

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 155784	X2) MULTIPLE CONSTRUCTION A. BUILDING 00 B. WING _____	X3) DATE SURVEY COMPLETED 03/23/2012
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NAME OF PROVIDER OR SUPPLIER MICHIANA HEALTH AND REHABILITATION CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 1420 E DOUGLAS RD MISHAWAKA, IN 46545
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F0000	<p>This visit was for the Investigation of Complaint IN00105317.</p> <p>Complaint IN00105317 - Unsubstantiated due to lack of evidence.</p> <p>Unrelated deficiency cited.</p> <p>Survey date: March 23, 2012</p> <p>Facility number: 012329 Provider number: 155784 AIM number: 201002500</p> <p>Survey team: Sandra Haws RN</p> <p>Census bed type: SNF: 31 SNF/NF: 48 Total: 79</p> <p>Census payor type: Medicare: 33 Medicaid: 30 Other: 16 Total: 79</p> <p>Sample: 4</p> <p>Michiana Health and Rehabilitation Center was found to be in substantial</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>compliance with 42 CFR Part 483 Subpart B in regard to the Investigation of Complaint IN00105317.</p> <p>This deficiency also reflects state findings cited in accordance with 410 IAC 16.2.</p> <p>Quality review 3/26/12 by Suzanne Williams, RN</p>			

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F0223 SS=A	<p>483.13(b), 483.13(b)(1)(i) FREE FROM ABUSE/INVOLUNTARY SECLUSION</p> <p>The resident has the right to be free from verbal, sexual, physical, and mental abuse, corporal punishment, and involuntary seclusion.</p> <p>The facility must not use verbal, mental, sexual, or physical abuse, corporal punishment, or involuntary seclusion.</p> <p>Based on record review and interview, the facility failed to ensure a resident was kept free from verbal and physical abuse by an employee for 1 of 4 residents reviewed for abuse in a sample of 4. Resident # D</p> <p>Findings include :</p> <p>Resident #D's record was reviewed on 3/23/12 at 3:00 p.m. The resident's record indicated diagnoses including, but not limited to, cerebral vascular accident, bipolar disorder, hypothyroidism, and glaucoma.</p> <p>The resident's record indicated on 3/2/12, Resident #D was verbally and physically abused by CNA # 2. An incident note dated 3/2/12 at 3:00 p.m. indicated "Res (resident) states 'I don't want (CNA #2) taking care of me anymore because she used the word 'da--.' I told her I don't like that word and she said I don't care. I felt afraid and I felt she was being rough. I</p>			F0223	<p>I) Resident statement taken, resident kept safe ; resident family and physician notified. Employee removed from resident care and placed on suspension pending investigation. Investigation initiated upon receipt of allegation. Resident demonstrates no negative outcomes.II) Interviews were conducted and no other resident were found to be effected by this practice. Investigation completed. Allegation substantiated employee was inappropriate and was discharged. III) Staff abuse and neglect re-education was conducted and is on-going.IV) Facility Administrator is to be immediately notified of any abuse allegations per facility policy. Abuse allegation will be reviewed a Morning Stand Up Meetings and at monthly QPi meetings with appropriate action being taken as needed. No residents demonstrated any negative outcomes as a result of this incident.</p>		04/09/2012

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	<p>am not hurt or in any pain."</p> <p>A Social Service note dated 3/2/12 (untimed) indicated "I went to speak with (Resident #D) regarding the allegation of a CAN (sic) being rough with her. (Resident #D) stated she had been waiting awhile to be helped to the bathroom and (CNA # 2) came in was being rude towards her. (Resident #D) stated she was short with her during the conversation. (Resident #D) then stated to her, 'I don't like the way you are talking to me.' (CNA #2) replied, 'I don't care.' (Resident #D) then stated, 'I can tell you don't care, why are you in this business?' (Resident #D then stated to me that (CNA #2) was rough with her when she was transferred to the bathroom...She stated (CNA #2) held her right arm very tightly and it hit against the arm rest of her chair...."</p> <p>The resident's record lacked documentation to indicate any injury or bruising from the incident.</p> <p>A statement written by (illegible LPN) dated 3/2/12 (untimed) indicated "Resident (Resident #D) wishes to not have (CNA #2) take care of her anymore. Resident states she doesn't feel safe with this CNA because the CNA use the word 'da--' and she thought she was a little rough with her today. Resident states she is not hurt but just doesn't want (CNA #2)</p>			

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	<p>to take care of her anymore."</p> <p>Resident #D was not available for an interview at this time regarding the above incident.</p> <p>During an interview with the interim Director of Nursing on 3/23/12 at 3:30 p.m. as the incident and the facility's abuse policy was reviewed, she indicated (CNA # 2) was immediately suspended, an investigation was completed and (CNA #2) was terminated for abuse. The documentation indicated the incident was immediately faxed to the appropriate agencies, family and physician had been notified. The incident was immediately reported to the Director of Nursing and the Administrator.</p> <p>Review of the facility's policy and procedure on 3/23/12 at 3:30 p.m. titled "Prevention and Reporting: Resident Mistreatment, Neglect, Abuse, Including injuries of Unknown Source, and Misappropriation of Resident Property...Verbal Abuse: Verbal abuse is oral, written, or gestured language that includes derogatory terms to the resident or their families or within their hearing distance regardless of their age, ability to comprehend or disability. Physical abuse includes hitting, slapping, pinching, scratching, spitting, holding roughly,</p>				

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	etc...." 3.1-27(b)			