



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

August 11, 2023

Licensee

Amira Choice Forest Lake
231 Broadway Avenue West
Forest Lake, MN 55025

RE: Project Number(s) SL31808015

Dear Licensee:

The Minnesota Department of Health (MDH) completed a survey on August 2, 2023, for the purpose of evaluating and assessing compliance with state licensing statutes. At the time of the survey, the 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. The 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 . . ."

In accordance with Minn. Stat. § 144G.31 Subd. 4, MDH may assess fines and enforcement actions based on the level and scope of the violations; **however, no immediate fines are assessed for this survey of your facility.**

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 the MDH within 15 calendar days of the correction order receipt date.

A state correction order under Minn. Stat. § 144G.91, Subd. 8, Free from Maltreatment is associated with a maltreatment determination by the Office of Health Facility Complaints. If maltreatment is substantiated, you will receive a separate letter with the reconsideration process under Minn. Stat. § 626.557.

Please email reconsideration requests to: **Health.HRD.Appeals@state.mn.us**. Please attach this letter as part of your reconsideration request. Please clearly indicate which tag(s) you are contesting and submit information supporting your position(s).

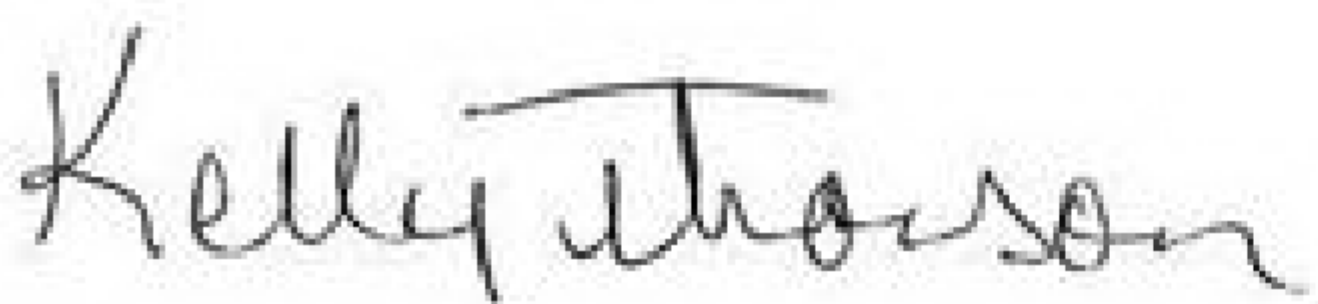
Please address your cover letter for reconsideration requests to:

Reconsideration Unit
Health Regulation Division
Minnesota Department of Health
P.O. Box 64970
85 East Seventh Place
St. Paul, MN 55164-0970

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,



Kelly Thorson, Supervisor
State Evaluation Team
Email: kelly.thorson@state.mn.us
Telephone: 320-223-7336 Fax: 651-281-9796

JMD

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 31808	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____		(X3) DATE SURVEY COMPLETED 08/04/2023
NAME OF PROVIDER OR SUPPLIER AMIRA CHOICE FOREST LAKE			STREET ADDRESS, CITY, STATE, ZIP CODE 231 BROADWAY AVENUE WEST FOREST LAKE, MN 55025		
(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 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: SL31808015 On July 31, 2023, through August 2, 2023, the Minnesota Department of Health conducted a survey at the above provider, and the following correction orders are issued. At the time of the survey, there were 109 active residents; 53 receiving services under the Assisted Living with Dementia Care license.	0 000			
0 660 SS=D	144G.42 Subd. 9 Tuberculosis prevention and control (a) The facility must establish and maintain a comprehensive tuberculosis infection control program according to the most current tuberculosis infection control guidelines issued by the United States Centers for Disease Control and Prevention (CDC), Division of Tuberculosis Elimination, as published in the CDC's Morbidity and Mortality Weekly Report. The program must include a tuberculosis infection control plan that	0 660			

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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0 660	Continued From page 1 covers all paid and unpaid employees, contractors, students, and regularly scheduled volunteers. The commissioner shall provide technical assistance regarding implementation of the guidelines. (b) 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 a tuberculosis (TB) prevention program based on the most current guidelines issued by the Centers for Disease Control and Prevention (CDC), which included a two-step tuberculin skin test (TST) or other evidence of TB screening such as a blood test, for one of two employees (unlicensed personnel (ULP)-C. 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 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: The licensee's Facility Tuberculosis (TB) Risk Assessment dated February 10, 2023, indicated licensee was low risk. ULP-C began employment on April 11, 2016, under the comprehensive license and started providing assisted living services August 1, 2021. ULP-C's record contained a negative chest x-ray dated April 29, 2003. ULP-C's record lacked	0 660		

Minnesota Department of Health

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0 660	Continued From page 2 evidence a TB baseline screening had been completed at time of hire. On August 2, 2023, at 7:30 a.m., the surveyor observed ULP-C provide medication administration to resident (R6). The Minnesota Department of Health's (MDH) Assisted Living Resources & Frequently-Asked Questions (FAQs) indicated baseline TB screening is required at the time of hire for all health care personnel to include: - assessing for current symptoms of active TB disease; - assessing TB history; and - testing for the presence of Mycobacterium tuberculosis by administering either a two-step tuberculin skin test (TST) or single TB blood test also indicated. also indicated a chest xray alone is not acceptable documentation. You either need: - documentation of a positive two-step Tuberculin Skin Test (TST) or Interferon-Gamma Release Assay (IGRA) test; and - a chest x-ray with provider evaluation after that date. or - documentation of refusal of both the two-step TST and IGRA; and - followed by a new chest x-ray and provider evaluation. On August 2, 2023, at 12:00 p.m., the licensed assisted living director (LALD)-B stated she did not have evidence of the original TST positive test and the negative chest x-ray from 2003 was all the evidence they had that ULP-C was negative for TB.	0 660			

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0 660	Continued From page 3 The licensee's TB Screening and Prevention policy updated August 1, 2021, indicated employees with written, dated documentation of a previous positive TST or TB blood test do not need a repeat TST or TB blood test but must be assessed for any current TB symptoms. If these employees have written documentation of the results of a chest radiograph indicating no active TB disease that is dated after the date of the positive TST or TB blood test result, they do not need another chest radiograph at the time of hire. If employees do not have written documentation, they must receive a chest radiograph and medical evaluation to exclude a diagnosis of infectious TB disease before having direct client contact. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 660			
0 780 SS=D	144G.45 Subd. 2 (a) (1) Fire protection and physical environment (a) Each assisted living facility must comply with the State Fire Code in Minnesota Rules, chapter 7511, and: (1) for dwellings or sleeping units, as defined in the State Fire Code: (i) provide smoke alarms in each room used for sleeping purposes; (ii) provide smoke alarms outside each separate sleeping area in the immediate vicinity of bedrooms; (iii) provide smoke alarms on each story within a dwelling unit, including basements, but not including crawl spaces and unoccupied attics; (iv) where more than one smoke alarm is	0 780			

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0 780	Continued From page 4 required within an individual dwelling unit or sleeping unit, interconnect all smoke alarms so that actuation of one alarm causes all alarms in the individual dwelling unit or sleeping unit to operate; and (v) ensure the power supply for existing smoke alarms complies with the State Fire Code, except that newly introduced smoke alarms in existing buildings may be battery operated; This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to provide interconnected smoke alarms in individual sleeping units of the facility. This deficient condition had the ability to affect a limited number of 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 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). Findings include: On a facility tour on August 1, 2023, at approximately 12:00 p.m. with director of maintenance (DM)-G and licensed assisted living director (LALD)-B it was observed that smoke alarms were not interconnected so activation of one alarm in the individual sleeping unit activates all alarms in the individual sleeping unit in resident rooms 117. All smoke alarms within individual sleeping units	0 780			

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0 780	Continued From page 5 required to have multiple alarms are required to be interconnected so activation of one alarm activates all alarms within the individual sleeping unit. This deficient finding was visually and verbally verified by DM-G and LALD-B at the time of discovery. TIME PERIOD FOR CORRECTION: Seven (1) days.	0 780			
0 800 SS=F	144G.45 Subd. 2 (a) (4) Fire protection and physical environment (4) keep the physical environment, including walls, floors, ceiling, all furnishings, grounds, systems, and equipment in a continuous state of good repair and operation with regard to the health, safety, comfort, and well-being of the residents in accordance with a maintenance and repair program. This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to maintain the facility's physical environment in a continuous state of good repair and operation regarding the health, safety, and well-being of the residents. 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	0 800			

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0 800	Continued From page 6 or has the potential to affect a large portion or all of the residents). Findings include: On a facility tour on August 1, 2023, at approximately 12:30 p.m. with director of maintenance (DM)-G and licensed assisted living director (LALD)-B it was observed that the first and second-floor trash chute doors did not automatically close and positively latch. Trash chute doors are required to automatically close and positively latch as designed and installed at the time of construction approval. It was also observed a dryer vent was disconnected, allowing clothes dryer exhaust and lint into the laundry room on the second floor. Clothes dryer exhaust is required to be conveyed to the exterior of the building as designed and installed at the time of construction approval. It was observed the fire-resistant rated laundry room door on first floor did not automatically close and positively latch in the laundry room on the first floor. Fire-resistant rated doors are required to automatically close and positively latch as designed and installed at the time of construction approval. It was observed several emergency egress light fixtures in the means of egress corridors did not provide light when the test button was activated. Emergency lighting is required to provide lighting for emergency egress as designed and installed at the time of construction approval. These deficient conditions were visually verified by DM-G and LALD-B accompanying on the tour.	0 800			

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0 800	Continued From page 7	0 800			
	TIME PERIOD FOR CORRECTION: Seven (7) days				
01890 SS=D	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 date time-sensitive medications with an opened-on date for one of two residents (R6). 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 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: R6 had diagnoses including type I diabetes mellitus. R6's Service Plan Agreement dated March 1, 2023, indicated R6 received services to include medication administration, blood glucose monitoring, and insulin administration.	01890			

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01890	Continued From page 8 R6's prescriber's orders signed December 13, 2022, directed: -insulin aspart (Novolog) pen 100 unit/ml (milliliter) inject subcutaneously (under the skin) zero to 13 units per sliding scale three times daily before meals, plus inject zero-seven units per sliding scale at bedtime. -insulin glargine (Lantus) pen 100 unit/ml inject subcutaneously 6 units once daily in morning and inject 20 units with dinner daily. On August 2, 2023, at 7:30 a.m., the surveyor observed unlicensed personnel (ULP)-C provide blood glucose monitoring and medication administration services to R6. On August 1, 2023, at 11:00 a.m., ULP-F verified with the surveyor the insulin pens did not have an open date on them and ULP-F stated she does not label the insulin pens with an open date but maybe the nurses do. On August 1, 2023, at 11:30 a.m., registered nurse (RN)-E stated the insulin pens should have an open date on them and the ULP's should be dating the pens when they are opened. On August 1, 2023, at 11:35 a.m., clinical nurse supervisor (CNS)-A stated there should be an open date label on insulin pens. Novolog pen manufacturer instructions dated March 2023, directed the medication should be discarded 28 days after opened. Lantus pen manufacturer instructions dated as revised August 2022, directed the medication should be discarded 28 days after opened. The licensee's Storage of Medication and Key	01890			

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01890	Continued From page 9 Security policy dated April 19, 2023, indicated the nurse will identify where the medications will be stored in the clients individualized medication management plan. Until the medication is set up for immediate or later administration via a nurse a legend drug must be kept in its original container bearing the original prescription label with legible information stating the prescription number, name of drug, strength and quantity of drug, expiration date of time-dated drug, directions for use, clients name, prescribers name, date of issue and the name and address of the licensed pharmacy that issued the medications. 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	02040			

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02040	Continued From page 10 assessment or safety risk assessment of the physical environment on and around the property. 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 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). Findings include: A record review of available documentation and interview were conducted August 1, 2023, at approximately 10:30 a.m. with director of maintenance (DM)-G licensed assisted living director (LALD)-B on the hazard vulnerability assessment for the physical environment of the facility. Record review of the available documentation indicated that the licensee had not performed a hazard vulnerability assessment with mitigation factors on and around the building and property. This deficient condition was verified by DM-G and LALD-B during the interview at approximately 10:45 a.m. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	02040			



Minnesota Department of Health
Food Pools & Lodging Services
P.O. Box 64975
St Paul, MN 55164-0975
651 201 4500

Type: Full
Date: 07/31/23
Time: 13:31:07
Report: 8058231162

Food and Beverage Establishment Inspection Report

Page 1

Location:

Cherrywood Pointe Forest Lake
231 Broadway Avenue West
Forest Lake, MN55025
Washington County, 82

Establishment Info:

ID #: 0039142
Risk:
Announced Inspection: No

License Categories:

Expires on: / /

Operator:

Phone #: 6514642709
ID #:

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

No NEW orders were issued during this inspection.

Surface and Equipment Sanitizers

Quaternary Ammonia: = 200 PPM at --- Degrees Fahrenheit
Location: 3 COMP SINK DISPENSER
Violation Issued: No

Hot Water: = --- at 167 Degrees Fahrenheit
Location: DISH MACHINE
Violation Issued: No

Food and Equipment Temperatures

Process/Item: HAM
Temperature: 41 Degrees Fahrenheit - Location: PREP
Violation Issued: No

Process/Item: CHICKEN
Temperature: 35 Degrees Fahrenheit - Location: PREP
Violation Issued: No

Process/Item: EGG ROLL
Temperature: 190 Degrees Fahrenheit - Location: COOKED
Violation Issued: No

Process/Item: RICE
Temperature: 160 Degrees Fahrenheit - Location: HOT WELL
Violation Issued: No

Process/Item: SOUP
Temperature: 160 Degrees Fahrenheit - Location: WARMER
Violation Issued: No

Type: Full
Date: 07/31/23
Time: 13:31:07
Report: 8058231162
Cherrywood Pointe Forest Lake

Food and Beverage Establishment Inspection Report

Page 2

Process/Item: SALAD
Temperature: 41 Degrees Fahrenheit - Location: COOLER
Violation Issued: No

Process/Item: TUNA SALAD
Temperature: 41 Degrees Fahrenheit - Location: WALK IN
Violation Issued: No

Total Orders	In This Report	Priority 1	Priority 2	Priority 3
		0	0	0

HRD INSPECTION

HEAD CHEF: STEVE BRUNNER
HRD LEAD: SARABETH REMKER

COMMERCIAL FACILITY

DISCUSSED CERTIFIED FOOD MANAGER RENEWAL

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 8058231162 of 07/31/23.

Certified Food Protection Manager: STEVE BRUNNER

Certification Number: 962 Expires: / /

Inspection report reviewed with person in charge and emailed.

Signed: _____

STEVE BRUNNER
HEAD CHEF

Signed: _____

Inspector Number 8058
Sanitarian 3
MDH Metro Office
651 201 4500
health.foodlodging@state.mn.us