

DEPARTMENT OF HEALTH AND HUMAN SERVICES
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 11/13/2024

FORM APPROVED

OMB NO. 0938-039

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER 155572		X2) MULTIPLE CONSTRUCTION A. BUILDING -- B. WING		X3) DATE SURVEY COMPLETED 10/24/2024	
NAME OF PROVIDER OR SUPPLIER APERION CARE DEMOTTE				STREET ADDRESS, CITY, STATE, ZIP COD 10352 N 600 E COUNTY LINE RD DEMOTTE, IN 46310			
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIE (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)			ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)		(X5) COMPLETION DATE
E 0000 Bldg. --	An Emergency Preparedness Recertification and State Licensure Survey was conducted by the Indiana Department of Health in accordance with 42 CFR 483.73. Survey Date: 10/24/24 Facility Number: 000471 Provider Number: 155572 AIM Number: 100290390 At this Emergency Preparedness survey, Aperion Care - Demotte was found in compliance with Emergency Preparedness Requirements for Medicare and Medicaid Participating Providers and Suppliers, 42 CFR Subpart 483.73. The facility is certified for 93 dual certified beds. At the time of the survey, the census was 83. Quality Review completed on 10/29/24			E 0000			
K 0000 Bldg. 01	A Life Safety Code Recertification and State Licensure Survey was conducted by the Indiana Department of Health in accordance with 42 CFR 483.90(a). Survey Date: 10/24/24 Facility Number: 000471 Provider Number: 155572 AIM Number: 100290390 At this Life Safety Code survey, Aperion Care -			K 0000			

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

Kelly DeYoung

HFA

11/01/2024

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 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 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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K 0291 SS=E Bldg. 01	<p>Demotte was found not in compliance with Requirements for Participation in Medicare/Medicaid, 42 CFR Subpart 483.70(a), Life Safety from Fire, and the 2012 edition of the National Fire Protection Association (NFPA) 101, Life Safety Code (LSC), Chapter 19, Existing Health Care Occupancies and 410 IAC 16.2.</p> <p>This one-story facility was determined to be of Type V (111) construction and was fully sprinklered. The facility has a fire alarm system with smoke detection in the corridors, spaces open to the corridors and hard-wired detectors in all resident sleeping rooms. The facility has a capacity of 93 and had a census of 83 at the time of this survey.</p> <p>All areas where the residents have customary access were sprinklered. All areas providing facility services were sprinklered except for one detached garage used for storage and one detached generator shed which also provided facility storage.</p> <p>Quality Review completed on 10/29/24</p> <p>NFPA 101 Emergency Lighting</p> <p>Based on observation and interview, the facility failed to ensure 1 of 1 battery backup lights were tested monthly for 30 seconds and annually for 90 minutes over the past year to ensure the light would provide lighting during periods of power outages and a written record of visual inspections and tests was provided. Section 7.9.3.1.1 (1) requires functional testing shall be conducted monthly, with a minimum of 3 weeks and a maximum of 5 weeks between tests, for not less than 30 seconds, (3) Functional testing shall be</p>			K 0291	<p>K- 291</p> <p>The facility requests desk review for this citation.</p> <p><i>This Plan of Correction is the center's credible allegation of compliance.</i></p> <p><i>Preparation and/or execution of this plan of correction does not</i></p>		11/10/2024

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	<p>conducted annually for a minimum of 1 1/2 hours if the emergency lighting system is battery powered and (5) Written records of visual inspections and tests shall be kept by the owner for inspection by the authority having jurisdiction. This deficient practice could affect all residents, staff, and visitors in the facility.</p> <p>Findings include:</p> <p>Based on record review with the Maintenance Director on 10/24/24 at 8:45 a.m., the Battery-Operated Emergency Light Test Log for 2024 indicated one battery operated light located at the outside emergency generator location. Based on an interview at the time of record review, the Maintenance Director indicated the facility had a battery-operated emergency light at the aforementioned location. There was a gap in the Battery-Operated Emergency Light Test Log for 2024 had a missed month (March of 2024) in the 30 second testing. Furthermore, a 90-minute annual test could not be located and was not documented within the Battery-Operated Emergency Light Test Log for 2024. The lack of monthly and annual testing documentation for the one battery operated emergency light was verified by the Maintenance Director at the time of record review who added that the facility was without a Maintenance man during most of that time.</p> <p>This item was discussed with the Administrator and the Maintenance Director at the exit conference on 10/24/24.</p> <p>3.1-19(b)</p>				<p><i>constitute admission or agreement by the provider of the truth of the facts alleged or conclusions set forth in the statement of deficiencies. The plan of correction is prepared and/or executed solely because it is required by the provisions of federal and state law.</i></p> <p>1)Immediate actions taken for those residents identified:</p> <p>Maintenance Director ensured that Monthly and Annual Testing is currently up to date .</p> <p>2) How the facility identified other residents:</p> <p>All residents, staff and visitor's may be affected by this alleged deficient practice.</p> <p>3) Measures put into place/ System changes:</p> <p>Maintenance Director In-Serviced regarding Monthly and Annual Testing documentation related to Battery-Operated Emergency Light Testing.</p>		

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K 0324 SS=E Bldg. 01	<p>NFPA 101 Cooking Facilities</p> <p>Based on observation and interview, the facility failed to provide an approved method for returning cooking appliances to where they were when the kitchen hood extinguishing equipment was designed and installed for 1 of 1 kitchen hood extinguishing system. NFPA 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations Section 2011 Edition Section 12.1.2.2, states cooking appliances requiring protection shall not be moved, modified, or rearranged without prior re-evaluation of the fire-extinguishing system by the system installer</p>			K 0324	<p>4) How the corrective actions will be monitored:</p> <p>Maintenance Director /HFA will perform monthly and annual audits times 6 months to ensure testing in completed per NFPA 25 standards.</p> <p>The results of these audits will be reviewed in Quality Assurance Meeting monthly x6 months or until an average of 100 % compliance The QA Committee will identify any trends or patterns and make recommendations to revise the plan of correction as indicated.</p> <p>5) Date of compliance: 11-10-24</p> <p>K- 324</p> <p>The facility requests desk review for this citation.</p> <p><i>This Plan of Correction is the center's credible allegation of compliance.</i></p> <p><i>Preparation and/or execution of this plan of correction does not constitute admission or agreement</i></p>		11/10/2024

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	<p>or servicing agent, unless otherwise allowed by the design of the fire extinguishing system. Section 12.1.2.3 states the fire-extinguishing system shall not require reevaluation where the cooking appliances are moved for the purposes of maintenance and cleaning, provided the appliances are returned to approved design location prior to cooking operations, and any disconnected fire-extinguishing system nozzles attached to the appliances are reconnected in accordance with the manufacturer's listed design manual. Section 12.1.2.3.1 states an approved method shall be provided that will ensure that the appliance is returned to an approved design location. The deficient practice could affect as many as residents and staff.</p> <p>Findings include:</p> <p>Based on observation during a tour of the facility with the Maintenance Director on 10/24/24 at 11:36 a.m., the four (4) burner flat grill which was located on the cooking line under the hood in the kitchen was not provided with an approved method that would ensure that the appliance was returned to an approved design location after it had been moved for maintenance and cleaning. Based on interview at the time of the observation, the Maintenance Director stated that he was not aware an approved method should be provided to ensure that the appliance was returned to an approved design location after maintenance or cleaning and that he would order a "wheel chalk" and have it installed on the kitchen floor as soon as possible.</p> <p>This item was discussed with the Administrator and the Maintenance Director at the exit conference on 10/24/24.</p>				<p><i>by the provider of the truth of the facts alleged or conclusions set forth in the statement of deficiencies. The plan of correction is prepared and/or executed solely because it is required by the provisions of federal and state law.</i></p> <p>1)Immediate actions taken for those residents identified:</p> <p>HFA notified company purchasing department to order wheel chalks and will install on the kitchen floor as soon as possible.</p> <p>2) How the facility identified other residents:</p> <p>All residents and staff may be affected by this alleged deficient practice.</p> <p>3) Measures put into place/ System changes:</p> <p>Maintenance Director educated on NFPA 96 , Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations .</p> <p>4) How the corrective actions will be monitored:</p> <p>Maintenance Director/HFAwill perform a weekly audit to</p>		

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K 0353 SS=F Bldg. 01	<p>3.1-19(b)</p> <p>NFPA 101 Sprinkler System - Maintenance and Testing</p> <p>Based on record review and interview, the facility failed to ensure the sprinkler system was maintained in accordance with NFPA 25. LSC 9.7.5 requires all sprinkler systems shall be inspected, tested, and maintained in accordance with NFPA 25, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems. NFPA 25, 2011 Edition, Section 10.2.9 states Chapter 8 shall be followed for inspection and maintenance requirements for fire pumps. Section 8.2.2 states pertinent visual observations shall be performed weekly. Section 8.3.1.2 states electric motor-driven fire pumps shall be operated monthly. Section 4.1.4.1 states the property owner or designated representative shall correct or repair deficiencies or impairments that are found during</p>			K 0353	<p>ensure the wheel chucks are in place and are in proper working order for 6 months.</p> <p>The results of these audits will be reviewed in Quality Assurance Meeting monthly x6 months or until an average of 100% compliance or greater is achieved. The QA Committee will identify any trends or patterns and make recommendations to revise the plan of correction as indicated.</p> <p>5) Date of compliance: 11-10-24</p> <p>K- 353</p> <p>The facility requests desk review for this citation.</p> <p><i>This Plan of Correction is the center's credible allegation of compliance.</i></p> <p><i>Preparation and/or execution of this plan of correction does not constitute admission or agreement by the provider of the truth of the facts alleged or conclusions set forth in the statement of deficiencies. The plan of</i></p>		11/10/2024

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	<p>the inspection, test, and maintenance required by this standard. Section 4.3.1 states records shall be made for all inspections, tests, and maintenance of the system and its components and shall be made available to the authority having jurisdiction upon request. This deficient practice could affect all residents, staff, and visitors.</p> <p>Findings include:</p> <p>Based on record review with the Maintenance Director on 10/24/24 at 9:20 a.m., it was noted that the facility had an electric fire pump. The documentation for the monthly testing of the fire pump had a gap in the testing of approximately six months from April of 2024 through September of 2024. Based on an interview at the time of record review, the Maintenance Director acknowledged that the facility fire pump had not been inspected during those months as the facility did not have a Maintenance man during that time period and apparently those visiting and assisting with the buildings upkeep at these times did not know that facility had a fire pump or the need to test it.</p> <p>This item was discussed with the Administrator and the Maintenance Director at the exit conference on 10/24/24.</p> <p>3.1-19(b)</p>				<p><i>correction is prepared and/or executed solely because it is required by the provisions of federal and state law.</i></p> <p>1)Immediate actions taken for those residents identified:</p> <p>Maintenance Director and HFA ensured that documentation of monthly testing of the fire pump was current.</p> <p>2) How the facility identified other residents:</p> <p>All residents, staff and visitors may be affected by this alleged deficient practice.</p> <p>3) Measures put into place/ System changes:</p> <p>Maintenance Director educated on NFPA 25, Standard for the Inspection, Testing and Maintenance of Water-Based Fire Protection Systems.</p> <p>4) How the corrective actions will be monitored:</p> <p>Maintenance Director/ HFA will perform a monthly audit to ensure that fire pump testing is performed timely for 6 months.</p>		

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K 0923 SS=E Bldg. 01	<p>NFPA 101 Gas Equipment - Cylinder and Container Storag</p> <p>Based on observation and interview, the facility failed to ensure 3 of 10 cylinders of nonflammable gases such as oxygen were properly secured from falling. NFPA 99, Health Care Facilities Code, 2012 Edition, Section 11.3.2 states storage for nonflammable gases greater than 8.5 cubic meters (300 cubic feet) but less than 85 cubic meters (3000 cubic feet) shall comply with 11.3.2.1 through 11.3.2.3. NFPA 99, Section 11.3.2.6 states cylinder or container restraints shall comply with 11.6.2.3. Section 11.6.2.3(11) states freestanding cylinders shall be properly chained or supported in a proper cylinder stand or cart. This deficient practice could affect 14 residents, 4 staff, and 2 visitors.</p> <p>Findings include:</p> <p>Based on observation during a tour of the facility with the Maintenance Director on 10/24/24 at 11:35 a.m., three of ten small 'E' type oxygen</p>			K 0923	<p>The results of these audits will be reviewed in Quality Assurance Meeting monthly x6 months or until an average of 100% compliance or greater is achieved. The QA Committee will identify any trends or patterns and make recommendations to revise the plan of correction as indicated.</p> <p>5) Date of compliance: 11-10-24</p> <p>K-923</p> <p>The facility requests desk review for this citation.</p> <p><i>This Plan of Correction is the center's credible allegation of compliance.</i></p> <p><i>Preparation and/or execution of this plan of correction does not constitute admission or agreement by the provider of the truth of the facts alleged or conclusions set forth in the statement of deficiencies. The plan of correction is prepared and/or executed solely because it is required by the provisions of federal and state law.</i></p>		11/10/2024

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	<p>cylinders were laying on their sides sitting on a shelf in the oxygen storage and transfilling room. This shelf was attached to the wall in the oxygen storage and transfilling room approximately five feet above the floor. Based on interview at the time of observation, the Maintenance Director acknowledged the three 'E' type oxygen cylinders in the oxygen storage and transfilling room were not properly chained or supported in a proper cylinder stand or cart stating that nursing staff knows better that to place these items in such locations.</p> <p>This item was discussed with the Administrator and the Maintenance Director at the exit conference on 10/24/24.</p> <p>3.1-19(b)</p>				<p>1)Immediate actions taken for those residents identified:</p> <p>Cylinder's identified were properly secured at time of observation in the cylinder stand. The shelf was removed immediately in the oxygen storage and transfilling room.</p> <p>2) How the facility identified other residents:</p> <p>All residents may be affected by this alleged deficient practice.</p> <p>3) Measures put into place/ System changes:</p> <p>Nursing staff was In-Serviced regarding proper oxygen storage.</p> <p>4) How the corrective actions will be monitored:</p> <p>Maintenance Director/Designee will perform weekly audits to assure all oxygen cylinders are properly secured at all times for 6 months.</p> <p>The results of these audits will be reviewed in Quality</p>		

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					Assurance Meeting monthly x6 months or until an average of 100% compliance or greater is achieved x3 consecutive months. The QA Committee will identify any trends or patterns and make recommendations to revise the plan of correction as indicated. 5) Date of compliance: 11-10-24		