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
	AL11965818	A. BUILDING: _____ B. WING _____	R 08/18/2023

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
BROOKDALE LAKE MARY	150 MIDDLE STREET LAKE MARY, FL 32746

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{A 000}	Initial Comments A revisit to a complaint investigation (#2022018746) was conducted at Brookdale Lake Mary on . The facility had uncorrected deficiencies at the time of the visit.	{A 000}		
{A 052} SS=D	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 storage.	{A 052}		

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{A 052}	Continued From page 1 (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 discretion on the part of the unlicensed person.	{A 052}		

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{A 052}	Continued From page 2 (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 [illegible] 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 facility staff, the following options are available to	{A 052}		

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{A 052}	Continued From page 3 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: DEFICIENCY REMAINED UNCORRECTED Based on observations, record reviews and interviews, the facility failed to ensure the unlicensed staff who assisted 3 of 3 sampled residents with medications followed the correct procedures (#2, #8, #9).	{A 052}		

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{A 052}	Continued From page 4 Findings: 1. Observations made during a medication pass for resident #2 on at 9:15 am revealed med tech F unlocked the med cart, removed one package, popped one pill into a cup while at the cart, then removed a bottle of . She placed the med package into the cart then locked it. The resident was sitting in a wheelchair with his to the med cart. The med tech approached the resident and said "here [resident #2]". The resident took the pill without help. The med tech then donned gloves and said "I'm gonna do your ". She then placed one drop in each of the resident's . She removed the gloves then placed the bottle of drops into the med cart. She did not wash or sanitize her at any time. 2. Observations made during a medication pass for resident #8 on at 9:21 am revealed med tech F unlocked the med cart, removed three packages, popped three pills into a cup while at the cart. She placed the med packages into the cart then locked it. The med tech took only the cup of pills to the resident in her room then said "I got your medicine for you. You got three pills". The resident took the pills without help. The med tech did not wash or sanitize her at any time. 3. Observations made during a medication pass for resident #9 on at 9:25 am revealed med tech F unlocked the med cart, removed a box that contained gel, removed five packages then popped five pills into a cup while at the cart. She placed the med packages into the cart then locked it. The resident was sitting in a chair in the dining room. The med tech assisted the resident to a	{A 052}		

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{A 052}	Continued From page 5 wheelchair then took her to her room. The med tech donned gloves then said, "I got your pills". She poured the pills into the resident's , who took them without help. The med tech then helped the resident to stand at the kitchenette counter. The med tech pulled the resident's pants down. The med tech squeezed some of the gel onto her then rubbed it on the resident's right . The med tech adjusted the resident's pants then removed the gloves she was wearing. She did not wash or sanitize her at any time. In addition to not performing hygiene, med tech F failed to take the medication packages from the med cart to where each resident was, say the name and dose of each medicine aloud, then prepare each medicine in the resident's presence. At the conclusion of the med passes, the findings were discussed with the med tech, who confirmed the findings and said she did remember learning the proper procedures on how to assist with medications during her training. Review of med tech F's personnel record revealed she received 6-hours of training on assisting with medications on . The facility's medication policy read, in part, that associates will wash their or use sanitizer prior to medication assistance for each resident. During an interview on at 1:50 pm, the director of nursing said she was unaware of any resident having a written waiver opting out of being orally advised of the medication name and dosage, including those residents who were	{A 052}		

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{A 052}	Continued From page 6 observed during the survey. Class III	{A 052}		
{A 084} SS=D	59A-36.011(6) FAC 429.52(6), FS Training - Assis Self-Admin Meds & Med Mgmt 59A-36.011 (6) ASSISTANCE WITH THE SELF-ADMINISTRATION OF MEDICATION AND MEDICATION MANAGEMENT. Unlicensed persons who will be providing assistance with the self-administration of medications as described in rule 59A-36.008, F.A.C., must meet the training requirements pursuant to section 429.52(6), F.S., prior to assuming this responsibility. Courses provided in fulfilment of this requirement must meet the following criteria: (a) Training must cover state law and rule requirements with respect to the supervision, assistance, administration, and management of medications in assisted living facilities; procedures and techniques for assisting the resident with self-administration of medication including how to read a prescription label; providing the right medications to the right resident; common medications; the importance of taking medications as prescribed; recognition of side effects and adverse reactions and procedures to follow when residents appear to be experiencing side effects and adverse reactions; documentation and record keeping; and medication storage and disposal. Training shall include demonstrations of proper techniques, including techniques for control, and ensure unlicensed staff have adequately demonstrated that they have acquired the skills necessary to provide such assistance. (b) The training must be provided by a registered	{A 084}		

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{A 084}	Continued From page 7 nurse or licensed pharmacist who shall issue a training certificate to a trainee who demonstrates, in person and both physically and verbally, the ability to: 1. Read and understand a prescription label; 2. Provide assistance with self-administration in accordance with section 429.256, F.S., and rule 59A-36.008, F.A.C., including: a. Assist with oral dosage forms, [illegible] dosage forms, and [illegible] and dosage forms; b. Measure liquid medications, break scored tablets, and crush tablets in accordance with prescription directions; c. Recognize the need to obtain clarification of an "as needed" prescription order; d. Recognize a medication order which requires judgment or discretion, and to advise the resident, resident's health care provider or facility employer of inability to assist in the administration of such orders; e. Complete a medication observation record; f. Retrieve and store medication; g. Recognize the general signs of adverse reactions to medications and report such reactions; h. Assist residents with [illegible] syringes that are prefilled with the proper dosage by a pharmacist and [illegible] that are prefilled by the manufacturer by taking the medication, in its previously dispensed, properly labeled container, from where it is stored, and bringing it to the resident for self-injection; i. Assist with [illegible]; j. Use a [illegible] to perform [illegible] testing; k. Assist residents with [illegible] and continuous positive airway pressure (CPAP) devices, excluding the titration of the [illegible]	{A 084}		

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{A 084}	Continued From page 8 levels; l. Apply and remove stockings and hosiery; m. Placement and removal of , bags, excluding the removal of the or manipulation of the site; and, n. Measurement of , , rate, temperature, and , rate. (c) Unlicensed persons, as defined in section 429.256(1)(b), F.S., who provide assistance with self-administered medications and have successfully completed the initial 6 hour training, must obtain, annually, a minimum of 2 hours of continuing education training on providing assistance with self-administered medications and safe medication practices in an assisted living facility. The 2 hours of continuing education training may be provided online. (d) Trained unlicensed staff who, prior to the effective date of this rule, assist with the self-administration of medication and have successfully completed 4 hours of assistance with self-administration of medication training must complete an additional 2 hours of training that focuses on the topics listed in sub-subparagraphs (6)(b)2.h.-n. of this section, before assisting with the self-administration of medication procedures listed in sub-subparagraphs (6)(b)2.h.-n. 429.52 (6) Staff assisting with the self-administration of medications under s. 429.256 must complete a minimum of 6 additional hours of training provided by a registered nurse or a licensed pharmacist before providing assistance. Two hours of continuing education are required annually thereafter. The agency shall establish by rule the minimum requirements of this training	{A 084}		

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{A 084}	Continued From page 9 This Statute or Rule is not met as evidenced by: DEFICIENCY REMAINED UNCORRECTED Based on record reviews and interviews, the facility failed to ensure 1 of 4 sampled staff who assisted with self-administration of medications obtained, annually, a minimum of 2 hours of continuing education training on providing assistance with self-administered medications and safe medication practices in an assisted living facility from either a licensed pharmacist or registered nurse (G). Findings: Review of med tech G's personnel record revealed a hire date of . . . . . . The record contained a 6-hour certificate of training on assisting with medications and a . . . . . 2-hour training that was given by a Nursing Home Administrator (NHA), which is not either a licensed pharmacist or registered nurse. During an interview on at 12:40 pm, the director of nursing (DON) said "I will get her to a training and take her off the med cart". During an interview on at 1:20 pm, the DON said the training was provided by a company used by the facility's pharmacy. She said she spoke with a pharmacy representative, who said the training company printed the wrong certificate so the pharmacy's owner, who was a registered nurse, was issuing a new certificate. She then provided a . . . . . 2-hour medication training certificate that was signed by the pharmacy's owner/registered nurse.	{A 084}		

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{A 084}	Continued From page 10 During an interview on [redacted] at 1:43 pm, the owner of the pharmacy said that although he did not give the [redacted] training himself, he felt confident that med tech G did receive the training, so he was comfortable signing the certificate using his credentials as a registered nurse. Review of resident #10's and #11's medication observation records (MORs) revealed med tech G gave them both medications on [redacted] and [redacted]. Class III	{A 084}		