

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11964835	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 08/09/2022
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NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY, STATE, ZIP CODE

AFH SENIOR CARE CORAL SPRINGS

**11937 NW 31ST STREET
CORAL SPRINGS, FL 33065**

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A 000	Initial Comments An unannounced Change of Ownership (CHOW) and Generator Monitoring survey was conducted on _____ at AFH Senior Care Coral Springs. The facility had deficiencies identified at the time of the survey related to the Change of Ownership (CHOW).	A 000		
A 052	429.256() ; 59A-36.008(3) Medication - Assistance with Self-Admin 429.256 (3) Assistance with self-administration of medication includes: (a) Taking the medication, in its previously dispensed, properly labeled container, from where it is stored, and bringing it to the resident. For purposes of this paragraph, an _____ syringe that is prefilled with the proper dosage by a pharmacist and an _____ that is prefilled by the manufacturer are considered medications in previously dispensed, properly labeled containers. (b) In the presence of the resident, confirming that the medication is intended for that resident, orally advising the resident of the medication name and dosage, opening the container, removing a prescribed amount of medication from the container, and closing the container. The resident may sign a written waiver to opt out of being orally advised of the medication name and dosage. The waiver must identify all of the medications intended for the resident, including names and dosages of such medications, and must immediately be updated each time the resident's medications or dosages change. (c) Placing an oral dosage in the resident's or placing the dosage in another container and helping the resident by lifting the container to his or her _____ (d) Applying _____ medications.	A 052		

AHCA Form 3020-0001

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

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A 052	Continued From page 1 (e) Returning the medication container to proper storage. (f) Keeping a record of when a resident receives assistance with self-administration under this section. (g) Assisting with the use of a _____, including removing the cap of a _____, opening the unit dose of _____ solution, and pouring the prescribed premeasured dose of medication into the dispensing cup of the _____. (4) Assistance with self-administration of medication does not include: (a) Mixing, _____, converting, or _____ medication doses, except for measuring a prescribed amount of liquid medication or breaking a scored tablet or crushing a tablet as prescribed. (b) The preparation of syringes for injection or the administration of medications by any injectable route. (c) Administration of medications by way of a tube inserted in a _____ of the body. (d) Administration of _____ preparations. (e) The use of irrigations or debriding agents used in the treatment of a skin condition. (f) Assisting with _____, or _____ preparations. (g) Assisting with medications ordered by the physician or health care professional with prescriptive authority to be given "as needed," unless the order is written with specific parameters that preclude independent judgment on the part of the unlicensed person, and the resident requesting the medication is aware of his or her need for the medication and understands the purpose for taking the medication. (h) Medications for which the time of administration, the amount, the strength of dosage, the method of administration, or the	A 052		

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A 052	Continued From page 2 reason for administration requires judgment or discretion on the part of the unlicensed person. (5) Assistance with the self-administration of medication by an unlicensed person as described in this section shall not be considered administration as defined in s. 465.003. 59A-36.008 (3) ASSISTANCE WITH SELF-ADMINISTRATION. (a) Any unlicensed person providing assistance with self-administration of medication must be _____ or older, trained to assist with self-administered medication pursuant to the training requirements of Rule 59A-36.011, F.A.C., and must be available to assist residents with self-administered medications in accordance with procedures described in Section 429.256, F.S. and this rule. (b) In addition to the specifications of Section 429.256(3), F.S., assistance with self-administration of medication includes, orally advising the resident of the name and dosage of the medication and verbally prompting a resident to take medications as prescribed. (c) In order to facilitate assistance with self-administration, trained staff may prepare and make available such items as water, juice, cups, and spoons. Trained staff may also return unused doses to the medication container. Medication, which appears to have been contaminated, must not be returned to the container. (d) Trained staff must observe the resident take the medication. Any concerns about the resident's reaction to the medication or suspected noncompliance must be reported to the resident's health care provider and documented in the resident's record. (e) When a resident who receives assistance with	A 052		

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A 052	Continued From page 3 medication is away from the facility and from facility staff, the following options are available to enable the resident to take medication as prescribed: 1. The health care provider may prescribe a medication schedule that coincides with the resident's presence in the facility, 2. The medication container may be given to the resident, a friend, or family member upon leaving the facility, with this fact noted in the resident's medication record, 3. The medication may be transferred to a pill organizer pursuant to the requirements of subsection (2), and given to the resident, a friend, or family member upon leaving the facility, with this fact noted in the resident's medication record, or 4. Medications may be separately prescribed and dispensed in an easier to use form, such as unit dose packaging. (f) Assistance with self-administration of medication does not include the activities detailed in Section 429.256(4), F.S. (g) As used in Section 429.256(4)(h), F.S., the terms "judgment" and "discretion" mean interpreting vital signs and evaluating or assessing a resident's condition. (h) All trained staff must adhere to the facility's _____ control policy and procedures when assisting with the self-administration of medication. This Statute or Rule is not met as evidenced by: Based on observation, records review, and interview, it was determined that the facility failed to follow the process of assisting residents with medication self-administration according to regulatory standards, for 1 of 2 sampled residents (Resident #3).	A 052		

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A 052	Continued From page 4 The findings included: While Staff A (Med-tech) was assisting Resident #3 with self-administration of medications on at 10:30 AM, it was noted that she crushed the pills as indicated in the medication observation record (MOR), and mixed the crushed pills in apple sauce and walked over to the Resident's room. Without informing the resident about the pills, Staff A fed the resident the mixed content consisted of apple sauce and the crushed pills. She fed the resident slowly and reported that when questioned about her actions, that she usually gives the medications to Resident #3 that way. Review of the health assessment record AHCA form (1823) dated _____ revealed that Resident #3 required assistance with self-administration of medications and not medication administration. Furthermore, the record revealed that Resident #3 had no physical or impediments. At 12:30 PM on _____, Resident #3 was observed in the dining room eating lunch independently. She was not being fed which confirmed that Resident #3 did not require assistance to take her medication. During a follow-up interview with Staff A on _____ at 1:39 PM, she said that she did not know that she was not supposed to feed the medications to the Resident. Staff A reported that she was a home health Aide and did not have a license to administer medications.	A 052		

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A 052	Continued From page 5 Class III	A 052			
A 054	59A-36.008(5) FAC Medication - Records (5) MEDICATION RECORDS. (a) For residents who use a pill organizer managed in subsection (2), the facility must keep either the original labeled medication container; or a medication listing with the prescription number, the name and address of the issuing pharmacy, the health care provider's name, the resident's name, the date dispensed, the name and strength of the drug, and the directions for use. (b) The facility must maintain a daily medication observation record for each resident who receives assistance with self-administration of medications or medication administration. A medication observation record must be immediately updated each time the medication is offered or administered and include: 1. The name of the resident and any known _____ the resident may have; 2. The name of the resident's health care provider and the health care provider's telephone number; 3. The name, strength, and directions for use of each medication; and, 4. A chart for recording each time the medication is taken, any missed dosages, refusals to take medication as prescribed, or medication errors. (c) For medications that serve as chemical _____, the facility must, pursuant to Section 429.41, F.S., maintain a record of the prescribing physician's annual evaluation of the use of the medication. This Statute or Rule is not met as evidenced by: Based on observation, record review, and	A 054			

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A 054	Continued From page 6 interview, the facility failed to follow the process of assisting residents with self-administration of medications. This was evident in 2 of 3 sampled residents (Resident #1, #2) observed being assisted with self-administration of medications, and missing signatures on the medication observation records (MOR) of all three residents (Resident #1, #2, & #3). The findings included: On at 10:30 AM, Staff A (Med-tech) was observed preparing the residents' medications before assisting them. Staff A retrieved the medications from the medication cart and the medication observation record (MOR). Before beginning, the Surveyor asked to review the MOR and noted that there were missing signatures for medications administered on and (day and night). Then, Staff A prepared the medications by placing them in a soufflé cup. She then signed the MOR before heading to Resident #2's bedroom. Once in Resident #2's bedroom, she handed all the pills to the resident who opted to drink all of them with water rather than orange juice. Thereafter, Staff A went to the kitchen and removed her gloves and washed her . She repeated the same process for Resident #1 by signing the MOR before going to the resident's room to assist her with medications self-administration. Review of the MOR showed that the Medication for Resident #2 was supposed to be administered daily twice a day at 9:00 AM and 5:00 PM. The record revealed that on and at 9:00 AM, there was no signature reflecting that the medication was administered. Also, there was no signature in the MOR from the 1st of to the 8th of .	A 054			

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A 054	Continued From page 7 to indicate that the medication was administered at 5:00 PM. On _____ and or _____, there were also missing signatures for the medications _____ 5 mg to be given at 9:00 AM; _____ ER 200 Mg to be administered once daily at 9:00 AM; Lorsatan -HCTZ 100-12.5 mg to be administered at 9:00 AM; _____ 50 mg to be administered at 9:00 AM. Also, the medications _____ 20 mg tablet; Certirizine 10 mg tablet, and _____ 100 mg tablet were not signed to indicate they were given on _____ at 9:00 PM. Resident #3 had the following medications to be administered at 8:00 PM daily: _____ 5 mg; take 1 tablet by _____ at Bedtime; _____ 0.25 mg tab to be taken by _____ at bedtime, 1 tablet. On _____ at 8:00 PM, the MOR was not signed to reflect that the resident received assistance with self-administration of medications. During an interview on _____ at 1:07 PM, with Staff A, a home health Aide (HHA) who works at facility at night (7 PM to 7 AM), she reported that she usually does not give medications during the day, so she does not know why the MOR was not signed for the days. However, she acknowledged that she omitted to sign the MOR the night of _____ since she worked that night. An interview with Staff B, also HHA, on _____ at 2:30 PM, she reported that she forgot to sign the MOR, but claimed to have given the medications to the residents. During the Exit meeting with the Administrator on _____ at 3:23 PM, she acknowledged the findings.	A 054		

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A 054	Continued From page 8	A 054		
	Class III			
A 078	59A-36.010(2) FAC Staffing Standards - Staff (2) STAFF: (a) Within 30 days after beginning employment, newly hired staff must submit a written statement from a health care provider documenting that the individual does not have any signs or symptoms of communicable The examination performed by the health care provider must have been conducted no earlier than 6 months before submission of the statement. Newly hired staff does not include an employee transferring without a break in service from one facility to another when the facility is under the same management or ownership. 1. Evidence of a negative examination must be documented on an annual basis. Documentation provided by the Florida Department of Health or a licensed health care provider certifying that there is a shortage of testing materials satisfies the annual examination requirement. An individual with a positive test must submit a health care provider's statement that the individual does not constitute a risk of 2. If any staff member has, or is suspected of having, a communicable, such individual must be immediately removed from duties until a written statement is submitted from a health care provider indicating that the individual does not constitute a risk of transmitting a communicable (b) Staff must be qualified to perform their assigned duties consistent with their level of education, training, preparation, and experience.	A 078		

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A 078	Continued From page 9 Staff providing services requiring licensing or certification must be appropriately licensed or certified. All staff must exercise their responsibilities, consistent with their qualifications, to observe residents, to document observations on the appropriate resident's record, and to report the observations to the resident's health care provider in accordance with this rule chapter. (c) All staff must comply with the training requirements of rule 59A-36.011, F.A.C. (d) An assisted living facility to provide services to residents must ensure that individuals providing services are qualified to perform their assigned duties in accordance with this rule chapter. The contract between the facility and the staffing agency or contractor must specifically describe the services the staffing agency or contractor will provide to residents. (e) For facilities with a licensed capacity of 17 or more residents, the facility must: 1. Develop a written job description for each staff position and provide a copy of the job description to each staff member; and, 2. Maintain time sheets for all staff. (f) Level 2 background screening must be conducted for staff, including staff by the facility to provide services to residents, pursuant to sections 408.809 and 429.174, F.S. This Statute or Rule is not met as evidenced by: Based on records review and interview, there was no evidence provided that 2 of 3 sampled employees (the Administrator & Staff A) had obtained a health screening indicating that they were free from () or communicable The findings included.	A 078			

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A 078	Continued From page 10 Review of the Administrator's personnel record revealed she was hired on . The Background screening record confirmed her employment with the facility as Administrator. However, there was no evidence provided that she completed the test and was cleared of all communicable . Staff B employee's file showed that she was hired at the facility on . Her background screening review confirmed that she has been working at the facility effective . Yet, there was proof in her file that completed the test and was cleared of all communicable . During an interview with Staff B on . at 2:30 PM, she reported that she worked at the facility weekdays from 7:00 AM to 7:00 PM. The Administrator concurred with the findings and provided no additional information. Class III	A 078		
A 081	429.52(1 & 7) FS; 59A-36.011() FAC Training - Staff In-Service 429.52(1) (1) Each new assisted living facility employee who has not previously completed core training must attend a preservice orientation provided by the facility before interacting with residents. The preservice orientation must be at least 2 hours in duration and cover topics that help the employee provide responsible care and respond to the needs of facility residents. Upon completion, the employee and the administrator of the facility must sign a statement that the employee	A 081		

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A 081	Continued From page 11 completed the required preservice orientation. The facility must keep the signed statement in the employee's personnel record. (7) Facility staff shall participate in inservice training relevant to their job duties as specified by agency rule. Topics covered during the preservice orientation are not required to be repeated during inservice training. A single certificate of completion that covers all required inservice training topics may be issued to a participating staff member if the training is provided in a single training course. 59A-36.011 (2) STAFF PRESERVICE ORIENTATION. (a) Facilities must provide a preservice orientation of at least 2 hours to all new assisted living facility employees who have not previously completed core training as detailed in subsection (1). (b) New staff must complete the preservice orientation prior to interacting with residents. (c) Once complete, the employee and the facility administrator must sign a statement that the employee completed the preservice orientation which must be kept in the employee's personnel record. (d) In addition to topics that may be chosen by the facility administrator, the preservice orientation must cover: 1. Resident's rights; and, 2. The facility's license type and services offered by the facility. (3) STAFF IN-SERVICE TRAINING. Facility administrators or managers shall provide or arrange for the following in-service training to facility staff: (a) Staff who provide direct care to residents,	A 081		

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A 081	Continued From page 12 other than nurses, certified nursing assistants, or home health aides trained in accordance with rule 59A-8.0095, F.A.C., must receive a minimum of 1 hour in-service training in control, including universal precautions and facility sanitation procedures, before providing personal care to residents. The facility must use its control policies and procedures when offering this training. Documentation of compliance with the staff training requirements of 29 CFR 1910.1030, relating to blood borne pathogens, may be used to meet this requirement. (b) Staff who provide direct care to residents must receive a minimum of 1 hour in-service training within 30 days of employment that covers the following subjects: 1. Reporting adverse incidents. 2. Facility emergency procedures including chain-of-command and staff roles relating to emergency evacuation. (c) Staff who provide direct care to residents, who have not taken the core training program, shall receive a minimum of 1 hour in-service training within 30 days of employment that covers the following subjects: 1. Resident rights in an assisted living facility. 2. Recognizing and reporting resident abuse, neglect, and self-harm. The facility must use its prevention policies and procedures when offering this training. (d) Staff who provide direct care to residents, other than nurses, CNAs, or home health aides trained in accordance with rule 59A-8.0095, F.A.C., must receive 3 hours of in-service training within 30 days of employment that covers the following subjects: 1. Resident behavior and needs. 2. Providing assistance with the activities of daily	A 081		

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A 081	Continued From page 13 living. (e) Staff who prepare or serve food, who have not taken the assisted living facility core training must receive a minimum of 1-hour-in-service training within 30 days of employment in safe food handling practices. (f) All facility staff shall receive in-service training regarding the facility's resident elopement response policies and procedures within thirty (30) days of employment. 1. All facility staff shall be provided with a copy of the facility's resident elopement response policies and procedures. 2. All facility staff shall demonstrate an understanding and competency in the implementation of the elopement response policies and procedures. This Statute or Rule is not met as evidenced by: Based on records review and interview, the facility failed to ensure that 1 of 2 employees completed 2 hours of pre-service orientation, training on Resident's rights, recognizing and reporting _____, neglect, and _____, as well as training in nutritional and safe food handling. The findings included: An employee records review was conducted on _____ at the facility. The Surveyor requested evidence that Staff B had completed the mandatory trainings on Resident's rights, recognizing and reporting _____, neglect, and _____, as well as training in nutritional and safe food handling and the 2-hour pre-service orientation within 30 days of employment.	A 081		

Agency for Health Care Administration

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AFH SENIOR CARE CORAL SPRINGS

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A 081	Continued From page 14 The Administrator reported that she did not know where the training certificates were. After going Staff B's file and elsewhere, she was not able to provide the requested and required evidence. Class III	A 081		
A 090	59A-36.011(11) FAC Training - ----- (11) ----- TRAINING. (a) Currently employed facility administrators, managers, direct care staff and staff involved in resident admissions must receive at least one hour of training in the facility's policies and procedures regarding ----- (b) Newly hired facility administrators, managers, direct care staff and staff involved in resident admissions must receive at least one hour of training in the facility's policy and procedures regarding ----- within 30 days after employment. (c) Training shall consist of the information included in rule 59A-36.009, F.A.C. This Statute or Rule is not met as evidenced by: Based on records review and interview, the facility failed provide proof that 1 of 2 sampled employees (Staff) completed the ----- (DRNO) training within 30 days of employment. The findings included: On -----, the Administrator was asked to provide evidence that Staff B had completed the ----- training. The Administrator could not provide the proof. Review of Staff B's file revealed	A 090		

Agency for Health Care Administration

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A 090	Continued From page 15 that the . . . training was not in her file. During an interview with Staff B on at 2:30 PM, she was able to explain what was. However, she was not sure whether she obtained a certificate for the training. Class III	A 090		
A 161	429.275(2) FS; 59A-36.015(2) FAC Records - Staff 429.275 (2) The administrator or owner of a facility shall maintain personnel records for each staff member which contain, at a minimum, documentation of background screening, if applicable, documentation of compliance with all training requirements of this part or applicable rule, and a copy of all licenses or certification held by each staff who performs services for which licensure or certification is required under this part or rule. 59A-36.015 (2) STAFF RECORDS. (a) Personnel records for each staff member must contain, at a minimum, a copy of the employment application, with references furnished, and documentation verifying freedom from signs or symptoms of communicable In addition, records must contain the following, as applicable: 1. Documentation of compliance with all staff training and continuing education required by rule 59A-36.011, F.A.C., 2. Copies of all licenses or certifications for all staff providing services that require licensing or	A 161		

Agency for Health Care Administration

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A 161	Continued From page 16 certification, 3. Documentation of compliance with level 2 background screening for all staff subject to screening requirements as specified in section 429.174, F.S., and rule 59A-36.010, F.A.C., 4. For facilities with a licensed capacity of 17 or more residents, a copy of the job description given to each staff member pursuant to rule 59A-36.010, F.A.C., 5. Documentation verifying direct care staff and administrator participation in resident elopement drills pursuant to paragraph 59A-36.007(8)(c), F.A.C. (b) The facility is not required to maintain personnel records for staff provided by a licensed staffing agency or staff employed by an entity _____ to provide direct or indirect services to residents and the facility. However, the facility must maintain a copy of the contract between the facility and the staffing agency or contractor as described in rule 59A-36.010, F.A.C. (c) The facility must maintain the written work schedules and staff time sheets for the most current 6 months as required by rule 59A-36.010, F.A.C. This Statute or Rule is not met as evidenced by: Based on records review and interview, the facility failed to make readily available for review 1 of 2 sampled employees' personnel file, for Staff B. The findings included: On _____, during review of the employees files, the Administrator was asked to provide Staff B's file for review. The Administrator reported that the file was not available. The Administrator reported that Staff B was working at the facility	A 161		

Agency for Health Care Administration

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A 161	Continued From page 17 before she became the Administrator and that she had not yet secured a file for Staff B. In an interview undertaken with Staff B on at 9:15 AM, she reported that she has been working at the facility for two months. Staff B added she worked at night from 7:00 PM to 7:00 AM every week days. During the exit meeting on 8/9o/2022 at 3:20 PM, the Administrator did not provide evidence of Staff B's personnel file. Class III	A 161		

Agency for Health Care Administration

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CZ814	435.12(2)(b-d), FS Background Screening Clearinghouse 435.12 Care Provider Background Screening Clearinghouse.- (2)(b) Until such time as the _____ are enrolled in the national retained print notification program at the Federal Bureau of Investigation, an employee with a break in service of more than 90 days from a position that requires screening by a specified agency must submit to a national screening if the person returns to a position that requires screening by a specified agency. (c) An employer of persons subject to screening by a specified agency must register with the clearinghouse and maintain the employment status of all employees within the clearinghouse. Initial employment status and any changes in status must be reported within 10 business days. (d) An employer must register with and initiate all criminal history checks through the clearinghouse before referring an employee or potential employee for electronic _____ submission to the Department of Law Enforcement. The registration must include the employee's full first name, middle initial, and last name; social security number; date of birth; mailing address; _____; and race. Individuals, persons, applicants, and controlling interests that cannot legally obtain a social security number must provide an individual taxpayer identification number. This Statute or Rule is not met as evidenced by: Based on records review and interview, it was determined that 1 of 3 employees (Staff A) a home health Aide (HHA), was not registered in the Background Screening Clearing House before beginning employment and providing care and services to 3 of 3 sampled residents (Residents #1, #2, & #3),	CZ814			

AHCA Form 3020-0001

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

Agency for Health Care Administration

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CZ814	Continued From page 1 The findings included: On _____ at 9:00 AM, Staff A opened the facility's door to allow this writer to conduct the change of ownership (CHOW) survey. Staff A informed that she was an employee of the facility and worked the night shift, and was waiting for the morning staff to relieve her of her duties. During the tour of the facility on _____, three residents were observed at the facility. Two of the three residents (Residents #2 & #3) were observed in the dining room eating breakfast, and Resident #1 was observed in her room finishing her breakfast. During brief interviews conducted with all three residents, they confirmed that Staff A was an employee of the facility who provided care and services to them. An interview conducted on _____ at 1:07 PM Staff B also affirmed that she was an employee who began working at this facility two weeks ago. At 10:30 AM, on _____, Staff A was observed giving medications to the residents. At 12:00 PM, Staff B prepared for and served lunch to the residents. Staff A was also observed interacting with the residents and providing routine activities of daily living (ADL) care to the residents. Review of the State of Florida Clearinghouse website revealed that Staff A was not listed in the facility's roster as an employee. Staff A did not have a background screening completed either. During an interview with the Administrator on _____ at 10:23 AM, she reported that she is	CZ814		

Agency for Health Care Administration

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CZ814	Continued From page 2 the Administrator and was hired two weeks ago. She reported that the employees were employed by the previous owner, and that she did not have Staff A's employment records. She said that she was still in the process of adjusting the staffing schedule. The Administrator provided no additional information during the exit meeting held on _____ at 3:23 PM. Unclassified	CZ814		
CZ815	408.809(1)(_____); 435.02(2); 435.06 FS Background Screening; Prohibited Offenses 408.809 Background screening; prohibited offenses.- (1) Level 2 background screening pursuant to chapter 435 must be conducted through the agency on each of the following persons, who are considered employees for the purposes of conducting screening under chapter 435: (a) The licensee, if an individual. (b) The administrator or a similarly titled person who is responsible for the day-to-day operation of the provider. (c) The financial officer or similarly titled individual who is responsible for the financial operation of the licensee or provider. (d) Any person who is a controlling interest. (e) Any person, as required by authorizing statutes, seeking employment with a licensee or provider who is expected to, or whose responsibilities may require him or her to, provide personal care or services directly to clients or have access to client funds, personal property, or living areas; and any person, as required by authorizing statutes, _____ with a licensee or provider whose responsibilities require him or her to provide personal care or personal services	CZ815		

Agency for Health Care Administration

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CZ815	Continued From page 3 directly to clients, or _____ with a licensee or provider to work 20 hours a week or more who will have access to client funds, personal property, or living areas. Evidence of contractor screening may be retained by the contractor's employer or the licensee. (3) All _____ must be provided in electronic format. Screening results shall be reviewed by the agency with respect to the offenses specified in s. 435.04 and this section, and the qualifying or disqualifying status of the person named in the request shall be maintained in a database. The qualifying or disqualifying status of the person named in the request shall be posted on a secure website for retrieval by the licensee or designated agent on the licensee's behalf. (4) In addition to the offenses listed in s. 435.04, all persons required to undergo background screening pursuant to this part or authorizing statutes must not have an _____ awaiting final disposition for, must not have been found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, and must not have been adjudicated delinquent and the record not have been sealed or expunged for any of the following offenses or any similar offense of another jurisdiction: (a) Any authorizing statutes, if the offense was a felony. (b) This chapter, if the offense was a felony. (c) Section 409.920, relating to Medicaid provider fraud. (d) Section 409.9201, relating to Medicaid fraud. (e) Section 741.28, relating to domestic violence. (f) Section 777.04, relating to attempts, solicitation, and conspiracy to commit an offense listed in this subsection.	CZ815		

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CZ815	Continued From page 4 (g) Section 784.03, relating to battery, if the victim is a _____ adult as defined in s. 415.102 or a patient or resident of a facility licensed under chapter 395, chapter 400, or chapter 429. (h) Section 817.034, relating to fraudulent acts through mail, wire, radio, electromagnetic, photoelectronic, or photooptical systems. (i) Section 817.234, relating to false and fraudulent insurance claims. (j) Section 817.481, relating to obtaining goods by using a false or expired credit card or other credit device, if the offense was a felony. (k) Section 817.50, relating to fraudulently obtaining goods or services from a health care provider. (l) Section 817.505, relating to patient brokering. (m) Section 817.568, relating to criminal use of personal identification information. (n) Section 817.60, relating to obtaining a credit card through fraudulent means. (o) Section 817.61, relating to fraudulent use of credit cards, if the offense was a felony. (p) Section 831.01, relating to forgery. (q) Section 831.02, relating to uttering forged instruments. (r) Section 831.07, relating to forging bank bills, checks, drafts, or promissory notes. (s) Section 831.09, relating to uttering forged bank bills, checks, drafts, or promissory notes. (t) Section 831.30, relating to fraud in obtaining medicinal drugs. (u) Section 831.31, relating to the sale, manufacture, delivery, or possession with the intent to sell, manufacture, or deliver any counterfeit controlled substance, if the offense was a felony. (v) Section 895.03, relating to racketeering and collection of unlawful debts. (w) Section 896.101, relating to the Florida Money	CZ815			

Agency for Health Care Administration

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CZ815	Continued From page 5 Laundering Act. If, upon rescreening, a person who is currently employed or with a licensee and was screened and qualified under s. 435.04 has a disqualifying offense that was not a disqualifying offense at the time of the last screening, but is a current disqualifying offense and was committed before the last screening, he or she may apply for an exemption from the appropriate licensing agency and, if agreed to by the employer, may continue to perform his or her duties until the licensing agency renders a decision on the application for exemption if the person is eligible to apply for an exemption and the exemption request is received by the agency no later than 30 days after receipt of the rescreening results by the person. (5) The costs associated with obtaining the required screening must be borne by the licensee or the person subject to screening. Licensees may reimburse persons for these costs. The Department of Law Enforcement shall charge the agency for screening pursuant to s. 943.053(3). The agency shall establish a schedule of fees to cover the costs of screening. (6)(a) As provided in chapter 435, the agency may grant an exemption from disqualification to a person who is subject to this section and who: 1. Does not have an active professional license or certification from the Department of Health; or 2. Has an active professional license or certification from the Department of Health but is not providing a service within the scope of that license or certification. (b) As provided in chapter 435, the appropriate regulatory board within the Department of Health, or the department itself if there is no board, may	CZ815		

Agency for Health Care Administration

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CZ815	Continued From page 6 grant an exemption from disqualification to a person who is subject to this section and who has received a professional license or certification from the Department of Health or a regulatory board within that department and that person is providing a service within the scope of his or her licensed or certified practice. (7) The agency and the Department of Health may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this section, chapter 435, and authorizing statutes requiring background screening and to implement and adopt criteria relating to retaining . . . pursuant to s. 943.05(2). (8) There is no reemployment assistance or other monetary liability on the part of, and no cause of action for damages arising against, an employer that, upon notice of a disqualifying offense listed under chapter 435 or this section, terminates the person against whom the report was issued, whether or not that person has filed for an exemption with the Department of Health or the agency. 435.06 Exclusion from employment.- (1) If an employer or agency has reasonable cause to believe that grounds exist for the denial or termination of employment of any employee as a result of background screening, it shall notify the employee in writing, stating the specific record that indicates noncompliance with the standards in this chapter. It is the responsibility of the affected employee to contest his or her disqualification or to request exemption from disqualification. The only basis for contesting the disqualification is proof of mistaken identity. (2)(a) An employer may not hire, select, or	CZ815			

Agency for Health Care Administration

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CZ815	Continued From page 7 otherwise allow an employee to have contact with any person that would place the employee in a role that requires background screening until the screening process is completed and demonstrates the absence of any grounds for the denial or termination of employment. If the screening process shows any grounds for the denial or termination of employment, the employer may not hire, select, or otherwise allow the employee to have contact with any person that would place the employee in a role that requires background screening unless the employee is granted an exemption for the disqualification by the agency as provided under s. 435.07. (b) If an employer becomes aware that an employee has been for a disqualifying offense, the employer must remove the employee from contact with any person that places the employee in a role that requires background screening until the is resolved in a way that the employer determines that the employee is still eligible for employment under this chapter. (c) The employer must terminate the employment of any of its personnel found to be in noncompliance with the minimum standards of this chapter or place the employee in a position for which background screening is not required unless the employee is granted an exemption from disqualification pursuant to s. 435.07. (d) An employer may hire an employee to a position that requires background screening before the employee completes the screening process for training and orientation purposes. However, the employee may not have direct contact with persons until the screening process is completed and the employee demonstrates that he or she exhibits	CZ815		

Agency for Health Care Administration

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CZ815	Continued From page 8 no behaviors that warrant the denial or termination of employment. (3) Any employee who refuses to cooperate in such screening or refuses to timely submit the information necessary to complete the screening, including _____, if required, must be disqualified for employment in such position or, if employed, must be dismissed. (4) There is no reemployment assistance or other monetary liability on the part of, and no cause of action for damages against, an employer that, upon notice of a conviction or _____ for a disqualifying offense listed under this chapter, terminates the person against whom the report was issued or who was _____, regardless of whether or not that person has filed for an exemption pursuant to this chapter. 435.02 Definitions.-For the purposes of this chapter, the term: (2) "Employee" means any person required by law to be screened pursuant to this chapter, including, but not limited to, persons who are contractors, licensees, or volunteers. This Statute or Rule is not met as evidenced by: Based on records review and interview, it was determined that 1 of 3 employees (Staff A), home health Aide (HHA), observed at the facility did not undergo a background check before beginning employment and providing care and services to 3 of 3 sampled residents (Residents #1, #2, & #3). The findings included: On _____ at 9:00 AM, Staff A opened the facility's door to allow this writer to conduct the change of ownership (CHOW) survey. Staff A reported that she was an employee of the facility and that she worked the night shift. She was	CZ815		

Agency for Health Care Administration

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AFH SENIOR CARE CORAL SPRINGS

**11937 NW 31ST STREET
CORAL SPRINGS, FL 33065**

(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
CZ815	Continued From page 9 waiting for the morning staff to relieve her of her duty. During the tour of the facility on that day, three residents were observed at the facility. Two of the three residents (Residents #2 & #3) were observed in the dining room eating breakfast, and Resident #1 was observed in her room finishing her breakfast. During brief interviews conducted with all three residents during the tour, they confirmed that Staff A was an employee of the facility who provided care and services to them. In an interview conducted with Staff A on at 1:07 PM, Staff A affirmed that she was an employee who began working at this facility two weeks ago. At 10:30 AM, Staff A was observed passing medications to the residents. At 12:00 PM, Staff B prepared for and served lunch to the residents. Staff B was also observed interacting with the residents and providing routine activities of daily living (ADL) care to the residents. In a review of the State of Florida Clearinghouse website it was noted that Staff A was not listed as an employee of the facility among the names listed. She also was not registered in the Clearinghouse as an employee of the facility. Staff A did not have a background screening completed. During an interview with the Administrator on at 10:23 AM, she reported that she is the Administrator and was hired two weeks ago. She reported that the employees were employed by the previous owner, and that she did not have Staff A's employment records. She said that she	CZ815		

Agency for Health Care Administration

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NAME OF PROVIDER OR SUPPLIER

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CZ815	Continued From page 10 was still in the process of adjusting the staffing schedule. The Administrator provided no additional information during the exit meeting held on _____ at 3:23 PM. Unclassified	CZ815		
CZ816	408.809(2) 435.05(2) 59A-35.090(2d-3b) Background Screening-Compliance Attestation 408.809 Background screening; prohibited offenses.- (2) Every 5 years following his or her licensure, employment, or entry into a contract in a capacity that under subsection (1) would require level 2 background screening under chapter 435, each such person must submit to level 2 background rescreening as a condition of retaining such license or continuing in such employment or contractual status. For any such rescreening, the agency shall request the Department of Law Enforcement to forward the person's _____ to the Federal Bureau of Investigation for a national criminal history record check unless the person's _____ are enrolled in the Federal Bureau of Investigation's national retained print _____ notification program. If the _____ of such a person are not retained by the Department of Law Enforcement under s. 943.05(2)(g) and (h), the person must submit _____ electronically to the Department of Law Enforcement for state processing, and the Department of Law Enforcement shall forward the _____ to the Federal Bureau of Investigation for a national criminal history record check. The _____ shall be retained by the Department of Law Enforcement under s. 943.05(2)(g) and (h) and enrolled in the national retained print _____ notification program when	CZ816		

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CZ816	Continued From page 11 the Department of Law Enforcement begins participation in the program. The cost of the state and national criminal history records checks required by level 2 screening may be borne by the licensee or the person The agency may accept as satisfying the requirements of this section proof of compliance with level 2 screening standards submitted within the previous 5 years to meet any provider or professional licensure requirements of the Department of Financial Services for an applicant for a certificate of authority or provisional certificate of authority to operate a continuing care retirement community under chapter 651, provided that: (a) The screening standards and disqualifying offenses for the prior screening are equivalent to those specified in s. 435.04 and this section; (b) The person subject to screening has not had a break in service from a position that requires level 2 screening for more than 90 days; and (c) Such proof is accompanied, under penalty of perjury, by an attestation of compliance with chapter 435 and this section using forms provided by the agency. 435.05 Requirements for covered employees and employers.-Except as otherwise provided by law, the following requirements apply to covered employees and employers: (2) Every employee must attest, subject to penalty of perjury, to meeting the requirements for qualifying for employment pursuant to this chapter and agreeing to inform the employer immediately if for any of the disqualifying offenses while employed by the employer. 59A-35.090 Background Screening. (2) Processing Screening Requests, Required	CZ816		

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CZ816	Continued From page 12 Documents and Fees. (d) An Attestation of Compliance with Background Screening Requirements, AHCA Form 3100-0008, _____, herein incorporated by reference, available at http://www.flrules.org/Gateway/reference.asp?No=Ref-09106 , and available from the Agency for Health Care Administration at: http://ahca.myflorida.com/MCHQ/Central_Service/s/Background_Screening/Regulations_Forms.shtml . This form must be completed by the individual and retained by the provider upon hire to attest that they meet the requirements for qualifying for employment, they have not been unemployed for more than 90 days from a position that requires Level 2 screening, and they agree to inform the employer immediately if _____ for any disqualifying offense. (e) An administrator or chief financial officer must be screened and qualified prior to _____ to the position. (3) Results of Screening and Notification. (a) Final results of background screening requests will be provided through the Agency's secure website that may be accessed by all health care providers applying for or actively licensed through the Agency that are registered with the Care Provider Background Screening Clearinghouse. The secure website is located at: apps.ahca.myflorida.com/SingleSignOnPortal . (b) If a Level 2 criminal history is incomplete, a certified letter will be sent to the individual being screened requesting the _____ report and court disposition information. If the letter is returned unclaimed, a copy of the letter will be sent by regular mail. Pursuant to Section 435.05(1)(d), F.S., the missing information must be filed with the Agency within 30 days of the Agency's request or the individual is subject to	CZ816		

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CZ816	Continued From page 13 disqualification in accordance with Section 435.06(3), F.S. This Statute or Rule is not met as evidenced by: Based on record review and interviews, it was evident that 2 of 3 sampled employees (Staff A & B) did not have available for review an attestation of compliance with chapter 435. The findings included: During review of the employees' personnel file on , the Administrator was asked to provide evidence that Staff A and B had signed attestation of compliance with chapter 435, in their files. The Administrator was not able to provide the evidence. During an interview with Staff B on at 10:30 AM, Staff A reported that she did not know whether she had a signed attestation form. Staff B did not know whether such document was in her file either. Review of the staffing schedule revealed that Staff B worked at the facility from 7:00 AM to 7:00 PM weekdays. Staff A reported that she worked at Night 7:00 PM to 7:00 AM weekdays, but her name was not listed on the staffing schedule. During a review of the Agency for healthcare administrator Background screening website, it was noted that Staff B was hired to work at the facility and was added to the Clearinghouse roster in Meanwhile, Staff A's name was not listed in the Background screening website. During the Exit meeting, the Administrator did not make these records available for review, however	CZ816			

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CZ816	Continued From page 14 she reported that both Staff A and B has been working at the facility for longer than she had been or more than 2 a month. Unclassified.	CZ816		