

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 15G663	X2) MULTIPLE CONSTRUCTION A. BUILDING 00 B. WING _____	X3) DATE SURVEY COMPLETED 07/25/2014
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NAME OF PROVIDER OR SUPPLIER REM-INDIANA INC	STREET ADDRESS, CITY, STATE, ZIP CODE 5662 N CRESTVIEW AVE INDIANAPOLIS, IN 46220
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W000000	<p>This visit was for the investigation of complaints #IN00152483 and #IN00151054.</p> <p>Complaint #IN00152483: Substantiated, federal and state deficiencies related to the allegation(s) are cited at W149, W153 and W154.</p> <p>Complaint #IN00151054: Substantiated, no federal or state deficiencies related to the allegation were cited.</p> <p>Unrelated deficiencies cited.</p> <p>Survey Dates: 7/22/14, 7/23/14, 7/24/14 and 7/25/14</p> <p>Facility Number: 001216 Provider Number: 15G663 AIMS Number: 100233690</p> <p>These deficiencies also reflect state findings in accordance with 460 IAC 9. Quality Review completed 8/4/14 by Ruth Shackelford, QIDP.</p>	W000000		
W000125	483.420(a)(3)			

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE _____ TITLE _____ (X6) DATE _____

Any deficiency statement ending with an asterisk (*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (see instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

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	<p>PROTECTION OF CLIENTS RIGHTS</p> <p>The facility must ensure the rights of all clients. Therefore, the facility must allow and encourage individual clients to exercise their rights as clients of the facility, and as citizens of the United States, including the right to file complaints, and the right to due process.</p> <p>Based on interview and record review for 1 of 3 sampled clients (A), the facility failed to ensure the client's rights were promoted and protected in regard to the client's guardianship. The facility failed to aggressively advocate for client A's rights and/or to assist the client's guardian to understand his rights as an individual, and/or to seek outside assistance to ensure the client's rights were not being violated by the guardian without due process.</p> <p>Findings include:</p> <p>Interview with client A on 7/22/14 at 5:15 PM indicated the client was upset with his mother/guardian. Client A stated, "I quit [restaurant] and was going to [day services]. Now [mother/guardian] won't let me go. All I do is sit around the house when I could be out making money. I want to go to college, get my own apartment, get my driver's license. It makes me angry. I want to take her to court. I'd like to find out how to be emancipated." When asked if he</p>	W000125	<p>Indiana MENTOR has worked with the Bureau of Developmental Disability Services and Client A is no longer being served by Indiana MENTOR. A discharge meeting was completed on August 7, 2014, and Client A was officially discharged on August 8, 2014. The Program Director will be retrained on ensuring client's rights are being monitored and appropriately exercised at all times. The Program Director and Interdisciplinary teams will review each client's Individualized Support Plan and ensure that all clients' rights are being appropriately exercised at all times. This includes but is not limited to the entire team, including the client, being included in decisions relating to the rights or restrictions being reviewed. The Program Director will be retrained on including and requesting the Human Rights Committee's approval before all restrictions are put into place. Ongoing, the Area Director will review each ISP and Behavior Plan written by the QIDP to ensure that each client is included in the team, ensure all rights and restrictions are approved by the</p>	08/24/2014

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	understood what the term emancipated meant, client A stated, "Yeah, to be on my own. To be in control of my life." Client A stated, "I can't go anywhere. Staff have to call [mother/guardian] to get approval for outings." Client A stated, "That's why I ran off last week. I'm 21 years old and I don't have any control over my life. [Mother/guardian] makes my life tough sometimes. Sometimes, I just feel like... I think about ending my life because of it all." Client A stated, "I can't have a phone. I can't be on the Internet. I can't have an iPod because I can get online with it. My [mother/guardian] doesn't want me on the Internet, or to look at pornography. She keeps telling me it's not how a Christian acts. I don't care. I don't even go to Church. I'm single. It's just how I express myself." Client A indicated he had one year remaining to complete his high school diploma. When asked if he planned to return to high school to finish his studies, client A stated, "I quit. My [mother/guardian] wanted to have somebody follow me around to make sure I went to class. I had cut a couple of classes last year. Now I can't go back unless I have somebody with me. I don't want to go back. Everybody will make fun of me." Client A stated, "I can't have my own money. I think she's stealing it. Every time I want to buy anything staff		entire team, and then also approved by the Human Rights Committee before being implemented.				

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	<p>have to call and ask her permission."</p> <p>The facility's BDDS (Bureau of Developmental Disabilities Services) reports and investigations were reviewed on 7/22/14 at 2:40 PM. The review indicated the following:</p> <p>-BDDS report dated 7/14/14 indicated, "[Client A] reported that he was upset over some recently re-enforced (sic) restrictions set in place by his guardians. [Client A] stated that yesterday evening on top of that, he was getting annoyed by his housemate and told him that he was going to kill him. The housemate responded with other negative words and so [client A] proceeded to attack him. [Client A] reports that he punched his housemate in the face twice and then also kicked him. Staff were able to get the two clients separated but [client A] was still upset so he proceeded to elope from the group home. Staff followed him and were with him the entire time and [client A] was never out of eyesight. [Client A] reported that staff walked with him while he attempted to calm down. After the staff convinced [client A] to come home, [client A] reported that he was still feeling upset, but did return to the group home. Once he returned to the group home the relief staff was present and attempted to talk to [client A] about his</p>			

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	<p>actions and asking him what was wrong. [Client A] told her that he was too upset and just going to bed because he 'doesn't care anymore'. Instead of going to bed, [client A] reports that he packed a bag and exited out of his bedroom window and eloped from the group home again. [Client A] said that he just started walking down the street not sure of where he was going and continued walking until the police found him a few hours later on [road]. He reported that the police handcuffed him and took him back to the group home." The 7/14/14 BDDS report indicated, "Plan to resolve. [Client A] was questioned regarding this incident and why he eloped and he stated because he was so angry. He was asked if he was interested in any emotional support help learn to cope with his anger and he agreed. Indiana Mentor will speak to his guardians about this. An IDT (Interdisciplinary Team Meeting) is scheduled for 7/15/14 to discuss this incident, the restrictions that are upsetting [client A], the potential ongoing emotional support for him and his ongoing BSP (Behavior Support Plan)."</p> <p>-Summary of Internal Investigation Report dated 7/18/14 regarding client A's 7/14/14 elopement indicated, "[Client A] said he was upset on 7/13/14 because of his mother. [Client A] said he is so</p>			

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	<p>frustrated about the situation when [client E] stated calling him '[expletive] and flipped me off' he went after [client E]."</p> <p>-BDDS report dated 7/23/14 indicated, "While being interviewed by the ISDH (Indiana State Department of Health) surveyor, [client A] reported to the surveyor that he was unhappy with his restrictions and his strained relationship with his guardians/mother and father. [Client A] explained to the surveyor that due to this he had thought about killing himself, and that he would rather be dead at this point." The BDDS report indicated, "[Client A's] previous incident of elopement on 7/14/14 was followed up with an IDT that included his guardians, a BDDS representative, his current QIDP (Qualified Intellectual Disabilities Services Professional) and the Area Director of Indiana Mentor. During this IDT Indiana Mentor requested to follow up with some therapeutic/emotional support for [client A] regarding all of the changes going on his current living situation. This was denied at the request of the guardian. Guardian stated that she would follow up with a potential new behavior specialist on [client A's] behalf. Guardian also requested that no behavior services be provided for [client A] from Indiana Mentor."</p>			

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	<p>Interview with AS (Administrative Staff) #1 on 7/23/14 at 1:35 PM indicated client A's guardian was upset regarding the 7/14/14 BDDS report. AS #1 stated, "[Client A's guardian] told me I'm not allowed to talk to [client A] anymore. I told her, I have to be able to interact with [client A], it's my job." AS #1 indicated client A had received a W198 (citation which indicates client A is able to live in a less restrictive environment) during the November 2013 annual survey and was in the process of transitioning to a waiver home. AS #1 indicated client A's guardian had restricted client A from attending workshop, required guardian approval for community outings, restricted client A from use of the group home's phone and restricted client A from using the Internet or Internet capable devices. AS #1 stated, "[Client A] was in classes, he has one more year and is on track to graduate with a Core 40 diploma. I'm not sure at this point if [client A] will be allowed to return to finish high school this fall. [Client A's guardian] wants the school to have someone basically follow [client A] to and from his classes. The school has basically said they can't accommodate that. [Client A] is mainstreamed (non special education) so he doesn't want to go back and get made fun of. We really aren't allowed by [client A's guardian] to be involved in [client</p>			

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	<p>A's] school. [Client A's] guardian is the only person she will allow to have communication with the school. It's been difficult to work with the school and our obligations when we can't communicate." AS #1 stated, "[Client A] was working at [restaurant] and was doing great. I just found out about two weeks ago that he quit. [Client A's guardian] was trying to restrict his work hours and [client A] got frustrated and just called his manager and said 'My mom won't let me work anymore. I quit.'" AS #1 indicated client A's guardian was present at an IDT meeting on 7/15/14 and wanted the following restrictions implemented effective 7/16/14 "Restrictions:</p> <p>(1.) [Client A] is not allowed to purchase any items that may allow Internet usage (old cell phones, IPODs, MP3 players, etc.)</p> <p>(2.) [Client A] is not allowed to look at, purchase, or utilize any items relating to pornography.</p> <p>(3.) [Client A] is not allowed to have access to the Internet.</p> <p>(4.) [Client A] is not allowed to have any friendships, conversations, or socializations with females.</p> <p>(5.) Phone usage:</p> <p>a. [Client A] is not allowed to answer the phone at the group home at any time.</p> <p>i. When staff answer the phone and it is someone for [client A], staff</p>			
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	<p>should ask who it is that is wanting to speak to him.</p> <p>b. [Client A] is not allowed to take phone calls from any persons not listed on the guardian's approved call lists.</p> <p>c. [Client A] should not use the group home phone without approval from staff, and he is only allowed to call individuals that are on the guardian's approved call list.</p> <p>i. [Client A] will need to request to use the phone first.</p> <p>ii. Staff will dial out the number for him.</p> <p>iii. Staff will first speak to the person he is calling by stating '[Client A] would like to speak to'....</p> <p>d. [Client A] is not allowed to have phone conversations in his room or behind closed doors. Guardian has requested that he have all phone conversations in a common area of the house with staff supervision.</p> <p>e. [Client A] is not allowed to have a cell phone.</p> <p>6. [Client A] is not allowed to take a bag/backpack to work.</p> <p>a. [Client A] will allow the staff to check all bags upon entering the group home and will confiscate any items that are restricted.</p> <p>7. [Client A] is not allowed to purchase or watch any movies with a rating of higher than PG.</p>			

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	<p>8. [Client A] is not allowed to play any M-rated video games.</p> <p>9. [Client A] is not allowed to drink alcohol.</p> <p>10. [Client A] is not allowed to use tobacco products.</p> <p>11. [Client A] is not allowed to use any drugs.</p> <p>12. [Client A] is not allowed to make any purchase without the assistance of his guardians.</p> <p>13. [Client A] is not allowed to engage in any trades with anyone. This includes trading with his housemates.</p> <p>14. Staff will complete 10 minute checks on [client A] 24 hours a day. This needs to be documented appropriately."</p> <p>AS #1 indicated the restrictions were being implemented by group home staff at the guardian's prompting. AS #1 indicated client A's restrictions were not included in his BSP and had not been reviewed or approved by the agency's HRC (Human Rights Committee). AS #1 indicated client A's 7/14/14 request for counseling was discussed with client A's guardian during the 7/15/14 IDT. AS #1 stated, "When I spoke to [client A] about the counseling, he told me he wanted counseling but didn't want his mom to be there in the room with him. When we talked about it in the meeting [client A's guardian] wouldn't agree to allowing him to participate in counseling without her</p>			

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	<p>being present." AS #1 indicated the facility had not conducted an IDT to address client A's concerns regarding his guardian, sought outside agency assistance and/or the HRC to assist with the client's guardianship concerns.</p> <p>Client A's record was reviewed on 7/23/14 at 11:01 AM. Client A's ISP (Individual Support Plan) dated 9/12/13 indicated client A's mother was the client's legal guardian. The ISP indicated client A was admitted to the group home on 3/4/11. Client A's 9/12/13 ISP indicated client A's diagnosis included, but was not limited to, Mild Mental Retardation. Client A's ISP indicated client A was 21 years of age. Client A's BSP dated 9/12/13 did not indicate documentation of client A being assessed as needing restrictions from Internet access, phone use, his personal finances, attending workshop, attending high school un-chaperoned, participating in community outings, being able to have communication or social relationships with females or methods of expressing his personal sexuality.</p> <p>HM (Home Manager) #1 was interviewed on 7/23/14 at 12:05 PM. HM #1 stated, "[Client A's guardian] has him on restrictions for about everything. Restricted from outings unless she gives</p>			

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	<p>her approval. He couldn't go to the fair, sometimes he can go to the park. [Client A's] not allowed to spend his money without her approval. [Client A] basically can't go anywhere or talk to anyone without her approval."</p> <p>QIDP (Qualified Intellectual Disabilities Professional) #1 was interviewed on 7/22/14 at 5:45 PM. QIDP #1 stated, "[Client A's] not a bad kid. I think he has a lot of potential. He was going to high school and was working. Does he need some supervision with things like the Internet, the phone and interacting with females? Yes he does. It seems like, however, [client A's guardian] just wants to restrict him from everything. It just seems like he doesn't get to have much control over his life. You know, he can't really go anywhere so he's pretty much here all day in his room playing video games. We try to do things to keep him busy but he gets bored." When asked if client A's guardian was promoting client A's growth and independence, QIDP #1 stated, "No, I don't really think so."</p> <p>AS #1 was interviewed on 7/24/14 at 1:36 PM. AS #1 indicated she was working to complete a BDDS report regarding client A. AS #1 stated, "At 8:15 AM [client A] eloped again from the group home. Apparently, he found an</p>			

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W000149	<p>advertisement for an attorney last night in the newspaper. [Client A] showed [HM #1] the advertisement and wanted to be taken to the attorney's office. He wanted to talk to the attorney about being emancipated from his mother. This morning while they were loading the van to go to [day program], [client A] eloped. We had two staff on duty and one followed but couldn't keep up. They called the police and are still searching for him. [HM #1] is downtown near the attorney's office that [client A] had wanted to go to searching."</p> <p>9-3-2(a)</p> <p>483.420(d)(1) STAFF TREATMENT OF CLIENTS The facility must develop and implement written policies and procedures that prohibit mistreatment, neglect or abuse of the client. Based on record review and interview for 1 of 4 allegations of abuse, neglect and mistreatment reviewed, the facility failed to implement its policies and procedures to report an allegation of staff neglect regarding client A and to ensure an allegation of staff neglect regarding client A was investigated.</p> <p>Findings include: Electronic Mail correspondence from</p>	W000149	The Program Director will be retrained on Indiana MENTOR's policy and procedure for completing an investigation. This retraining will also include the expectation of the completion of the recommendations that are results of the completed investigation. The Program Director will be retrained on BDDS reports requirements. To ensure that all investigations are completed accurately and thoroughly, Indiana MENTOR's Quality Assurance Specialist will	08/24/2014			

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	<p>client A's guardian dated 7/11/14 was reviewed on 7/22/14 at 3:00 PM. The electronic mail correspondence indicated client A's guardian had concerns regarding client A's safety. Client A's guardian's concerns/allegations included but were not limited to alleged sexual misconduct between client A and unknown females via social media and allegedly posting his picture and personal information on social media sites and concerns with medical monitoring of client A's weight.</p> <p>The facility's BDDS (Bureau of Developmental Disabilities Services) reports and investigations were reviewed on 7/22/14 at 2:40 PM. The review did not indicate documentation of client A's guardian's 7/11/14 allegations of staff neglect/mistreatment. The review did not indicate documentation of an investigation regarding client A's guardian's 7/11/14 allegations of staff neglect/mistreatment.</p> <p>AS (Administrative Staff) #1 was interviewed on 7/24/14 at 3:41 PM. AS #1 indicated the facility's abuse and neglect policy should be implemented. AS #1 indicated all allegations of abuse and neglect should be reported to BDDS and investigated.</p>		assist this PD with the next three investigations. Ongoing, all investigations will be reviewed by the Area Director and the Quality Assurance Specialist to ensure that all issues are addressed, that the investigation is completed thoroughly, that recommendations are made and that all recommendations are completed and followed up on in a timely manner.	

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W000153	<p>The facility's policies and procedures were reviewed on 7/24/14 at 3:45 PM. The facility's policy entitled Quality and Risk Management dated April 2011 indicated, "Indiana Mentor follows the BDDS incident reporting policy as outlined in the provider standards. An incident described as follows shall be reported to the BDDS on the incident report form prescribed by the BDDS:...</p> <p>(b.) sexual abuse, including but not limited to: (i) nonconsensual sexual activity; (ii.) sexual molestation; (iii.) sexual coercion; (iv.) sexual exploitation... (e.) failure to provide appropriate supervision, care or training..... (1.) Investigation findings will be submitted to the Area Director for review and development of further recommendations as needed within 5 days of the incident."</p> <p>This federal tag relates to complaint #IN00152483.</p> <p>9-3-2(a)</p> <p>483.420(d)(2) STAFF TREATMENT OF CLIENTS The facility must ensure that all allegations of mistreatment, neglect or abuse, as well as injuries of unknown source, are reported immediately to the administrator or to other officials in accordance with State law</p>			

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	<p>through established procedures.</p> <p>Based on record review and interview for 1 of 4 allegations of abuse, neglect and mistreatment reviewed, the facility failed to report an allegation of staff neglect regarding client A to the BDDS (Bureau of Developmental Disabilities Services) within 24 hours in accordance with state law.</p> <p>Findings include:</p> <p>Electronic Mail correspondence from client A's guardian dated 7/11/14 was reviewed on 7/22/14 at 3:00 PM. The electronic mail correspondence indicated client A's guardian had concerns regarding client A's safety. Client A's guardian's concerns/allegations included but were not limited to alleged sexual misconduct between client A and unknown females via social media and allegedly posting his picture and personal information on social media sites and concerns with medical monitoring of client A's weight.</p> <p>The facility's BDDS (Bureau of Developmental Disabilities Services) reports and investigations were reviewed on 7/22/14 at 2:40 PM. The review did not indicate documentation of client A's guardian's 7/11/14 allegations of staff neglect/mistreatment.</p>	W000153	<p>The Program Director will be retrained on Indiana MENTOR's policy and procedure for completing an investigation. This retraining will also include the expectation of the completion of the recommendations that are results of the completed investigation. The Program Director will be retrained on BDDS reports requirements. To ensure that all investigations are completed accurately and thoroughly, Indiana MENTOR's Quality Assurance Specialist will assist this PD with the next three investigations. Ongoing, all investigations will be reviewed by the Area Director and the Quality Assurance Specialist to ensure that all issues are addressed, that the investigation is completed thoroughly, that recommendations are made and that all recommendations are completed and followed up on in a timely manner.</p>	08/24/2014

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W000154	<p>AS (Administrative Staff) #1 was interviewed on 7/24/14 at 3:41 PM. AS #1 indicated all allegations of abuse and neglect should be reported to BDDS.</p> <p>This federal tag relates to complaint #IN00152483.</p> <p>9-3-1(b)(5) 9-3-2(a)</p> <p>483.420(d)(3) STAFF TREATMENT OF CLIENTS The facility must have evidence that all alleged violations are thoroughly investigated.</p> <p>Based on record review and interview for 1 of 4 allegations of abuse, neglect and mistreatment reviewed, the facility failed to ensure an allegation of staff neglect regarding client A was investigated.</p> <p>Findings include:</p> <p>Electronic Mail correspondence from client A's guardian dated 7/11/14 was reviewed on 7/22/14 at 3:00 PM. The electronic mail correspondence indicated client A's guardian had concerns regarding client A's safety. Client A's guardian's concerns/allegations included but were not limited to alleged sexual</p>	W000154	<p>The Program Director will be retrained on Indiana MENTOR's policy and procedure for completing an investigation. This retraining will also include the expectation of the completion of the recommendations that are results of the completed investigation. The Program Director will be retrained on BDDS reports requirements. To ensure that all investigations are completed accurately and thoroughly, Indiana MENTOR's Quality Assurance Specialist will assist this PD with the next three investigations. Ongoing, all investigations will be reviewed by the Area Director and the Quality Assurance Specialist to ensure</p>	08/24/2014

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W000262	<p>misconduct between client A and unknown females via social media and allegedly posting his picture and personal information on social media sites and concerns with medical monitoring of client A's weight.</p> <p>The facility's BDDS (Bureau of Developmental Disabilities Services) reports and investigations were reviewed on 7/22/14 at 2:40 PM. The review did not indicate documentation of an investigation regarding client A's guardian's 7/11/14 allegations of staff neglect/mistreatment.</p> <p>AS (Administrative Staff) #1 was interviewed on 7/24/14 at 3:41 PM. AS #1 indicated all allegations of abuse and neglect should be investigated.</p> <p>This federal tag relates to complaint #IN00152483.</p> <p>9-3-2(a)</p> <p>483.440(f)(3)(i) PROGRAM MONITORING & CHANGE The committee should review, approve, and monitor individual programs designed to manage inappropriate behavior and other programs that, in the opinion of the committee, involve risks to client protection and rights.</p>		that all issues are addressed, that the investigation is completed thoroughly, that recommendations are made and that all recommendations are completed and followed up on in a timely manner.	

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	<p>Based on record review and interview for 1 of 3 sampled clients (A) with restrictive programs, the facility's HRC (Human Rights Committee) failed to review, monitor and approve client A's guardian-imposed restrictions.</p> <p>Findings include:</p> <p>Interview with client A on 7/22/14 at 5:15 PM indicated the client was upset with his mother/guardian. Client A stated, "I quit [restaurant] and was going to [day services]. Now [mother/guardian] won't let me go. All I do is sit around the house when I could be out making money. I want to go to college, get my own apartment, get my driver's license. It makes me angry. I want to take her to court. I'd like to find out how to be emancipated." When asked if he understood what the term emancipated meant, client A stated, "Yeah, to be on my own. To be in control of my life." Client A stated, "I can't go anywhere. Staff have to call [mother/guardian] to get approval for outings." Client A stated, "That's why I ran off last week. I'm 21 years old and I don't have any control over my life. [Mother/guardian] makes my life tough sometimes. Sometimes, I just feel like... I think about ending my life because of it all." Client A stated, "I can't have a phone. I can't be on the</p>	W000262	<p>The Program Director will be retrained on ensuring client's rights are being monitored and appropriately exercised at all times. The Program Director and Interdisciplinary teams will review each client's Individualized Support Plan and ensure that all clients' rights are being appropriately exercised at all times. This includes but is not limited to the entire team, including the client, being included in decisions relating to the rights or restrictions being reviewed. The Program Director will be retrained on including and requesting the Human Rights Committee's approval before all restrictions are put into place. Ongoing, the Area Director will review each ISP and Behavior Plan written by the QIDP to ensure that each client is included in the team, ensure all rights and restrictions are approved by the entire team, and then also approved by the Human Rights Committee before being implemented.</p>	08/24/2014

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	<p>Internet. I can't have an IPod because I can get online with it. My [mother/guardian] doesn't want me on the Internet, or to look at pornography. She keeps telling me it's not how a Christian acts. I don't care. I don't even go to Church. I'm single. It's just how I express my self." Client A indicated he had one year remaining to complete his high school diploma. When asked if he planned to return to high school to finish his studies, client A stated, "I quit. My [mother/guardian] wanted to have somebody follow me around to make sure I went to class. I had cut a couple of classes last year. Now I can't go back unless I have somebody with me. I don't want to go back. Everybody will make fun of me." Client A stated, "I can't have my own money. I think she's stealing it. Every time I want to buy anything staff have to call and ask her permission."</p> <p>Interview with AS (Administrative Staff) #1 on 7/23/14 at 1:35 PM indicated client A's guardian was upset regarding the 7/14/14 BDDS report. AS #1 stated, "[Client A's guardian] told me I'm not allowed to talk to [client A] anymore. I told her, I have to be able to interact with [client A], it's my job." AS #1 indicated client A had received a W198 (citation which indicates client A could live in a less restrictive environment) during the</p>			

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	<p>November 2013 annual survey and was in the process of transiting to a waiver home. AS #1 indicated client A's guardian had restricted client A from attending workshop, required guardian approval for community outings, restricted client A from use of the group home's phone and restricted client A from using the Internet or Internet capable devices. AS #1 stated, "[Client A] was in classes, he has one more year and is on track to graduate with a Core 40 diploma. I'm not sure at this point if [client A] will be allowed to return to finish high school this fall. [Client A's guardian] wants the school to have someone basically follow [client A] to and from his classes. The school has basically said they can't accommodate that. [Client A] is mainstreamed (non special education) so he doesn't want to go back and get made fun of. We really aren't allowed by [client A's guardian] to be involved in [client A's] school. [Client A's] guardian is the only person she will allow to have communication with the school. It's been difficult to work with the school and our obligations when we can't communicate." AS #1 stated, "[Client A] was working at [restaurant] and was doing great. I just found out about two weeks ago that he quit. [Client A's guardian] was trying to restrict his work hours and [client A] got frustrated and just called his manager and</p>			

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	<p>said 'My mom won't let me work anymore. I quit.'" AS #1 indicated client A's guardian was present at an IDT meeting on 7/15/14. AS #1 provided the following IDT note dated 7/15/14:</p> <p>"Restrictions:</p> <p>(1.) [Client A] is not allowed to purchase any items that may allow Internet usage (old cell phones, IPODs, MP3 players, etc.)</p> <p>(2.) [Client A] is not allowed to look at, purchase, or utilize any items relating to pornography.</p> <p>(3.) [Client A] is not allowed to have access to the Internet.</p> <p>(4.) [Client A] is not allowed to have any friendships, conversations, or socializations with females.</p> <p>(5.) Phone usage:</p> <p>a. [Client A] is not allowed to answer the phone at the group home at any time.</p> <p>i. When staff answer the phone and it is someone for [client A], staff should ask who it is that is wanting to speak to him.</p> <p>b. [Client A] is not allowed to take phone calls from any persons not listed on the guardian's approved call lists.</p> <p>c. [Client A] should not use the group home phone without approval from staff, and he is only allowed to call individuals that are on the guardian's approved call list.</p> <p>i. [Client A] will need to request</p>			

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	<p>to use the phone first.</p> <p>ii. Staff will dial out the number for him.</p> <p>iii. Staff will first speak to the person he is calling by stating "[Client A] would like to speak to...".</p> <p>d. [Client A] is not allowed to have phone conversations in his room or behind closed doors. Guardian has requested that he have all phone conversations in a common area of the house with staff supervision.</p> <p>e. [Client A] is not allowed to have a cell phone.</p> <p>6. [Client A] is not allowed to take a bag/backpack to work.</p> <p>a. [Client A] will allow the staff to check all bags upon entering the group home and will confiscate any items that are restricted.</p> <p>7. [Client A] is not allowed to purchase or watch any movies with a rating of higher than PG.</p> <p>8. [Client A] is not allowed to play any M-rated video games.</p> <p>9. [Client A] is not allowed to drink alcohol.</p> <p>10. [Client A] is not allowed to use tobacco products.</p> <p>11. [Client A] is not allowed to use any drugs.</p> <p>12. [Client A] is not allowed to make any purchase without the assistance of his guardians.</p>			

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	<p>13. [Client A] is not allowed to engage in any trades with anyone. This includes trading with his housemates.</p> <p>14. Staff will complete 10 minute checks on [client A] 24 hours a day. This needs to be documented appropriately."</p> <p>AS #1 indicated the restrictions were being implemented by group home staff at the guardians prompting. AS #1 indicated client A's restrictions had not been reviewed or approved by the agency's HRC.</p> <p>Client A's record was reviewed on 7/23/14 at 11:01 AM. Client A's ISP (Individual Support Plan) dated 9/12/13 indicated client A's mother was the client's legal guardian. The ISP indicated client A was admitted to the group home on 3/4/11. Client A's 9/12/13 ISP indicated client A's diagnosis included, but was not limited to, Mild Mental Retardation. Client A's ISP indicated client A was 21 years of age. Client A's record did not indicate documentation of HRC review, approval or monitoring of client A's individual rights.</p> <p>HM (Home Manager) #1 was interviewed on 7/23/14 at 12:05 PM. HM #1 stated, "[Client A's guardian] has him on restrictions for about everything. Restricted from outings unless she gives</p>			

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	<p>her approval. He couldn't go to the fair, sometimes he can go to the park. [Client A's] not allowed to spend his money without her approval. [Client A] basically can't go anywhere or talk to anyone without her approval."</p> <p>QIDP (Qualified Intellectual Disabilities Professional) #1 was interviewed on 7/22/14 at 5:45 PM. QIDP #1 stated, "[Client A's] not a bad kid. I think he has a lot of potential. He was going to high school and was working. Does he need some supervision with things like the Internet, the phone and interacting with females? Yes he does. It seems like, however, [client A's guardian] just wants to restrict him from everything. It just seems like he doesn't get to have much control over his life. You know, he can't really go anywhere so he's pretty much here all day in his room playing video games. We try to do things to keep him busy but he gets bored." QIDP #1 indicated there was not documentation of HRC review, approval or monitoring regarding client A's restrictions.</p> <p>9-3-4(a)</p>			