

STATE LICENSING COMPLIANCE REPORT

Report #: HL327304807C

Date Concluded: August 24, 2023

Name, Address, and County of Facility

Investigated:

The Stanton House with Services Inc
4847 Bryant Avenue North
Minneapolis, Minnesota 55430
Hennepin County

Facility Type: Assisted Living Facility (ALF)

Evaluator's Name: Nicole Myslicki, RN
Special Investigator

The Minnesota Department of Health conducted a complaint investigation to determine compliance with state laws and rules governing the provision of care under Minnesota Statutes, Chapter 144G. The purpose of this complaint investigation was to review if facility policies and practices comply with applicable laws and rules. No maltreatment under Minnesota Statutes, Chapter 626 was alleged.

To view a copy of the correction orders, if any, please visit:

<https://www.health.state.mn.us/facilities/regulation/directory/provcompselect.html>, or call 651-201-4201 to be provided a copy via mail or email. If you are viewing this report on the MDH website, please see the attached state form.

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 32730	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 08/23/2023
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NAME OF PROVIDER OR SUPPLIER STANTON HOUSE WITH SERVICES INCORPORATED	STREET ADDRESS, CITY, STATE, ZIP CODE 4847 BRYANT AVENUE NORTH MINNEAPOLIS, MN 55430
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(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	<p>Initial Comments</p> <p>*****ATTENTION*****</p> <p>ASSISTED LIVING PROVIDER LICENSING CORRECTION ORDER</p> <p>In accordance with Minnesota Statutes, section 144G.08 to 144G.95, these correction orders are issued pursuant to a complaint investigation.</p> <p>Determination of whether a violation is corrected requires compliance with all requirements provided at the statute number indicated below. When a Minnesota Statute contains several items, failure to comply with any of the items will be considered lack of compliance.</p> <p>INITIAL COMMENTS:</p> <p>#HL327304807C</p> <p>On August 23, 2023, the Minnesota Department of Health conducted an investigation regarding the above provider and issued an immediate correction order under HL327304807C.</p> <p>At the time of the investigation there were 5 residents receiving services under the provider' Assisted Living license. Correction orders with a period to correct that are not immediate may be issued at a later date.</p> <p>The following immediate correction order is issued for #HL327304807C, tag identification 1290</p>	0 000	<p>Minnesota Department of Health is documenting the State Licensing Correction Orders using federal software. Tag numbers have been 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 is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the evaluators' findings is the Time Period for Correction.</p> <p>PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES,"PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE.</p> <p>THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES.</p> <p>THE LETTER IN THE LEFT COLUMN IS USED FOR TRACKING PURPOSES AND REFLECTS THE SCOPE AND LEVEL ISSUED PURSUANT TO 144G.31 SUBDIVISION 1-3.</p>	
01290 SS=I	144G.60 Subdivision 1 Background studies required	01290		

Minnesota Department of Health
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE _____ TITLE _____ (X6) DATE _____

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NAME OF PROVIDER OR SUPPLIER STANTON HOUSE W SERVICES INC	STREET ADDRESS, CITY, STATE, ZIP CODE 4847 BRYANT AVENUE NORTH MINNEAPOLIS, MN 55430
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01290	<p>Continued From page 1</p> <p>(a) Employees, contractors, and regularly scheduled volunteers of the facility are subject to the background study required by section 144.057 and may be disqualified under chapter 245C. Nothing in this subdivision shall be construed to prohibit the facility from requiring self-disclosure of criminal conviction information.</p> <p>(b) Data collected under this subdivision shall be classified as private data on individuals under section 13.02, subdivision 12.</p> <p>(c) Termination of an employee in good faith reliance on information or records obtained under this section regarding a confirmed conviction does not subject the assisted living facility to civil liability or liability for unemployment benefits.</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to complete background studies on five of fourteen employees (registered nurse (RN)-C, unlicensed personnel (ULP)-B, ULP-H, ULP-I, ULP-J). This had the potential to affect all five (5) residents.</p> <p>This practice resulted in a level three violation (a violation that harmed a resident's health or safety, not including serious injury, impairment, or death, or a violation that has the potential to lead to serious injury, impairment, or death) 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).</p> <p>The findings include:</p> <p>Resident (R)1 admitted to the licensee May 10, 2022. R1's diagnoses included quadriplegia. R1's care plan dated May 10, 2022, indicated R1</p>	01290		

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01290	<p>Continued From page 2</p> <p>received assistance with bathing, toileting, and transfers.</p> <p>ULP-B</p> <p>The Employee List indicated ULP-B started at the licensee on an unknown date in 2017.</p> <p>A review of the Minnesota (MN) Department of Human Services (DHS) background study online verification system on August 23, 2023 at 10:15 a.m., indicated the licensee requested a background study May 30, 2019 at 9:12 a.m. The MN DHS issued a letter titled Request for Reconsideration Time Elapsed on September 20, 2019 at 11:51 p.m. The licensee requested another background study October 16, 2019 at 12:35 p.m.</p> <p>The MN DHS issued a letter titled MNDHS Fingerprints Time Elapsed Immediate Removal on October 31, 2019 at 12:03 a.m. This letter indicated the licensee must have immediately removed ULP-B from her position. Additionally, this letter indicated ULP-B could not have a job where she provided direct contact services and required a DHS background study.</p> <p>The MN DHS did not issue a background study clearance letter for ULP-B.</p> <p>RN-C</p> <p>The Employee List indicated RN-C started at the licensee February 20, 2020.</p> <p>A review of the Minnesota (MN) Board of Nursing's online verification system on August 23, 2023 at 10:38 a.m., indicated the MN Board of Nursing issued RN-C's RN license April 26, 2002.</p>	01290		

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01290	<p>Continued From page 3</p> <p>A review of the MN DHS background study online verification system on August 22, 2023 at 5:18 p.m., indicated the licensee requested a background study January 22, 2023 at 3:27 p.m.</p> <p>The MN DHS issued a letter titled MNDHS Fingerprints Time Elapsed Immediate Removal on February 6, 2023 at 12:02 a.m. This letter indicated the licensee must immediately remove RN-C from her position. Additionally, this letter indicated RN-C could not have a job where she provided direct contact services and required a DHS background study.</p> <p>The MN DHS did not issue a background study clearance letter for RN-C.</p> <p>ULP-H</p> <p>The Employee List indicated ULP-H started at the licensee August 7, 2023.</p> <p>A review of the MN DHS background study online verification system on August 23, 2023 at 12:29 p.m., indicated the licensee requested background studies on September 26, 2018 at 10:54 a.m., July 2, 2020 at 2:01 p.m., July 3, 2020 at 10:19 a.m., October 9, 2020 at 1:02 p.m., November 23, 2020 at 11:29 a.m., March 14, 2023 at 4:21 p.m., April 20, 2023 at 1:22 p.m., April 24, 2023 at 12:14 p.m., May 2, 2023 at 1:22 p.m., and August 8, 2023 at 1:56 p.m.</p> <p>The MN DHS issued a letter titled MNDHS Fingerprints Time Elapsed Immediate Removal on August 23, 2023 at 12:14 p.m. This letter indicated the licensee must immediately remove ULP-H from her position. Additionally, this letter indicated ULP-H could not have a job where she</p>	01290		

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01290	<p>Continued From page 4</p> <p>provided direct contact services and required a DHS background study. The MN DHS issued a letter with the same title and information on March 29, 2022 at 12:25 p.m.</p> <p>The MN DHS issued a letter titled [ULP-H's last name] 2367081 DQ Provider 2020-12-10 on December 10, 2020 at 8:36 a.m. This letter indicated the MN DHS Background Studies Division reviewed available information and determined ULP-H posed a risk of harm and must be immediately removed. ULP-H had been disqualified from any position with direct contact, or access to people that received services from all entities under the organization. The MN DHS had also issued a background study disqualification on October 12, 2020 at 10:17 a.m., July 17, 2020 at 8:48 a.m., and December 27, 2018 at 3:48 p.m.</p> <p>The MN DHS background study online verification review indicated the MN DHS issued a letter titled MNDHS Request for Reconsideration Time Elapsed dated January 28, 2021.</p> <p>The MN DHS did not issue a background study clearance letter for ULP-H.</p> <p>ULP-I</p> <p>The Employee List indicated ULP-I started at the licensee August 7, 2023.</p> <p>A review of the MN DHS background study online verification system on August 22, 2023 at 5:34 p.m. indicated the licensee requested background studies on August 8, 2023 at 1:00 p.m., May 23, 2023 at 11:11 a.m., and May 19, 2023 at 11:46 a.m.</p>	01290		

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01290	<p>Continued From page 5</p> <p>The MN DHS issued a letter titled MNDHS More Time Required on August 21, 2023 at 5:25 p.m.</p> <p>The MN DHS issued a letter titled MNDHS Fingerprints Time Elapsed Immediate Removal on June 7, 2023 at 12:13 a.m. This letter indicated the licensee must immediately remove ULP-I from her position. Additionally, this letter indicated ULP-I could not have a job where she provided direct contact services and required a DHS background study.</p> <p>The MN DHS did not issue a background study clearance letter for ULP-I.</p> <p>ULP-J</p> <p>The employee list indicated ULP-J started at the licensee April 25, 2023.</p> <p>A review of the MN DHS background study online verification system on August 23, 2023 at 3:04 p.m. indicated the licensee did not have ULP-J identified on its roster. A search of ULP-J in this system did not yield any results.</p> <p>The MN DHS did not issue a background study clearance letter for ULP-J.</p> <p>The licensee's staff schedule indicated ULP-H worked 7:00 a.m. to 3:00 p.m. June 19, 2023 and June 20, 2023. This schedule indicated no other staff member was scheduled from 12:00 p.m. to 3:00 p.m. either day. This schedule also indicated ULP-I worked 11:00 p.m. to 7:00 a.m. June 19, 2023. This scheduled indicated no other staff member was schedule from 11:00 p.m. to 7:00 a.m.</p> <p>During an interview on August 8, 2023 at 12:20</p>	01290		

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01290	<p>Continued From page 6</p> <p>p.m., RN-C stated she has been the only nurse for the licensee.</p> <p>During an interview on August 14, 2023 at 1:03 p.m., ULP-B stated she still worked at the licensee while on a leave of absence. ULP-B stated although she had been promoted to an office position in 2019, she continued to work shifts at the licensee when needed. ULP-B assisted R1 with showers, transfers, and catheterization.</p> <p>During an interview on August 16, 2023 at 3:02 p.m., ULP-G stated he worked as a janitor, going to the licensee at night to fix things once the residents went to bed. ULP-G stated the licensee trained him to give baths. Although ULP-G had not had to step in yet to physically assist, he stayed there while R1 showered in case he needed to.</p> <p>During an interview on August 23, 2023, at 2:02 p.m., licensed assisted living director (LALD)-A stated ULP-J worked part time at the licensee. LALD-A stated ULP-B no longer worked for the licensee. Regarding ULP-H, LALD-D stated she knew ULP-H had a disqualification previously. This had been ULP-H's second time working for the licensee, so LALD-A re-ran the background study. LALD-A stated ULP-H just required supervision, and at no time did she work without other staff in the building.</p> <p>The licensee-provided policy Employment Process, undated, indicated background checks would be completed on all employees according to state statutes. Employees would not work with residents until the background study had been received.</p>	01290		

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01290	Continued From page 7 TIME PERIOD FOR CORRECTION: IMMEDIATE	01290		