INVESTIGATE/REPORT ALLEGATIONS/INDIVIDUALS

The facility must not employ individuals who have been found guilty of abusing, neglecting, or mistreating residents by a court of law, or have had a finding entered into the State nurse aide registry concerning abuse, neglect, mistreatment of residents or misappropriation of their property, and report any knowledge it has of actions by a court of law against an employee, which would indicate unfitness for service as a nurse aide or other facility staff to the State nurse aide registry or licensing authorities.

The facility must ensure that all alleged violations involving mistreatment, neglect, or abuse, including injuries of unknown source and misappropriation of resident property are reported immediately to the administrator of the facility and to other officials in accordance with State law through established procedures (including to the State survey and certification agency).

The facility must have evidence that all alleged violations are thoroughly investigated, and must prevent further potential abuse while the investigation is in progress.

The results of all investigations must be reported to the administrator or his designated representative and to other officials in accordance with State law (including to the State survey and certification agency) within 5 working days of the incident, and if the alleged violation is verified appropriate corrective action must be taken.

F 225
Investigat/Report Allegations/Individuals
483.13

Requirement:
The facility will ensure that all alleged violations involving mistreatment, neglect, or abuse including injuries of unknown source and misappropriation of resident property are reported immediately to the administrator of the facility and to other officials in accordance with the state law through established procedures (including to the State Survey and Certification agency).

Corrective Action:
1(A). An internal investigation was conducted on 9/22/10 regarding an allegation of verbal abuse which was unsubstantiated.
1(B). An internal investigation was conducted on 1/22/11 regarding an allegation of physical abuse which was unsubstantiated.
2. Interviews conducted by the interdisciplinary team on 4/7/11 found no other violations of abuse.
3. An interview was conducted on 4/7/11 by the Regional Nurse consultant on reporting allegations of abuse to other officials, (including state survey and certification agency) according to state law with the Administrator and Director of Nursing.
4. The Administrator, DON and Regional Nurse Consultant will monitor for compliance for three months regarding reporting allegations of abuse to the State Certification Agency and report findings to the QA Committee.

Completion date 4/19/11
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This REQUIREMENT is not met as evidenced by:

complaint investigation for TN00027693

Based on policy review, review of facility investigations and interview, it was determined the facility failed to ensure two allegations of abuse were reported to the state agency within five days of the incident.

The findings included:

Review of the facility's "ABUSE PROTECTION POLICY" documented, "...Procedure and Practice ...Reporting/Response... Report all alleged violations...to the State Agency ..."

Review of the facility's investigations documented an unsubstantiated allegation of verbal abuse with an investigation date of 8/2/10 by staff members and an unsubstantiated allegation of physical abuse with an investigation date of 1/22/11 that were not reported to the state agency.

During an interview in the administrator's office on 4/5/11 beginning at 4:50 PM, the Administrator was asked if the two allegations of abuse were reported to the State Agency. The Administrator stated these allegations were "...not reported to state..."