

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 155469	X2) MULTIPLE CONSTRUCTION A. BUILDING 00 B. WING _____	X3) DATE SURVEY COMPLETED 06/30/2015
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NAME OF PROVIDER OR SUPPLIER SEBO'S NURSING AND REHABILITATION CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 4410 W 49TH AVE HOBART, IN 46342
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F 0000 Bldg. 00	<p>This visit was for the Investigation of Complaint IN00175292.</p> <p>Complaint IN00175292- Substantiated. Federal/State deficiency related to the allegations was cited at F203.</p> <p>Survey dates: June 29 & 30, 2015</p> <p>Facility number: 000366 Provider number: 155469 AIM number: 100288900</p> <p>Census bed type: SNF/NF: 114 Total: 114</p> <p>Census payor type: Medicare: 16 Medicaid: 80 Other: 18 Total: 114</p> <p>Sample: 4</p> <p>This deficiency reflects State findings cited in accordance with 410 IAC 16.2.-3.1.</p>	F 0000	<p>Please accept the following as the facility's credible allegation of compliance. This plan of correction does not constitute an admission of guilt or liability by the facility and is submitted only in response to the regulatory requirement. Facility also respectfully requests a desk review for this citation.</p>	
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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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F 0203 SS=D Bldg. 00	<p>483.12(a)(4)-(6) NOTICE REQUIREMENTS BEFORE TRANSFER/DISCHARGE</p> <p>Before a facility transfers or discharges a resident, the facility must notify the resident and, if known, a family member or legal representative of the resident of the transfer or discharge and the reasons for the move in writing and in a language and manner they understand; record the reasons in the resident's clinical record; and include in the notice the items described in paragraph (a) (6) of this section.</p> <p>Except as specified in paragraph (a)(5)(ii) and (a)(8) of this section, the notice of transfer or discharge required under paragraph (a)(4) of this section must be made by the facility at least 30 days before the resident is transferred or discharged.</p> <p>Notice may be made as soon as practicable before transfer or discharge when the health of individuals in the facility would be endangered under (a)(2)(iv) of this section; the resident's health improves sufficiently to allow a more immediate transfer or discharge, under paragraph (a)(2)(i) of this section; an immediate transfer or discharge is required by the resident's urgent medical needs, under paragraph (a)(2)(ii) of this</p>			

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	<p>section; or a resident has not resided in the facility for 30 days.</p> <p>The written notice specified in paragraph (a) (4) of this section must include the reason for transfer or discharge; the effective date of transfer or discharge; the location to which the resident is transferred or discharged; a statement that the resident has the right to appeal the action to the State; the name, address and telephone number of the State long term care ombudsman; for nursing facility residents with developmental disabilities, the mailing address and telephone number of the agency responsible for the protection and advocacy of developmentally disabled individuals established under Part C of the Developmental Disabilities Assistance and Bill of Rights Act; and for nursing facility residents who are mentally ill, the mailing address and telephone number of the agency responsible for the protection and advocacy of mentally ill individuals established under the Protection and Advocacy for Mentally Ill Individuals Act.</p> <p>Based on record review and interview, the facility failed to provide a resident's Power of Attorney a discharge notice at least 30 days prior to a resident's discharge from the facility, when a bed was available at the facility for the resident to return from a hospital in-patient stay, for 1 of 3 residents reviewed for discharges from the facility. (Resident #B)</p> <p>Finding includes:</p>	F 0203	<p>What corrective action(s) will be accomplished for those residents found to have been affected by the deficient practice; Resident B was discharged from facility and has been placed. How the facility will identify other residents having the potential to be affected by the same deficient practice and what corrective action will be taken; Any facility residents who are being discharged from the facility have the potential to be affected by the same alleged deficient practice.</p>	07/08/2015

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	<p>Resident #B's record was reviewed on 06/29/15 at 10:30 a.m. The resident's diagnoses included, but were not limited to, dementia with behaviors, bipolar, and homicidal ideation.</p> <p>An event charting, dated 05/22/15 at 7:05 p.m., indicated, the resident was observed in her room standing over her roommate with an open hand.</p> <p>The Nurses' Notes, dated 05/22/15, indicated: At 7:05 p.m.- "CNA observed resident standing in room, over roommate bed w/ (with) open hand. When asked what happened? resident stated, 'I was going to slap her, she wouldn't shut up.' CNA intervene. Resident redirected. 1:1 (one on one) initiated."</p> <p>At 7:10 p.m.-Resident 1:1 w/ staff. Resident spoke w/ brother on phone. Resident became combative w/1:1, biting (sic), kicking, yelling out, cussing and hitting...unable to redirect...family aware"</p> <p>At 7:30 p.m.- "(Physician Name) aware new orders rec'd (received) and noted to send to (Hospital Name) ER (Emergency Room)."</p> <p>At 7:35 p.m.- "Family aware of new</p>		<p>A facility audit of the last 30 days of unplanned discharged residents was reviewed to ensure that a discharge notice was issued to the responsible party.</p> <p>What measures will be put into place or what systemic changes will be made to ensure that the deficient practice does not recur; The Administrator/ designee in-serviced social services on the Following; · Notification of responsible party and resident of discharge in writing that includes the anticipated discharge date · Recording of notification in the clinical record · Reasons for discharge also recorded in the clinical record · Statement with the right to appeal included in the notification addressed to resident or responsible party with all information regarding the appeal process included. How the corrective action(s) will be monitored to ensure the deficient practice will not recur, i.e., what quality assurance programs will be put into place; Administrator/Designee will review unplanned discharges weekly to ensure that proper notification as per policy was followed. The results of the review will be brought to QA for 6 months</p>	

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	<p>orders. Voiced understanding..."</p> <p>At 8:05 p.m.-(Ambulance Name), resident transported to (Hospital Name) ER."</p> <p>There were no further Progress Notes in the resident's record.</p> <p>A Physician's Order, dated 05/22/15, indicated, "May send to (Hospital Name) for eval (evaluation) and treatment"</p> <p>A computer typed unsigned statement, received from the Administrator on 06/30/15 at 9 a.m., indicated CNA #1 had observed the resident leaning over her roommate. The resident's hand was open and a pillow was in the resident's other hand. The statement indicated when the resident was asked what she was going to do, the resident replied she was going to smack, "that b****". The statement indicated when the resident asked what she was going to do with the pillow, the resident replied she was going to suffocate her. This statement was not included in the Nurses' Notes nor the reportable incident to the Indiana State Department of Health.</p> <p>The unsigned statement went on to indicated the CNA had informed LPN #2 of the above situation and the resident's</p>			

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	<p>POA was notified.</p> <p>A Notice of Transfer or Discharge, was sent with the resident to the hospital on 05/22/15, which indicated the resident was being transferred to the hospital to meet the resident's welfare and the resident's needs cannot be met in the facility.</p> <p>An undated computer typed note, received from the Administrator on 06/29/15 at 11 a.m. indicated the resident was discharged to (Hospital Name) on 05/22/15. The note indicated the resident was going to be discharged from the Psychiatric Therapy and the Hospital on 05/27/15 . The note indicated the facility had spoke with the Social Service Director at the Hospital and explained their concerns about the resident returning to the facility the Social Service Director had recommended other facilities for the resident.</p> <p>A Psychiatry Progress Note, signed by the Physician, dated 06/08/15, received from the Hospital on 06/30/15 at 10:04 a.m., indicated, "...more settled remains disorganized but easy to redirect. Spends most of day sitting quietly in day room. Plays cards with otter patients and does well with the increased attention. No physical aggression reported. Responds</p>			

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	<p>well to positive verbal interaction. Affect blunted some cursing at time but settles down fairly quickly with redirection...patient is disorganized, but stable, no agitation noted...Patient was to be discharged to (Facility Name) but (Facility Name) has declined her to return..We informed them that she is appropriate for discharge and that we expect them to make any arrangement for her by Tuesday, June 9...."</p> <p>A Psychiatry Progress Note, signed by the Physician, dated 06/08/15, received from the Hospital on 06/30/15 at 10:04 a.m., indicated, "...Patient states that she wants to go home...Continues to be anxious because she thought that she was going to be discharged several days ago...No angry outburst reported, no physical agitation evident...Nursing home will not accept client back..."</p> <p>During an interview with Ombudsman #1 on 06/29/15 at 11:06 a.m., she indicated she had spoke with the facility and had informed them, they would need to readmit the resident back to the facility until a 30-day notice had been given and they would need to find placement for the resident. She indicated she was informed by the facility they did not have a bed available for the resident.</p>			

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	<p>During an interview with Ombudsman #2 on 06/29/15 at 12:02 p.m., he indicated on 06/10/15, he informed the Administrator and reminded the facility a 30-day notice would need to be given. He indicated the Administrator refused to re-admit the resident back into the facility.</p> <p>During an interview on 06/29/15 at 1:30 p.m., the Administrator indicated the resident had an emergency discharge order from the Physician, and was sent to the hospital. She indicated the Hospital had called on a Friday at 3 p.m. and informed the facility the resident was being transferred back to the facility. She indicated the facility informed the hospital they had been to the hospital to get information and could not get access to the information and the hospital would not send the facility any information. The Administrator then indicated the facility did not have a bed available for the resident.</p> <p>During an interview on 06/29/15 at 3:35 p.m., the Administrator indicated she had informed the Hospital on 05/27/15 the facility would not re-admit the resident, even though she was being treated for the behavior. The Administrator indicated she had not given the POA a 30-day notice for the discharge. She indicated</p>			

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	<p>she had spoke with the POA on 06/08/15 about not re-admitting the resident into the facility and the POA had wanted the facility to assist in placing the resident elsewhere. She indicated no written discharge notice had been given.</p> <p>During a telephone interview on 06/30/15 at 8:30 a.m., the Hospital Psychiatric Unit Manager indicated the hospital had attempted to discharge the resident back to the facility on a Friday, (could not remember the exact date) and when the facility had been notified they were informed the facility would not re-admit the resident into the facility. She indicated the facility refused to take the resident due to she was not safe and she had exceeded her 15 day bed hold. She indicated the facility had not let the Hospital know until the Friday the Hospital was wanting to discharge the resident back to the facility and the hospital was informed by the facility they needed more time to prepare for the resident. She indicated the Physician gave an order for a continued stay until the following Tuesday for the facility to prepare and on Tuesday, the facility called the Hospital and were adamant they would not accept the resident back into the facility. She indicated the resident had been stable and had been taking her medications as ordered and was</p>			

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	<p>responding well to the medications.</p> <p>During an interview on 06/30/15 at 9:51 a.m., the Administrator indicated the Hospital had attempted to send the resident back to the facility on 05/29/15. She indicated she had informed the Hospital on 05/27/15 she would not re-admit the resident due to safety reasons. The Administrator indicated the resident had met the requirements for the bed-hold and was out of the facility more than 10 days. She acknowledged a 30 day notice had not been given to the POA.</p> <p>During an interview on 06/30/15 at 11:41 a.m., the Administrator indicated there had not been an appropriate bed available for the resident on the secured unit. She indicated there were empty beds available in the other areas of the facility.</p> <p>A Physician's Progress Note from the Medical Director (not the resident's Physician), dated 05/23/15 at 12:49 p.m., late entry on 06/30/15 at 12:51 p.m., and received from the Director of Nursing on 06/30/15 at 1:09 p.m., indicated, "I was contacted by the administrator (sic) (Name) on 05/23/15 related to event with resident (Resident #B) that occurred on 5/22/15. Per conversation with (Administrator's Name) regarding the</p>			

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	<p>investigation, staff reported that the resident had a pillow and verbally indicated she was going to suffocate her roommate. Discussed with administrator (sic) for the discharge of the resident due to resident being danger to others. An emergency discharge order was given." There was no documentation in the resident's record or computer documents reviewed to indicate an order had been given.</p> <p>A facility policy, dated 03/2014, received from the Administrator as current on 06/29/15 at 10 a.m., titled, "Transfer and Discharge Policy", indicated, "...To assure resident transfers and discharges will be conducted in accordance with residents' rights...When the facility transfers or discharges a resident under any circumstances, the resident/authorized legal representative must be notified verbally and in writing at least thirty (30) days prior to the intended discharge unless the resident waives the notification prior or in an emergency situation (including situations where the safety of other residents may be compromised). The facility must also: a. Notify and receive an order from the resident's physician regarding the transfer/discharge...Document the provision of such notice in the resident's clinical record...Relocation rights</p>			

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	<p>including bed hold and readmission rights will be maintained in all transfers...Any resident, who exceeds the bed hold period under the Sate plan, may be readmitted to the facility upon first availability of a bed in a semi-private room if the resident needs the services provided by the facility and is eligible for nursing facility services..."</p> <p>This Federal Tag relates to Complaint IN00175292.</p> <p>3.1-(a)(7)</p>						