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
	AL11965941	A. BUILDING: _____ B. WING _____	04/18/2023

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
GARDEN OF HEALTH (THE)	1910 NE 56 ST FORT LAUDERDALE, FL 33308

(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 unannounced Relicensure and Generator Monitoring survey was conducted on at The Garden of Health. The facility had deficiencies identified related to the Relicensure at the time of the survey.	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. (e) Returning the medication container to proper	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 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 reason for administration requires judgment or	A 052		

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A 052	Continued From page 2 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 medication is away from the facility and from	A 052		

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A 052	Continued From page 3 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, record review and interview, the facility failed to ensure 1 of 1 sampled residents for medication review, Resident #5, received their medication as per the prescribed time frame. The findings included:	A 052		

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A 052	Continued From page 4 On at 12:00 PM, an observation of Resident #5 receiving her medication and Medication Observation Record (MOR) review, revealed that the , 0.5 MG one tablet by every 5:00 PM daily, was given to Resident #5 before the scheduled time. Review of the resident's , MOR revealed that the Administrator's initials were recorded at 12:00 PM as having administered the medication. (Photographic evidence was obtained). In an interview conducted with the Administrator on at 12:30 PM, she stated that she administers the , 0.5 MG one tablet by to Resident #5 at 12:00 PM, instead of at 5:00 PM, as it is documented on the resident's individual medication package. The Administrator was unable to give an explanation as to why the medication was not administered per the prescribed time. 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	A 054		

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A 054	Continued From page 5 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 [illegible] 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 [illegible], 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 record review and interview, the facility failed to update Medication Observation Records (MORs) immediately each time medications were offered for 3 of 3 sampled residents (Resident #3, Resident #4, and Resident #5) reviewed for medications. The findings included: A review of Resident #3's MORs conducted on [illegible], revealed that Resident #3's MORs had medications not documented as provided or refused by the resident for the prescribed [illegible], instill 1 drop into both [illegible] twice daily for a diagnosis of [illegible] which was not documented as given on [illegible] through [illegible] at 8:00 AM and 5:00 PM.	A 054		

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A 054	Continued From page 6 A review of Resident #3's MORs conducted on , revealed that Resident #3's MORs had medications not documented as provided or refused by the resident for the prescribed Robafen syrup 5 milliliters by every 8 hours for which was not documented as given on through at 6:00 AM, 2:00 PM, and 10:00 PM. A review of Resident #3's MORs conducted on , revealed that Resident #3's MORs had medications not documented as provided or refused by the resident for the prescribed Lumigan 0.01% solution instill 1 drop into both at bedtime for which was not documented as given on through at 8:00 PM. A review of Resident #4's MOR conducted on , revealed that the Resident #4's MOR had medications not documented as provided or refused for the prescribed Extended Release 10 milliequivalent, tab take 1 tablet by as directed on Monday/Wednesday/Friday and Saturday morning with food Diagnosis: Supplement which was not documented as given on through at 8:00 AM. A review of Resident #4's MOR conducted on , revealed that the Resident #4's MOR had medications not documented as provided or refused for the prescribed lotion apply 1 application on the skin twice a day Diagnosis: skin irritation, which was not documented as applied on through at 8:00 AM. A review of Resident #5's MOR conducted on	A 054		

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A 054	Continued From page 7 . . . . . , revealed that the Resident #5's MOR had medications not documented as provided or refused for the prescribed . , . . . inhalation, inhale 2 puffs by twice daily for . . . . . , which was not documented as given on through at 8:00 AM and 5:00 PM. In an interview conducted with the Administrator on at 4:30 PM, she acknowledged the findings. Class III	A 054		
A 056	59A-36.008(7) FAC Medication - Labeling and Orders (7) MEDICATION LABELING AND ORDERS. (a) The facility may not store prescription drugs for self-administration, assistance with self-administration, or administration unless they are properly labeled and dispensed in accordance with Chapters 465 and 499, F.S., and Rule 64B16-28.108, F.A.C. If a customized patient medication package is prepared for a resident, and separated into individual medicinal drug containers, then the following information must be recorded on each individual container: 1. The resident's name; and, 2. The identification of each medicinal drug in the container. (b) Except with respect to the use of pill organizers as described in subsection (2), no individual other than a pharmacist may transfer medications from one storage container to another. (c) If the directions for use are "as needed" or "as directed," the health care provider must be contacted and requested to provide revised	A 056		

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A 056	Continued From page 8 instructions. For an "as needed" prescription, the circumstances under which it would be appropriate for the resident to request the medication and any limitations must be specified; for example, "as needed for , . . ., not to exceed 4 tablets per day." The revised instructions, including the date they were obtained from the health care provider and the signature of the staff who obtained them, must be noted in the medication record, or a revised label must be obtained from the pharmacist. (d) Any change in directions for use of a medication that the facility is administering or providing assistance with self-administration must be accompanied by a written, faxes, or electronic copy of a medication order issued and signed by the resident's health care provider. The new directions must promptly be recorded in the resident's medication observation record. The facility may then obtain a revised label from the pharmacist or place an "alert" label on the medication container that directs staff to examine the revised directions for use in the medication observation record. (e) A nurse may take a medication order by telephone. Such order must be promptly documented in the resident's medication observation record. The facility must obtain a written medication order from the health care provider within 10 working days. A faxed or electronic copy of a signed order is acceptable. (f) The facility must make every reasonable effort to ensure that prescriptions for residents who receive assistance with self-administration of medication or medication administration are filled or refilled in a timely manner. (g) Pursuant to Section 465.0276(5), F.S., and Rule 61N-1.006, F.A.C., sample or complimentary prescription drugs that are	A 056		

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A 056	Continued From page 9 dispensed by a health care provider, must be kept in their original manufacturer's packaging, which must include the practitioner's name, the resident's name for whom they were dispensed, and the date they were dispensed. If the sample or complimentary prescription drugs are not dispensed in the manufacturer's labeled package, they must be kept in a container that bears a label containing the following: 1. Practitioner's name, 2. Resident's name, 3. Date dispensed, 4. Name and strength of the drug, 5. Directions for use; and, 6. Expiration date. (h) Pursuant to Section 465.0276(2)(c), F.S., before dispensing any sample or complimentary prescription drug, the resident's health care provider must provide the resident with a written prescription, or a faxed or electronic copy of such order. This Statute or Rule is not met as evidenced by: Based on record review and interview, the facility failed to make a reasonable effort to refill a medication in a timely manner for 1 of 1 sampled residents, Resident #4 reviewed for medication reconciliation. The findings included: Resident #4's record review revealed an admission date . The last 1823 Resident Health Assessment dated listed a medical history of , and . She requires precautions; needs assistance with activities of daily living (ADLs); and supervision with ambulation and	A 056		

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A 056	Continued From page 10 transferring. She requires assistance with the self-administration of medications. Review of the medication orders by the Health Care provider dated /2022, documented that Resident #4 is to take 50 milligram (mg) take 1 tablet by daily for a diagnosis of ; Extended Release 25 mg take 1 tablet by daily for a diagnosis of ; and 10 mg take 1 tablet by daily for a diagnosis of . On at 9:55 AM, in an interview conducted with the Administrator about the missing medications, she confirmed that the medications were not available, and further stated she had called the pharmacy on to advise that the medications were not available, further stating that the pharmacy told her the medications would be delivered to the facility on by 5:00 PM. On , the Administrator advised that she placed another call to the pharmacy to deliver the missing medications for a second time, but she was told by the pharmacy that they will not be able to deliver the missing medications due to gas shortage therefore the Administrator decided to go to the pharmacy to pick up the missing medications at 12:30 PM. The Administrator acknowledged that the medications were not available for Resident #4 for assistance with self-administration of medications with no explanation provided why the medication had been allowed to run out before a refill order was submitted. Class III	A 056		