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	146121	A. BUILDING _____ B. WING _____	03/08/2012

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BENTON REHAB & HCC	**1409 NORTH MAIN STREET, PO BOX 847 BENTON, IL 62812**

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F9999	FINAL OBSERVATIONS LICENSURE VIOLATIONS 300.1210a) 300.1210b) 300.1210b)2) 300.1210b)4) 300.1210b)5) 300.1210c) 300.1210c)6) 300.3240a) 300.3240b) 300.3240c) 300.3240d) 300.3240e) Section 300.1210 General Requirements for Nursing and Personal Care a) Comprehensive Resident Care Plan. A facility, with the participation of the resident and the resident's guardian or representative, as applicable, must develop and implement a comprehensive care plan for each resident that includes measurable objectives and timetables to meet the resident's medical, nursing, and mental and psychosocial needs that are identified in the resident's comprehensive assessment, which allow the resident to attain or maintain the highest practicable level of independent functioning, and provide for discharge planning to the least restrictive setting based on the resident's care needs. The assessment shall be developed with	F9999		

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the active participation of the resident and the resident's guardian or representative, as applicable. (Section 3-202.2a of the Act)
b) The facility shall provide the necessary care and services to attain or maintain the highest practicable physical, mental, and psychological well-being of the resident, in accordance with each resident's comprehensive resident care plan. 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.
2) All nursing personnel shall assist and encourage residents so that a resident who enters the facility without a limited range of motion does not experience reduction in range of motion unless the resident's clinical condition demonstrates that a reduction in range of motion is unavoidable. All nursing personnel shall assist and encourage residents so that a resident with a limited range of motion receives appropriate treatment and services to increase range of motion and/or to prevent further decrease in range of motion.
4) All nursing personnel shall assist and encourage residents so that a resident's abilities in activities of daily living do not diminish unless circumstances of the individual's clinical condition demonstrate that diminution was unavoidable. This includes the resident's abilities to bathe, dress, and groom; transfer and ambulate; toilet; eat; and use speech, language, or other functional communication systems. A resident who is unable to carry out activities of daily living shall receive the services necessary to maintain good nutrition, grooming, and personal hygiene.
5) All nursing personnel shall assist and encourage residents with ambulation and safe

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F9999	Continued From page 15 transfer activities as often as necessary in an effort to help them retain or maintain their highest practicable level of functioning. c) Each direct care-giving staff shall review and be knowledgeable about his or her residents' respective resident care plan. 6 All necessary precautions shall be taken to assure that the residents' environment remains as free of accident hazards as possible. All nursing personnel shall evaluate residents to see that each resident receives adequate supervision and assistance to prevent accidents. Section 300.3240 Abuse and Neglect a) An owner, licensee, administrator, employee or agent of a facility shall not abuse or neglect a resident. (Section 2-107 of the Act) b) A facility employee or agent who becomes aware of abuse or neglect of a resident shall immediately report the matter to the facility administrator. (Section 3-610 of the Act) c) A facility administrator who becomes aware of abuse or neglect of a resident shall immediately report the matter by telephone and in writing to the resident's representative. (Section 3-610 of the Act) d) A facility administrator, employee, or agent who becomes aware of abuse or neglect of a resident shall also report the matter to the Department. (Section 3-610 of the Act) e) Employee as perpetrator of abuse. When an investigation of a report of suspected abuse of a resident indicates, based upon credible evidence, that an employee of a long-term care facility is the	F9999		

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perpetrator of the abuse, that employee shall immediately be barred from any further contact with residents of the facility, pending the outcome of any further investigation, prosecution or disciplinary action against the employee. (Section 3-611 of the Act)

Based on record review and interview, the facility failed to implement safety measures for 1 of 5 residents (R11) reviewed for falls in the sample of 11. This failure resulted in R11 sustaining a Fractured Right Knee.

The findings include:

1. R11's Fall Risk Assessment dated 05-03-11 documents that she had decreased muscle coordination, loss of balance while standing and walking, and had a previous fracture from a fall at home before admission to the facility on 05-03-11. The Minimum Data Set dated 05-17-11 for R11 documents that R11 was totally dependent on 2 or more staff for transfer between surfaces including chair or wheelchair.

The nurse's notes, dated 06-18-11 at 3:40 pm, state that while transferring R11 from the toilet to the wheelchair, R11 fell to the floor on her right knee. This note continues to state that R11 complained of severe pain to the right knee. R11's nurse's notes for 06-18-11 at 8 pm state that R11 was admitted to the hospital with diagnosis of Fracture to the Right Knee.

The facility Incident Investigation Form dated 06-18-11 at 4:20 pm documents that R11 had reported that her "good leg gave out and I hit my

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F9999	Continued From page 17 knee on the floor" while E8, Certified Nurse Aide, was assisting her onto the toilet. E1, Administrator, verified on 03-08-11 at 2 pm that E8 was the only staff person assisting with the transfer of R11. (B) 300.4010a) 300.4040a)4) 300.4050a) 300.4090a)1)2)3)4)5)6) 300.4090b)1)A)B) 300.4090b)2) 300.4090b)3)A)B)C) 300.4090b)4)5)6) 300.4090c)1)2)3) 300.40904)A)B)C)D)E)F) 300.40905) 300.40906) 300.4090d)e)1) 300.4090e)2)A)B) 300.4090f)1)2)A)B)C)D)E)F)G)H) 300.4090g)1)2) Section 300.4010 Comprehensive Assessments for Residents with Serious Mental Illness	F9999		

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F9999	Continued From page 18 Residing in Facilities Subject to Subpart S Section 300.4010 Comprehensive Assessments for Residents with Serious Mental Illness Residing in Facilities Subject to Subpart S a) The facility shall establish an Interdisciplinary Team (IDT) for each resident. The IDT is a group of persons that represents those professions, disciplines, or service areas that are relevant to identifying an individual's strengths and needs, and that designs a program to meet those needs. The IDT includes, at a minimum, the resident; the resident's guardian; a Psychiatric Rehabilitation Services Coordinator (PRSC); the resident's primary service providers, including an RN or an LPN with responsibility for the medical needs of the individual; a psychiatrist; a social worker; an activity professional; and other appropriate professionals and care givers as determined by the resident's needs. The resident or his or her guardian may also invite other individuals to meet with the IDT and participate in the process of identifying the resident's strengths and needs. 300.4040 a)The psychiatric rehabilitation services program of the facility shall provide the following services as needed by facility residents under Subpart S: a)4)Psychiatric rehabilitation services addressing major domains of functioning and skills development: self-maintenance, social and community living, occupational preparedness, symptom management, and substance abuse avoidance.	F9999		

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F9999	Continued From page 19 Section 300.4050 Psychiatric Rehabilitation Services for Facilities Subject to Subpart S a) The facility shall develop and implement a psychiatric rehabilitation program. A facility may contract with an outside entity to provide all or part of the psychiatric rehabilitation program as long as individual residents' needs are met and subsection (c)(4) is met. The program shall be designed to allow a wide array of group and individual therapeutic activities, including, but not limited to, the following: Section 300.4090 Personnel for Providing Services to Persons with Serious Mental Illness for Facilities Subject to Subpart S a) Psychiatric Medical Director 1) The facility shall have a consultant for the psychiatric rehabilitation program who is an Illinois licensed physician and is board eligible or board certified in psychiatry from the American Board of Psychiatry and Neurology. The psychiatric medical director is responsible for advising the administrator and the Psychiatric Rehabilitation Services Director on the overall psychiatric management of the program's residents. 2) There shall be communication linkages between the psychiatric medical director and the medical director. 3) The psychiatric medical director, working with the administrator, shall be responsible for annually approving in writing the facility's written policies and procedures for the psychiatric rehabilitation program. 4) Each resident shall be under the care of a psychiatrist. If a resident was admitted and has	F9999		

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continuously been a resident since prior to January 1, 2002 and a psychiatrist has never served as the resident's primary physician, the resident may continue with the current physician if that physician uses psychiatric consultation, as needed, for the resident.
5) A psychiatrist shall be available for the psychiatric treatment and psychiatric medication management of the residents. All residents or residents' guardians shall be permitted their choice of psychiatrist.
6) Each resident shall be seen by a psychiatrist at least every 90 days and as often as necessary to ensure adequate psychiatric treatment.
b) Psychiatric Rehabilitation Services Director
1) A Psychiatric Rehabilitation Services Director (PRSD) shall be:
A) A licensed, registered, or certified psychiatrist, psychologist, social worker, occupational therapist, rehabilitation counselor, psychiatric nurse or licensed professional counselor who has a minimum of at least one year supervisory experience and at least one year of experience working directly with persons with serious mental illness and who has attended an Illinois Department of Public Aid (IDPA) training program; or
B) A person with a master's degree in a human services field with at least one year of supervisory experience and at least three years of experience working directly with persons with severe mental illness who has attended an IDPA training program.
2) An individual who is employed at a licensed nursing home in a capacity similar to that of a Psychiatric Rehabilitation Services Director on January 1, 2002 and who has at least five years of experience in that capacity may petition the

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F9999	Continued From page 21 Department for approval to continue to act in that role even if the individual is not a licensed, registered, or certified psychiatrist, psychologist, social worker, rehabilitation counselor, psychiatric nurse or licensed professional counselor. The Department will consider information submitted in accordance with subsection (h) of this Section in deciding whether to grant approval. The Department may revoke approval if the individual fails to continue to meet professional standards or to complete the required training. 3) Each facility shall have a PRSD for the psychiatric rehabilitation program who is assigned responsibility for: A) Developing and implementing the facility's psychiatric rehabilitation program; B) Developing and implementing the facility's staff training and in-service programs relating to the psychiatric rehabilitation program; and C) Ensuring the coordination and monitoring of the residents' participation in the psychiatric rehabilitation program ITP. 4) The PRSD shall ensure that each resident's ITP is developed by an Interdisciplinary Team and is individualized, states the progressive goals of treatment, includes measurable objectives, is written in behavioral terms, is understandable and acknowledged by resident and staff, and is implemented. 5) The PRSD shall ensure that residents' needs are met through appropriate staff interventions and community resources and, whenever possible, that residents and their families or significant others are involved in the preparation of their plan of care. 6) The PRSD shall ensure the availability of education and information for family members of residents.	F9999		

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F9999	Continued From page 22 c) Psychiatric Rehabilitation Services Coordinator 1) A Psychiatric Rehabilitation Services Coordinator (PRSC) shall be an occupational therapist or possess a bachelor's degree in a human services field (including but not limited to: sociology, special education, rehabilitation counseling or psychology) and have a minimum of one year of supervised experience in mental health or human services. 2) An individual who is employed at a licensed nursing home in a capacity similar to that of a Psychiatric Rehabilitation Services Coordinator on January 1, 2002 and who has at least five years of experience in that capacity may petition the Department for approval to continue to act in that role even if the individual does not possess a bachelor's degree in human services. The Department will consider information submitted in accordance with subsection (h) of this Section in deciding whether to grant approval. The Department may revoke approval if the individual fails to continue to meet professional standards or to complete required training. 3) Each resident admitted to the facility shall have a PRSC to act as a case manager. The PRSC will be identified as the staff member to whom the resident primarily relates for the coordination of service. 4) The responsibilities of the PRSC are: A) To provide the resident with a stable therapeutic relationship; B) To orient the resident to the facility; C) To review and assist the resident in understanding the treatment plan and program schedule; D) To prepare and assist the resident with active participation in the treatment plan review; E) To provide and/or coordinate the delivery of the	F9999		

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F9999	Continued From page 23 psychiatric rehabilitation services programs; and F) To monitor the resident in the areas of self-directed care and for overall compliance with the treatment plan. 5) There shall be a PRSC for each 30 participants. 6) If the PRSC is a consultant, then subsections (c)(4)(A) and (E) will also be the responsibility of facility staff. d) In a facility with 10 or fewer residents with serious mental illness, the PRSD may act as the PRSC. e) Registry of Certified Psychiatric Rehabilitation Services Aides 1) An individual will be placed on the Nurse Aide Registry as a psychiatric rehabilitation services aide when he/she has successfully completed a training program approved in accordance with the Long-Term Care Assistants and Aides Training Programs Code (77 Ill. Adm. Code 395) and has met background check information required in Section 300.661 of this Part, and when there are no findings of abuse, neglect, or misappropriation of property in accordance with Sections 3-206.01 and 3-206.02 of the Act. 2) An individual will be placed on the Nurse Aide Registry if he/she has met background check information required in Section 300.661 of this Part and submits documentation supporting one of the following equivalencies: A) Documentation of current registration from another state as a psychiatric rehabilitation services aide (PRSA). B) Documentation of successful completion of a PRSA training course approved by another state as evidenced by a diploma, certification or other written verification from the school. The documentation must demonstrate that the course	F9999		

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F9999	Continued From page 24 is equivalent to, or exceeds, the requirements for PRSAs in the Long-Term Care Assistants and Aides Training Programs Code. f) Psychiatric Rehabilitation Services Aides 1) Beginning January 1, 2003, facilities shall employ PRSAs or persons who have successfully completed a psychiatric rehabilitation certificate program to provide psychiatric rehabilitation program services to residents. 2) If a facility does not employ PRSAs to provide psychiatric rehabilitation program services, the following minimum training shall be provided to certified nursing assistants (CNAs) within 30 days after the CNA's first day of employment: A) Understanding the impact of serious mental illness; B) Understanding the role of psychiatric rehabilitation, including how to manage psychiatric disabilities and countering stigma and discrimination; C) Confidentiality; D) Preventative strategies for managing aggression and crisis intervention; E) Goals and function of case management; F) Appropriate verbal and physical interaction; G) Communication skills between staff and residents; and H) Basic psychiatric rehabilitation techniques and service delivery. g) Consultants 1) A facility may use consultants with advanced professional degrees who meet the same requirements as facility personnel under this Subpart to provide psychiatric rehabilitation services and to provide expertise in the development and implementation of the facility's psychiatric rehabilitation services program and individual resident assessment and care	F9999		

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planning.
2) All consultants providing services at the facility who are not physicians shall complete the Illinois Department of Public Aid-approved Psychiatric Rehabilitation Training Program.

These Requirement are Not Met as evidenced by:

Based on record review, observation and interview, the facility failed to provide the needed staff, develop an individualized treatment plan, provide psychiatric rehabilitation programming, and required staff for 1 of 3 residents (R7) with serious mental illness from the sample of 11.

The findings include:

1. R7 is a 51 year old resident in the facility and was admitted on 08-19-2003 according to the facility Face Sheet. The facility provided a list of 3 residents identified by the facility as having Serious Mental Illness (SMI).

The March, 2012 Physician's order sheet includes diagnoses of Bipolar, Depression, and Psychosis. The 12-10-11 Minimum Data Set indicates psychiatric disorders of Depression (other than bipolar), Manic Depression (bipolar disease), and Schizophrenia.

According to the Specific Level of Functioning Assessment and Physical Health Inventory dated 02-08-12 and completed by E6, Social Service Designee, R7 has social functioning deficits. In the area of interpersonal relationships, community living skills, and work skills, R7 does not accept contact from others, does not initiate contact with others, does not communicate, does

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not engage in activities, does not participate in groups, is totally dependent dependent on others for shopping, personal finances, traveling without getting lost, and self-medication, and does not have employable skills.

R7 was observed on 03-07-12 at 1:30 pm and 2:20 pm watching television by herself. On 03-07-12 at 11:45 a.m., R7 was observed with her head down, not looking at or speaking to her table mates.

E6 was interviewed on 03-07-11 at 7:50 am and stated that R7 will not talk to the staff, refuses programming, will not keep appointments with the psychiatrist, and does not talk to any of the other residents. E6 also stated that R7 was assessed by the facility as having severe mental illness but they do not provide any specialized rehabilitative services for her.

Review of the CMS-672 Resident Census and Condition of Residents completed by E10, Care Plan Coordinator on 03-06-12, documents that no resident is receiving health rehabilitative services for mental illness. The CMS-671 Long Term Care Facility Application for Medicare and Medicaid completed by E1, Administrator, documents that the facility does not employ any mental health services professional.

(B)