

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  155455	X2) MULTIPLE CONSTRUCTION A. BUILDING 00 B. WING _____	X3) DATE SURVEY COMPLETED  01/20/2016
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NAME OF PROVIDER OR SUPPLIER  WESLEYAN HEALTH CARE CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 729 W 35TH ST MARION, IN 46953
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F 0000  Bldg. 00	<p>This visit was for the Investigation of Complaint IN00191028 and IN00191480.</p> <p>Complaint N00191028 - Substantiated. No deficiencies related to the allegations are cited.</p> <p>Complaint N00191480- Substantiated. Federal/State deficiency related to the allegation is cited at F152.</p> <p>Survey date: January 20, 2016</p> <p>Facility number: 000557 Provider number: 155455 AIM number: 100291240</p> <p>Census bed type: SN: 15 SNF/NF: 107 Residential: 3 Total: 125</p> <p>Census payor type: Medicare: 15 Medicaid: 86 Other: 21 Total: 122</p> <p>Sample: 4</p>	F 0000		
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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 0152 SS=D Bldg. 00	<p>This deficiency reflects state findings cited in accordance with 410 IAC 16.2-3.1.</p> <p>QR completed by 11474 on January 25, 2016.</p> <p>483.10(a)(3)&amp;(4) RIGHTS EXERCISED BY REPRESENTATIVE In the case of a resident adjudged incompetent under the laws of a State by a court of competent jurisdiction, the rights of the resident are exercised by the person appointed under State law to act on the resident's behalf.</p> <p>In the case of a resident who has not been judged incompetent by the State court, any legal surrogate designated in accordance with State law may exercise the resident's rights to the extent provided by State law. Based on interview and record review, the facility failed to recognize the Power of Attorney (POA) related to medication administration for 1 of 4 residents reviewed for residents' rights (Resident E).</p> <p>Findings include:</p> <p>The clinical record for Resident E was reviewed on 1/20/16 at 2:05 p.m.</p>	F 0152	In lieu of facility survey results on 1/20/2016, the facility respectfully requests a paper compliance review for the citation. Resident E no longer is receiving the medication ordered due to discontinuation. All residents have the potential to be affected by the alleged deficient practice. All licensed nursing staff will be inserviced on the rights to be exercised by the residents representative. Nurses will be instructed to immediately notify	02/12/2016			

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	<p>Diagnoses included, but were not limited to, dementia with behaviors, polymyalgia, major depression, dysphagia and hypertension. The most recent quarterly Minimum Data Set (MDS), dated 11/4/15, indicated Resident E was severely cognitively impaired.</p> <p>Review of the POA information, Resident E signed the order on 6/2/15 and appointed her grandson as POA.</p> <p>Review of a physician's order, dated 1/14/16 at 9:53 p.m., indicated a new medication order for Lexapro (anti-depressant) 10 mg daily for irritability and depression was received. The order also included a "HOLD" note, dated 1/14/16 at 9:52 p.m. The "HOLD" note indicated to hold the medication from 1/14-1/17/16. The note indicated "son does not want to start medication yet." The medication was discontinued on 1/19/16 at 1:25 p.m.</p> <p>Review of the Medication Administration Record (MAR) for January, 2016 indicated Lexapro was given on 1/18/16 and 1/19/16 at 8:00 a.m.</p> <p>Review of the January nursing notes on 1/14/16 at 6:48 p.m., RN # 1 indicated "Resident grandson refused to start lexapro per [nurse practitioner name]."</p>		<p>the doctor/nurse practitioner of the residents representative's wishes for the potential discontinuation of the order. DON/designee will review electronic health record documentation each business day to ensure the alleged deficient practice does not recur. This will be done ongoing. Results of electronic health record documentation will be reviewed monthly at the Quality Assurance Performance Improvement Committee meetings ongoing.</p>	

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	<p>Grandson stated he would look into the medication and decide if he wanted facility to start medication. Will continue to monitor."</p> <p>Another nursing note, dated 1/19/16 at 1:30 p.m., indicated "Lexapro given two doses 1/18/16 and 1/19/16 at 8 am...resident's POA [name of POA] stated he did not want her to get the medication...not clarified until later on 1/18/16."</p> <p>During an interview on 1/20/16 at 3:25 p.m., RN #1 indicated she put the Lexapro order in with the 3-day hold to give the POA time to research the medication. She indicated she did not want to leave the date open for fear it would get missed in case the POA did want to start the medication.</p> <p>During an interview on 1/20/16 at 5:25 p.m., the DON and corporate nurse, indicated both side should have clarified better.</p> <p>Review of a current facility policy, dated 3/2014 and titled "Residents' Rights", provided by the Director of Nursing on 1/20/16 at 2:15 p.m., indicated the following;</p> <p>"A. Residents have the right to have their</p>			

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	<p>rights recognized...Each resident shall be advised on residents' rights prior to admission...</p> <p>...C. Residents have to right to exercise any or all of the enumerated rights without:</p> <p>1) restraints... by the facility. These rights shall not be abrogated or changed in any instance, except that, when the resident has been adjudicated incompetent, the rights devolve to the resident's legal representative. When a resident is found by his or her physician to be medically incapable of understanding or exercising his or her rights, the rights may be exercised by the resident's legal representative."</p> <p>This Federal tag relates to complaint IN00191480. 3.1-3(c)</p>			