

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11969869	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED 12/21/2023
NAME OF PROVIDER OR SUPPLIER HEARTIS VENICE LLC			STREET ADDRESS, CITY, STATE, ZIP CODE 1020 N TAMiami TrL VENICE, FL 34285		
(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 An unannounced complaint survey for #2022006549 and #2022012842 was conducted on _____ through _____ at Heartis Venice LLC, an assisted living facility in Venice, Florida. Complaint #2022006549 was substantiated at A 025, A 030, and A 032. Complaint #2022012842 was substantiated at A 025. The following is a description of the deficiencies.	A 000			
A 025 SS=D	429.26(7) FS; 59A-36.007(1) FAC Resident Care - Supervision 429.26 (7) The facility shall notify a licensed physician when a resident exhibits signs of _____ or _____ or has a change of condition in order to rule out the presence of an underlying physiological condition that may be contributing to such _____ or _____. The notification must occur within 30 days after the acknowledgment of such signs by facility staff. If an underlying condition is determined to exist, the facility must notify the resident's representative or designee of the need for health care services and must assist in making _____ for the necessary care and services to treat the condition. If the resident does not have a representative or designee or if the resident's representative or designee cannot be located or is unresponsive, the facility shall arrange with the appropriate health care provider for the necessary care and services to treat the condition. 59A-36.007 Resident Care Standards. An assisted living facility must provide care and	A 025			

AHCA Form 3020-0001

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

TITLE

(X6) DATE

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A 025	Continued From page 1 services appropriate to the needs of residents accepted for admission to the facility. (1) SUPERVISION. Facilities must offer personal supervision as appropriate for each resident, including the following: (a) Monitoring of the quantity and quality of resident diets in accordance with Rule 59A-36.012, F.A.C. (b) Daily observation by designated staff of the activities of the resident while on the premises, and awareness of the general health, safety, and physical and emotional well-being of the resident. (c) Maintaining a general awareness of the resident's whereabouts. The resident may travel independently in the community. (d) Contacting the resident's health care provider and other appropriate party such as the resident's family, guardian, health care surrogate, or case manager if the resident exhibits a significant change. (e) Contacting the resident's family, guardian, health care surrogate, or case manager if the resident is discharged or moves out. (f) Maintaining a written record, updated as needed, of any significant changes, any illnesses that resulted in medical attention, changes in the method of medication administration, or other changes that resulted in the provision of additional services. This Statute or Rule is not met as evidenced by: Based on record review, interview, and the facility policy, 1. The facility failed to provide appropriate supervision to prevent one resident's (Resident #10) of ten residents surveyed for adverse incidents by failing to identify the resident's statements of causing harm to himself and in providing supervision to prevent the resident from causing harm to himself, and 2.	A 025			

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NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY, STATE, ZIP CODE

HEARTIS VENICE LLC

**1020 N TAMiami TrL
VENICE, FL 34285**

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A 025	Continued From page 2 The Facility failed to provide appropriate supervision to prevent for two residents (Resident #1, and Resident #11) of eight residents surveyed for . Findings included: 1. Review or Resident #10's 1823 dated shows Resident #10 was a male who had a history of and . He walked with the assistance of a cane he wore a , and he was in his left and had decreased vision. He did not pose a danger to himself. Resident #10's 1823 dated showed a new diagnosis of Bradacardia () and he was alert and oriented times 4. The 1823 showed Resident #1 did not pose a danger to himself. A Facility investigation showed on at approximately 3:00 p.m., Resident #10 was observed in his room awake and sitting on the couch by Wellness Associate, Staff C. At approximately 4:40 p.m. Resident #10 was observed unresponsive with coming out of his arm. A police report dated Resident #10 was found in the supine position facing west on the couch in the sitting room. One old timer pocketknife was located by the facility staff on the resident. Registered Nurse Staff F said when she moved the body from a seated position to a supine position the knife from the area where the resident was sitting. The police investigation reported Staff F said Resident #10 frequently stated, "why am I not	A 025		

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A 025	Continued From page 3 The police investigation reported Staff C told police Resident #10 frequently stated that he did not want to live anymore since all his family had passed away. Staff C reported that when she first saw Resident #10 in the morning, he stated he was a _____ man. On _____ the police investigator contacted Resident #10's Power of Attorney and was told Resident #10 had become very depressed when his wife _____ in 2014. Review of the facilities "Observation" notes from _____ to _____ shows no documentation from any staff members regarding statements of not wanting to live. On _____ at 11:32 a.m., Staff C verified she was working with Resident #10 on _____. She stated he frequently made statements that his wife was no longer alive, and he had fought in the war, and he did not understand why he was still here. Staff C said it was common for him to make these types of statements to staff and residents. Staff C stated she thought Resident #10 was joking when he made the statements. Staff C verified Resident #10 had come to breakfast on _____ and made the statement "I'm a _____ man". On _____ at 4:00 p.m., the Administrator said staff need to be aware when residents make statements about not wanting to be here. It needs to be taken seriously, and reported, and documented. The Administrator said she was not working at the facility at the time the incident occurred. She said it was possible Resident #10 had been suffering from _____ since his wife _____, in 2014.	A 025			

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A 025	Continued From page 4 2. a. Resident #2 was a female who was admitted to the facility on [redacted] with a history of [redacted] Type II, [redacted] Absence Left [redacted] Legally [redacted] in the right [redacted] Review of the 1823 dated [redacted] under "Special Precautions" lists "vision [redacted]". A "Risk Predictive Factors Assessment, dated [redacted], shows Resident #1 was a high risk for falling with a total score of 20. The form shows a "Total score of 10 or greater may represent a HIGH RISK". A "Pre-Incident Reporting Form" dated [redacted] at 8:00 a.m. shows Resident #1 had a witnessed [redacted]. The form documents Resident #1, "turned too fast and on right side between the bed and closet. Right [redacted] and [redacted]". No vital signs are documented on the form. The form shows Wellness Associate Staff A witnessed the [redacted]. Staff A is no longer employed at the facility. A "Post Screening Tool" dated [redacted] at 8:00 a.m. shows Staff A observed the resident [redacted]. The location was in the resident's bedroom. Resident #1 was identified as a high risk for [redacted]. Resident #1 had [redacted] 30 days prior to this incident. Resident #1 was getting out of bed. There are no vital signs documented on the form. The resident's statement as to why she thinks she [redacted] is not documented on the form. The resident was taking four (4) or more medications. There is no documentation on the form Resident #1 was using a walker at the time of her [redacted]. Possible interventions documented is "Education to reduce [redacted]".	A 025			

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A 025	Continued From page 5 An investigation completed by the facility and reported to the agency showed Staff A was assisting Resident #1 in _____ at the time of her _____. The investigation report showed Resident #1 was using a wheeled walker at the time of the _____. There is no documentation in the post _____ screening to show Resident #1 was using a walker at the time of the _____. There are no written statements documented from Resident #1 or Staff A who was assisting Resident #1 at the time of the _____ to show Resident #1 was using her walker at the time she _____. On _____ at 10:55 a.m. in a phone interview, Resident #1's daughter said her mother was legally _____ and would need assistance with ambulation. She stated she did have a wheelchair and a walker. On _____ at 2:00 p.m., the Wellness Director verified she could not provide documentation Resident #1 was using her walker at the time she _____. 2. b. On _____ at 12:24 p.m., Medicine Technician Staff D said Resident #11 had recently had multiple _____. On _____ at 12:35 p.m., Wellness Associate Staff E said Resident #11 had had multiple recent _____. Staff E said Resident #11, "_____ continuously". On _____ at 1:30 p.m., the Wellness Director stated there was no documentation Resident #11 had any _____ since _____ of 2023. The Wellness Director stated staff who were reporting resident had multiple recent _____ must not be documenting the resident's _____.	A 025			

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A 025	Continued From page 6 Class III	A 025			
A 030 SS=D	59A-36.007(5) FAC; 429.28() FS 429.27 Resident Care - Rights & Facility Procedures 59A-36.007 (5) RESIDENT RIGHTS AND FACILITY PROCEDURES. (a) A copy of the Resident Bill of Rights as described in Section 429.28, F.S., or a summary provided by the Long-Term Care Ombudsman Program must be posted in full view in a freely accessible resident area, and included in the admission package provided pursuant to Rule 59A-36.006, F.A.C. (b) In accordance with Section 429.28, F.S., the facility must have a written grievance procedure for receiving and responding to resident complaints and a written procedure to allow residents to recommend changes to facility policies and procedures. The facility must be able to demonstrate that such procedure is implemented upon receipt of a complaint. (c) The telephone number for lodging complaints against a facility or facility staff must be posted in full view in a common area accessible to all residents. The telephone numbers are: the Long-Term Care Ombudsman Program, 1(888)831-0404; _____, Rights Florida, 1(800)342-0823; the Agency Consumer Hotline 1(888)419-3456, and the statewide toll-free telephone number of the Florida _____ Hotline, 1(800)96- _____ or 1(800)962-2873. The telephone numbers must be posted in close proximity to a telephone accessible by residents and the text must be a minimum of 14-point font. (d) The facility must have a written statement of its house rules and procedures that must be	A 030			

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A 030	Continued From page 7 included in the admission package provided pursuant to Rule 59A-36.006, F.A.C. The rules and procedures must at a minimum address the facility's policies regarding: 1. Resident responsibilities; 2. and tobacco use; 3. Medication storage; 4. Resident elopement; 5. Reporting resident, neglect, and; 6. Administrative and housekeeping schedules and requirements; 7. control, sanitation, and standard precautions; 8. The requirements for coordinating the delivery of services to residents by third party providers; 9. Assistive devices; and 10. Physical (e) Residents may not be required to perform any work in the facility without compensation. Residents may be required to clean their own sleeping areas or apartments if the facility rules or the facility contract includes such a requirement. If a resident is employed by the facility, the resident must be compensated in compliance with state and federal wage laws. (f) The facility must provide residents with convenient access to a telephone to facilitate the resident's right to unrestricted and private communication, pursuant to Section 429.28(1)(d), F.S. The facility must allow unidentified telephone calls to residents. For facilities with a licensed capacity of 17 or more residents in which residents do not have private telephones, there must be, at a minimum, a readily accessible telephone on each floor of each building where residents reside. 429.28 Resident bill of rights.-	A 030			

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A 030	Continued From page 8 (1) No resident of a facility shall be deprived of any civil or legal rights, benefits, or privileges guaranteed by law, the Constitution of the State of Florida, or the Constitution of the United States as a resident of a facility. Every resident of a facility shall have the right to: (a) Live in a safe and decent living environment, free from _____ and neglect. (b) Be treated with consideration and respect and with due recognition of personal dignity, individuality, and the need for privacy. (c) Retain and use his or her own clothes and other personal property in his or her immediate living quarters, so as to maintain individuality and personal dignity, except when the facility can demonstrate that such would be unsafe, impractical, or an infringement upon the rights of other residents. (d) Unrestricted private communication, including receiving and sending unopened correspondence, access to a telephone, and visiting with any person of his or her choice, at any time between the hours of 9 a.m. and 9 p.m. at a minimum. Upon request, the facility shall make provisions to extend visiting hours for caregivers and out-of-town guests, and in other similar situations. (e) Freedom to participate in and benefit from community services and activities and to pursue the highest possible level of independence, autonomy, and interaction within the community. (f) Manage his or her financial affairs unless the resident or, if applicable, the resident's representative, designee, surrogate, guardian, or attorney in fact authorizes the administrator of the facility to provide safekeeping for funds as provided in s. 429.27. (g) Share a room with his or her spouse if both are residents of the facility.	A 030			

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A 030	Continued From page 9 (h) Reasonable opportunity for regular exercise several times a week and to be outdoors at regular and frequent intervals except when prevented by inclement weather. (i) Exercise civil and religious liberties, including the right to independent personal decisions. No religious beliefs or practices, nor any attendance at religious services, shall be imposed upon any resident. (j) Assistance with obtaining access to adequate and appropriate health care. For purposes of this paragraph, the term "adequate and appropriate health care" means the management of medications, assistance in making . . . for health care services, the provision of or arrangement of transportation to health care . . . , and the performance of health care services in accordance with s. 429.255 which are consistent with established and recognized standards within the community. (k) At least 45 days' notice of relocation or termination of residency from the facility unless, for medical reasons, the resident is certified by a physician to require an emergency relocation to a facility providing a more skilled level of care or the resident engages in a pattern of conduct that is harmful or offensive to other residents. In the case of a resident who has been adjudicated mentally . . . , the guardian shall be given at least 45 days' notice of a nonemergency relocation or residency termination. Reasons for relocation must be set forth in writing and provided to the resident or the resident's legal representative. The notice must state that the resident may contact the State Long-Term Care Ombudsman Program for assistance with relocation and must include the statewide toll-free telephone number of the program. In order for a facility to terminate the residency of an individual	A 030		

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A 030	Continued From page 10 without notice as provided herein, the facility shall show good cause in a court of competent jurisdiction. (1) Present grievances and recommend changes in policies, procedures, and services to the staff of the facility, governing officials, or any other person without _____, interference, coercion, discrimination, or reprisal. Each facility shall establish a grievance procedure to facilitate the residents' exercise of this right. This right includes access to ombudsman volunteers and advocates and the right to be a member of, to be active in, and to associate with advocacy or special interest groups. (2) The administrator of a facility shall ensure that a written notice of the rights, _____, and prohibitions set forth in this part is posted in a prominent place in each facility and read or explained to residents who cannot read. The notice must include the statewide toll-free telephone number and e-mail address of the State Long-Term Care Ombudsman Program and the telephone number of the local ombudsman council, the Elder _____ Hotline operated by the Department of Children and Families, and, if applicable, _____, Rights Florida, where complaints may be lodged. The notice must state that a complaint made to the Office of State Long-Term Care Ombudsman or a local long-term care ombudsman council, the names and identities of the residents involved in the complaint, and the identity of complainants are kept confidential pursuant to s. 400.0077 and that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right. The facility must ensure a resident's access to a telephone to call the State Long-Term Care Ombudsman Program or local ombudsman council, the Elder	A 030			

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A 030	Continued From page 11 Hotline operated by the Department of Children and Families, and , Rights Florida. 429.27 Property and personal affairs of residents.- (1)(a) A resident shall be given the option of using his or her own belongings, as space permits; choosing his or her roommate; and, whenever possible, unless the resident is adjudicated or under state law, managing his or her own affairs. (b) The admission of a resident to a facility and his or her presence therein shall not confer on the facility or its owner, administrator, employees, or representatives any authority to manage, use, or dispose of any property of the resident; nor shall such admission or presence confer on any of such persons any authority or responsibility for the personal affairs of the resident, except that which may be necessary for the safe management of the facility or for the safety of the resident. This Statute or Rule is not met as evidenced by: Based on interview, record review, and facility policy the facility failed to report a staff member (Staff A) who had , a resident (Resident #2) of his money to the Department of Health within 24 hours of the knowledge of the crime. Findings included: "Resident " Policy #AL-031 effective and revised on reads, "It is the responsibility of the Executive Director or designee to report to the Department of Health	A 030		

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A 030	Continued From page 12 and one (1) or more law enforcement entities of the community's location any reasonable suspicion of a crime against any individual who is a resident of, or receiving care from, the community ...b. If the event that caused the reasonable suspicion does not result in serious bodily injury, the individual shall report the suspicion no later than twenty-four (24) hours after the investigation (forming the suspicion. On Resident #2's daughter reported to the Clinical Manager that she had video of Caregiver staff stealing money from a jar of change in the resident's room. At the same time Resident #2 was missing a wallet containing credit cards and \$1400 in cash. After searching the room on the wallet was not found in the resident's room by facility staff. A written investigation provided by the facility shows the corrective action taken by the facility was to terminate Staff A due to the allegation being substantiated and to educate staff on The Human Resource staff member provided documentation Staff A was terminated on for violation of company policy. There is no documentation noted that the facility notified the department of health within 24 hours of the facility substantiating Class III	A 030			
A 032 SS=D	59A-36.007(7) FAC Resident Care - Elopement Standards 59A-36.007	A 032			

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A 032	Continued From page 13 (7) ELOPEMENT STANDARDS. (a) Residents Assessed at Risk for Elopement. All residents assessed at risk for elopement or with any history of elopement must be identified so staff can be alerted to their needs for support and supervision. All residents must be assessed for risk of elopement by a health care provider or a mental health care provider within 30 calendar days of being admitted to a facility. If the resident has had a health assessment performed prior to admission pursuant to paragraph 59A-36.006(2)(a), F.A.C., this requirement is satisfied. A resident placed in a facility on a temporary emergency basis by the Department of Children and Families pursuant to Section 415.105 or 415.1051, F.S., is exempt from this requirement for up to 30 days. 1. As part of its resident elopement response policies and procedures, the facility must make, at a minimum, a daily effort to determine that at risk residents have identification on their persons that includes their name and the facility's name, address, and telephone number. Staff trained pursuant to paragraph 59A-36.011(10)(a) or (c), F.A.C., must be generally aware of the location of all residents assessed at high risk for elopement at all times. 2. The facility must have a photo identification of at risk residents on file that is accessible to all facility staff and law enforcement as necessary. The facility's file must contain the resident's photo identification upon admission or upon being assessed at risk for elopement subsequent to admission. The photo identification may be provided by the facility, the resident, or the resident's representative. (b) Facility Resident Elopement Response Policies and Procedures. The facility must develop detailed written policies and procedures	A 032			

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11969869	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED 12/21/2023
NAME OF PROVIDER OR SUPPLIER HEARTIS VENICE LLC			STREET ADDRESS, CITY, STATE, ZIP CODE 1020 N TAMiami TRL VENICE, FL 34285		
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A 032	Continued From page 14 for responding to a resident elopement. At a minimum, the policies and procedures must provide for: 1. An immediate search of the facility and premises, 2. The identification of staff responsible for implementing each part of the elopement response policies and procedures, including specific duties and responsibilities, 3. The identification of staff responsible for contacting law enforcement, the resident's family, guardian, health care surrogate, and case manager if the resident is not located pursuant to subparagraph (8)(b)1.; and, 4. The continued care of all residents within the facility in the event of an elopement. (c) Facility Resident Elopement Drills. The facility must conduct and document resident elopement drills pursuant to Section 429.41(1)(k), F.S. This Statute or Rule is not met as evidenced by: Based on interview and record review the facility failed to identify one (Resident #9) of two residents surveyed for elopement as an elopement risk and failed to ensure the resident had identification on her person, the facility failed to ensure quarterly elopement drills with staff. Findings included: 1. On _____ at 9:15 a.m. the Administrator stated there were no current residents in the facility who were identified to be at risk for elopement. Review of an adverse incident report dated _____ at 8:40 a.m. showed Resident #9 had eloped from the memory care unit to the parking lot.	A 032			

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11969869	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED 12/21/2023
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A 032	Continued From page 15 On _____ at 1:30 p.m., the Wellness Director verified Resident #9 had eloped from the memory care on _____ and she was a risk for elopement. Resident #9 was observed in her room. She did not have identification on her person. The Wellness Director stated when resident #9 had eloped a business card for the facility was placed in her purse. Resident #9's purse was found in a drawer in her bedroom and a business card was located in the resident's purse. The name of the resident was not on the card. 2. On _____ The Wellness Director provided documentation for two elopement drills on _____ and _____. The Wellness Director stated when she took her position in 2023 there were no elopement drills being completed at the facility. Class III	A 032			