

Division of Health Care Facilities

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: TN2708	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 06/20/2013
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NAME OF PROVIDER OR SUPPLIER BAILEY PARK CLC	STREET ADDRESS, CITY, STATE, ZIP CODE 2400 MITCHELL STREET HUMBOLDT, TN 38343
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N 000	<p>Initial Comments</p> <p>1200-13-1-.08 (1) Each Long Term Care Facility participating in the medical assistance program must develop and consistently implement policies and procedures regarding its admissions, including the development and maintenance of a single wait list of persons requesting admission to those facilities. This list must at a minimum contain the following information pertaining to each request for admission:(b) The name of the contact person or designated representative other than the applicant (if any). (c) The address of the applicant and the contact person or designated representative (if any). (d) The telephone number of the applicant and the contact person or designated representative (if any). (f) The sex and race of the applicant. (g) The date and time of the request for admission. (i) The name and title of the Long Term Care Facility Staff person taking the application for the admission.</p> <p>This Rule is not met as evidenced by:</p> <p>Based on review of the facility wait list, review of the census development sheet and interview, it was determined the facility failed to maintain a single wait list and ensure the contact person or designated representative, the address of the applicant and the contact person, the telephone number of the applicant and the contact person or representative, the sex and race of the applicant, the date and time of the request for admission, and the name and title of the facility staff taking the application for admission was included on a single wait list for the 9 people listed on the census development sheet dated June 10 through (-) 14 and June 17-21, 2013.</p> <p>The findings included:</p>	N 000	<p>N000</p> <p>The facility has developed a Wait List for persons requesting admission to the facility that includes the following: The name of the applicant, the name of the contact person or designated representative other than the applicant (if any), the address of the applicant and the contact person or designated representative (if any), the telephone number of the applicant and the contact person or designated representative (if any), the name of the person or agency referring the applicant to the NF, the sex and race of the applicant, the date and time of the request for admission, reason(s) for refusal/non-acceptance/other-action-taken pertaining to the request for admission, the name and title of the NF staff person taking the application for admission, and a notation stating whether the applicant is anticipated to be Medicaid eligible at time of admission or within one year of admission.</p> <p>Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p>	7/17/13
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Division of Health Care Facilities

Crystal March

TITLE *Administrator*

(X6) DATE *7/12/13*

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

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N 000	<p>Continued From page 1</p> <p>Review of the facility wait list revealed the last and only entry was made on 7/12/11.</p> <p>Review of the facility census development sheet dated June 10-14, 2013 listed 4 people and the census development sheet dated June 17-21, 2013 listed 5 additional people. There was no contact person or representative documented on the sheet. The address of the applicant and the contact person or designated representative was not documented, the telephone number of the applicant and contact person was not documented, the sex of the applicant was not documented, the time of the request for admission was not documented and the name and title of the facility staff taking the request was not documented on the list. None of these 9 people were included on the wait list.</p> <p>During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been used or updated since 7/12/11.</p> <p>During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this."</p> <p>1200-13-1-.08(2) The wait list should be updated and revised at least once each quarter to remove the names of previous applicants who are no longer interested</p>	N 000	<p>Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.</p>	7/17/13
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N 000	<p>Continued From page 2</p> <p>in admission to the Long Term Care Facility. Following three (3) contacts each separated by a period of at least ten (10) days, the Long term Care Facility shall, consistent with the written notice required in this section move an applicant to the end of the single admission list whenever an available bed is not accepted at the time of the vacancy, but the applicant wishes to remain on the admissions list. Applicants shall be advised of these policies at the time of their inquiry, and must be notified in writing, in a format approved by the Department, when their name is removed from the list or moved to the end of the list. Such contacts shall be documented in the facility log containing the wait list. The date, time and method of each contact shall be recorded along with the name of the facility staff person making the contact, and the identity of the applicant or contact person contacted. The log of such contacts shall also summarize the communication between the facility staff person and the applicant or contact person.</p> <p>This Rule is not met as evidenced by:</p> <p>Based on review of the facility wait list, review of the census development sheet and interview, it was determined the facility failed to maintain a single wait list and complete quarterly updates and revisions for the 9 persons listed on the census development sheet dated June 10-14 and June 17-21, 2013.</p> <p>The findings included:</p> <p>Review of the facility's wait list revealed the last and only entry was made on 7/12/11.</p> <p>Review of the facility's census development sheet dated June 10-14, 2013 listed 4 people and the</p>	N 000	<p>The facility now has a Wait List in place. The Wait List will be updated and revised at least once each quarter. Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p> <p>Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.</p>	7/17/13

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N 000	<p>Continued From page 3</p> <p>census development sheet dated June 17-21, 2013 listed 5 additional people. None of these 9 people were included on the wait list and there was no documentation of quarterly updates and revisions.</p> <p>During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been used or updated since 7/12/11.</p> <p>During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this."</p> <p>1200-13-1-.08(3) Each facility shall send written confirmation that an applicant's name has been entered on the wait list, their position on the wait list, and a notification of their right of access to the wait list as provided in paragraph (8) of these rules. This confirmation shall include at a minimum the date and time of entry on the wait list and shall be mailed by first class postage to the applicant and their designated representative (if any) identified pursuant to the requirements in paragraph (1) above.</p> <p>This Rule is not met as evidenced by:</p> <p>Based on review of the facility wait list and review of the census development sheets and interview, it was determined the facility failed to ensure the</p>	N 000	<p>The facility now has a Wait List in place and is sending written confirmation when an applicant name has been entered on the Wait List and informing them of their right of access to the Wait List.</p> <p>Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p>	

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N 000	Continued From page 4 single wait list included all applicants making request for admission and failed to ensure that written confirmation of the applicants name, their position on the list and a notification of their right of access to the wait list was completed. The findings included: Review of the facility's wait list revealed the last and only entry was made on 7/12/11. Review of the facility's census development sheet dated June 10-14, 2013 listed 4 people and the census development sheet dated June 17-21, 2013 listed 5 additional people. None of these 9 people were included on the wait list. There was no documentation that written confirmation of the applicants name, the position on the list and notification of the right to access of the wait list. During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been used or updated since 7/12/11. During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this." 1200-13-1-.08(4) Each Long Term Care Facility participating in the medical assistance program shall admit applicants in the chronological order in which the	N 000	Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.	7/17/13

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N 000	<p>Continued From page 5</p> <p>referral or request for admission was received by the facility, except as permitted in paragraph (5) of this rule.</p> <p>This Rule is not met as evidenced by:</p> <p>Based on review of the facility's wait list and census development sheets and interview, it was determined the facility failed to ensure the single wait list documented applicant admissions resulting in being unable to document if admissions were in chronological order or document reason for deviation.</p> <p>The findings included:</p> <p>Review of the facility's wait list revealed the last and only entry was made on 7/12/11.</p> <p>Review of the facility's census development sheet dated June 10-14, 2013 listed 4 people and the census development sheet dated June 17-21, 2013 listed 5 additional people. None of these 9 people were included on the wait list. There was no documentation to confirm admission in chronological order or reason for deviation.</p> <p>During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been used or updated since 7/12/11.</p> <p>During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this."</p>	N 000	<p>The facility now has a Wait List in place. The facility will admit applicants in the chronological order in which the referral was received, except as permitted by TN Care Rule # 1200-13-01-06 (3) (e)(1-7). Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p> <p>Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.</p>	7/17/13

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N 000	Continued From page 6 1200-13-1-.08 (5) (a-g) Documentation justifying deviation from the order of the wait list must be maintained for inspection by the Department. Inspection shall include the right to review and/or make copies of these records. Deviation may be based upon: (a) Medical need, including, but not necessarily limited to, the expedited admission of patients being discharged from hospitals and patients when previously resided in a Long Term Care Facility at a different level of care, but who, in both cases, continue to require institutional medical services; (b) The applicant's sex, if the available bed is in a room or a part of the facility that exclusively serves residents of the opposite sex; (c) Necessity to implement the provisions of a plan of affirmative action to admit racial minorities, if the plan has previously been approved by the Department; (d) Emergency placements requested by the Department when evacuating another health care facility or by the Adult Protective Service of the Tennessee Department of Human Services; (e) Other reasons or policies, e.g., previous participation in a community based waiver or other alternative care program, when approved by the Medical Directory of the Department's Bureau of Manpower and Facilities; provided, however, that no such approval shall be granted if to do so would in any way impair the Department's or the facility's ability to comply with its obligations under federal and state civil rights laws, regulations or conditions of licensure or participation. (f) If a Medicaid-eligible recipient's hospitalization or therapeutic leave exceeds the period paid for under The Tennessee Medicaid program for the	N 000		

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N 000	<p>Continued From page 7</p> <p>holding of a bed in the facility for the resident and if the resident continues to require the services provided by the Long Term Care Facility, then the resident must be readmitted to the facility immediately upon the first availability of a bed in the facility, consistent with paragraph (5) (b); (g) Where, with the participation and approval of the Department, expedited admission is approved for residents who are being displaced from another facility or its waiting list as a result of that facility's withdrawal from the Medicaid program.</p> <p>This Rule is not met as evidenced by:</p> <p>Based on review of the facility's wait list, review of the census development sheets, and interview, it was determined the facility failed to ensure a single wait list and failed to document justification for deviation from the order of the list for the 9 people listed on the census development sheets.</p> <p>The findings included:</p> <p>Review of the facility's wait list revealed the last and only entry was made on 7/12/11.</p> <p>Review of the facility's census development sheet dated June 10-14, 2013 listed 4 people and the census development sheet dated June 17-21, 2013 listed 5 additional people. None of these 9 people were included on the waiting list. There was no documentation to confirm admission in chronological order or reason for deviation.</p> <p>During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been</p>	N 000	<p>The facility now has a Wait List in place. Documentation justifying deviation from the order of the Wait List will be maintained for inspection by the State. Deviation will only occur as permitted by TN Care Rule # 1200-13-01-06 (3) (e)(1-7).</p> <p>Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p> <p>Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.</p>	7/17/13

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N 000	<p>Continued From page 8</p> <p>used or updated since 7/12/11.</p> <p>During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this."</p> <p>1200-13-1-.08 (8) Applicants (or their representative), Ombudsman and appropriate State and Federal personnel shall have access to the wait list when requested. Such access shall included the right to review and/or copy the wait list, and to be informed by telephone of their position on the wait list.</p> <p>This Rule is no met as evidenced by:</p> <p>Based on review of the facility's wait list, review of the census development sheets and interview, it was determined the facility failed to ensure a single wait list and failed to ensure access of the wait list when requested.</p> <p>The findings included:</p> <p>Review of the facility's wait list revealed the last and only entry was made on 7/12/11.</p> <p>Review of the facility's census development sheet dated June 10-14, 2013 listed 4 people and the census development sheet dated June 17-21, 2013 listed 5 additional people. None of these 9 people were included on the wait list. The census development sheets were completed weekly by the Nurse Liaison/Social Worker per computer as a corporate report was not available to the public.</p>	N 000	<p>The facility now has a Wait List in place. Applicants or their representatives are being notified by telephone of their position on the Wait List.</p> <p>Residents requesting admission to the nursing facility have the potential to be affected by the alleged deficient practice.</p> <p>Nurse Liaison was in-serviced regarding TN Care Rule # 1200-13-01-06 (3), Single Wait List. Facility has developed a Wait List and has implemented it.</p> <p>Administrator will check Wait List weekly x's 4 weeks and then monthly to ensure compliance. Any issues identified will be addressed at time of discovery and brought to QAPI for follow up.</p>	7/17/13

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N 000	<p>Continued From page 9</p> <p>During an interview in the conference room on 6/18/13 at 4:25 PM, the Nurse Liaison/Social Worker stated, "...Been here 8 days... was instructed to complete this form weekly [census development sheet]." The Nurse Liaison/social worker confirmed the facility wait list had not been used or updated since 7/12/11.</p> <p>During an interview in the conference room on 6/18/13 at 4:50 PM, the Administrator stated, "We will transfer our referrals from our list to the wait list back to the 10th... we will QA [quality assurance] this."</p>	N 000			