

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

PRINTED: 04/26/2010
FORM APPROVED
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 14G355	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED C 10/26/2009
NAME OF PROVIDER OR SUPPLIER ORCHARD COURT			STREET ADDRESS, CITY, STATE, ZIP CODE 1430 STATE ROUTE 127 SOUTH JONESBORO, IL 62952		
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W 000	INITIAL COMMENTS	W 000			
W9999	ANNUAL LICENSURE SURVEY FINAL OBSERVATIONS LICENSURE VIOLATIONS 350.1210 350.1220j) 350.1230b) 350.3240a) Section 350.1210 Health Services The facility shall provide all services necessary to maintain each resident in good physical health. Section 350.1220 Physician Services j) The facility shall notify the resident's physician of any accident, injury, or change in a resident's condition that threatens the health, safety or welfare of a resident, including, but not limited to, the presence of incipient or manifest decubitus ulcers or a weight loss or gain of five percent or more within a period of 30 days. Section 350.1230 Nursing Services b) Residents shall be provided with nursing services, in accordance with their needs. Section 350.3240 Abuse and Neglect a) An owner, licensee, administrator, employee or agent of a facility shall not abuse or neglect a resident. These regulations were not met as evidenced by:	W9999			
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE			TITLE		(X6) DATE

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.

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W9999	<p>Continued From page 1</p> <p>Based on observation, interview and record review, the facility failed to implement its policy to prevent neglect when nursing services failed to:</p> <p>1) assess and monitor the medical needs for 2 of 2 sampled individuals (R1, R2) and 5 individuals outside sample with diagnoses of Chronic Constipation (R5, R7, R8, R10, R11). Nursing staff failed to notify the physician when R2 had 5 documented days without having a bowel movement requiring hospitalization for fecal impaction. Facility records also showed no bowel movement for 3 or more days for R1, R5, R7, R10 and R11, with no documentation of nurse assessment of physician notification.</p> <p>2) ensure nursing staff assessed and monitored 1 individual outside sample (R5) after he started to exhibited signs of pain and limited mobility and was subsequently diagnosed with a fracture of his right hip;</p> <p>Findings include:</p> <p>1) According to physician's orders dated 8/16/09 to 9/15/09, R2 functions at the profound level of mental retardation. The physician's orders show R2 has a history of constipation.</p> <p>Per review of a nursing entry dated 9/17/09 at 5:00 P.M., staff brought R2 to the nurse's station because R2 was not acting like his usual self. Staff asked R2 where he hurts and R2 pointed to his abdomen. The nurse examined R2, noting that R2's abdomen was "distended, firm and tender to touch" and R2's bowel sounds were abnormal. The nurse called the physician and R2 was taken to the emergency room.</p>	W9999			

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W9999	<p>Continued From page 2</p> <p>The hospital's discharge summary, dated 9/18/09, shows R2 was admitted to the hospital on 9/17/09 with diagnoses of "Constipation/obstipation" and "Mild dehydration," The discharge summary confirms a CT scan was done, "showing a large amount of stool in the colon"....and R2 "was admitted for fecal impaction/obstipation."</p> <p>During his hospitalization, R2 was "given soapsuds enema 4 times during the hospitalization with good results each time. His belly has greatly improved. It is no longer tender." R2 was discharged back to the facility on 9/18/09.</p> <p>Review of the facility's bowel movement chart for R2 shows no bowel movements documented on 9/9, 9/10, 9/11, 9/12, 9/13. The BM records indicate R2 did have a bowel movement on 9/14/09, then no more were documented until R2 was admitted to the hospital on 9/17/09. According to R2's nursing care plan for constipation, dated 2/5/09, the physician is to be called if R2 has not had a bowel movement for three consecutive days. However, there is no documentation in the nurse's notes to show R2's physician had been notified or that R2 had been assessed prior to 9/17/09.</p> <p>E2, Licensed Practical Nurse (LPN) was interviewed on 10/8/09 at 9:35 A.M. E2 confirmed there was no nursing documentation of a nursing assessment or the physician having been called regarding R2's lack of bowel movements from 9/9/09 to 9/13/09.</p> <p>E3, LPN, was interviewed on 10/6/09 at 2:15</p>	W9999			

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W9999	<p>Continued From page 3</p> <p>P.M. E3 said facility staff and day training staff are supposed to fill out BM (bowel movement) sheets for each shift irregardless of whether a resident has a bowel movement or not. E3 said he does not always get these daily reports, stating that it "sometimes takes a couple of days" to receive them and to record them in the BM log.</p> <p>Review of the bowel movement monitoring logs for R1, R5, R7, R8, R10, and R11 (who function at the severe/profound level of mental retardation according to the facility's undated roster) show all had at least 3 or more days of undocumented bowel movements with no nursing assessment or physician notification charted during the months of August and September, 2009.</p> <p>2) According to physician's orders dated 7/16/09 to 8/15/09, R5 functions at the profound level of mental retardation.</p> <p>Review of nurse's notes, dated 9/5/09 at 6:40 A.M. indicates R5 was "in shower on shower chair when leg of shower chair broke. Resident fell on buttocks." The nurse documented R5 received two 1" abrasions to his right hip, that R5's range of motion was within normal limits, no bleeding was observed and that R5 "did not express pain or discomfort." No vital signs were documented at this time.</p> <p>The nursing entry, dated 9/5/09 at 7:00 P.M., shows a bruise the "size of avocado" was noted to R5's left calf. No other documentation regarding R5's range of motion, pain (if any), or vital signs was noted.</p> <p>On 9/6/09, at 5:00 P.M., the nurse documented R5 "has steady gait during ambulation, no limp</p>	W9999			

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W9999	<p>Continued From page 4</p> <p>observed." Range of motion to both lower extremities was good, with "no sign of pain from fall."</p> <p>Review of an injury/illness report from day training regarding R5, dated 9/8/09 and timed 11:15 A.M., states "staff reported consumer 'walking funny.'" The report describes R5 as having a slow gait, limping and favoring his left side. However, according to the report, R5 exhibited no signs nor symptoms of pain or discomfort. R5's vital signs were not taken nor is there indication that his range of motion was assessed by the day training nurse.</p> <p>According to a witness statement and collateral contact report dated 9/8/09, Z1, Training Specialist at day training, wrote that R5 "whimpered & cried" throughout the afternoon. Z1 also documented that R5 "has been favoring his R (right) leg and crying that it hurts whenever he had to walk today."</p> <p>Review of E5's (DSP/Direct Care Person) witness statement dated 9/10/09, E5 documented that upon returning from day training on 9/8/09, R5 "would not get off bus by himself - was complaining of hurting. Staff from workshop helped R5 off the bus.....and physically brought him into the facility. (R5) complained of hurting."</p> <p>A written statement from E6 (DSP) dated 9/10/09 also states R5 needed two people to help him walk when he came home from day training on 9/8/09. E6 stated R5 needed the use of a wheelchair on 9/9/09, because R5 "couldn't walk even with help." E6 also documented that she told the nurse, but the nurse said since R5 didn't have a temperature and his vital signs were</p>	W9999			

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W9999	<p>Continued From page 5</p> <p>normal, there was no reason to send R5 out for further evaluation.</p> <p>Per written statement dated 9/14/09, E7 also documented that R5 was having difficulty ambulating and indicated he was in pain when he returned from day training on 9/8/09. E7 wrote that R5 was acting as if he was not feeling well, and did not want to get up or stand without staff assistance. E7 noted that when R5 "would walk, he was limping and wouldn't put his heel down when walking."</p> <p>Review of the facility's staffing shows E8 (DSP) worked during the night shift on 9/8/09 beginning at 11:00 P.M. through 9/9/09 at 9:15 A.M. In his written statement dated 9/10/09, E8 wrote that when he got R5 up during the night for toileting, he was unsteady and said his "knee was hurting." E8 stated that he had to have R5 hold onto both of his hands to get to a standing position and that R5 was leaning backwards while walking to the bathroom.</p> <p>Although E5, E6, and E7's written statements all reflected that the nurse (E3) had taken R5's vital signs on 9/8/09, there is no nursing documentation in the facility's nurse's notes for 9/8/09 to show that R5's range of motion was assessed or what R5's vital signs were.</p> <p>The next facility nursing entry was recorded on 9/9/09 at 8:52 A.M. The nurse (E2) documented R5 "refuses to walk, states L knee is painful. R foot rotated to lateral side of body." R5's physician was called with orders to send R5 to the emergency room for evaluation.</p> <p>Review of the hospital's radiology report, dated</p>	W9999			

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W9999	<p>Continued From page 6</p> <p>9/9/09, states R5 demonstrated a "subtle lucency through the lower intertrochanteric region of the right proximal femur most suggestive of a nondisplaced fracture."</p> <p>On 9/9/09 at 3:30 P.M., the facility nurse documented that R5 was going to be admitted to the hospital for surgery due to a fractured right hip. According to the nurse's notes, after R5 had surgery he was discharged to a skilled nursing facility for recovery and then re-admitted to the facility on 10/15/09.</p> <p>According to the facility's investigation of R5's fracture, R5 started indicating signs of pain and difficulty walking on 9/8/09 while at day training. Written staff interviews confirm R5 was "ambulating normally and without difficulty" from 9/5/09 to 9/8/09. Written statements also indicate staff were not aware of any further accidents or falls involving R5 after the incident of 9/5/09.</p> <p>However, review of the facility's investigation confirms that E1 (Administrator) found the following areas of concern from the time of R5's initial fall on 9/5/09 to his being taken to the emergency room for assessment and treatment on 9/9/09:</p> <p>"(1) the workshop nurse did not completely assess (R5) after staff reported him complaining of pain and having trouble ambulating;</p> <p>(2) the workshop nurse did not appropriately document the assessment;</p> <p>(3) the residential nurse did not complete follow up assessments on (R5) for the entire 72 hour period after his 9/5/09 fall;</p>	W9999			

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W9999	Continued From page 7 (4) the residential nurse did not document his assessment of (R5) on 9/8/09; and (5) even though direct care staff insisted something was wrong with (R5), they did not follow through up the chain of command." During the daily status meeting with E1, Administrator, on 10/20/09 at 3:30 P.M., E1 confirmed that he had investigated the incident and found the above problems. E1 also confirmed that had not taken specific corrective action to prevent recurrences after identifying the problems surrounding R2's fracture. (A)	W9999			