

Protecting, Maintaining and Improving the Health of Minnesotans

Certified Mail # 7008 2810 0001 2257 4124

March 23, 2010

Lavonne Seemann, Administrator Richfield Senior Suites LLC 6808 Third Avenue South Richfield, MN 55423

Re: Results of State Licensing Survey

Dear Ms. Seemann:

The above agency was surveyed on January 12, 13, and 14, 2010, for the purpose of assessing compliance with state licensing regulations. State licensing deficiencies, if found, are delineated on the attached Minnesota Department of Health (MDH) correction order form. The correction order form should be signed and returned to this office when all orders are corrected. We urge you to review these orders carefully, item by item, and if you find that any of the orders are not in accordance with your understanding at the time of the exit conference following the survey, you should immediately contact me, or the RN Program Coordinator. If further clarification is necessary, I can arrange for an informal conference at which time your questions relating to the order(s) can be discussed.

A final version of the Licensing Survey Form is enclosed. This document will be posted on the MDH website.

Also attached is an optional Provider questionnaire, which is a self-mailer, which affords the provider with an opportunity to give feedback on the survey experience.

Please note, it is your responsibility to share the information contained in this letter and the results of this visit with the President of your facility's Governing Body.

Please feel free to call our office with any questions at (651) 201-5273.

Sincerely,

Patricia Nelson, Supervisor

Home Care & Assisted Living Program

Letricia Pelsan

**Enclosures** 

cc: County Social Services

Ron Drude, Minnesota Department of Human Services Sherilyn Moe, Office of the Ombudsman

01/07 CMR3199



Class F Home Care Provider

# LICENSING SURVEY FORM

Registered nurses from the Minnesota Department of Health (MDH) use this Licensing Survey Form during on-site visits to evaluate the care provided by Class F home care providers (Class F). Class F licensees may also use this form to monitor the quality of services provided to clients at any time. Licensees may use their completed Licensing Survey Form to help communicate to MDH nurses during an on-site regulatory visit.

During an on-site visit, MDH nurses will interview staff, talk with clients and/or their representatives, make observations and review documentation. The survey is an opportunity for the licensee to explain to the MDH nurse what systems are in place to provide Class F Home Care services. Completing this Licensing Survey Form in advance may facilitate the survey process.

Licensing requirements listed below are reviewed during a survey. A determination is made whether the requirements are met or not met for each Indicator of Compliance box. This form must be used in conjunction with a copy of the Class F home care regulations. Any violations of Class F Home Care Provider licensing requirements are noted at the end of the survey form.

# Name of CLASS F: RICHFIELD SENIOR SUITES LLC

HFID #: 20052

Date(s) of Survey: January 12, 13 and 14, 2010

Project #: QL20052006

Indicators of Compliance	Outcomes Observed	Comments
<ol> <li>The provider only accepts and retains clients for whom it can meet the needs as agreed to in the service plan.</li> <li>Focus Survey         <ul> <li>MN Rule 4668.0815</li> </ul> </li> <li>Expanded Survey         <ul> <li>MN Rule 4668.0800</li> <li>MN Rule 4668.0800 Subp. 3</li> <li>MN Rule 4668.0825 Subp. 2</li> <li>MN Rule 4668.0845</li> </ul> </li> </ol>	<ul> <li>Each client has an assessment and service plan developed by a registered nurse within 2 weeks and prior to initiation of delegated nursing services, reviewed at least annually, and as needed.</li> <li>The service plan accurately describes the client's needs.</li> <li>Care is provided as stated in the service plan.</li> <li>The client and/or representative understand what care will be provided and what it costs.</li> </ul>	Focus Survey Met XCorrection Order(s)     issued XEducation Provided  Expanded Survey XSurvey not ExpandedMetCorrection Order(s)     issuedEducation Provided  Follow-up Survey #New Correction     Order issuedEducation Provided Education Provided

Indicators of Compliance	Outcomes Observed	Comments
2. The provider promotes the clients' rights.  Focus Survey  MN Rule 4668.0030  MN Statute §144A.44  Expanded Survey  MN Rule 4668.0040  MN Rule 4668.0170  MN Statute §144D.04  MN Rule 4668.0870	<ul> <li>Clients are aware of and have their rights honored.</li> <li>Clients are informed of and afforded the right to file a complaint.</li> <li>Continuity of Care is promoted for clients who are discharged from the agency.</li> </ul>	Focus Survey Met XCorrection Order(s)     issued XEducation Provided Expanded Survey XSurvey not ExpandedMetCorrection Order(s)     issuedEducation Provided Follow-up Survey #New Correction     Order issuedEducation Provided
3. The health, safety, and well being of clients are protected and promoted.  Focus Survey  MN Statute §144A.46  MN Statute §626.557  Expanded Survey  MN Rule 4668.0035  MN Rule 4668.0805	<ul> <li>Clients are free from abuse or neglect.</li> <li>Clients are free from restraints imposed for purposes of discipline or convenience.         Agency personnel observe infection control requirements.</li> <li>There is a system for reporting and investigating any incidents of maltreatment.</li> <li>There is adequate training and supervision for all staff.</li> <li>Criminal background checks are performed as required.</li> </ul>	Focus Survey  X Met  Correction Order(s) issued Education Provided  Expanded Survey  X Survey not Expanded Met  Correction Order(s) issued Education Provided  Follow-up Survey #  New Correction Order issued Education Provided

<b>Indicators of Compliance</b>	Outcomes Observed	Comments
<ul> <li>4. The clients' confidentiality is maintained.</li> <li>Expanded Survey</li> <li>MN Rule 4668.0810</li> </ul>	<ul> <li>Client personal information and records are secure.</li> <li>Any information about clients is released only to appropriate parties.</li> <li>Client records are maintained, are complete and are secure.</li> </ul>	This area does not apply to a Focus Survey  Expanded Survey  X Survey not Expanded  Met Correction Order(s) issued Education Provided  Follow-up Survey #  New Correction Order issued Education Provided
5. The provider employs (or contracts with) qualified staff.  Focus Survey  MN Rule 4668.0065  MN Rule 4668.0835  Expanded Survey  MN Rule 4668.0820  MN Rule 4668.0825  MN Rule 4668.0840  MN Rule 4668.0070  MN Statute §144D.065	<ul> <li>Staff have received training and/or competency evaluations as required, including training in dementia care, if applicable.</li> <li>Nurse licenses are current.</li> <li>The registered nurse(s) delegates nursing tasks only to staff that are competent to perform the procedures that have been delegated.</li> <li>The process of delegation and supervision is clear to all staff and reflected in their job descriptions.</li> <li>Personnel records are maintained and retained.</li> <li>Staff meet infection control guidelines.</li> </ul>	Focus Survey Met XCorrection Order(s)     issued XEducation Provided  Expanded Survey XSurvey not ExpandedMetCorrection Order(s)     issuedEducation Provided  Follow-up Survey #New Correction     Order issuedEducation Provided

<b>Indicators of Compliance</b>	Outcomes Observed	Comments
6. Changes in a client's condition are recognized and acted upon. Medications are stored and administered safely.  Focus Survey  MN Rule 4668.0855  MN Rule 4668.0860  Expanded Survey  MN Rule 4668.0800  MN Rule 4668.0815  MN Rule 4668.0820  MN Rule 4668.0865  MN Rule 4668.0870	<ul> <li>A registered nurse is contacted when there is a change in a client's condition that requires a nursing assessment.</li> <li>Emergency and medical services are contacted, as needed.</li> <li>The client and/or representative is informed when changes occur.</li> <li>The agency has a system for the control of medications.</li> <li>A registered nurse trains unlicensed personnel prior to them administering medications.</li> <li>Medications and treatments are ordered by a prescriber and are administered and documented as prescribed.</li> </ul>	Focus Survey Met XCorrection Order(s)     issued XEducation Provided  Expanded Survey XSurvey not ExpandedMetCorrection Order(s)     issuedEducation Provided  Follow-up Survey #New Correction     Order issuedEducation Provided
7. The provider has a current license.  Focus Survey  MN Rule 4668.0019  Expanded Survey  MN Rule 4668.0008  MN Rule 4668.0012  MN Rule 4668.0016  MN Rule 4668.0220  Note: MDH will make referrals to the Attorney General's office for violations of MN Statutes 144D or 325F.72; and make other referrals, as needed.	<ul> <li>The CLASS F license (and other licenses or registrations as required) are posted in a place that communicates to the public what services may be provided.</li> <li>The agency operates within its license(s) and applicable waivers and variances.</li> <li>Advertisement accurately reflects the services provided by the agency.</li> </ul>	Focus Survey  X Met Correction Order(s)     issued Education Provided  Expanded Survey  X Survey not Expanded Met Correction Order(s)     issued Education Provided  Follow-up Survey # New Correction     Order issued Education Provided

Indicators of Compliance	<b>Outcomes Observed</b>	Comments
8. The provider is in compliance with MDH waivers and variances	• Licensee provides services within the scope of applicable MDH	This area does not apply to a Focus Survey.
Expanded Survey  • MN Rule 4668.0016	waivers and variances	Expanded Survey  X Survey not Expanded  Met Correction Order(s) issued Education Provided  Follow-up Survey #  New Correction Order issued Education Provided

<u>Please note</u>: Although the focus of the licensing survey is the regulations listed in the Indicators of Compliance boxes above, other rules and statutes may be cited depending on what system a provider has or fails to have in place and/or the severity of a violation. The findings of the focused licensing survey may result in an expanded survey.

An indicators of compliance fisted above were i	<b>SURVEY RESULTS:</b> All Indicators of Compliance listed above we
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For Indicators of Compliance not met, the rule or statute numbers and the findings of deficient practice are noted below.

#### 1. MN Rule 4668.0815 Subp. 2

# **INDICATOR OF COMPLIANCE: #6**

Based on record review and interview, the licensee failed to ensure that a registered nurse (RN) reviewed and revised each client's evaluation and service plan at least annually for one of one client (#1) record reviewed. The findings include:

Client #1's initial evaluation and service plan, dated August 23, 2008, indicated the client received assistance with activities of daily living, medication set-up and administration, blood sugar checks and laundry and housekeeping services. There was no evidence that the RN had reviewed and/or revised the client's evaluation and service plan since she started services in August of 2008.

When interviewed January 12, 2010, the RN confirmed client #1's evaluation and service plan had not been reviewed since the client started services. The RN stated she was not aware of this requirement.

# 2. MN Rule 4668.0815 Subp. 4

#### **INDICATOR OF COMPLIANCE: #1**

Based on record review and interview, the licensee failed to provide a complete service plan for one of one client (#1) record reviewed. The findings include:

Client #1's service plan, dated August 23, 2008, indicated the client received assistance with activities of daily living, medication set-up and administration, blood sugar checks and laundry and housekeeping services. The service plan did not include the fees for these services. The client's service plan did not identify the person or category of persons that assisted the client with blood glucose checks nor did it include the frequency of supervision of the home health aides.

When interviewed January 12, 2010, the registered nurse confirmed client #1's service plan did not include all of the required information.

# 3. MN Rule 4668.0825 Subp. 4

# **INDICATOR OF COMPLIANCE: #5**

Based on record review and interview, the licensee failed to retain documentation for demonstration of competency of blood glucose checks for two of two unlicensed employees' (B and C) records reviewed. The findings include:

Client #1's record indicated she received assistance with blood glucose checks on a daily basis from employees B or C. There was no documentation of training or demonstrated competency for employees B and C for the delegated task of blood glucose checks.

When interviewed January 13, 2010, employee B stated she was instructed on how to perform a blood glucose check by the registered nurse (RN) and demonstrated to the RN her ability to competently perform the procedure.

When interviewed January 13, 2010, the RN stated employees B and C were trained and demonstrated competency on how to perform blood glucose checks, but confirmed there was no documentation of this training and competency.

#### 4. MN Rule 4668.0835 Subp. 3

# **INDICATOR OF COMPLIANCE: #5**

Based on record review and interview, the licensee failed to ensure that unlicensed personnel who performed assisted living home care services, received eight hours of inservice training for each twelve months of employment for two of two employees' (B and C) records reviewed. The findings include:

Employees B and C were hired to perform assisted living home care services on June 23, 2001 and September 8, 2007, respectively. Employees B and Cs' inservice training records indicated they received five hours and thirty minutes of in-service training in 2008 and six hours and forty minutes in 2009.

When interviewed January 12, 2010, the registered nurse confirmed employees B and C did not have eight hours of in-service training for each twelve months of employment and stated she was not aware of this requirement.

#### 5. MN Rule 4668.0845 Subp. 2

# **INDICATOR OF COMPLIANCE: #1**

Based on record review and interview, the licensee failed to ensure a registered nurse (RN) supervised unlicensed personnel who performed services that required supervision for one of one client (#1) record reviewed. The findings include:

Client #1 began receiving services on August 23, 2008, which included assistance with activities of daily living, medication set-up and administration, blood sugar checks and laundry and housekeeping services. There was no evidence in client #1's record of a RN supervisory visit of the unlicensed staff within fourteen days after services started nor were there any RN supervisory visits every 62 days thereafter.

When interviewed January 13, 2010 the RN confirmed there were no supervisory visits in client #1's record. The RN stated she was not aware of this requirement.

## 6. MN Rule 4668.0865 Subp. 8

#### **INDICATOR OF COMPLIANCE: #6**

Based on observation and interview, the licensee failed to ensure medications were stored in locked areas. The findings include:

The licensee provided central storage of medications for all the clients. Observations on January 12 and 13, 2010, revealed client #1's insulin and a bisacodyl suppository were stored on a shelf in an unlocked common use refrigerator in the kitchen. The storage area for the client's medications was in a laundry room with two doors. The medications for the clients were stored in bins on a shelf above the washing machine/dryer. One door to the medication storage/laundry room was off the kitchen, and the other door was off the bathroom. Both doors were not equipped with a key lock, but rather a lock that could be opened with any narrow straight metal object such as a paper clip. The metal object was kept on the door frame above the door to the kitchen. On January 13, 2010, a client was observed to unlock the door to the medication storage/laundry room and retrieve her laundry.

When interviewed January 13, 2010, the registered nurse (RN) confirmed refrigerated medications were not locked. The RN stated the medication storage area did not have key locks on the doors, and that a specific client periodically unlocked the door to retrieve her laundry.

# 7. MN Rule 4668.0865 Subp. 9

# **INDICATOR OF COMPLIANCE: #6**

Based on observation and interview, the licensee failed to ensure that controlled drugs were stored in a locked compartment permanently affixed to the physical plant. The findings include:

The licensee provided central storage of medications for all the clients. Observations on January 13, 2010, revealed medications such as hydrocodone, were stored in a box which was permanently affixed to the wall in the medication storage/laundry room. The box had a key in the key hole and was not locked. On January 13, 2010, a client was observed to unlock the door to the medication storage/laundry room and retrieve her laundry.

When interviewed January 13, 2010, the registered nurse confirmed the key for the box that contained the client's controlled substances was stored in the lock.

#### 8. MN Statute §144A.44

# **INDICATOR OF COMPLIANCE: #2**

Based on record review and interview, the licensee failed to provide the current Minnesota Home Care Bill of Rights for Assisting Living Clients to one of one client (#1) record reviewed. The findings include:

Client #1 began receiving assisted living services from the licensee on August 23, 2008. Client #1 was provided a copy of the Minnesota Home Care Bill of Rights, but the content did not include the current language for assisted living clients in clause 16, which included the right to at least a thirty day advance notice of termination of a service by the provider.

When interviewed January 12, 2010 the registered nurse (RN) confirmed that all the clients under their Class F license received assisted living services. The RN stated she was not aware there was a version of the Home Care Bill of Rights specifically for clients that received assisted living services.

A draft copy of this completed form was left with <u>Lavonne Seeman, RN</u>, at an exit conference on <u>January 14, 2010</u>. Any correction order(s) issued as a result of the on-site visit and the final Licensing Survey Form will be sent to the licensee. If you have any questions about the Licensing Survey Form or the survey results, please contact the Minnesota Department of Health, (651) 201-4309. After review, this form will be posted on the MDH website. Class F Home Care Provider general information is available by going to the following web address and clicking on the Class F Home Care Provider link:

http://www.health.state.mn.us/divs/fpc/profinfo/cms/casemix.html

Regulations can be viewed on the Internet: <a href="http://www.revisor.leg.state.mn.us/stats">http://www.revisor.leg.state.mn.us/stats</a> (for MN statutes) <a href="http://www.revisor.leg.state.mn.us/arule/">http://www.revisor.leg.state.mn.us/arule/</a> (for MN Rules).



Protecting, Maintaining and Improving the Health of Minnesotans

Certified Mail # 7000 1670 0005 7581 7941

July 1, 2004

Lavonne Seemanann, Administrator Richfield Senior Suites 6808 Third Avenue South Richfield, MN 55423

Re: Results of State Licensing Survey

Dear Ms. Seemanann:

The above agency was surveyed on June 02 and 03, 2004 for the purpose of assessing compliance with state licensing regulations. State licensing deficiencies, if found, are delineated on the attached Minnesota Department of Health (MDH) correction order form. The correction order form should be signed and returned to this office when all orders are corrected. We urge you to review these orders carefully, item by item, and if you find that any of the orders are not in accordance with your understanding at the time of the exit conference following the survey, you should immediately contact me, or the RN Program Coordinator. If further clarification is necessary, I can arrange for an informal conference at which time your questions relating to the order(s) can be discussed.

A final version of the Licensing Survey Form is enclosed. This document will be posted on the MDH website

Also attached is an optional Provider questionnaire, which is a self-mailer, which affords the provider with an opportunity to give feedback on the survey experience.

Please feel free to call our office with any questions at (651) 215-8703.

Sincerely,

Jean Johnston, Program Manager Case Mix Review Program

Enclosures

cc: Lavonne Seemanann, President Governing Board

Case Mix Review File



# Assisted Living Home Care Provider LICENSING SURVEY FORM

Registered nurses from the Minnesota Department of Health (MDH) use the Licensing Survey Form during an on-site visit to evaluate the care provided by Assisted Living home care providers (ALHCP). The ALHCP licensee may also use the form to monitor the quality of services provided to clients at any time. Licensees may use their completed Licensing Survey Form to help communicate to MDH nurses during an on-site regulatory visit.

During an on-site visit, MDH nurses will interview ALHCP staff, make observations, and review some of the agency's documentation. The nurses may also talk to clients and/or their representatives. This is an opportunity for the licensee to explain to the MDH nurse what systems are in place to provide Assisted Living services. Completing the Licensing Survey Form in advance may expedite the survey process.

Licensing requirements listed below are reviewed during a survey. A determination is made whether the requirements are met or not met for each Indicator of Compliance box. This form must be used in conjunction with a copy of the ALHCP home care regulations. Any violations of ALHCP licensing requirements are noted at the end of the survey form.

Name of ALHCP: Richfield Senior Suites

HFID # (MDH internal use): 20052

Date(s) of Survey: June 02 and 03, 2004

Project # (MDH internal use): QL20052008

<b>Indicators of Compliance</b>	Outcomes Observed	Comments
1. The agency only accepts and retains clients for whom it can meet the needs as agreed to in the service plan. (MN Rules 4668.0050, 4668.0800, Subpart 3, 4668.0815, 4668.0825, 4668.0845, 4668.0865)	Each client has an assessment and service plan developed by a registered nurse within 2 weeks and prior to initiation of delegated nursing services, reviewed at least annually, and as needed.  The service plan accurately describes the client's needs.  Care is provided as stated in the service plan.  The client and/or representative understands what care will be provided and what it costs.	X Met Correction Order(s) issued Education provided

Indicators of Compliance	Outcomes Observed	Comments
2. Agency staff promote the clients' rights as stated in the Minnesota Home Care Bill of Rights. (MN Statute 144A.44; MN Rule 4668.0030)	No violations of the MN Home Care Bill of Rights (BOR) are noted during observations, interviews, or review of the agency's documentation. Clients and/or their representatives receive a copy of the BOR when (or before) services are initiated. There is written acknowledgement in the client's clinical record to show that the BOR was received (or why acknowledgement could not be obtained).	X Met Correction Order(s) issued Education provided
3. The health, safety, and well being of clients are protected and promoted. (MN Statutes 144A.44; 144A.46, Subd. 5 (b), 144D.07, 626.557; MN Rules 4668.0065, 4668.0805)	Clients are free from abuse or neglect. Clients are free from restraints imposed for purposes of discipline or convenience. Agency staff observe infection control requirements. There is a system for reporting and investigating any incidents of maltreatment. There is adequate training and supervision for all staff. Criminal background checks are performed as required.	X Met Correction Order(s) issued Education provided
4. The agency has a system to receive, investigate, and resolve complaints from its clients and/or their representatives. (MN Rule 4668.0040)	There is a formal system for complaints. Clients and/or their representatives are aware of the complaint system. Complaints are investigated and resolved by agency staff.	X Met Correction Order(s) issued Education provided
5. The clients' confidentiality is maintained. (MN Statute 144A.44; MN Rule 4668.0810)	Client personal information and records are secure. Any information about clients is released only to appropriate parties. Permission to release information is obtained, as required, from clients and/or their representatives.	_X Met Correction Order(s) issued Education provided
6. Changes in a client's condition are recognized and acted upon. (MN Rules 4668.0815, 4668.0820, 4668.0825)	A registered nurse is contacted when there is a change in a client's condition that requires a nursing assessment or reevaluation, a change in the services and/or there is a problem with providing services as stated in the service plan.  Emergency and medical services are contacted, as needed.  The client and/or representative is informed when changes occur.	X Met Correction Order(s) issued Education provided

<b>Indicators of Compliance</b>	Outcomes Observed	Comments
7. The agency employs (or contracts with) qualified staff. (MN Statute 144D.065; MN Rules 4668.0070, 4668.0820, 4668.0825, 4668.0030, 4668.0835, 4668.0840)	Staff have received training and/or competency evaluations as required, including training in dementia care, if applicable.  Nurse licenses are current.  The registered nurse(s) delegates nursing tasks only to staff who are competent to perform the procedures that have been delegated.  The process of delegation and supervision is clear to all staff and reflected in their job descriptions.	X Met Correction Order(s) issued Education provided
8. Medications are stored and administered safely. (MN Rules 4668.0800, Subp. 3, 4668.0855, 4668.0860)	The agency has a system for the control of medications. Staff are trained by a registered nurse prior to administering medications. Medications and treatments administered are ordered by a prescriber. Medications are properly labeled. Medications and treatments are administered as prescribed. Medications and treatments administered are documented.	_X Met Correction Order(s) issued Education provided N/A
9. Continuity of care is promoted for clients who are discharged from the agency. (MN Statute 144A.44, 144D.04; MN Rules 4668.0050, 4668.0170, 4668.0800,4668.0870)	Clients are given information about other home care services available, if needed.  Agency staff follow any Health Care Declarations of the client.  Clients are given advance notice when services are terminated by the ALHCP.  Medications are returned to the client or properly disposed of at discharge from a HWS.	_X Met Correction Order(s) issued Education provided N/A
10. The agency has a current license. (MN Statutes 144D.02, 144D.04, 144D.05, 144A.46; MN Rule 4668.0012, Subd. 17  Note: MDH will make referrals to the Attorney General's office for violations of MN Statutes 144D or 325F.72; and make other referrals, as needed.	The ALHCP license (and other licenses or registrations as required) are posted in a place that communicates to the public what services may be provided. The agency operates within its license(s).	X Met Correction Order(s) issued Education provided

<u>Please note</u>: Although the focus of the licensing survey is the regulations listed in the Indicators of Compliance boxes above, other violations may be cited depending on what systems a provider has or fails to have in place and/or the severity of a violation. Also, the results of the focused licensing survey may result in an expanded survey where additional interviews, observations, and documentation reviews are conducted.

Survey Results:  X	All Indicators of Compliance listed above	were met.
	pliance not met and/or education provided, s) of deficient practice noted:	list the number, regulation
Indicator of Compliance:		Correction Order Issued

A copy of this completed form was left with <u>LaVonne Seemann</u> at an exit conference on (date) <u>06/03/04</u>. Any correction orders issued as a result of the on-site visit will arrive by certified mail to the licensee within 3 weeks of this exit conference (see Correction Order form HE-01239-03). If you have any questions about the Licensing Survey Form or the survey results, please contact the Minnesota Department of Health, (651) 215-8703. After supervisory review, this form will be posted on the MDH website. General information about ALHCP is also available on the website:

http://www.health.state.mn.us/divs/fpc/profinfo/cms/alhcp/alhcpsurvey.htm

Regulations can be viewed on the Internet: <a href="http://www.revisor.leg.state.mn.us/stats">http://www.revisor.leg.state.mn.us/stats</a> (for MN statutes) <a href="http://www.revisor.leg.state.mn.us/arule/">http://www.revisor.leg.state.mn.us/arule/</a> (for MN Rules).