

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  15E657	X2) MULTIPLE CONSTRUCTION A. BUILDING 00 B. WING _____	X3) DATE SURVEY COMPLETED  11/02/2012
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NAME OF PROVIDER OR SUPPLIER  SILVER MEMORIES HEALTH CARE	STREET ADDRESS, CITY, STATE, ZIP CODE 6996 S US 421 VERSAILLES, IN 47042
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F0000	<p>This visit was for the Investigation of Complaint IN00117305.</p> <p>Complaint IN00117305 - Unsubstantiated due to lack of evidence.</p> <p>Unrelated deficiencies are cited.</p> <p>Survey dates: October 23, 24, and November 2, 2012</p> <p>Facility number: 000483 Provider number: 15E657 AIM number: 100273470</p> <p>Survey team: Janie Faulkner, RN, TC (October 23 &amp; 24, 2012) Cheryl Fielden, RN (November 2, 2012)</p> <p>Census bed type: NF: 21 Total: 21</p> <p>Census Payor type: Medicaid: 19 Other: 2 Total: 21</p> <p>Sample: 3</p>	F0000		

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>These deficiencies also reflect state findings cited in accordance with 410 IAC 16.2.</p> <p>Quality review 11/13/12 by Suzanne Williams, RN</p>				

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F0225 SS=C	<p>483.13(c)(1)(ii)-(iii), (c)(2) - (4) INVESTIGATE/REPORT ALLEGATIONS/INDIVIDUALS</p> <p>The facility must not employ individuals who have been found guilty of abusing, neglecting, or mistreating residents by a court of law; or have had a finding entered into the State nurse aide registry concerning abuse, neglect, mistreatment of residents or misappropriation of their property; and report any knowledge it has of actions by a court of law against an employee, which would indicate unfitness for service as a nurse aide or other facility staff to the State nurse aide registry or licensing authorities.</p> <p>The facility must ensure that all alleged violations involving mistreatment, neglect, or abuse, including injuries of unknown source and misappropriation of resident property are reported immediately to the administrator of the facility and to other officials in accordance with State law through established procedures (including to the State survey and certification agency).</p> <p>The facility must have evidence that all alleged violations are thoroughly investigated, and must prevent further potential abuse while the investigation is in progress.</p> <p>The results of all investigations must be reported to the administrator or his designated representative and to other officials in accordance with State law (including to the State survey and certification agency) within 5 working days of the incident, and if the alleged violation is verified appropriate corrective action must be taken.</p> <p>Based on interview and record</p>	F0225	Addendum	11/02/2012			

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	<p>review, the facility failed to ensure an employee with a sex offender background would not work in the facility. This had the potential to affect all 21 residents. (Employee # 3)</p> <p>Findings include:</p> <p>During an interview with the Administrator on 11/2/12 at 11:15 a.m., regarding Employee # 3, she indicated Employee # 3 was a registered sex offender. The Administrator indicated he was hired to perform a specific job, and considered him to be a contractual employee. As a contractual employee, she believed he could work within the facility. The Administrator indicated that Employee # 3 "...worked on the roof area September 24-27, 2012, worked in the shower area September 10 &amp; 11, 2012, and worked in an office area October 10-12-2012. He (Employee # 3), and has not worked in the facility since October 12, 2012."</p> <p>Review of the online registry for sex offenders (<a href="http://www.icrimewatch.net/indiana.php">http://www.icrimewatch.net/indiana.php</a>) on 10/24/12, indicated Employee # 3 has been registered as a sex offender since 6/6/2011.</p>		<p>The facility has requested an IDR. On October 25, 2012, the administrator and the QA committee reviewed the facilities policy and procedure on hiring, the State Operations Manual (Rev. 70, 01-07-11), the employee record form (state form 5440) that was provided to the surveyors, on October 23, 2012. The facility is requesting an IDR. The facility will continue to follow the facilities policy and procedure for hiring which includes obtaining no less than 2 reference checks personal and or previous work reference and limited criminal background checks on employees. The facility will not employ anyone with a criminal history of sexual misconduct. All staff is responsible to report immediately to the administrator, anyone, including but not limited to, another employee, resident, resident family member, visitor, delivery person or contractual worker who is in an unauthorized location or exhibiting suspicious behavior. The administrator will be responsible to investigate all reports including reviewing video recordings of the facility at the time investigating. The contractual worker who the surveyor refers to as employee #3 has not completed work in the facility since October 12, 2012. The QA committee will be responsible to review all reports of suspicious behaviors or unauthorized person in</p>		

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	<p>A Policy and Procedure titled "Hiring Policy and Procedure," dated July 1, 2012, included but was not limited to the following, "Reference Checks, Criminal Background Checks, and Drug and Alcohol Testing. A decision will be made regarding hiring an applicant after reference checks are completed. A criminal background check is required for every employee prior to their start date. A criminal background check is the responsibility of the candidate and can be obtained at their county jail. The hiring manager or Human Resources will check references for all candidates...."</p> <p>3.1-28(a)</p>		<p>unauthorized areas are investigated completely.</p>		

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F0226 SS=C	<p>483.13(c) DEVELOP/IMPLMENT ABUSE/NEGLECT, ETC POLICIES</p> <p>The facility must develop and implement written policies and procedures that prohibit mistreatment, neglect, and abuse of residents and misappropriation of resident property.</p> <p>Based on interview and record review, the facility failed to ensure their policy and procedure was implemented by failing to ensure an employee with a sex offender background would not work in the facility. This had the potential to affect all 21 residents. (Employee # 3)</p> <p>Findings include:</p> <p>During an interview with the Administrator on 11/2/12 at 11:15 a.m., regarding Employee # 3, she indicated Employee # 3 was a registered sex offender. The Administrator indicated he was hired to perform a specific job, and considered him to be a contractual employee. As a contractual employee, she believed he could work within the facility. The Administrator indicated that Employee # 3 "...worked on the roof area September 24-27, 2012, worked in the shower area September 10 &amp; 11, 2012, and worked in an office area</p>	F0226	<p>The facility is requesting an IDROn October 25, 2012, the administrator and the QA committee reviewed the facilities policy and procedure on hiring, the State Operations Manual (Rev. 70, 01-07-11), the employee record form (state form 5440) that was provided to the surveyors, on October 23, 2012. The facility is requesting an IDR. The facility will continue to follow the facilities policy and procedure for hiring. All staff is responsible to report immediately to the administrator, anyone, including but not limited to, another employee, resident, resident family member, visitor, delivery person or contractual worker who is in an unauthorize location or exhibiting suspicuos behavior. The administrator will be responsible to investigate all reports of sumpicious behavior and unauthorized person in unauthorized area, including reviewing video recordings of the facility at the time investigating. QA committee will be responsible to review all reports of suspicious behaviors or unauthorized person in unauthorized areas are</p>	11/02/2012	

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	<p>October 10-12-2012. He (Employee # 3), and has not worked in the facility since October 12, 2012."</p> <p>Review of the online registry for sex offenders (<a href="http://www.icrimewatch.net/indiana.php">http://www.icrimewatch.net/indiana.php</a>) on 10/24/12, indicated Employee # 3 has been registered as a sex offender since 6/6/2011.</p> <p>A Policy and Procedure titled "Hiring Policy and Procedure," dated July 1, 2012, included but was not limited to the following, "Reference Checks, Criminal Background Checks, and Drug and Alcohol Testing. A decision will be made regarding hiring an applicant after reference checks are completed. A criminal background check is required for every employee prior to their start date. A criminal background check is the responsibility of the candidate and can be obtained at their county jail. The hiring manager or Human Resources will check references for all candidates...."</p> <p>3.1-28(a)</p>		investigated completely.		