDHHS-CMPGRANTS@michigan.gov
 - This solicitation is competitive; therefore, staff cannot have individual conversations with prospective applicants. Any questions concerning the content of this RFP must be sent via email to MDHHS-CMPGRANTS@michigan.gov on or before April 18, 2024. Questions may be discussed verbally at the pre-application conference. MDHHS will compile all relevant questions and answers and post these as well as any other clarifications or revisions to the initial RFP by April 22, 2024 on the EGrAMs website.

For more information,



- Centers for Medicare & Medicaid Services, Civil Money Penalty Reinvestment Program:
 - [Civil Money Penalty Reinvestment Program | CMS](#)
- MDHHS, Civil Monetary Penalty Grant Program:
 - [Civil Monetary Penalty \(CMP\) Grant Program \(michigan.gov\)](#)

Thank you