

Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered January 28, 2022

Administrator Shirley Chapman Sholom Home East 740 Kay Avenue Saint Paul, MN 55102

RE: CCN: 245411

Cycle Start Date: December 1, 2021

Dear Administrator:

On January 5, 2022, the Minnesota Department of Health completed a revisit to verify that your facility had achieved and maintained compliance. Based on our review, we have determined that your facility has achieved substantial compliance; therefore no remedies will be imposed.

Feel free to contact me if you have questions.

Melissa Poepping, Health Program Representative Senior

Program Assurance | Licensing and Certification

Minnesota Department of Health

P.O. Box 64900

Saint Paul, Minnesota 55164-0970

Phone: 651-201-4117

Email: melissa.poepping@state.mn.us



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically delivered December 21, 2021

Administrator Shirley Chapman Sholom Home East 740 Kay Avenue Saint Paul, MN 55102

RE: CCN: 245411

Cycle Start Date: December 1, 2021

Dear Administrator:

On December 1, 2021, a survey was completed at your facility by the Minnesota Departments of Health and Public Safety, to determine if your facility was in compliance with Federal participation requirements for skilled nursing facilities and/or nursing facilities participating in the Medicare and/or Medicaid programs.

This survey found the most serious deficiencies in your facility to be isolated deficiencies that constituted no actual harm with potential for more than minimal harm that was not immediate jeopardy (Level D), as evidenced by the electronically attached CMS-2567 whereby corrections are required.

ELECTRONIC PLAN OF CORRECTION (ePoC)

Within ten (10) calendar days after your receipt of this notice, you must submit an acceptable ePOC for the deficiencies cited. An acceptable ePOC will serve as your allegation of compliance. Upon receipt of an acceptable ePOC, we will authorize a revisit to your facility to determine if substantial compliance has been achieved.

To be acceptable, a provider's ePOC must include the following:

- How corrective action will be accomplished for those residents found to have been affected by the deficient practice.
- How the facility will identify other residents having the potential to be affected by the same deficient practice.
- What measures will be put into place, or systemic changes made, to ensure that the deficient practice will not recur.
- How the facility will monitor its corrective actions to ensure that the deficient practice is being corrected and will not recur.
- The date that each deficiency will be corrected.
- An electronic acknowledgement signature and date by an official facility representative.

The state agency may, in lieu of an onsite revisit, determine correction and compliance by accepting the facility's ePoC if the ePoC is reasonable, addresses the problem and provides evidence that the corrective action has occurred.

If an acceptable ePoC is not received within 10 calendar days from the receipt of this letter, we will recommend to the CMS Region V Office that one or more of the following remedies be imposed:

Shirley Chapman Sholom Home East December 21, 2021 Page 2

- Denial of payment for new Medicare and Medicaid admissions (42 CFR 488.417);
- Civil money penalty (42 CFR 488.430 through 488.444).
- Termination of your facility's Medicare and/or Medicaid agreement (488.456(b)).

DEPARTMENT CONTACT

Questions regarding this letter and all documents submitted as a response to the resident care deficiencies (those preceded by an "F" tag), i.e., the plan of correction should be directed to:

Annette Winters, Rapid Response Unit Supervisor Metro 1, Golden Rule Office
Licensing and Certification Program
Health Regulation Division
Minnesota Department of Health
85 East Seventh Place, Suite 220
P.O. Box 64900
Saint Paul, Minnesota 55164-0900
Email: annette.m.winters@state.mn.us

Mobile: (651) 558-7558

PRESUMPTION OF COMPLIANCE - CREDIBLE ALLEGATION OF COMPLIANCE

The facility's ePoC will serve as your allegation of compliance upon the Department's acceptance. In order for your allegation of compliance to be acceptable to the Department, the ePoC must meet the criteria listed in the plan of correction section above. You will be notified by the Minnesota Department of Health, Licensing and Certification Program staff and/or the Department of Public Safety, State Fire Marshal Division staff, if your ePoC for the respective deficiencies (if any) is acceptable.

VERIFICATION OF SUBSTANTIAL COMPLIANCE

Upon receipt of an acceptable ePoC, a Post Certification Revisit (PCR), of your facility will be conducted to validate that substantial compliance with the regulations has been attained in accordance with your verification.

If substantial compliance has been achieved, certification of your facility in the Medicare and/or Medicaid program(s) will be continued and remedies will not be imposed. Compliance is certified as of the latest correction date on the approved ePoC, unless it is determined that either correction actually occurred between the latest correction date on the ePoC and the date of the first revisit, or correction occurred sooner than the latest correction date on the ePoC.

FAILURE TO ACHIEVE SUBSTANTIAL COMPLIANCE BY THE THIRD OR SIXTH MONTH AFTER THE LAST DAY OF THE SURVEY

If substantial compliance with the regulations is not verified by March 1, 2022 (three months after the identification of noncompliance), the CMS Region V Office must deny payment for new admissions as mandated by the Social Security Act (the Act) at Sections 1819(h)(2)(D) and 1919(h)(2)(C) and Federal regulations at 42 CFR Section 488.417(b).

Shirley Chapman Sholom Home East December 21, 2021 Page 3

In addition, if substantial compliance with the regulations is not verified by June 1, 2022 (six months after the identification of noncompliance) your provider agreement will be terminated. This action is mandated by the Social Security Act at Sections 1819(h)(2)(C) and 1919(h)(3)(D) and Federal regulations at 42 CFR Sections 488.412 and 488.456.

Please note that this notice does not constitute formal notice of imposition of alternative remedies or termination of your provider agreement. Should the Centers for Medicare & Medicaid Services determine that termination or any other remedy is warranted, it will provide you with a separate formal notification of that determination.

INFORMAL DISPUTE RESOLUTION (IDR) / INDEPENDENT INFORMAL DISPUTE RESOLUTION (IIDR)

In accordance with 42 CFR 488.331, you have one opportunity to question cited deficiencies through an informal dispute resolution process. You are required to send your written request, along with the specific deficiencies being disputed, and an explanation of why you are disputing those deficiencies, to:

Nursing Home Informal Dispute Process Minnesota Department of Health Health Regulation Division P.O. Box 64900 St. Paul, Minnesota 55164-0900

This request must be sent within the same ten days you have for submitting an ePoC for the cited deficiencies. All requests for an IDR or IIDR of federal deficiencies must be submitted via the web at: https://mdhprovidercontent.web.health.state.mn.us/ltc_idr.cfm

You must notify MDH at this website of your request for an IDR or IIDR within the 10 calendar day period allotted for submitting an acceptable electronic plan of correction. A copy of the Department's informal dispute resolution policies are posted on the MDH Information Bulletin website at: https://www.health.state.mn.us/facilities/regulation/infobulletins/ib04 8.html

Please note that the failure to complete the informal dispute resolution process will not delay the dates specified for compliance or the imposition of remedies.

Feel free to contact me if you have questions.

Sincerely,

Melissa Poepping, Health Program Representative Senior

Program Assurance | Licensing and Certification

Minnesota Department of Health

P.O. Box 64900

Saint Paul, Minnesota 55164-0970

Phone: 651-201-4117

Email: melissa.poepping@state.mn.us

PRINTED: 06/06/2022 FORM APPROVED OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES (X1) PROVIDER/SUPPLIER/CLIA AND PLAN OF CORRECTION IDENTIFICATION NUMBER:				DATE SURVEY COMPLETED	
		245411	B. WING		C 12/01/2021
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				STREET ADDRESS, CITY, STATE, ZIP CODE 740 KAY AVENUE SAINT PAUL, MN 55102	12/01/2021
(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) COMPLETION DATE
F 000	INITIAL COMMENT	-S	F 00		
	abbreviated survey to conduct a comple was found to be not	/21 and 12/1/21 a standard was completed at your facility aint investigation. Your facility t in compliance with 42 CFR ents for Long Term Care			
	SUBSTANTIATED: H5411106C (MN78 H5411108C (MN78	laints were found to be H5411105C (MN78817), 815), H5411107C (MN78812), 811), H5411104C (MN78821), 780), H5411110C (MN78769), 768)			
		laint was found to be ED: H54111112C (MN78704).			
	signature is not req page of the CMS-28 correction is require	ot of the electronic documents.	F 60	2	12/31/21
	neglect, misappropi and exploitation as includes but is not li corporal punishmen any physical or che treat the resident's This REQUIREMEN by: Based on documen	e right to be free from abuse, riation of resident property, defined in this subpart. This imited to freedom from ht, involuntary seclusion and mical restraint not required to medical symptoms. NT is not met as evidenced ht review and interview, the ure the rights of 8 of 9		 Residents R1, R7, and R8 were assessed for pain upon being identified 	as
ARORATOR\		ER/SUPPLIER REPRESENTATIVE'S SIGN	NATI IRE	TITLE	(X6) DATE

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

Electronically Signed

12/28/2021

Any deficiency statement ending with an asterisk (*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

STATEMENT OF DEFICIENCIES (X1) PROVIDER/SUPPLIER/CLIA AND PLAN OF CORRECTION IDENTIFICATION NUMBER:		(X2) MULTIPLE CONSTRUCTION A. BUILDING			(X3) DATE SURVEY COMPLETED		
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		245411	B. WING			12/0	01/2021
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				74	TREET ADDRESS, CITY, STATE, ZIP CODE 40 KAY AVENUE AINT PAUL, MN 55102		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)			ID PROVIDER'S PLAN OF CORRECTION PREFIX (EACH CORRECTIVE ACTION SHOULD TAG CROSS-REFERENCED TO THE APPROVIDENCY)		BE	(X5) COMPLETION DATE
F 602	residents (R1, R2, Reviewed were free exploitation-drug dipractical nurse (LPI (PRN) narcotic medeleven-month periodeleven-month periodeleven-mont	R3, R4, R5, R6, R7, R8) from financial version when a licensed N)-C diverted 946 as needed dications over an od. sician orders printed on had physician orders for minophen 5-325mg (opioid se) 1 tab every 4 hours as on 10/28/21, and orders for bioid controlled substance) 1 as needed that began on sician orders printed on had physician orders for bioid controlled substance) 1 day as needed that began on ransferred to the hospital on	F	602	being effected by the diversion. All residents were noted to have adequation management with no ill effects residents will be assessed weekly for four weeks. Residents R2, R3, R4, R5 and expired prior to 11/23/21, when the suspected drug diversion was reporthe state agency. All residents who have current physician orders for controlled substance(s) would have the potent be affected by the same deficient peron of the current, expired and hospitalized rewith controlled medications from Jacobal to current. Facility provided education to a licensed clinical staff and trained massistants regarding handling, cour and destruction of controlled substance and reconciling counts weekly for four weeks, month a months and then will be reviewed. Facility will look for discrepancioned patterns of medication administ this will be done twice a week for forweeks, monthly for 3 months, and within the reviewed in QA. Director of Nursing will audit for resident samples per month of resident samples per month of resident samples per month of resident courts will be reviewed quarter of the eMAR administration of the eMAR admini	uate s. All 3 or pain R6 rted to tial to ractice. iled all sidents inuary Il edical ating ances. e g the thly for in QA. es or tration; our vill ur dents e otic ation	

STATEMENT OF DEFICIENCIES (X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:		` '	PLE CONSTRUCTION G	C (X3) DATE SURVEY		
		245411	B. WING		12	2/01/2021
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				STREET ADDRESS, CITY, STATE, ZIP CODE 740 KAY AVENUE SAINT PAUL, MN 55102		
(X4) ID PREFIX TAG	(EACH DEFICIENC	ATEMENT OF DEFICIENCIES Y MUST BE PRECEDED BY FULL LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRE (EACH CORRECTIVE ACTION SHI CROSS-REFERENCED TO THE APP DEFICIENCY)	OULD BE	(X5) COMPLETION DATE
F 602	11/23/21, noted Resoxycodone 2.5mg began on 9/14/21. 10/9/21. R6's electronic phy 11/23/21, noted R6 oxycodone 5mg evon 1/18/21. R6 exp R7's electronic phy 11/24/21, noted R7 oxycodone 2.5mg began on 2/23/21. R8's electronic phy 11/23/21, noted R8 oxycodone 2.5mg began on 12/16/20 6/17/21. R8 had or needed that began The administrator filed reports with the drug diversion on identified residents to the facility on 11 DON both had enverthat contained pag from 2 residents. The was the only nurse narcotic pain media administrator and land looked back to had worked in the The facility investiges.	visician orders printed on 5 had physician orders for every 6 hours as needed that R5 expired at the facility on visician orders printed on 5 had physician orders for very hour as needed that began bired at the facility on 8/13/21. visician orders printed on 7 had physician orders for every 2 hours as needed that visician orders printed on 8 had physician orders for twice a day as needed that 9 and was discontinued on orders for 5mg 3 times a day as	F 60	2		

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION (X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:		(X2) MULTIPLE CONSTRUCTION A. BUILDING			(X3) DATE SURVEY COMPLETED C		
		245411	B. WING _		12	/01/2021	
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				STREET ADDRESS, CITY, STATE, ZIP CODE 740 KAY AVENUE SAINT PAUL, MN 55102			
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F 602	medications from 8 January of 2021. L medications out of not document adm The facility investig taken narcotic med cart for destruction LPN-C did not des presence of anothe A review of the cor history from 1/1/20 indicated: A review of R1's na narcotic count boo noted LPN-C diver LPN-C did not doc medications to R1 administration reco A review of R2's na narcotic count boo 11/23/21, noted LP narcotic doses. LP administration of th MAR. A review of R3's na narcotic book from diverted 6 narcotic document adminis in the MAR.	246 doses of narcotic 3 identified residents since PN-C signed narcotic the narcotic count book but did inistration of the medications. gation also noted LPN-C had dications from the medication the morning of 11/23/21, troy medications in the er nurse. atrolled substance dispensing 21 through 11/23/2012 arcotic medication in the k from November of 2021, ted 12 total narcotic doses. ument administration of the in the medication	F 60	2			
	narcotic book from LPN-C diverted a t	arcotic medication in the January to March of 2021, otal of 26 narcotic doses, ument administration of the					

	STATEMENT OF DEFICIENCIES (X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:		` ′		E CONSTRUCTION	(X3) DATE SURVEY COMPLETED C	
		245411	B. WING				01/2021
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				74	TREET ADDRESS, CITY, STATE, ZIP CODE 40 KAY AVENUE AINT PAUL, MN 55102	, <u></u> -	· · · · · · ·
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F 602	narcotic book from 2021, LPN-C divert doses, LPN-C did r the medication to R A review of R6's na narcotic book from LPN-C diverted a to LPN-C did not documedication to R6 in A review of R7's na narcotic book from LPN-C diverted a to LPN-C did not documedication to R7 in A review of R8's na narcotic book from LPN-C diverted 30s not document admir R8 in the MAR. During review of readverse outcomes medications. When interviewed of LPN-C stated she cadministered the m	the MAR. rcotic medication in the September to October of ed a total of 30 narcotic not document administration of 25 in the MAR. rcotic medication in the January to July of 2021, otal of 185 narcotic doses, ament administration of the the MAR. rcotic medication in the January to November of 2021, otal of 221 narcotic doses, ament administration of the the MAR. rcotic medication in the January to November of 2021, otal of 221 narcotic doses, ament administration of the the MAR. rcotic medication in the January to November of 2021, or narcotic doses, LPN-C did nistration of the medication to cords for R1-R8 there were no related to the diversion of PRN on 11/30/21, at 12:56 p.m. did not divert medications, she edications as ordered by the	F 6	602			
	physician. LPN-C s only nurse on the u extremely busy so s administration of th LPN-C stated she of	edications as ordered by the tated many times she was the nit, was overworked and she was unable to document e PRN narcotic medications. did not follow facility policy with tration as she did not					

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION (X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:		(X2) MULTIPLE CONSTRUCTION A. BUILDING				(X3) DATE SURVEY COMPLETED			
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NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST			STREET ADDRESS, CITY, STATE, ZIP CODE 740 KAY AVENUE SAINT PAUL, MN 55102				12/01/2021		
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F 602	document administ with time of administ with time of administ medication, pain raresponse to PRN in stated she did not finarcotic medication narcotic medication present. When interviewed of DON stated she was discrepancies on 1 facility that morning of her office that copages from the narcurrent residents where the grand unit and facility for 30 years went through the elenarcotic medication not administered poinvestigation identification of the discovery of the DON further discovery of the dis	ration of the medication along stration, the reason for ting (if applicable) and the nedications. LPN-C further follow facility policy regarding in destruction, she destroyed its without another nurse on 11/30/21, at 2:12 p.m. the as made aware of the drug 1/23/21, upon arrival to the g. An envelope was on the floor ontained photocopies of 3 acotic drug count book on 2 at a typed note that read, "I'll is DON stated she was curious in noticed LPN-C had been the pout narcotics to the residents. PN-C was a nurse manager on had been an employee at the actronic MAR and noticed the insectronic material date. The DON stated also taken in a from the medication cart to ut another nurse present that and administrator filed the insectronic material and their cy officials along with the did the affected resident's family and diversion. The DON stated LPN-C, she stated the facility and she did not have time to	F 6	02					

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION (X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:		` ′	TIPLE CONSTRUCTION NG		(X3) DATE SURVEY COMPLETED			
		245411	B. WING	B. WING		C / 01/2021		
NAME OF PROVIDER OR SUPPLIER SHIRLEY CHAPMAN SHOLOM HOME EAST				STREET ADDRESS, CITY, STATE, 740 KAY AVENUE SAINT PAUL, MN 55102		70172021		
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F 602	document PRN me When interviewed of DON stated the nur weekly audits of the carts and counts, a through. The DON the narcotic book a nurse manager, tha check, it will be dor When questioned to the drug diversion to plans to do spot che are on narcotics, lo the narcotic book a will report at QA que A facility policy titled Prohibition-Vulnera Prevention Plan no staff to assure resid	dication administration. on 12/1/21, at 9:33 a.m. the rese managers are doing a narcotic book, medication and they have the book to look will go behind them to audit and counts. Since it was a set is why she will do the 2nd set twice a week for each cart. That this process did not identify before, the DON stated she ecks of residents (a few) that ok at eMAR and compare to and carts for discrepancies and arterly.	F 6	02				



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically delivered December 21, 2021

Administrator Shirley Chapman Sholom Home East 740 Kay Avenue Saint Paul, MN 55102

Re: Event ID: C23D11

Dear Administrator:

The above facility survey was completed on December 1, 2021 for the purpose of assessing compliance with Minnesota Department of Health Nursing Home Rules. At the time of the survey, the survey team from the Minnesota Department of Health - Health Regulation Division noted no violations of these rules promulgated under Minnesota Stat. section 144.653 and/or Minnesota Stat. Section 144A.10.

Electronically posted is the Minnesota Department of Health order form stating that no violations were noted at the time of this survey. The Minnesota Department of Health is documenting the State Licensing Correction Orders using federal software. Please disregard the heading of the fourth column which states, "Provider's Plan of Correction." This applies to Federal deficiencies only. There is no requirement to submit a Plan of Correction.

Please feel free to call me with any questions.

Sincerely,

Melissa Poepping, Health Program Representative Senior

Program Assurance | Licensing and Certification

Minnesota Department of Health

P.O. Box 64900

Saint Paul, Minnesota 55164-0970

Phone: 651-201-4117

Email: melissa.poepping@state.mn.us

(X6) DATE

Minnesota Department of Health

STATEMENT OF DEFICIENCIES (X1) PROVIDER/SUPPLIER/CLIA AND PLAN OF CORRECTION IDENTIFICATION NUMBER:		(X2) MULTIPL A. BUILDING:	(X3) DATE SURVEY COMPLETED	
	00496	B. WING		C 12/01/2021
NAME OF PROVIDER OR SUPPLIER			STATE, ZIP CODE	12/01/2021
SHIRLEY CHAPMAN SHOLO	M HOME FAST 740 KAY	AVENUE		
	SAINT PA	AUL, MN 551		-071011
PREFIX (EACH DEFICIENC	ATEMENT OF DEFICIENCIES BY MUST BE PRECEDED BY FULL LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRE (EACH CORRECTIVE ACTION SI CROSS-REFERENCED TO THE AP DEFICIENCY)	HOULD BE COMPLETE
2 000 Initial Comments		2 000		
****ATTE	ENTION*****			
NH LICENSING	CORRECTION ORDER			
144A.10, this correpursuant to a surve found that the definerein are not corrected shall with a schedule of the Minnesota Deputermination of water corrected requires requirements of the number and MN R When a rule conta	n Minnesota Statute, section ection order has been issued ey. If, upon reinspection, it is ciency or deficiencies cited rected, a fine for each violation be assessed in accordance fines promulgated by rule of partment of Health. Whether a violation has been compliance with all e rule provided at the tag rule number indicated below. The items will be considered			
lack of compliance re-inspection with a result in the assess	e. Lack of compliance upon any item of multi-part rule will sment of a fine even if the item during the initial inspection was			
that may result from orders provided the Department wi	a hearing on any assessments m non-compliance with these at a written request is made to thin 15 days of receipt of a ent for non-compliance.			
survey was conduct surveyors from the Health (MDH). You	ITS: 0/21, 12/1/21 a complaint cted at your facility by Minnesota Department of ur facility was found not in the MN State Licensure.			
The following com	plaints were found to be			

Minnesota Department of Health LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

Electronically Signed 12/28/21

TITLE

Minnesota Department of Health

/2021
/2021
(X5) COMPLETE DATE

Minnesota Department of Health STATE FORM