

Protecting, Maintaining and Improving the Health of All Minnesotans

State Rapid Response Investigative Public Report

Office of Health Facility Complaints

Maltreatment Report #: HL30462003M Date Concluded: June 7, 2022

Compliance #: HL30462004C

Name, Address, and County of Licensee Investigated:

Cerenity Residence on Humboldt 514 Humboldt Avenue St. Paul, MN 55107 Ramsey County

Facility Type: Assisted Living Facility with Evaluator's Name: Yolanda Dawson, RN Dementia Care (ALFDC)

Special Investigator

Finding: Substantiated, facility responsibility

Nature of Visit: The Minnesota Department of Health investigated an allegation of maltreatment, in accordance with the Minnesota Reporting of Maltreatment of Vulnerable Adults Act, Minn. Stat. 626.557, and to evaluate compliance with applicable licensing standards for the provider type.

Allegation(s): The alleged perpetrator neglected the resident when staff did not administer medications as prescribed.

Investigative Findings and Conclusion:

The Minnesota Department of Health determined neglect was substantiated. The facility was responsible for the maltreatment. The resident did not receive her psychotropic medication for fifty-nine days. Unlicensed Personnel (ULP) documented the resident's lurasidone was unavailable, although the pharmacy verified they sent the medication, and there was no documentation of nursing follow-up regarding the repeatedly missed medication.

The investigation included interviews with facility staff members, including administrative staff, nursing staff, and unlicensed staff. In addition, the investigator interviewed a case manager and a pharmacy manager. The investigator reviewed resident records, policies and procedures, and incident reports.

The resident's medical diagnoses included schizoaffective disorder, bipolar, borderline personality disorder, paranoia, anxiety, post-traumatic stress disorder, and chronic insomnia. The resident received services for medication management.

The resident's medication administration record (MAR) indicated an order for lurasidone (an antipsychotic medication) for staff to administer orally once a day. The record indicated staff did not administer lurasidone at all for the months of October, November, and December, for a total of fifty-nine days with a documented reason of drug unavailable.

The resident's MAR also indicated an order for lithium carbonate (a bipolar therapy treatment) for staff to administer orally at bedtime. Staff did not administer this medication for one day in October and two days in November with no reason documented, and six days in December with a documented reason of drug unavailable.

During an interview, a Registered Nurse (RN) #4 stated it was the responsibility of the nurses to transcribe medication orders into the resident's medical record and to update all documents to reflect a new medication or a change in medication. RN #4 stated when there is a delay in receiving a medication for any reason there should be a nursing note in the resident's records. The resident's record lacked documentation of nursing communication with the pharmacy or provider regarding availability of these medications.

During an interview, a pharmacy manager stated the pharmacy last filled the lithium carbonate in early November 2021, with no refills after that date. The pharmacy manager stated they needed a physician authorization to refill the lithium, and the pharmacy did not refill this medication. The pharmacy manager stated the pharmacy filled the lurasidone in November and December 2021.

During an interview, a family member of the resident stated staff did not administer the medications that psychiatry prescribed for the resident. He stated staff were having problems refilling the medications. The family member stated the resident had to go to the hospital because she did not get her medication for four days and a staff member told him the resident was not receiving her medications.

In conclusion, neglect was substantiated.

Substantiated: Minnesota Statutes, section 626.5572, Subdivision 19.

"Substantiated" means a preponderance of evidence shows that an act that meets the definition of maltreatment occurred.

Neglect: Minnesota Statutes, section 626.5572, subdivision 17

"Neglect" means:

(a) The failure or omission by a caregiver to supply a vulnerable adult with care or services, including but not limited to, food, clothing, shelter, health care, or supervision which is:

- (1) reasonable and necessary to obtain or maintain the vulnerable adult's physical or mental health or safety, considering the physical and mental capacity or dysfunction of the vulnerable adult; and
- (2) which is not the result of an accident or therapeutic conduct.
- (b) The absence or likelihood of absence of care or services, including but not limited to, food, clothing, shelter, health care, or supervision necessary to maintain the physical and mental health of the vulnerable adult which a reasonable person would deem essential to obtain or maintain the vulnerable adult's health, safety, or comfort considering the physical or mental capacity or dysfunction of the vulnerable adult.

Vulnerable Adult interviewed: No, in hospital for psychiatric care.

Family/Responsible Party interviewed: Yes.

Alleged Perpetrator interviewed: No, declined interview.

Action taken by facility:

No action taken

Action taken by the Minnesota Department of Health:

The responsible party will be notified of their right to appeal the maltreatment finding.

cc:

The Office of Ombudsman for Mental Health and Developmental Disabilities
The Office of Ombudsman for Long-Term Care
Ramsey County Attorney
Saint Paul City Attorney
Saint Paul Police Department

Minnesota Department of Health

STATEMENT OF DEFI		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION		(X3) DATE SURVEY COMPLETED	
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Minnesota Department of Health

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

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Minnesota Department of Health

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Minnesota Department of Health

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the termination, or at lead expedited termination, and documentation supporting expedited termination of former resident (R1) with contract was terminated sent to the hospital. In act to send a copy of the term office of Ombudsman for this practice resulted in violation that did not harm safety but had the potent resident's health or safety cause serious injury, implementation was issued at an isolated limited number of reside a limited number of staffy situation has occurred of the findings include: R1 was admitted to the Interpretation of the serious disorder, personality disorder, part post-traumatic stress distinsomnia. R1's service processing the servi	record review, the a written notice for a set least 30 days ahead of ast 15 days ahead of an and failed to provide any the need for an a their contracts for one and the series and the series and the series are affected or one or a	01040			

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01760	of staff are involved only occasionally). Findings include: R1 was admitted to 2021, with diagnose schizoaffective discretive disc	ed or one or a limited number I, or the situation has occurred the licensee on October 26, es that included order, bipolar, borderline r, paranoia, anxiety, es disorder, and chronic vice plan dated November 8, received services for ement. ministration record (MAR) 2021, indicated an order for a bipolar therapy treatment) ease; 300 milligram (mg) be administered: 600mg (two me. Staff did not administer the following dates: October documented, and December and 17, with a documented vailable. ectober 2021, indicated an experience (antipsychotic) tablet; amount 120mg orally once a day. The aff did not administer the months of October, cember with a documented vailable.				
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Minnesota Department of Health

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Minnesota Department of Health

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	provider.				
	Time period for cor	rection: Twenty-one (21) days			
02360	144G.91 Subd. 8 F	reedom from maltreatment	02360		
	sexual, and emotion exploitation; and all	right to be free from physical, nal abuse; neglect; financial forms of maltreatment Vulnerable Adults Act.			
	by: Based on interviews facility failed to ensi	ent is not met as evidenced s and document review, the ure one of one resident free from maltreatment. R1		No Plan of Correction (PoC) requ Please refer to the public maltreat report (report sent separately) for of this tag.	tment
	Findings include:				
	Health (MDH) issue occurred, and that the maltreatment, in which occurred at the	the Minnesota Department of ed a determination that neglect the facility was responsible for a connection with incidents he facility. The MDH as a preponderance of eatment occurred.			

Minnesota Department of Health STATE FORM