

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 155695	X2) MULTIPLE CONSTRUCTION A. BUILDING <u>00</u> B. WING _____	X3) DATE SURVEY COMPLETED 10/15/2015
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NAME OF PROVIDER OR SUPPLIER RIVERSIDE VILLAGE	STREET ADDRESS, CITY, STATE, ZIP CODE 1400 W FRANKLIN ST ELKHART, IN 46516
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F 0000 Bldg. 00	<p>This visit was for the Investigation of Complaint IN00181643.</p> <p>Complaint IN00181643 - Substantiated. Federal/State deficiencies related to the allegation are cited at F203.</p> <p>Survey dates: October 14, and 15, 2015.</p> <p>Facility number: 003075 Provider number: 155695 AIM number: 200364160</p> <p>Census bed type SNF/NF: 90 Total: 90</p> <p>Census payor type Medicare: 12 Medicaid: 63 Other: 15 Total: 90</p> <p>Sample: 3</p> <p>This deficiency reflects State findings cited in accordance with 410 IAC 16.2-3.1.</p> <p>QR completed by 14454 on October 20, 2015.</p>	F 0000		

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 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</p>			

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	<p>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 ensure a Transfer/Discharge notice was provided to a Resident who was discharged from the facility for 1 of 3 residents reviewed for discharges from the facility in a sample of 3. (Resident B)</p> <p>Finding includes:</p> <p>On 10-14-15 at 11:30 A.M., a record review for Resident B was conducted. A nursing progress note, dated 8-28-15 at 2:30 P.M., indicated Resident B had been discharged from the facility to the [Name] County police related to warrants</p>	F 0203	Complaint IN00181643 conducted on 10/14-15/15 found deficiency in notice requirements before transfer/discharge with a discharge without a 30 day notice. 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. Include in the written notice location to which the resident is discharged/transferred with a right to appeal the discharge. This finding failed to ensure transfer/discharge notice was provided to the resident	11/06/2015

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	<p>for Resident B's arrest. Further review of the clinical record indicated there was no documentation that indicated a Transfer/Discharge had been given to the resident.</p> <p>On 10-14-15 at 11:47 A.M., an interview was conducted with the Social Service Director (SSD). The Social Service Director indicated Resident B had a history of playing loud music in the middle of the night and shouting into a microphone or out an opened window as if he was a disc jockey and had a radio show even though it was disruptive to the Residents of the facility. The SSD further indicated that on 8-26-15, during the overnight shift, Resident B was playing his music loudly and shouting out his window resulting in one of the neighbors of the facility calling the city police. The next morning, 8-27-15, the Interdisciplinary Team (IDT) met to discuss a way to educate Resident B of noise ordinances and potential consequences of playing his music so loudly that it disrupted the facilities neighbors. The Social Worker indicated she had talked to Resident B about using headphones, from 10:00 P.M. to 7:00 A. M., but Resident B was not agreeable at that time. So, the facility asked a policeman to talk to Resident B as a person of the law who could explain</p>		<p>based on 1 of 3 residents discharged from the facility in last 60 days. On 8/28/15 a resident of the facility was discharged from the facility to the county Sherriff department for outstanding warrants. In review of this resident clinical record there was not anydocumentation that indicated a transfer/discharge had been provided to this resident. Education will be completed with Executive Director, Social service, admissions director and all nurses. Education will include the proper completion of transfer/discharge paperwork on all discharging/transferring residents from the facility regardless of destination including a copy of the bed hold policy. Education will be completed by November 6, 2015. Resident clinical record will be reviewed by nursing administration within twenty-four hours of discharge/transfer to another location for verification of documentation of transfer/discharge paperwork has been completed and provided to the resident/family. Discharge/transfers clinical record documentation will be reviewed monthly in Continuous QualityImprovement meeting at the facility Riverside is requesting a desk review for this plan of correction of F tag 203.</p>		

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	<p>about noise ordinances in hopes of gaining compliance with not playing his music so loud in the overnight hours. Resident B later agreed to comply with using headphones between the hours of 10:00 P.M. and 7:00 A.M.; but, the facility felt they should keep the meeting with the police officer to gain more compliance. The SSD indicated Resident B was agreeable to talking to the officer and a meeting was set up. During the meeting, on 8-28-15, it was determined Resident B and the officer had several common acquaintances which led the officer to look up Resident B in his "cop computer." It was determined at that time that there were several outstanding warrants for Resident B's arrest one of which was "...assault and battery with a deadly weapon causing serious bodily injury...." The Social Service Director indicated she notified her Executive Director who notified the corporate consultant and the resident was taken into police custody on 8-28-15.</p> <p>On 10-15-15 at 9:45 A.M., the Regional Vice President of Operations, who was the Executive Director of the facility at the time of the discharge, indicated her first responsibility as Executive Director of the facility was to ensure the safety and well being of the residents who resided in her facility and after consulting</p>			

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	<p>with the [name of corporate manager] she complied with the warrants. She further indicated that the discharge was an unanticipated occurrence into police custody, her thoughts at that time, were for the safety of her resident's not the issuance of a discharge notice. She further indicated she had contacted the Indiana State Department of Health, Adult Protective Services and the Ombudsman to make them aware of the situation that had occurred on 8-28-15.</p> <p>The current facility titled "Involuntary Transfer/Discharge," with a revision date of 2/2015, was provided by the Director of Nurses, on 10-14-15 at 1:30 P.M., and reviewed on 10-15-15 at 10:00 A.M. The Policy indicated "...Residents will only be involuntarily transferred/discharged from the facility in the following circumstances: c. The safety of individuals in the facility is endangered...Procedure: 1. The resident will be issued a Notice of Transfer or discharge consistent with the Indiana State Department of Health Form. The form will be delivered to the resident/responsible party and/or family member as well as the local Ombudsman...2. The Notice of Transfer or Discharge must be issued at least 30 days before the resident is transferred or discharged. Notice may be made as soon</p>			

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	<p>as practicable in situations where:...a. The safety of individuals in the facility would be endangered...."</p> <p>On 10-15-15 at 11:10 A.M., an interview was conducted with the Admissions Director. The Admissions Director indicated a 30 day discharge notice had not been given to Resident B.</p> <p>This Federal tag relates to Complaint IN00181643.</p> <p>3.1-12(a)(5)</p>				