

DEPARTMENT OF HEALTH AND HUMAN SERVICES
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 01/31/2005
FORM APPROVED
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 145806	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 10/27/2004
NAME OF PROVIDER OR SUPPLIER WARREN PARK NURSING PAVILION		STREET ADDRESS, CITY, STATE, ZIP CODE 6700 NORTH DAMEN AVENUE CHICAGO, IL 60645		
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F9999	<p>FINAL OBSERVATIONS</p> <p>STATE LICENSURE FINDINGS:</p> <p>300.1210a) The facility must provide the necessary care and services to attain or maintain the highest practicable physical, mental, and psychosocial well-being of the resident, in accordance with each resident's comprehensive assessment and plan of care. Adequate and properly supervised nursing care and personal care shall be provided to each resident to meet the total nursing and personal care needs of the resident.</p> <p>300.1210b) All necessary precautions shall be taken to assure that the residents' environment remains as free as accident hazards as possible. All nursing personnel shall evaluate residents to see that each resident receives adequate supervision and assistance to prevent accidents.</p> <p>These REGULATIONS are not met as evidenced by:</p> <p>Based on record review, incident reports, written statements, staff, resident, family/guardian</p>	F9999		

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F9999	<p>Continued From page 15</p> <p>interviews, the facility failed to provide supervision for 1 resident (R1) who was identified as a high risk, non-compliant smoker who on several documented occasions was observed smoking in non designated areas in the facility . R1 sustained third degree burns to 14% percent of her body (mostly back) which required hospitalization and intubation due to smoking in her room. R2, the roommate of R1, sustained smoke inhalation and required hospitalization.</p> <p>Findings include:</p> <p>1) On 10/06/04 at 1:43 a.m., staff was alerted by R3 who was yelling "fire, fire, fire" from room 102. E3 (nurse), E4 and E5 (C.N.A.s) responded to the yells and ran to room 102 to see bed 3's mattress on fire and R1 staggering around the bed. E3 instructed E4 to call 911. E3 then try to extinguish the fire with blankets while E5 assisted R3 into a wheelchair to evacuate the room. As the room was filling with black smoke, E3 and E5 pulled R2 and R2's bed out of the room. Then E3 went back into the room, which was filled with black smoke and no visibility, to retrieve R1 who was found on the floor next to her bed. It is unclear when the sprinklers were activated but they did come on and extinguish the fire. The fire department arrived as R1 was being carried out of the room.</p> <p>R1 was sent to the hospital with third degree burns to the back and required intubation. Subsequently, R1 required skin grafts to her back . R2 was sent to the hospital for smoke inhalation . R3 was assessed by paramedics, found asymptomatic for smoke inhalation and allowed</p>	F9999		

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F9999	<p>Continued From page 16</p> <p>to stay in the facility since R3 refused to go to the hospital.</p> <p>In E4's statement, E4 stated the last time R1 was observed was at 1p.m. on 10/6/04 and everything was okay. In E3's written statement and nurses' note (10/5/04 at 11:30 p.m.), R1 was observed sleeping, snoring loudly with oxygen per nasal cannula on-going.</p> <p>On 10-6-04, R1 was taken by the Fire Department's Emergency Medical System to the hospital. Enroute to the hospital, her blood pressure was 90/palpable, respirations 32, and her pulse was 190. R1 was placed on oxygen at 5 liters and an IV was started.</p> <p>At the hospital Emergency Room, Z4 [physician] wrote R1, " Was in severe respiratory distress, had partial and full thickness burns, inhalation injury and other injuries complicating her burn." R1 appeared grey in color. R1 was intubated, was given Intravenous (IV) fluids and IV Morphine was given for pain. It is documented, while R1 was in the Emergency Room, an unlit cigarette butt was found in her left sock. Due to the severity of R1's condition, Z4 wrote, " Needed a higher level of care and was air lifted to another hospital".</p> <p>R1's history and physical written by Z1 [Physician at second hospital] states, " There was Carboniferous soilage of the face, no burns involving the face per se. Some Carboniferous deposition on the lips and tongue. Has 14% burns, third degree which will require excision and grafting."</p>	F9999		

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F9999	<p>Continued From page 17</p> <p>R1 was placed on a ventilator was given constant Morphine for pain, IV (intravenous) fluids, Gastrostomy feedings and was in the Intensive Care Burn Unit.</p> <p>On 10-8-04 per phone at the second hospital, Z1 stated R1, " Was given Solu- Medrol [on 10-7-04] because of difficulty ventilating her. Pulmonary secretions showed she had pneumonia and had to use steroids even though she was going to surgery to have the skin grafts to her burns. Intravenous antibiotics were also started."</p> <p>On 10-8-04, R1 had grafts placed on the burns to her back and left shoulder and remained on a ventilator. Observation of R1 on 10-8-04, after skin graft surgery, R1 was still heavily sedated, on pre-set mechanically set doses of IV Morphine, IV fluids, Telemetry, Indwelling urinary catheter, Oxygen monitoring and a ventilator and remained on the Intensive Care Burn Unit.</p> <p>2) R1 was born 12/23/33. R1 was originally admitted to the facility on 10/16/01. Review of the hospitalization notes (found in R1's closed record) prior to the original admission to the facility, documents R1's diagnosis to include smoke inhalation, secondary burn to the left thigh, and Chronic Obstructive Pulmonary Disease. Per hospitalization notes (5/13/01), R1's burn and smoke inhalation were a result from a fire in the home from R1's smoking and use of oxygen. The fire caused damage to the whole room.</p> <p>R1 has had numerous transfers to the hospital for various reasons. The last documented hospitalization was 6/5/04 due to being a danger</p>	F9999		

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F9999	<p>Continued From page 18</p> <p>to self, belligerent behavior and non-compliance with smoking rules (per nurses' notes and the petition for involuntary transfer). R1 was observed smoking in her room on 6/5/04 and became belligerent when re-directed. R1 was readmitted on 6/6/04. R1's diagnosis include Congestive Heart Failure, Chronic Obstructive Pulmonary Disease with exacerbation, Major Depression, Asthma, Diabetes Mellitus type 2, Porta Cath, Dementia, Chronic sleep disturbance and Chronic Airway Obstruction. R1's medications include Albuterol inhaler, Atrovent and Xopenex per nebulizer treatments, 2 liters of Oxygen per nasal cannula as needed, Remeron, Temazepam and Ranitidine. R1 is alert and oriented to person and place. R1 is Spanish-speaking only. R1 is wheel-chair bound with the exception of being able to walk short distances within her room.</p> <p>3) R1 was identified in the current care plan to be non-compliant with the facility's rules for smoking in the facility. The care plan addresses the problem of R1 being observed numerous times smoking in her room. When re-directed, R1 refuses to cooperate and threatens to leave the facility.</p> <p>4) Review of nurses' notes dated 9/20/04, 7/7/04, 6/16/04, 5/25/04 documents R1 smoking in her room or the adjacent toilet room.</p> <p>5) Interview with Z3 [R1' significant other] and Z2 [nephew] (per Z2's interpretation due to Z3 speaking only Spanish-both family members) on</p>	F9999		

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F9999	<p>Continued From page 19</p> <p>10/7/04 at 1:30 p.m. in the administrator's office stated that R1 came to reside in the facility shortly after "blowing up" their apartment due to her smoking and use of oxygen. Z3 stated he knew not to give R1 any cigarettes but would supply R1 with cigarettes during his daily visits when smoking in the designated areas. Z3 stated that he would give the staff the cigarettes to distribute to R1. Z3 stated that when he would come to visit, R1 would have a cigarette on her body or in her sock. Z3 stated 4 or 5 days ago he found 5-6 cigarettes on R1's body. Z3 stated that he destroyed the cigarettes. Z3 stated he did not tell staff due to not speaking English. Z3 stated that when he visited, he would see residents passing cigarettes and lighters among each other</p> <p>.</p> <p>6) Interview with E4 (Certified Nurse Aide) on 10/7/04 at 12:50 p.m. via phone conversation stated that R1 was often found with cigarettes and would become belligerent, yelling in Spanish, when E4 would try to remove them. E4 stated to report to nurse anytime R1 was observed with cigarettes. E4 believes that Z3 would bring R1 cigarettes. E4 stated not to recall the date of when R1 was last checked for cigarettes.</p> <p>7) Interview with E3 (Registered Nurse) on 10/21/04 at 12:15 p.m. via phone stated that R1 was frequently caught with smoking materials in her room. E3 stated as soon as one cigarette was taken away, R1 would have another cigarette. The materials would be confiscated but not documented unless R1 was actually caught smoking. When R1 was caught smoking, it would</p>	F9999		

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F9999	<p>Continued From page 20</p> <p>be documented in the nurses' notes. E3 stated that R1 would hide her cigarettes in her socks and panties. E3 stated that he would not search her body due to invasion of privacy. E3 stated he never saw anyone give R1 any cigarettes. E3 stated not to know when R1 was last checked or searched for smoking materials.</p> <p>8) Interview with E10 (Director of Nursing) on 10/7/04 at 11:30 a.m. in the administrator's office stated that staff is to search the room for smoking materials. E10 stated that the staff don't always document when residents are found with smoking materials. On 10/8/04 at 10:30 a.m. via phone conversation stated that R1 seldom left her room unless it was for a smoke in the designated smoking room in the basement.</p> <p>9) Interview with E9 (Social Service Designee) on 10/7/04 at 2:22 p.m. in the administrator's office stated the smoking assessments are done episodic in the nurses' notes and social service/ behavioral progress notes. E9 stated that there was a list of unsafe smokers, and R1 was on the list. E9 stated that R1 was not to carry her own cigarettes or lighter. E9 stated that R1 never admitted to smoking in the room or having smoking materials. E9 stated that when staff did random checks per shift, R1 would become anxious. E9 stated that staff would usually wait until R1 went into the bathroom when they searched her room. E9 stated that all staff were aware of R1's non-compliance with smoking and to check R1. E9 stated that staff only documented when R1 was caught smoking in her room. Staff did not document when smoking</p>	F9999		

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F9999	<p>Continued From page 21</p> <p>materials were found on R1 or in her room. On 10/8/04 at 3:35 p.m. via phone conversation, E9 stated that the smokers were separated into 3 groups prior to October '04. The independent smokers were allowed to carry their own cigarettes and lighter. The monitored smokers were able to carry their own cigarettes but required reminders about safe smoking. The third group required supervision and did not carry their own cigarettes/lighters. R1 was in the the third group.</p> <p>Review of the facility's cigarette program showed that R1 was given cigarettes from her family and the staff held R1's lighter. Interview with E9 on 10/21/04 at 11:15 a.m. via phone stated that Z3 would bring in R1's cigarettes. E9 stated that the Activity Staff (who monitored the cigarette program) were never given any cigarettes for R1. Interview with E3 on 10/21/04 at 12:10 p.m. via phone stated that the nursing staff were never given any cigarettes to hold for R1.</p> <p>10) Review of the Facility's Smoking Rules state smoking is only allowed in the outside patio or in the lower level South Dining Room.</p>	F9999		