Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	AL11967753	A. BUILDING: _____ B. WING _____	01/25/2023

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
VICTORIA'S DEDICATED RETIREMENT HOME II INC	2535 NW NORTH RIVER DRIVE MIAMI, FL 33125

(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
A 000	Initial Comments A biennial re-licensure survey, with a limited mental health component, was conducted at Victoria's Dedicated Retirement Home II, Inc. on [redacted]. Deficiencies were identified at the time of the survey.	A 000		
A 034 SS=D	59A-36.007(9) ASSISTIVE DEVICES (9) ASSISTIVE DEVICES. Facilities are responsible for ensuring the safe usage of a resident's assistive devices. (a) The facility must have policies and procedures that include the requirements and methods for assessing the physical condition of assistive devices that may injure the resident and procedures for recommending repair or replacement for the continuing safety of a resident's assistive device. (b) Documentation of each assistive device a resident uses must be included in the resident's record. (c) Direct care staff using assistive devices while rendering personal services to residents must know how to operate and utilize the equipment. (d) All assistive devices must be clean, in good repair, and free of hazards. (e) The facility must encourage and allow the resident to function with independence when using the assistive device. This Statute or Rule is not met as evidenced by: Based on observation, record review and interview, the facility failed to ensure there were policies and procedures for a assistive device and documentation of each assistive device a resident uses included in the resident's record for one out of 12 sampled residents (Resident # 7). Findings included:	A 034		

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A 034	Continued From page 1 On at 10:10 AM, observed Resident # 7 walking with the use of a walker. Review of Resident # 7's record showed that there was no polices and procedures for the use of the assistive device and no documentation of the assistive device (walker) included in the resident record . On /2203 at 2:20 PM, concerning not having policies & procedures and documentation for the assistive device (walker) for Resident #7, the Owner stated, "He does not have it [policies & procedures, documentation]." Class III	A 034		
A 125 SS=D	429.27(2) FS; 59A-36.013(3) FAC Fiscal - Surety Bonds 429.27 (2) A facility, or an owner, administrator, employee, or representative thereof, may not act as the guardian, trustee, or conservator for any resident of the assisted living facility or any of such resident's property. An owner, administrator, or staff member, or representative thereof, may not act as a competent resident's payee for social security, veteran's, or railroad benefits without the consent of the resident. Any facility whose owner, administrator, or staff, or representative thereof, serves as representative payee for any resident of the facility shall file a surety bond with the agency in an amount equal to twice the average monthly aggregate income or personal funds due to residents, or expendable for their account, which are received by a facility. Any facility whose owner, administrator, or staff, or a representative	A 125		

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A 125	Continued From page 2 thereof, is granted power of attorney for any resident of the facility shall file a surety bond with the agency for each resident for whom such power of attorney is granted. The surety bond shall be in an amount equal to twice the average monthly income of the resident, plus the value of any resident's property under the control of the attorney in fact. The bond shall be executed by the facility as principal and a licensed surety company. The bond shall be conditioned upon the faithful compliance of the facility with this section and shall run to the agency for the benefit of any resident who suffers a financial loss as a result of the misuse or misappropriation by a facility of funds held pursuant to this subsection. Any surety company that cancels or does not renew the bond of any licensee shall notify the agency in writing not less than 30 days in advance of such action, giving the reason for the cancellation or nonrenewal. Any facility owner, administrator, or staff, or representative thereof, who is granted power of attorney for any resident of the facility shall, on a monthly basis, be required to provide the resident a written statement of any transaction made on behalf of the resident pursuant to this subsection, and a copy of such statement given to the resident shall be retained in each resident's file and available for agency inspection. 59A-36.013 (3) SURETY BONDS. Pursuant to the requirements of section 429.27(2), F.S.: (a) For entities that own more than one facility in the state, one surety bond may be purchased to cover the needs of all residents served by the entities. (b) The following additional bonding requirements apply to facilities serving residents receiving	A 125		

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A 125	Continued From page 3 . . . : 1. If serving as representative payee for a resident receiving . . ., the minimum bond proceeds must equal twice the value of the resident's monthly aggregate income, which must include any supplemental security income or social security . . . , income plus the . . . payments, including the personal needs allowance. 2. If holding a power of attorney for a resident receiving . . ., the minimum bond proceeds must equal twice the value of the resident's monthly aggregate income, which must include any supplemental security income or social security . . . . , income; the . . . payments, including the personal allowance; plus the value of any property belonging to a resident held at the facility. (c) Upon the annual issuance of a new bond or continuation bond, the facility must file a copy of the bond with the Agency Central Office. This Statute or Rule is not met as evidenced by: Based on record review and interview the Owner, who is the representative payee for residents, failed to have a surety bond with the minimum bond proceeds that equal twice the value of the residents' monthly aggregate income for eleven out of 13 sampled residents (Resident's #2, #3, #4,#5, #6 ,#7,#8,#,9,#11,#12, #13). Findings included: On . . . . . at 8:55 AM, the Owner stated that she was the representative payee for Resident's # 2, #3, #4, #5, # #7, #8, #9, #11, #12 and #13). A review of financial records for Residents # 2, #3, #4, #5, # #7, #8, #9, #11, #12 and #13.	A 125		

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A 125	Continued From page 4 revealed that the total amount of what the residents paid monthly totaled $9549.00. The facility would need a surety bond in the amount of $19,098.00. A review of the facility surety bond revealed the amount of $13,000.00 effective . . . . . . On . . . . . at 12:20 PM, the Owner stated that the insurance company had told her that $13,000.00 was the maximum amount needed for the surety bonds for the residents. Class III	A 125		