



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

July 31, 2025

Licensee
KSMS Our House LLC
204 14th St Northwest
Austin, MN 55912

RE: Project Number(s) SL30630016

Dear Licensee:

On June 3, 2025, the Minnesota Department of Health (MDH) completed a follow-up survey of your facility to determine correction of orders found on the survey completed on March 20, 2025. This follow-up survey determined your facility had not corrected all of the state correction orders issued pursuant to the March 20, 2025 survey.

The Department of Health concludes the licensee is in substantial compliance. State law requires the facility must take action to correct the state correction orders and document the actions taken to comply in the facility's records. The Department reserves the right to return to the facility at any time should the Department receive a complaint or deem it necessary to ensure the health, safety, and welfare of residents in your care.

In accordance with Minn. Stat. § 144G.31 Subd. 4 (a), state correction orders issued pursuant to the last survey, completed on March 20, 2025, found not corrected at the time of the June 3, 2025, follow-up survey and/or subject to penalty assessment are as follows:

0775-Fire Protection And Physical Environment-144g.45 Subd. 2. (a) - \$500.00

The details of the violations noted at the time of this follow-up survey completed on June 3, 2025 (listed above), are on the attached State Form. Brackets around the ID Prefix Tag in the left hand column, e.g., {2 ----} will identify the uncorrected tags.

Therefore, in accordance with Minn. Stat. §§ 144G.01 to 144G.9999, **the total amount you are assessed is \$500.00**. You will be invoiced approximately 30 days after receipt of this notice, subject to appeal.

DOCUMENTATION OF ACTION TO COMPLY

In accordance with Minn. Stat. § 144G.30, Subd. 5(c), the licensee must document actions taken to comply with the correction orders outlined on the state form; however, plans of correction are not required to be submitted for approval.

IMPOSITION OF FINES:

Level 1: no fines or enforcement.

Level 2: a fine of \$500 per violation, in addition to any enforcement mechanism authorized in §144G.20 for widespread violations;

Level 3: a fine of \$3,000 per violation per incident, in addition to any enforcement mechanism authorized in §144G.20.

Level 4: a fine of \$5,000 per incident, in addition to any enforcement mechanism authorized in

§144G.20.

CORRECTION ORDER RECONSIDERATION PROCESS

In accordance with Minn. Stat. § 144G.32, Subd. 2, you may challenge the correction order(s) issued, including the level and scope, and any fine assessed through the correction order reconsideration process. The request for reconsideration must be in writing and received by MDH within 15 calendar days of the correction order receipt date.

To submit a reconsideration request, please visit:

<https://forms.web.health.state.mn.us/form/HRDAppealsForm>

REQUESTING A HEARING

Alternatively, in accordance with Minn. Stat. § 144G.31, Subd. 5(d), an assisted living provider that has been assessed a fine under this subdivision has a right to a reconsideration or a hearing under this section and chapter 14. Pursuant to Minn. Stat. § 144G.20, Subd. 14 and Subd. 18, a request for a hearing must be in writing and received by the Department of Health within 15 business days of the correction order receipt date. The request must contain a brief and plain statement describing each matter or issue contested and any new information you believe constitutes a defense or mitigating factor.

To submit a hearing request, please visit:

<https://forms.web.health.state.mn.us/form/HRDAppealsForm>

To appeal fines via reconsideration, please follow the procedure outlined above. Please note that you may request a reconsideration or a hearing, but not both. If you wish to contest tags without fines in a reconsideration and tags with the fines at a hearing, please submit two separate appeals forms at the website listed above.

We urge you to review these orders carefully. If you have questions, please contact Benjamin Zwart at 651-201-3715.

You are encouraged to retain this document for your records. It is your responsibility to share the information contained in the letter and/or state form with your organization's Governing Body.

Sincerely,



Benjamin Zwart, Supervisor
State Engineering Services Section
Email: Benjamin.Zwart@state.mn.us
Telephone: 651-201-3715 Fax: 1-866-890-9290

KKM

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30630	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____		(X3) DATE SURVEY COMPLETED R 06/03/2025
NAME OF PROVIDER OR SUPPLIER KSMS OUR HOUSE LLC			STREET ADDRESS, CITY, STATE, ZIP CODE 204 14TH ST NW AUSTIN, MN 55912		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (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) COMPLETE DATE	
{0 000}	Initial Comments *****ATTENTION***** ASSISTED LIVING PROVIDER FOLLOW UP SURVEY WITH RE-ISSUE OF ORDERS INITIAL COMMENTS SL30630016-1 On July 2, 2025, the Minnesota Department of Health conducted a follow-up survey at the above provider to follow-up on orders issued pursuant to a survey completed on March 20, 2025. At the time of the survey, there were 19 residents; 19 receiving services under the Assisted Living License. As a result of the follow-up survey, the following orders were reissued.	{0 000}	Minnesota Department of Health is documenting the State Correction Orders using federal software. Tag numbers have been assigned to Minnesota State Statutes for Assisted Living Facilities. The assigned tag number appears in the far-left column entitled "ID Prefix Tag." The state Statute number and the corresponding text of the state Statute out of compliance is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the evaluators ' findings is the Time Period for Correction. PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES,"PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE. THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES. THE LETTER IN THE LEFT COLUMN IS USED FOR TRACKING PURPOSES AND REFLECTS THE SCOPE AND LEVEL ISSUED PURSUANT TO 144G.31 SUBDIVISION 1-3.		
{0 470} SS=F	144G.41 Subdivision 1 Minimum requirements (11) develop and implement a staffing plan for	{0 470}			

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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{0 470}	Continued From page 1 determining its staffing level that: (i) includes an evaluation, to be conducted at least twice a year, of the appropriateness of staffing levels in the facility; (ii) ensures sufficient staffing at all times to meet the scheduled and reasonably foreseeable unscheduled needs of each resident as required by the residents' assessments and service plans on a 24-hour per day basis; and (iii) ensures that the facility can respond promptly and effectively to individual resident emergencies and to emergency, life safety, and disaster situations affecting staff or residents in the facility; (12) ensure that one or more persons are available 24 hours per day, seven days per week, who are responsible for responding to the requests of residents for assistance with health or safety needs. Such persons must be: (i) awake; (ii) located in the same building, in an attached building, or on a contiguous campus with the facility in order to respond within a reasonable amount of time; (iii) capable of communicating with residents; (iv) capable of providing or summoning the appropriate assistance; and (v) capable of following directions; This MN Requirement is not met as evidenced by:	{0 470}	Not reviewed during this survey.		
{0 480} SS=F	144G.41 Subdivision 1 Subd. 1a (a-b) Minimum requirements; required food services (a) Except as provided in paragraph (b), food must be prepared and served according to the Minnesota Food Code, Minnesota Rules, chapter 4626.	{0 480}			

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{0 480}	Continued From page 2 (b) For an assisted living facility with a licensed capacity of ten or fewer residents: (1) notwithstanding Minnesota Rules, part 4626.0033, item A, the facility may share a certified food protection manager (CFPM) with one other facility located within a 60-mile radius and under common management provided the CFPM is present at each facility frequently enough to effectively administer, manage, and supervise each facility's food service operation; (2) notwithstanding Minnesota Rules, part 4626.0545, item A, kick plates that are not removable or cannot be rotated open are allowed unless the facility has been issued repeated correction orders for violations of Minnesota Rules, part 4626.1565 or 4626.1570; (3) notwithstanding Minnesota Rules, part 4626.0685, item A, the facility is not required to provide integral drainboards, utensil racks, or tables large enough to accommodate soiled and clean items that may accumulate during hours of operation provided soiled items do not contaminate clean items, surfaces, or food, and clean equipment and dishes are air dried in a manner that prevents contamination before storage; (4) notwithstanding Minnesota Rules, part 4626.1070, item A, the facility is not required to install a dedicated handwashing sink in its existing kitchen provided it designates one well of a two-compartment sink for use only as a handwashing sink; (5) notwithstanding Minnesota Rules, parts 4626.1325, 4626.1335, and 4626.1360, item A, existing floor, wall, and ceiling finishes are allowed provided the facility keeps them clean and in good condition; (6) notwithstanding Minnesota Rules, part 4626.1375, shielded or shatter-resistant	{0 480}			

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{0 480}	Continued From page 3 lightbulbs are not required, but if a light bulb breaks, the facility must discard all exposed food and fully clean all equipment, dishes, and surfaces to remove any glass particles; and (7) notwithstanding Minnesota Rules, part 4626.1390, toilet rooms are not required to be provided with a self-closing door. This MN Requirement is not met as evidenced by:	{0 480}	Not reviewed during this survey.		
{0 510} SS=D	144G.41 Subd. 3 Infection control program (a) All assisted living facilities must establish and maintain an infection control program that complies with accepted health care, medical, and nursing standards for infection control. (b)The facility's infection control program must be consistent with current guidelines from the national Centers for Disease Control and Prevention (CDC) for infection prevention and control in long-term care facilities and, as applicable, for infection prevention and control in assisted living facilities. (c) The facility must maintain written evidence of compliance with this subdivision. This MN Requirement is not met as evidenced by:	{0 510}			
{0 775} SS=F	144G.45 Subd. 2. (a) Fire protection and physical environment Each assisted living facility must comply with the State Fire Code in Minnesota Rules, chapter	{0 775}			

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{0 775}	Continued From page 4 7511, and: This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to comply with the current Minnesota Fire Code Provisions. This had the potential to directly affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: On June 2, 2025, the surveyor initiated a follow-up for the initial survey conducted on March 18, 2025. Surveyor entered the facility at 9:53 a.m. and was met by licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A. LALD/CNS-A called director of maintenance (DM)-F to have them come to the facility. During facility tour on June 2, 2025, from 10:13 a.m. through 10:35 a.m., with director of maintenance (DM)-F, the surveyor observed magnetic locks on the front and rear exit doors that required a code to unlock. DM-F stated the locks were the same as during the initial survey and was unsure about the facilities plan to install a switch to deactivate the locks at an approved location as required by State Fire Code in Minnesota Rules, chapter 7511. During the tour DM-F asked LALD/CNS-A about the switch to deactivate the magnetic locks on the exit doors.	{0 775}			

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{0 775}	Continued From page 5 LALD/CNS-A stated they will contact the alarm company to inquire about having a switch installed. During the tour the surveyor asked DM-F about the carbon monoxide alarms. DM-F stated the alarms were the same as during the initial survey and one additional alarm had been installed in the boiler room. Carbon monoxide alarms that were located in the rooms containing a fuel burning appliance are not part a carbon monoxide detection system. DM-F and LALD/CNS-A verified the above findings and stated they understood the requirements.	{0 775}			
{0 810} SS=F	144G.45 Subd. 2 (b-f) Fire protection and physical environment (b) Each assisted living facility shall develop and maintain fire safety and evacuation plans. The plans shall include but are not limited to: (1) location and number of resident sleeping rooms; (2) staff actions to be taken in the event of a fire or similar emergency; (3) fire protection procedures necessary for residents; and (4) procedures for resident movement, evacuation, or relocation during a fire or similar emergency including the identification of unique or unusual resident needs for movement or evacuation. (c) Staff of assisted living facilities shall receive training on the fire safety and evacuation plans upon hiring and at least twice per year thereafter. (d) Fire safety and evacuation plans shall be readily available at all times within the facility.	{0 810}			

**204 14TH ST NW
AUSTIN, MN 55912**

Not reviewed during this survey.

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{01060}	Continued From page 7 or range of dates within which the resident is expected to return to the facility, or a statement that a return date is not currently known; and (5) a statement that, if the facility refuses to provide housing or services after a relocation, the resident has the right to appeal under section 144G.54. The facility must provide contact information for the agency to which the resident may submit an appeal. (c) The notice required under paragraph (b) must be delivered as soon as practicable to: (1) the resident, legal representative, and designated representative; (2) for residents who receive home and community-based waiver services under chapter 256S and section 256B.49, the resident's case manager; and (3) the Office of Ombudsman for Long-Term Care if the resident has been relocated and has not returned to the facility within four days. (d) Following an emergency relocation, a facility's refusal to provide housing or services constitutes a termination and triggers the termination process in this section.currently known; and This MN Requirement is not met as evidenced by:	{01060}	Not reviewed during this survey.		
{01640} SS=E	144G.70 Subd. 4 (a-e) Service plan, implementation and revisions to (a) No later than 14 calendar days after the date that services are first provided, an assisted living facility shall finalize a current written service plan. (b) The service plan and any revisions must include a signature or other authentication by the facility and by the resident documenting agreement on the services to be provided. The	{01640}			

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{01640}	Continued From page 8 service plan must be revised, if needed, based on resident reassessment under subdivision 2. The facility must provide information to the resident about changes to the facility's fee for services and how to contact the Office of Ombudsman for Long-Term Care and the Office of Ombudsman for Mental Health and Developmental Disabilities. (c) The facility must implement and provide all services required by the current service plan. (d) The service plan and the revised service plan must be entered into the resident record, including notice of a change in a resident's fees when applicable. (e) Staff providing services must be informed of the current written service plan. This MN Requirement is not met as evidenced by:	{01640}	Not reviewed during this survey.		
{01750} SS=D	144G.71 Subd. 7 Delegation of medication administration When administration of medications is delegated to unlicensed personnel, the assisted living facility must ensure that the registered nurse has: (1) instructed the unlicensed personnel in the proper methods to administer the medications, and the unlicensed personnel has demonstrated the ability to competently follow the procedures; (2) specified, in writing, specific instructions for each resident and documented those instructions in the resident's records; and (3) communicated with the unlicensed personnel about the individual needs of the resident. This MN Requirement is not met as evidenced by:	{01750}			

Minnesota Department of Health

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{01760} SS=E	144G.71 Subd. 8 Documentation of administration of medication Each medication administered by the assisted living facility staff must be documented in the resident's record. The documentation must include the signature and title of the person who administered the medication. The documentation must include the medication name, dosage, date and time administered, and method and route of administration. The staff must document the reason why medication administration was not completed as prescribed and document any follow-up procedures that were provided to meet the resident's needs when medication was not administered as prescribed and in compliance with the resident's medication management plan. This MN Requirement is not met as evidenced by:	{01760}	Not reviewed during this survey.		
{01890} SS=E	144G.71 Subd. 20 Prescription drugs A prescription drug, prior to being set up for immediate or later administration, must be kept in the original container in which it was dispensed by the pharmacy bearing the original prescription label with legible information including the expiration or beyond-use date of a time-dated drug. This MN Requirement is not met as evidenced by:	{01890}			
{02040} SS=F	144G.81 Subdivision 1 Fire protection and physical environment An assisted living facility with dementia care must	{02040}			

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{02040}	Continued From page 10 meet the requirements of section 144G.45 and the following additional requirements: (1) an assessment of safety risks must be performed on and around the property. The safety risks identified by the facility on the assessment must be mitigated to protect the residents from harm. The mitigation efforts must be documented in the facility's records; and (2) the facility shall be protected throughout by an approved supervised automatic sprinkler system by August 1, 2029. This MN Requirement is not met as evidenced by:	{02040}	Not reviewed during this survey.		
{02170} SS=E	144G.84 SERVICES FOR RESIDENTS WITH DEMENTIA (b) Each resident must be evaluated for activities according to the licensing rules of the facility. In addition, the evaluation must address the following: (1) past and current interests; (2) current abilities and skills; (3) emotional and social needs and patterns; (4) physical abilities and limitations; (5) adaptations necessary for the resident to participate; and (6) identification of activities for behavioral interventions. (c) An individualized activity plan must be developed for each resident based on their activity evaluation. The plan must reflect the resident's activity preferences and needs. (d) A selection of daily structured and non-structured activities must be provided and	{02170}			

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{02170}	Continued From page 11 included on the resident's activity service or care plan as appropriate. Daily activity options based on resident evaluation may include but are not limited to: (1) occupation or chore related tasks; (2) scheduled and planned events such as entertainment or outings; (3) spontaneous activities for enjoyment or those that may help defuse a behavior; (4) one-to-one activities that encourage positive relationships between residents and staff such as telling a life story, reminiscing, or playing music; (5) spiritual, creative, and intellectual activities; (6) sensory stimulation activities; (7) physical activities that enhance or maintain a resident's ability to ambulate or move; and (8) outdoor activities. This MN Requirement is not met as evidenced by:	{02170}	Not reviewed during this survey.		



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April 17, 2025

Licensee
Ksms Our House LLC
204 14th Street Northwest
Austin, MN 55912

RE: Project Number(s) SL30630016

Dear Licensee:

The Minnesota Department of Health (MDH) completed a survey on March 20, 2025, for the purpose of evaluating and assessing compliance with state licensing statutes. At the time of the survey, MDH noted violations of the laws pursuant to Minnesota Statute, Chapter 144G, Minnesota Food Code, Minnesota Rules Chapter 4626, Minnesota Statute 626.5572 and/or Minnesota Statute Chapter 260E.

STATE CORRECTION ORDERS

The enclosed State Form documents the state correction orders. MDH documents state licensing correction orders using federal software. Tag numbers are assigned to Minnesota state statutes for Assisted Living Facilities. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state statute number and the corresponding text of the state statute out of compliance are listed in the "Summary Statement of Deficiencies" column. This column also includes the findings that are in violation of the state statute after the statement, "This MN Requirement is not met as evidenced by . . ."

IMPOSITION OF FINES

In accordance with Minn. Stat. § 144G.31, Subd. 4, fines and enforcement actions may be imposed based on the level and scope of the violations and may be imposed immediately with no opportunity to correct the violation first as follows:

Level 1: no fines or enforcement.

Level 2: a fine of \$500 per violation, in addition to any enforcement mechanism authorized in § 144G.20 for widespread violations;

Level 3: a fine of \$3,000 per violation per incident, in addition to any enforcement mechanism authorized in § 144G.20.

Level 4: a fine of \$5,000 per incident, in addition to any enforcement mechanism authorized in § 144G.20.

Therefore, in accordance with Minn. Stat. §§ 144G.01 to 144G.9999, the following fines are assessed pursuant to this survey:

0775 - 144g.45 Subd. 2. (a) - Fire Protection And Physical Environment - \$500.00

Therefore, in accordance with Minn. Stat. §§ 144G.01 to 144G.9999, **the total amount you are assessed is \$500.00**. You will be invoiced approximately 30 days after receipt of this notice, subject to appeal.

DOCUMENTATION OF ACTION TO COMPLY

In accordance with Minn. Stat. § 144G.30, Subd. 5(c), the licensee must document actions taken to comply with the correction orders within the time period outlined on the state form; however, plans of correction are not required to be submitted for approval.

The correction order documentation should include the following:

- Identify how the area(s) of noncompliance was corrected related to the resident(s)/employee(s) identified in the correction order.
- Identify how the area(s) of noncompliance was corrected for all of the provider's resident(s)/employees that may be affected by the noncompliance.
- Identify what changes to your systems and practices were made to ensure compliance with the specific statute(s).

CORRECTION ORDER RECONSIDERATION PROCESS

In accordance with Minn. Stat. § 144G.32, Subd. 2, you may challenge the correction order(s) issued, including the level and scope, and any fine assessed through the correction order reconsideration process. The request for reconsideration must be in writing and received by MDH within 15 calendar days of the correction order receipt date.

To submit a reconsideration request, please visit:

<https://forms.web.health.state.mn.us/form/HRDAppealsForm>

REQUESTING A HEARING

Alternatively, in accordance with Minn. Stat. § 144G.31, Subd. 5(d), an assisted living provider that has been assessed a fine under this subdivision has a right to a reconsideration or a hearing under this section and chapter 14. Pursuant to Minn. Stat. § 144G.20, Subd. 14 and Subd. 18, a request for a hearing must be in writing and received by the Department of Health within 15 business days of the correction order receipt date. The request must contain a brief and plain statement describing each matter or issue contested and any new information you believe constitutes a defense or mitigating factor.

To submit a hearing request, please visit:

<https://forms.web.health.state.mn.us/form/HRDAppealsForm>

To appeal fines via reconsideration, please follow the procedure outlined above. Please note that you may request a reconsideration or a hearing, but not both. If you wish to contest tags without fines in a reconsideration and tags with the fines at a hearing, please submit two separate appeals forms at

the website listed above.

The MDH Health Regulation Division (HRD) values your feedback about your experience during the survey and/or investigation process. Please fill out this anonymous provider feedback questionnaire at your convenience at this link: <https://forms.office.com/g/Bm5uQEPhVa>. Your input is important to us and will enable MDH to improve its processes and communication with providers. If you have any questions regarding the questionnaire, please contact Susan Winkelmann at susan.winkelmann@state.mn.us or call 651-201-5952.

You are encouraged to retain this document for your records. It is your responsibility to share the information contained in the letter and state form with your organization's Governing Body.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jodi Johnson", with a stylized flourish at the end.

Jodi Johnson, Supervisor

State Evaluation Team

Email: jodi.johnson@state.mn.us

Telephone: 507-344-2730 Fax: 1-866-890-9290

JMD

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30630	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____		(X3) DATE SURVEY COMPLETED 03/20/2025
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0 000	Initial Comments ASSISTED LIVING PROVIDER LICENSING CORRECTION ORDER(S) In accordance with Minnesota Statutes, section 144G.08 to 144G.95, these correction orders are issued pursuant to a survey. Determination of whether violations are corrected requires compliance with all requirements provided at the Statute number indicated below. When Minnesota Statute contains several items, failure to comply with any of the items will be considered lack of compliance. INITIAL COMMENTS: SL30630016-0 On March 17, 2025, through March 20, 2025, the Minnesota Department of Health conducted a full survey at the above provider. At the time of the survey, there were 19 residents; 19 receiving services under the Assisted Living Facility with Dementia Care license.	0 000	Minnesota Department of Health is documenting the State Correction Orders using federal software. Tag numbers have been assigned to Minnesota State Statutes for Assisted Living Facilities. The assigned tag number appears in the far-left column entitled "ID Prefix Tag." The state Statute number and the corresponding text of the state Statute out of compliance is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the evaluators ' findings is the Time Period for Correction. PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES,"PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE. THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES. THE LETTER IN THE LEFT COLUMN IS USED FOR TRACKING PURPOSES AND REFLECTS THE SCOPE AND LEVEL ISSUED PURSUANT TO 144G.31 SUBDIVISION 1-3.		
0 470 SS=F	144G.41 Subdivision 1 Minimum requirements (11) develop and implement a staffing plan for	0 470			

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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0 470	Continued From page 1 determining its staffing level that: (i) includes an evaluation, to be conducted at least twice a year, of the appropriateness of staffing levels in the facility; (ii) ensures sufficient staffing at all times to meet the scheduled and reasonably foreseeable unscheduled needs of each resident as required by the residents' assessments and service plans on a 24-hour per day basis; and (iii) ensures that the facility can respond promptly and effectively to individual resident emergencies and to emergency, life safety, and disaster situations affecting staff or residents in the facility; (12) ensure that one or more persons are available 24 hours per day, seven days per week, who are responsible for responding to the requests of residents for assistance with health or safety needs. Such persons must be: (i) awake; (ii) located in the same building, in an attached building, or on a contiguous campus with the facility in order to respond within a reasonable amount of time; (iii) capable of communicating with residents; (iv) capable of providing or summoning the appropriate assistance; and (v) capable of following directions; This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure the licensee developed and implemented an accurate staffing plan for determining its staffing levels. This had the potential to affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to	0 470			

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0 470	Continued From page 2 cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). The findings include: The licensee held an assisted living with dementia care license. During the entrance conference on March 17, 2025, at 11:39 a.m., the surveyor requested a copy of the licensee's staffing plan. Licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated there were three direct care staff on the day and evening shift, and two staff on the overnight shift. Shift hours as follows: Day shift: 7:00 a.m. - 3:00 p.m. (three staff) Evening shift: 3:00 p.m. - 11:00 p.m. (two staff) and 3:00 p.m. - 9:00 p.m. (one staff) Night shift: 9:00 p.m. - 7:00 a.m. (two staff) LALD/CNS-A stated the building was locked 24 hours a day/7 days a week, and did not include a separate secured memory care unit. The licensee's Staffing Plan last reviewed February 3, 2025, indicated the following shift hours and direct care staff scheduled: AM 7:00 a.m. - 3:00 p.m. Two direct care staff in assisted living and two direct care staff in the memory care unit PM 3:00 p.m. - 11:00 p.m. Two direct care staff in the memory care unit. 3:00 p.m. - 9:00 p.m. Two direct care staff in the assisted living NOC 11:00 p.m. -7:00 a.m. One direct care staff in assisted living. One direct care staff in the memory care unit. On March 17, 2025, at 3:22 p.m., the surveyor	0 470			

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0 470	Continued From page 3 reviewed the staffing plan with LALD/CNS-A and assistant director (AD)-B. AD-B stated being aware the staffing was inaccurate for this location, although did not know how to revise it. LALD/CNS-A stated the staffing plan was reflective of staffing at this location. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) Days	0 470			
0 480 SS=F	144G.41 Subdivision 1 Subd. 1a (a-b) Minimum requirements; required food services (a) Except as provided in paragraph (b), food must be prepared and served according to the Minnesota Food Code, Minnesota Rules, chapter 4626. (b) For an assisted living facility with a licensed capacity of ten or fewer residents: (1) notwithstanding Minnesota Rules, part 4626.0033, item A, the facility may share a certified food protection manager (CFPM) with one other facility located within a 60-mile radius and under common management provided the CFPM is present at each facility frequently enough to effectively administer, manage, and supervise each facility's food service operation; (2) notwithstanding Minnesota Rules, part 4626.0545, item A, kick plates that are not removable or cannot be rotated open are allowed unless the facility has been issued repeated correction orders for violations of Minnesota Rules, part 4626.1565 or 4626.1570; (3) notwithstanding Minnesota Rules, part 4626.0685, item A, the facility is not required to provide integral drainboards, utensil racks, or tables large enough to accommodate soiled and	0 480			

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0 480	Continued From page 4 clean items that may accumulate during hours of operation provided soiled items do not contaminate clean items, surfaces, or food, and clean equipment and dishes are air dried in a manner that prevents contamination before storage; (4) notwithstanding Minnesota Rules, part 4626.1070, item A, the facility is not required to install a dedicated handwashing sink in its existing kitchen provided it designates one well of a two-compartment sink for use only as a handwashing sink; (5) notwithstanding Minnesota Rules, parts 4626.1325, 4626.1335, and 4626.1360, item A, existing floor, wall, and ceiling finishes are allowed provided the facility keeps them clean and in good condition; (6) notwithstanding Minnesota Rules, part 4626.1375, shielded or shatter-resistant lightbulbs are not required, but if a light bulb breaks, the facility must discard all exposed food and fully clean all equipment, dishes, and surfaces to remove any glass particles; and (7) notwithstanding Minnesota Rules, part 4626.1390, toilet rooms are not required to be provided with a self-closing door. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure food was prepared and served according to the Minnesota Food Code. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and	0 480			

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0 480	Continued From page 5 is issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: Please refer to the document titled, Food and Beverage Establishment Inspection Report (FBEIR) dated March 18, 2025, for the specific Minnesota Food Code violations. The Inspection Report was provided to the licensee within 24 hours of the inspection. TIME PERIOD FOR CORRECTION: Please refer to the FBEIR for any compliance dates.	0 480			
0 510 SS=D	144G.41 Subd. 3 Infection control program (a) All assisted living facilities must establish and maintain an infection control program that complies with accepted health care, medical, and nursing standards for infection control. (b)The facility's infection control program must be consistent with current guidelines from the national Centers for Disease Control and Prevention (CDC) for infection prevention and control in long-term care facilities and, as applicable, for infection prevention and control in assisted living facilities. (c) The facility must maintain written evidence of compliance with this subdivision. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to establish and maintain an effective infection control program that complies with accepted health care, medical	0 510			

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0 510	Continued From page 6 and nursing standards for infection control related to glove use and handwashing by one of two unlicensed personnel (ULP-D) observed during medication administration. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: On March 18, 2025, at 8:15 a.m., the surveyor observed ULP-D administering medications and performing a blood glucose check for R1. ULP-D first administered the oral medications to R1, donned clean gloves and administered the resident's eye drops. ULP-D then performed R1's blood glucose check, utilizing a lancet to obtain blood from R1's finger after cleansing with an alcohol wipe. ULP-D disposed the lancet into a sharps container, doffed gloves and test strip and disposed into a waste receptacle. ULP-D then applied clean gloves and administered diclofenac sodium gel to R1's knees bilaterally. ULP-D then doffed gloves, returned to the medication cart to chart, then started setting up medications for the next resident. The surveyor asked ULP-D at what point she would wash/cleanse her hands. ULP-D stated she should cleanse hands between each resident, but they were out of hand sanitizer in the medication closet where the medication cart was kept. On March 18, 2025, at 8:48 a.m., licensed	0 510			

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0 510	Continued From page 7 assisted living director/clinical nurse supervisor (LALD/CNS)-A stated staff should be cleansing hands after glove removal and was unaware there was no hand sanitizer in the medication closet. Assistant director (AD)-B stated they do have little bottles of hand sanitizer the ULPs can carry with them and following the observation, ULP-D was given one. The licensee's Hand Hygiene Policy reviewed January 2023, indicated: A. Handwashing shall be performed between resident cares and whenever direct physical contact with a resident takes place. Use of gloves does not replace handwashing. Hands should be washed or decontaminated: 1. Before and after direct contact with a resident 2. If moving from a contaminated-body site to a clean-body site during resident care 3. After contact with environmental surfaces or equipment in the immediate vicinity of the resident 4. After removing gloves or gowns No further information provided. TIME PERIOD FOR CORRECTION: Seven (7) days	0 510			
0 775 SS=F	144G.45 Subd. 2. (a) Fire protection and physical environment Each assisted living facility must comply with the State Fire Code in Minnesota Rules, chapter 7511, and: This MN Requirement is not met as evidenced by:	0 775			

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0 775	Continued From page 8 Based on observation and interview, the licensee failed to comply with the current Minnesota Fire Code Provisions. This had the potential to directly affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: During facility tour on March 18, 2025, from 2:52 p.m. through 3:17 p.m., with director of maintenance (DM)-F, the surveyor observed the front and rear exit doors were equipped with magnetic locks that required a code to unlock. DM-F stated the doors would unlock when the fire alarm was activated. The doors were not capable of being deactivated at an approved location as required by State Fire Code in Minnesota Rules, chapter 7511. The rear exit doors opened into a fenced area that had a locked gate. DM-F stated the gate lock was not connected to the building fire alarms and would not unlock when the fire alarms activated. State Fire Code in Minnesota Rules, chapter 7511 requires that emergency exits provide a direct and unobstructed access to a public way. During same tour the surveyor observed single station, plug in style carbon monoxide alarms in the furnace room and by the common area fireplace. Carbon monoxide alarms were not provided within ten feet of every sleeping room, or	0 775			

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0 775	Continued From page 9 the boiler room. State Fire Code in Minnesota Rules, chapter 7511 requires either, rooms that contain a fuel burning appliance be equipped with a carbon monoxide detection system, or carbon monoxide alarms be located within ten feet of every sleeping room. DM-F verified the above findings while accompanying on the tour and stated they understood the requirements. TIME PERIOD FOR CORRECTION: Seven (7) days.	0 775			
0 810 SS=F	144G.45 Subd. 2 (b-f) Fire protection and physical environment (b) Each assisted living facility shall develop and maintain fire safety and evacuation plans. The plans shall include but are not limited to: (1) location and number of resident sleeping rooms; (2) staff actions to be taken in the event of a fire or similar emergency; (3) fire protection procedures necessary for residents; and (4) procedures for resident movement, evacuation, or relocation during a fire or similar emergency including the identification of unique or unusual resident needs for movement or evacuation. (c) Staff of assisted living facilities shall receive training on the fire safety and evacuation plans upon hiring and at least twice per year thereafter. (d) Fire safety and evacuation plans shall be readily available at all times within the facility. (e) Residents who are capable of assisting in their own evacuation shall be trained on the proper actions to take in the event of a fire to	0 810			

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0 810	Continued From page 10 include movement, evacuation, or relocation. The training shall be made available to residents at least once per year. (f) Evacuation drills are required for staff twice per year per shift with at least one evacuation drill every other month. Evacuation of the residents is not required. Fire alarm system activation is not required to initiate the evacuation drill. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to provide the required training and failed to conduct evacuation drills. This had the potential to directly affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident 's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). The findings include: On March 18, 2025, at 3:23 p.m., assistant director (AD)-B provided documents on the fire safety and evacuation plan (FSEP), fire safety and evacuation training, and evacuation drills for the facility. TRAINING Record review indicated the licensee failed to provide evacuation training based on the fire	0 810			

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0 810	Continued From page 11 safety and evacuation plan to employees, at hire and twice per year as evident by not providing documentation of training offered or training scheduled for a future date. AD-B stated they provide training quarterly throughout the year but could not provide any documentation of the trainings. DRILLS The licensee failed to conduct evacuation drills for employees twice per year, per shift with at least one evacuation drill every other month. Record review of licensee's evacuation drill log, titled "Fire Drill Log - Day" indicated evacuation drills were conducted on September 5, 2024, January 2, 2025, February 13, 2025, and March 6, 2025. AD-B stated they had conducted more drills in 2024 but could not provide documentation of the drills. No other documentation was provided. During an interview on March 18, 2025, at 3:51 p.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A and AD-B stated they understood the requirements for providing training and conducting drills. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	0 810			
01060 SS=F	144G.52 Subd. 9 Emergency relocation (a) A facility may remove a resident from the facility in an emergency if necessary due to a resident's urgent medical needs or an imminent risk the resident poses to the health or safety of another facility resident or facility staff member. An emergency relocation is not a termination.	01060			

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01060	Continued From page 12 (b) In the event of an emergency relocation, the facility must provide a written notice that contains, at a minimum: (1) the reason for the relocation; (2) the name and contact information for the location to which the resident has been relocated and any new service provider; (3) contact information for the Office of Ombudsman for Long-Term Care and the Office of Ombudsman for Mental Health and Developmental Disabilities; (4) if known and applicable, the approximate date or range of dates within which the resident is expected to return to the facility, or a statement that a return date is not currently known; and (5) a statement that, if the facility refuses to provide housing or services after a relocation, the resident has the right to appeal under section 144G.54. The facility must provide contact information for the agency to which the resident may submit an appeal. (c) The notice required under paragraph (b) must be delivered as soon as practicable to: (1) the resident, legal representative, and designated representative; (2) for residents who receive home and community-based waiver services under chapter 256S and section 256B.49, the resident's case manager; and (3) the Office of Ombudsman for Long-Term Care if the resident has been relocated and has not returned to the facility within four days. (d) Following an emergency relocation, a facility's refusal to provide housing or services constitutes a termination and triggers the termination process in this section.currently known; and This MN Requirement is not met as evidenced by: Based on interview and record review, the	01060			

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01060	Continued From page 13 licensee failed to provide a written notice with the required content for an emergency relocation for one of one resident (R1). This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: R1 began receiving assisted living with dementia care services from the licensee on June 10, 2022. R1's unsigned, Service Plan/Care Plan printed March 17, 2025, indicated R1 received services including assistance with dressing, grooming, transfers, ambulation, toileting, housekeeping, laundry, medication administration, blood glucose monitoring, and behavior management. R1's After Visit Summary revealed R1 had been hospitalized on August 28, 2024, and returned to the assisted living facility on August 30, 2024. R1's medical record did not include evidence an emergency relocation notice had been provided for the above hospitalization. On March 17, 2025, at 4:00 p.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A and executive director III (EDIII)-C stated they had not provided a written notice of R1's emergency relocation as the resident had not been gone greater than four days.	01060			

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01060	Continued From page 14 LALD/CNS-A and EDIII-C stated they did not realize this only applied to the ombudsman notification and did not realize they needed to provide the notice to the resident/legal representative/designated representative as soon as possible. No further information was provided. TIME PERIOD TO CORRECT: Twenty-one (21) days	01060			
01640 SS=E	144G.70 Subd. 4 (a-e) Service plan, implementation and revisions to (a) No later than 14 calendar days after the date that services are first provided, an assisted living facility shall finalize a current written service plan. (b) The service plan and any revisions must include a signature or other authentication by the facility and by the resident documenting agreement on the services to be provided. The service plan must be revised, if needed, based on resident reassessment under subdivision 2. The facility must provide information to the resident about changes to the facility's fee for services and how to contact the Office of Ombudsman for Long-Term Care and the Office of Ombudsman for Mental Health and Developmental Disabilities. (c) The facility must implement and provide all services required by the current service plan. (d) The service plan and the revised service plan must be entered into the resident record, including notice of a change in a resident's fees when applicable. (e) Staff providing services must be informed of the current written service plan. This MN Requirement is not met as evidenced	01640			

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01640	Continued From page 15 by: Based on observation, interview, and record review, the licensee failed to ensure a signed current service plan was implemented for two of two residents (R1, R2). This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive). The findings include: R1 R1 began receiving assisted living with dementia care services from the licensee on June 10, 2022. On March 18, 2025, at 8:15 a.m., the surveyor observed unlicensed personnel (ULP)-D administering medication to R1. R1's Service Plan/Care Plan printed March 17, 2025, indicated R1 received services including assistance with dressing, grooming, transfers, ambulation, toileting, housekeeping, laundry, medication administration, blood glucose monitoring, and behavior management. The Service Plan/Care Plan was not signed by R1, their legal representative, or the licensee. R2 R2 began receiving assisted living with dementia care services from the licensee on December 13,	01640			

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01640	Continued From page 16 2024. R2's Service Plan/Care Plan printed March 17, 2025, indicated R1 received services including assistance with dressing, grooming, toileting, housekeeping, laundry, medication administration, blood glucose monitoring, and behavior management. The Service Plan/Care Plan was not signed by R2, their legal representative, or the licensee. On March 18, 2025, at 8:26 a.m., the surveyor observed R2 propelling herself independently throughout the building in her wheelchair. On March 18, 2025, at 12:55 a.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated the residents' Service Plan and Care Plan go together and both are to be signed upon admission and with any changes by the resident and/or legal representative. The licensee's MN Service Plan Content Policy revised June 2020, indicated: All residents/tenants have a up-to-date service plan identifying services to be provided based on the assessment by the Registered Nurse (RN). The service plan contains all required information and (except for a temporary service plan) is signed by the RN and by the resident/tenant and/or the responsible party. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	01640			
01750 SS=D	144G.71 Subd. 7 Delegation of medication administration	01750			

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01750	Continued From page 17 When administration of medications is delegated to unlicensed personnel, the assisted living facility must ensure that the registered nurse has: (1) instructed the unlicensed personnel in the proper methods to administer the medications, and the unlicensed personnel has demonstrated the ability to competently follow the procedures; (2) specified, in writing, specific instructions for each resident and documented those instructions in the resident's records; and (3) communicated with the unlicensed personnel about the individual needs of the resident. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure the registered nurse (RN) documented resident-specific instructions for an as needed (PRN) medication for one of two residents (R1) whose medication administration was delegated to unlicensed personnel (ULP). This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: R1's diagnoses included dementia, type II diabetes mellitus, and weakness. R1's unsigned, Service Plan/Care Plan printed	01750			

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01750	Continued From page 18 March 17, 2025, indicated R1 received services including medication administration. R1's provider orders dated December 22, 2024, included: -acetaminophen 325 mg (milligrams) oral tablet. Take 1-2 tablets by mouth every four hours PRN. R1's record did not include specific directions to staff on when to administer one or two tablets. On March 18, 2025, at 2:15 p.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated they try not to receive orders like this as they don't include specific directions for the unlicensed staff. LALD/CNS-A reviewed R1's record and could not find evidence of specific directions on when to administer one versus two tablets to R1. The licensee's Minnesota Delegation of Medication Management and Treatment Services Policy revised June 2020, indicated: G1. Medication Prescription c. If a prescription is incomplete or a prescription for a PRN medication or medication with a variable dosage does not include clear parameters for administration, the RN will notify the prescriber and obtain the required information. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01750			
01760 SS=E	144G.71 Subd. 8 Documentation of administration of medication	01760			

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01760	Continued From page 19 Each medication administered by the assisted living facility staff must be documented in the resident's record. The documentation must include the signature and title of the person who administered the medication. The documentation must include the medication name, dosage, date and time administered, and method and route of administration. The staff must document the reason why medication administration was not completed as prescribed and document any follow-up procedures that were provided to meet the resident's needs when medication was not administered as prescribed and in compliance with the resident's medication management plan. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure medication procedures were followed during medication administration for 2 of 3 residents (R6, R1) observed during medication administration. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive). The findings include: R6 R6's diagnoses included dementia, type II diabetes with hyperglycemia (high blood sugar), and hyperlipidemia (high cholesterol).	01760			

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01760	Continued From page 20 R6's unsigned, Service Plan/Care Plan printed March 19, 2024, indicated R6 received medication administration. R6's provider orders dated November 1, 2024, included: -simvastatin 40 mg (milligrams) take one tablet by mouth daily in the evening R6's medication administration record (MAR) dated March 2025, included the above order as written. However, the simvastatin was scheduled to be administered at 8:00 a.m. On March 18, 2025, at 7:48 a.m., the surveyor observed unlicensed personnel (ULP)-D administering medications to R6 including simvastatin. The pharmacy label on the medication indicated: simvastatin 40 mg by mouth in the evening. The surveyor questioned ULP-D as to why she was administering the simvastatin at this time. ULP-D stated it was scheduled on the MAR for the morning; although ULP-D brought it to the attention of assistant director (AD)-B. AD-B stated she would check with the nurse when she arrived. ULP-D proceeded to administer the simvastatin with the rest of R6's scheduled AM medications. R1 R1's diagnoses included dementia, type II diabetes mellitus, and weakness. R1's unsigned, Service Plan/Care Plan printed March 17, 2025, indicated R1 received medication administration. R1's provider orders dated December 22, 2024, included:	01760			

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01760	Continued From page 21 - diclofenac sodium (Topical) (Voltaren Arthritis Pain) 1% external gel. Apply two grams topically to both knees four times a day. On March 18, 2025, at 8:15 a.m., the surveyor observed ULP-D administering medications to R1 including diclofenac sodium gel. ULP-D placed approximately a quarter size amount of the gel into her gloved hand then applied the gel to R1's knees bilaterally. When interviewed immediately following the observation, ULP-D stated she didn't have anything to measure the diclofenac gel and had been advised to apply an amount the size of a quarter to R1's knees. On March 18, 2025, at 8:48 a.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated she was unsure why the pharmacy filled R6's simvastatin with the morning medications and not the evening per the provider order. LALD/CNS-A further stated R1's diclofenac gel came with a measuring device and would expect staff to utilize this to measure the gel as that is how they are trained. The licensee's Medication Error and Treatment Policy revised January 2021, indicated: E. Common Significant Errors 1. Not following one or all of the five (5) rights. Wrong drug of treatment given Wrong resident/tenant received medication or treatment Wrong dosage was given Medication or treatment was given at the wrong time Incorrect route was used The licensee's Minnesota Delegation of Medication Management and Treatment Services	01760			

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01760	Continued From page 22 Policy revised June 2020, indicated: K. The RN will review each resident/tenant's medication record when the nurse is setting up medications and at other appropriate times based on the resident/tenant's needs and the resident/tenant's medication management services, including during the resident/tenant monitoring visit, to: a. Verify that the team member is administering the medications as prescribed and is documenting the administration appropriately with authentication by each team member person by discipline or title. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01760			
01890 SS=E	144G.71 Subd. 20 Prescription drugs A prescription drug, prior to being set up for immediate or later administration, must be kept in the original container in which it was dispensed by the pharmacy bearing the original prescription label with legible information including the expiration or beyond-use date of a time-dated drug. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure time sensitive medications had an opened date for two of three residents (R4, R5) with insulin. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a	01890			

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01890	Continued From page 23 resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive). The findings include: R4 R4's diagnoses included type II diabetes mellitus. R4's Individual Service Plan/Care Plan dated September 19, 2024, indicated R4 received assistance with medication administration. R4's provider orders dated February 29, 2024, included: - Humalog 100 unit/milliliter (ml) KwikPen. Inject 10 units subcutaneously (SQ) in the AM - Humalog 100 unit/ml KwikPen. Inject 14 units SQ at noon - Humalog 100 unit/ml KwikPen. Inject 18 units SQ in the PM R5 R5's diagnoses included type II diabetes mellitus. R5's Individual Service Plan/Care Plan printed March 20, 2025, indicated R5 received assistance with medication administration. R5's provider orders dated April 12, 2024, included: - Insulin aspart U-100 (Novolog FlexPen U-100 insulin) 100 unit/ml (3 ml) injection. Take three units with lunch and 5 units with dinner plus sliding scale: If blood sugar is 150-199, give one unit. If blood sugar is 200 to 249, give two units.	01890			

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01890	Continued From page 24 If blood sugar is 250 to 299, give three units. If blood sugar is 300 to 349, give four units. If blood sugar is 350 to 399, give five units. If blood sugar is 399-450, give six units. If blood sugar is 450 to 499, give seven units. If blood sugar is greater than 499, give eight units and call MD (medical doctor). R5's provider order dated March 4, 2025, indicated: - Lantus SoloStar U-100 insulin 100 unit/ml (3 ml) subcutaneous pen (insulin glargine). Inject 12 units under the skin at bedtime. On March 17, 2025, at 1:50 p.m., the surveyor observed the medication cart with unlicensed personnel (ULP)-G. Included in the medication cart was one opened Humalog insulin pen for R4 that was not dated when opened. There was also one open insulin aspart pen and one open Lantus insulin pen for R5 that was not dated when opened. ULP-G stated their practice was to date all insulin pens when opened and verified this was not completed. On March 20, 2025, at 9:02 a.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated she expected and trained staff to date all insulin pens when opened. The Humalog KwikPen Instructions for Use revised July 2023, indicated: In-use pen: Throw away the Humalog pen you are using after 28 days, even if it still has insulin left in it. The Novolog FlexPen Instructions for Use dated April 2015, indicated: The Novolog FlexPen you are using should be thrown away after 28 days, even if it still has insulin left in it.	01890			

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01890	Continued From page 25 The Lantus How to use your Lantus SoloStar pen instructions dated 2022, indicated: After 28 days, throw your opened Lantus pen away - even if it still has insulin in it. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01890			
02040 SS=F	144G.81 Subdivision 1 Fire protection and physical environment An assisted living facility with dementia care that has a secured dementia care unit must meet the requirements of section 144G.45 and the following additional requirements: (1) a hazard vulnerability assessment or safety risk must be performed on and around the property. The hazards indicated on the assessment must be assessed and mitigated to protect the residents from harm; and (2) the facility shall be protected throughout by an approved supervised automatic sprinkler system by August 1, 2029. This MN Requirement is not met as evidenced by: Based on record review and interview, the licensee failed to provide a hazard vulnerability assessment or safety risk assessment of the physical environment with mitigation factors on and around the property for the facility. This deficient practice had the ability to affect all staff, residents, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a	02040			

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02040	Continued From page 26 resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). Findings include: On March 18, 2025, at 3:23 p.m., assistant director (AD)-B provided documents on the hazard vulnerability assessment for the physical environment of the facility. Record review of the document titled "Risk Analysis-HVA Tool", dated 11/29/22, indicated that the licensee had performed a hazard vulnerability assessment on and around the property that identified potential hazards. The document lacked mitigation factors for the identified hazards. During an interview on March 18, 2025, at 3:51 p.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A and AD-B verified that the licensee was not able to provide a hazard vulnerability assessment with mitigation factors for the physical environment on and around the property. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	02040			
02170 SS=E	144G.84 SERVICES FOR RESIDENTS WITH DEMENTIA (b) Each resident must be evaluated for activities according to the licensing rules of the facility. In addition, the evaluation must address the following:	02170			

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30630	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED 03/20/2025
NAME OF PROVIDER OR SUPPLIER KSMS OUR HOUSE LLC			STREET ADDRESS, CITY, STATE, ZIP CODE 204 14TH ST NW AUSTIN, MN 55912		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (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) COMPLETE DATE
02170	Continued From page 27 (1) past and current interests; (2) current abilities and skills; (3) emotional and social needs and patterns; (4) physical abilities and limitations; (5) adaptations necessary for the resident to participate; and (6) identification of activities for behavioral interventions. (c) An individualized activity plan must be developed for each resident based on their activity evaluation. The plan must reflect the resident's activity preferences and needs. (d) A selection of daily structured and non-structured activities must be provided and included on the resident's activity service or care plan as appropriate. Daily activity options based on resident evaluation may include but are not limited to: (1) occupation or chore related tasks; (2) scheduled and planned events such as entertainment or outings; (3) spontaneous activities for enjoyment or those that may help defuse a behavior; (4) one-to-one activities that encourage positive relationships between residents and staff such as telling a life story, reminiscing, or playing music; (5) spiritual, creative, and intellectual activities; (6) sensory stimulation activities; (7) physical activities that enhance or maintain a resident's ability to ambulate or move; and (8) outdoor activities. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to develop an individualized activity plan based on the evaluation, for two of two residents (R1, R2) with dementia.	02170			

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30630	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____		(X3) DATE SURVEY COMPLETED 03/20/2025
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02170	Continued From page 28 This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive). The findings include: The licensee held an assisted living with dementia care (ALFDC) license effective February 1, 2025. R1 R1's diagnoses included dementia, schizoaffective disorder, mild intellectual disabilities, weakness and history of falling. R1's unsigned, Service Plan/Care Plan printed March 17, 2025, indicated R1 received assistance with dressing, grooming, transfers, ambulation, toileting, housekeeping, laundry, medication administration, blood glucose monitoring, and behavior management. On March 18, 2025, at 8:15 a.m., the surveyor observed unlicensed personnel (ULP)-D administering medication to R1. R2 R2's diagnoses included dementia, type II diabetes mellitus, general weakness, and history of falls. R2's unsigned, Service Plan/Care Plan printed March 17, 2025, indicated R1 received services	02170			

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30630	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____		(X3) DATE SURVEY COMPLETED 03/20/2025
NAME OF PROVIDER OR SUPPLIER KSMS OUR HOUSE LLC		STREET ADDRESS, CITY, STATE, ZIP CODE 204 14TH ST NW AUSTIN, MN 55912			
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02170	Continued From page 29 including assistance with dressing, grooming, toileting, housekeeping, laundry, medication administration, blood glucose monitoring, and behavior management. On March 18, 2025, at 8:26 a.m., the surveyor observed R2 propelling herself independently throughout the building in her wheelchair. R1 and R2's record did not include evidence of an individualized activity plan based on their activity assessment. On March 20, 2025, at 9:02 a.m., licensed assisted living director/clinical nurse supervisor (LALD/CNS)-A stated resident activity plans were included in the care plan and indicated the level of assistance and prompting needed to attend activities. LALD/CNS-A stated R1 and R2's activity plans were not individualized and lacked content. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	02170			

Type: Full
Date: 03/18/25
Time: 10:13:42
Report: 1038251046

Food and Beverage Establishment Inspection Report

Page 1

Location:

Our House Senior Living
204 14th Street NW
Austin, MN55912
Mower County, 50

Establishment Info:

ID #: 0018981
Risk: High
Announced Inspection: No

License Categories:

Expires on: / /

Operator:

KSMS Our House, LLC

Phone #: 5074372179
ID #: 32060

The violations listed in this report include any previously issued orders and deficiencies identified during this inspection. Compliance dates are shown for each item.

The following orders previously issued on 10/08/19 have NOT been corrected.

4-300 Equipment Numbers and Capacities

4-302.13B **** Priority 2 ****

MN Rule 4626.0710B Provide a readily accessible, irreversible registering temperature indicator for measuring the utensil surface temperature in mechanical hot water warewashing operations.

OBTAIN TEMPERATURE INDICATOR FOR MEASURING SURFACE TEMP OF HIGH TEMP DISH MACHINE.

Issued on: 10/08/19

Comply By: 11/08/19

The following orders were issued during this inspection.

4-700 Sanitizing Equipment and Utensils

4-703.11B **** Priority 1 ****

MN Rule 4626.0905B Sanitize food contact surfaces of equipment and utensils after cleaning by using mechanical hot water operations that achieve a utensil surface temperature of 160 degrees F (71 degrees C) and are set up and maintained in accordance with the specifications of NSF International and the manufacturer's data plate.

DISHWASHER TEMP DID NOT GET OVER 150 DEGREES

Comply By: 04/18/25

2-100 Supervision

2-102.12AMN

MN Rule 4626.0033A Employ a certified food protection manager (CFPM) for the establishment.

NO ONE ON STAFF

Comply By: 03/18/25

Type: Full
Date: 03/18/25
Time: 10:13:42
Report: 1038251046
Our House Senior Living

Food and Beverage Establishment Inspection Report

Surface and Equipment Sanitizers

Hot Water: = at 146 Degrees Fahrenheit
Location: Dishwasher
Violation Issued: No

Food and Equipment Temperatures

Process/Item: Cooking
Temperature: 165 Degrees Fahrenheit - Location: Cheeseburger
Violation Issued: No

Process/Item: Upright Cooler
Temperature: 40 Degrees Fahrenheit - Location: Butter
Violation Issued: No

Process/Item: Upright Cooler
Temperature: 36 Degrees Fahrenheit - Location: Ambient Temp
Violation Issued: No

Process/Item: Upright Freezer
Temperature: 0 Degrees Fahrenheit - Location: Waffles
Violation Issued: No

Process/Item: Upright Freezer
Temperature: 0 Degrees Fahrenheit - Location: Frozen Reas
Violation Issued: No

Total Orders	In This Report	Priority 1	Priority 2	Priority 3
		1	1	1

mattson710@gmail.com (SARA-HEAD COOK)
kmontoya@outhousesl.com

NOTE: Plans and specifications must be submitted for review and approval prior to new construction, remodeling or alterations.

I acknowledge receipt of the Minnesota Department of Health inspection report
number 1038251046 of 03/18/25.

Certified Food Protection Manager:_____

Certification Number: _____ Expires: ____ / ____ / ____

Signed:_____

Establishment Representative

Signed:_____



Rob Davis
Sanitarian 2
Rochester District Office
507-810-9902
rob.davis@state.mn.us