

Protecting, Maintaining and Improving the Health of Minnesotans

Certified Mail # 7008 0150 0003 5688 9408

August 25, 2008

Ron Hendrickson, Administrator Grandmas Place Inc 9898 Evergreen LN Maple Grove, MN 55369

Re: Results of State Licensing Survey

Dear Mr. Hendrickson:

The above agency was surveyed on July 14, 15, and 16, 2008, 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) 201-4301.

Sincerely,

Jean M. Johnston

Jean Johnston, Program Manager Case Mix Review Program

Enclosures

cc: Hennepin County Social Services
 Ron Drude, Minnesota Department of Human Services
 Sherilyn Moe, Office of the Ombudsman
 Deb Peterson, Attorney General's Office – MA Fraud

01/07 CMR3199

Division of Compliance Monitoring • Case Mix Review

85 East 7th Place Suite, 220 • PO Box 64938 • St. Paul, MN 55164-0938 • 651-201-4301 General Information: 651-201-5000 or 888-345-0823 • TTY: 651-201-5797 • Minnesota Relay Service: 800-627-3529 http://www.health.state.mn.us

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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: GRANDMAS PLACE INC

| HFID #: 24787 | |
|--|------|
| Date(s) of Survey: July 14, 15 and 16, 2 | 2008 |
| Project #: QL24787003 | |

| Indicators of Compliance | Outcomes Observed | Comments |
|---|---|--|
| 1. The provider only accepts and retains clients for whom it can meet the needs as agreed to in the service plan. | • Each client has an assessment and service plan developed by a registered nurse within 2 weeks and prior to initiation of delegated nursing services, | Met X Correction Order(s) issued |
| Focus SurveyMN Rule 4668.0815 | reviewed at least annually, and as needed. | X Education Provided Expanded Survey Survey not Expanded |
| Expanded Survey MN Rule 4668.0050 MN Rule 4668.0800 Subp. 3 MN Rule 4668.0825 Subp. 2 MN Rule 4668.0845 | The service plan accurately describes the client's needs. Care is provided as stated in the service plan. The client and/or representative understand what care will be provided and what it costs. | Survey not Expanded Met Correction Order(s) issued Education Provided Follow-up Survey <u>#</u> New Correction Order issued 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 | Clients are aware of and have their rights honored. Clients are informed of and afforded the right to file a complaint. Continuity of Care is promoted for clients who are discharged from the agency. | Focus Survey Met X Correction Order(s) issued X Education Provided Expanded Survey Survey not Expanded Met Correction Order(s) issued Education Provided Follow-up Survey <u>#</u> New Correction Order issued Education 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 | Clients are free from abuse or neglect. Clients are free from restraints imposed for purposes of discipline or convenience. Agency personnel 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. | Focus Survey X_Met Correction Order(s) issued X_Education Provided Expanded Survey Survey not Expanded Met Correction Order(s) issued Education Provided Follow-up Survey # New Correction Order issued Education Provided |

| Indicators of Compliance | Outcomes Observed | Comments |
|---|--|---|
| 4. The clients' confidentiality is maintained. Expanded Survey MN Rule 4668.0810 | Client personal information and records are secure. Any information about clients is released only to appropriate parties. Client records are maintained, are complete and are secure. | 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 | 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 that 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. Personnel records are maintained and retained. Staff meet infection control guidelines. | Focus SurveyMet XCorrection Order(s) issued XEducation Provided Expanded SurveySurvey not ExpandedMetCorrection Order(s) issuedEducation Provided Follow-up Survey # |

| Indicators of Compliance | 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 | A registered nurse is contacted when there is a change in a client's condition that requires a nursing assessment. Emergency and medical services are contacted, as needed. The client and/or representative is informed when changes occur. The agency has a system for the control of medications. A registered nurse trains unlicensed personnel prior to them administering medications. Medications and treatments are ordered by a prescriber and are administered and documented as prescribed. | Focus Survey Met XCorrection Order(s) issued XEducation Provided Expanded Survey Survey not Expanded Met Correction Order(s) issued Education Provided Follow-up Survey <u>#</u> New Correction Order issued Education 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. | 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. The agency operates within its license(s) and applicable waivers and variances. Advertisement accurately reflects the services provided by the agency. | Focus Survey X Met Correction Order(s) issued X Education Provided Expanded Survey Survey not Expanded Met Correction Order(s) issued Education Provided Follow-up Survey # New Correction Order issued Education Provided |

| Indicators of Compliance | Outcomes Observed | Comments |
|---|---|--|
| 8. The provider is in compliance with MDH waivers and variances Expanded Survey MN Rule 4668.0016 | • Licensee provides services within the scope of applicable MDH waivers and variances | 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 |

<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.

SURVEY RESULTS: ____ All Indicators of Compliance listed above were met.

For Indicators of Compliance not met, the rule or statute numbers and the findings of deficient practice are noted below.

1. MN Rule 4668.0030 Subp. 2

INDICATOR OF COMPLIANCE: #2

Based on record review and interview, the licensee failed to provide the Minnesota Home Care Bill of Rights to clients for two of two clients' (A1 and B1) records reviewed. The findings include:

Clients A1 and B1 began receiving services on February 9, 2003, and February 16, 2006, respectively. The records for clients A1 and B1 indicated they received a copy of the Grandmas Place bill of rights on admission and annually thereafter. When interviewed, July 15, 2008, the program director stated that she wasn't aware that the clients also must be given a copy of the Minnesota Home Care bill of rights and she agreed that their own bill of rights did not contain all the required information.

2. MN Rule 4668.0065 Subp. 3

INDICATOR OF COMPLIANCE: #5

Based on record review and interview, the licensee failed to ensure annual infection control in-service training was provided for one of three employees' (AB) records reviewed. The findings include:

Employee AB was hired April 23, 2004. Her record did not contain any documentation of in-service training for infection control since she completed orientation. When interviewed, July 15, 2008, the program director agreed there was no documentation of infection control in-service in her record for the past year. She stated that she probably would have had the in-service last July 2007, but there was no documentation. She stated that infection control is now the scheduled mandatory in-service for every July so all employees will have completed infection control training by the end of July.

3. MN Rule 4668.0815 Subp. 4

INDICATOR OF COMPLIANCE: #1

Based on record review and interview, the licensee failed to ensure service plans were complete for two of two clients' (A1 and B1) records reviewed. The findings include:

Clients A1 and B1 began receiving services on February 9, 2003, and February 16, 2006, respectively. Client A1's service plan was dated March 5, 2008, and B1's was dated April 28, 2008. Neither of the service plans contained the schedule or frequency of sessions of supervision or a plan for contingency action. When interviewed, July 15, 2008, the program director stated that they consider the individual service plan, the risk management plan and the Grandmas Place bill of rights all components of the home care service plan. She agreed that the schedule of supervision and a contingency plan were not included in any of these components.

4. MN Rule 4668.0845 Subp. 2

INDICATOR OF COMPLIANCE: #1

Based on record review and interview the agency failed to ensure unlicensed personnel were supervised by a registered nurse (RN) for two of two clients' (A1 and B1) records reviewed. The findings include:

Clients A1 and B1 began receiving services on February 9, 2003, and February 16, 2006, respectively. Both clients A1 and B1 received assistance with medication administration from unlicensed staff. There was no documentation in either client record that the registered nurse had done supervisory visits of unlicensed personnel.

When interviewed, July 15, 2008, the registered nurse stated that she visited each client every 60 days. The documentation reviewed on the visits for clients A1 and B1 indicated these visits were evaluations of the clients' general health, well-being, and medication side effect monitoring but not a supervisory visit to monitor services provided by unlicensed personnel.

5. MN Rule 4668.0855 Subp. 4

INDICATOR OF COMPLIANCE: #6

Based on record review and interview, the licensee failed to ensure that the registered nurse (RN) instructed unlicensed personnel on the procedures for assistance with self-administration of medications or medication administration for one of two unlicensed employees' (AB) records reviewed. The findings include:

Employee AB was hired April 23, 2004. Her record indicated that she had received training and passed competency testing for assisting clients with self-administration of medication and medication administration on July 10, 2007. The training and competency was signed off by the program manager and not by a registered nurse. When interviewed, July 15, 2008, the program director stated that this was prior to her taking over the program and that had been the practice at the agency at that time. She stated that now the registered nurse does the medication administration training and competency testing, before the unlicensed personnel administer medications.

6. MN Rule 4668.0865 Subp. 2

INDICATOR OF COMPLIANCE: #6

Based on record review and interview, the licensee failed to have a registered nurse (RN) conduct a nursing assessment of the client's functional status and need for central medication storage of medications for two of two clients' (A1 and B1) records reviewed. The findings include:

Clients A1 and B1 began receiving services including central storage of medications on February 9, 2003, and February 16, 2006, respectively. There was no documentation in either client record of an assessment by a registered nurse of the client's functional status and need for central storage of medications. When interviewed, July 14, 2008, the registered nurse stated that she had done a complete functional assessment of the client within 72 hours of moving in. The assessment form that she used was reviewed and it did not contain an assessment of the need for central storage. When interviewed, July 15, 2008, the program director stated that the need for central storage and assistance with medication administration is addressed in the risk management assessment that is done on admission and annually thereafter, and is all part of the service plan. Client A1 had a risk management assessment dated April 28, 2008. These risk management assessments were completed by a qualified mental health professional and not by a registered nurse.

A draft copy of this completed form was left with <u>Ron Hendrickson, COO, and Karen Johnson, Program</u> <u>Director</u>, at an exit conference on <u>July 16, 2008</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) 201-4301. 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: <u>http://www.revisor.leg.state.mn.us/stats</u> (for MN statutes) <u>http://www.revisor.leg.state.mn.us/arule/</u> (for MN Rules).



Protecting, Maintaining and Improving the Health of Minnesotans

April 18, 2008

Ron Hendrickson, Administrator Grandmas Place Inc 9898 Evergreen LN Maple Grove, MN 55369

Re: Telephone Interview

Dear Mr. Hendrickson:

The information discussed during a telephone interview conducted by staff of the Minnesota Department of Health, Case Mix Review Program, on April 11, 2008, is summarized in the enclosed documents listed below:

<u>Telephone Interview and Education Assessment form</u> A summary of the items discussed during the phone interview and a listing of the education provided during the interview

Resource Sheet for Home Care Providers

A listing of web-sites and documents useful to home care providers in assuring compliance with home care regulations

Please note, it is your responsibility to share the information contained in this letter and the information from this interview with your direct care staff and the President of your facility's Governing Body.

If you have any questions, please feel free to call our office at (651) 201-4301.

Sincerely, Jean M. Johnston

Jean Johnston, Program Manager Case Mix Review Program

Enclosure(s)

CMR TELEPHONE 03/08



Class A and Class F Home Care Telephone Interview and Education Assessment

Registered nurses from the Minnesota Department of Health (MDH) use this form to document telephone interviews and education of newly licensed Class F and Class A (licensed only) Home Care Providers as well as other providers who have not been surveyed by Case Mix Review staff.

Licensing requirements listed below were reviewed during a telephone interview. Information from this interview along with other data will be considered when making decisions regarding the timing of an on site survey. The noted topics were discussed during the telephone interview and education was provided in the checked areas.

Name of Home Care Licensee: Grandma's Place Inc.

| HFID #: 24787 | Type of License: Class F Home Care |
|-----------------------------------|------------------------------------|
| Date of Interview: April 11, 2008 | |

| Interview Topic | Item Discussed | Education Provided |
|--------------------------|------------------------------|---|
| Access to information | Home Care Rules and Statutes | Web address for Home Care Rules and Statutes was sent (MN Statute §144A and MN Rule 4668) |
| | | Web address for Vulnerable Adult Act was sent (MN Statute §626.557) |
| | | Web address for Maltreatment of Minors Act was sent (MN Statute §626.556) |
| | | Board of Nursing web address was sent |
| | | Sent via: <u>E-mail</u> |
| | | Basic Education Provided |
| Client Needs | Care needs of clients | Home Care licensee is required to have staff sufficient in qualifications and numbers to meet client needs (MN Rule 4668.0050) |
| | | Basic Education Provided |



| Interview Topic | Item Discussed | Education Provided |
|---|---|--|
| Home Care Bill of Rights | Bill of Rights given to clients | Current and appropriate version of home care bill of rights required |
| | | Minnesota Dept. of Health web-site Basic Education Provided |
| Advertising | Advertising should reflect services provided | Includes all forms of advertising MN Rule 4668.0019 |
| | Freedow | Basic Education Provided |
| Unlicensed personnel (ULP) who provide direct care | Training needed for ULP to be qualified to provide direct care | Initial training needed MN Rule 4668.0835 Subp. 2 (Class F) |
| | Ongoing education needed for unlicensed personnel | Competency testing required MN Rule 4668.0835 Subp. 3 (Class F) |
| | personner | Inservice training MN Rule 4668.0835 Subp. 3 (Class F) |
| | | Ongoing infection control training needed MN Rule 4668.0065 Subp. 3 |
| | | Basic Education Provided |
| Unlicensed personnel (ULP) and medication administration | Training required Insulin administration by unlicensed personnel | Difference between medication administration and assistance with medication administration. MN Rule 4668.0003 Subp. 2a and Subp. 21a |
| | | Medication reminders – a visual or verbal cue only. MN Rule 4668.0003 Subp. 21b |
| | | ULP limitations with insulin administration MN Rule 4668.0855 Subp. 6 (Class F) |
| | | Prescriber orders required MN Rule 4668.0860 Subp. 2 (Class F) |
| | | Basic Education Provided |



| Interview Topic | Item Discussed | Education Provided |
|---|---|--|
| Role of registered nurse (RN) and licensed practical nurse (LPN) | Need to verify licenses of nurses RN does assessments LPN does monitoring | Difference between RN and LPN role MN Rule 4668.0820 Subp. 2 (Class F) and Minnesota Nurse Practice Act Points at which RN assessment is needed - Class F requirements RN assessment and change in condition MN Rule 4668.0845 Subp. 2 (Class F) |
| | | Basic Education Provided |
| Supervision of unlicensed personnel (ULP) | Requirements for supervision and monitoring of unlicensed personnel | RN supervision and LPN monitoring of unlicensed personnel Timing of supervision and monitoring MN Rule 4668.0845 (Class F) |
| | | Basic Education Provided |
| Service plan or agreement | Contents of Service Plan or Agreement Person who prepares service plan | Differentiate between licensee service plan and county service plan Required components of service plan Need to review service plan Basic Education Provided MN Rule 4668.0815 (Class F) |
| Protection of health, safety and well being | Background studies for all staff | Background studies not transferable Only DHS background study accepted |
| of clients | Assessment of vulnerability for all clients | MN Statute §144A.46 Subd. 5 Plan to address identified vulnerabilities required MN Statute §626.557 Subd. 14b |
| | | Basic Education Provided |
| Infection control | Tuberculosis screening prior to direct client contact | System for follow up on TB status after hire MN Rule 4668.0065 Subps. 1 & 2 Yearly infection control inservice required for all staff including nurses MN Rule 4668.0065 Subp. 3 |
| | | Basic Education Provided |



| Interview Topic | Item Discussed | Education Provided |
|-----------------|--|--|
| Assisted Living | Arranged providers for assisted living required to follow 144G | Uniform Consumer Information Guide must be given to all prospective clients MN Statute 144G.03 Subd. 2b9 |
| | | Basic Education Provided |

The data used to complete this form was reviewed with <u>Ron Hendrickson, COO</u>, during a telephone interview on <u>April 11, 2008</u>. A copy of this Telephone Interview and Education Assessment form will be sent to the licensee. Any questions about this Telephone Interview and Education Assessment form should be directed to the Minnesota Department of Health, (651) 201-4301. This form will be posted on the MDH web-site. Home care provider general information is available by going to the following web address and clicking on the appropriate home care provider link:

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

Statutes and rules can be viewed on the internet:

http://www.revisor.leg.state.mn.us/stats - for Minnesota Statutes

http://www.revisor.leg.state.mn.us/arule/ - for Minnesota Rules

