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
	AL11910710	A. BUILDING: _____ B. WING _____	01/21/2025

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
MERRIMENT ASSISTED LIVING RESIDENCE	1835 WILSON STREET HOLLYWOOD, FL 33020

(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 (#2025000352), was conducted on at Merriment Assisted Living Residence. The facility had deficiencies identified at the time of the survey.	A 000		
A 079	59A-36.010(3) FAC Staffing Standards - Levels (3) STAFFING STANDARDS. (a) Minimum staffing: 1. Facilities must maintain the following minimum staff hours per week: Number of Residents, Day Care Participants, and Respite Care Residents Staff Hours/Week 0-5 168 212 16-25 253 26-35 294 36-45 335 46-55 375 56-65 416 66-75 457 76-85 498 86-95 539 For every 20 total combined residents, day care participants, and respite care residents over 95 add 42 staff hours per week. 2. Independent living residents, as referenced in subsection 59A-36.015(3), F.A.C., who occupy beds included within the licensed capacity of an assisted living facility but do not receive personal, limited nursing, or extended congregate care services, are not counted as residents for purposes of computing minimum staff hours. 3. At least one staff member who has access to facility and resident records in case of an emergency must be in the facility at all times	A 079		

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A 079	Continued From page 1	A 079		

when residents are in the facility. Residents serving as paid or volunteer staff may not be left solely in charge of other residents while the facility administrator, manager or other staff are absent from the facility.
4. In facilities with 17 or more residents, there must be at least one staff member awake at all hours of the day and night.
5. A staff member who has completed courses in First Aid and , , ( ) and holds a currently valid card documenting completion of such courses must be in the facility at all times.
a. Documentation of attendance at First Aid or courses pursuant to subsection 59A-36.011(5), F.A.C., satisfies this requirement.
b. A nurse is considered as having met the course requirements for First Aid. An emergency medical technician or paramedic currently certified under chapter 401, part III, F.S., is considered as having met the course requirements for both First Aid and .
6. During periods of temporary absence of the administrator or manager of more than 48 hours when residents are on the premises, a staff member who is at least , , must be physically present and designated in writing to be in charge of the facility. No staff member shall be in charge of a facility for a consecutive period of 21 days or more, or for a total of 60 days within a calendar year, without being an administrator or manager.
7. Staff whose duties are exclusively building or grounds maintenance, clerical, or food preparation do not count towards meeting the minimum staffing hours requirement.
8. The administrator or manager's time may be counted for the purpose of meeting the required staffing hours, provided the administrator or

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A 079	Continued From page 2 manager is actively involved in the day-to-day operation of the facility, including making decisions and providing supervision for all aspects of resident care, and is listed on the facility's staffing schedule. 9. Only on-the-job staff may be counted in meeting the minimum staffing hours. Vacant positions or absent staff may not be counted. (b) Notwithstanding the minimum staffing requirements specified in paragraph (a), all facilities, including those composed of apartments, must have enough qualified staff to provide resident supervision, and to provide or arrange for resident services in accordance with the residents' scheduled and unscheduled service needs, resident contracts, and resident care standards as described in rule 59A-36.007, F.A.C. (c) The facility must maintain a written work schedule that reflects its 24-hour staffing pattern for a given time period. Upon request, the facility must make the daily work schedules of direct care staff available to residents or their representatives. (d) The facility must provide staff immediately when the agency determines that the requirements of paragraph (a) are not met. The facility must immediately increase staff above the minimum levels established in paragraph (a), if the agency determines that adequate supervision and care are not being provided to residents, resident care standards described in rule 59A-36.007, F.A.C., are not being met, or that the facility is failing to meet the terms of residents' contracts. The agency will consult with the facility administrator and residents regarding any determination that additional staff is required. Based on the recommendations of the local fire safety authority, the agency may require	A 079		

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A 079	Continued From page 3	A 079		

additional staff when the facility fails to meet the fire safety standards described in rule chapter 69A-40, F.A.C., until such time as the local fire safety authority informs the agency that fire safety requirements are being met.
1. When additional staff is required above the minimum, the agency will require the submission of a corrective action plan within the time specified in the notification indicating how the increased staffing is to be achieved to meet resident service needs. The plan will be reviewed by the agency to determine if it sufficiently increases the staffing levels to meet resident needs.
2. When the facility can demonstrate to the agency that resident needs are being met, or that resident needs can be met without increased staffing, the agency may modify staffing requirements for the facility and the facility will no longer be required to maintain a plan with the agency.
(e) Facilities that are co-located with a nursing home may use shared staffing provided that staff hours are only counted once for the purpose of meeting either assisted living facility or nursing home minimum staffing ratios.
(f) Facilities holding a limited mental health, extended congregate care, or limited nursing services license must also comply with the staffing requirements of rules 59A-36.020, 59A-36.021 or 59A-36.022, F.A.C., respectively.

This Statute or Rule is not met as evidenced by:
Based on interview and record review the facility failed to maintain the minimum staffing hours per week for 48 of 48 Residents to ensure they have enough direct care staff to provide resident supervision and resident care standards.

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A 079	Continued From page 4 The findings include: On a record review of the facility staffing schedule provided by the Administrator (Staff A) for the week of to revealed the facility weekly staffing hours to be 315.5 hours which does not maintain the minimum staff hours per week of 375 hours for the facility census of 48 Residents (Photographic evidence). The schedule revealed the following staff members assigned direct Resident care as documented: On Wednesday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff B) assigned 7AM to 7PM 2. Administrator (Staff A) assigned 7:30 AM to 7:00 PM 3. Resident Care Assistant/Medication Technician (Staff E) assigned 7PM to 7AM 4. Administrative Support (Staff I) assigned Administrative Support 9AM to 4:30PM (Note: Administrator stated this staff member also does Resident Care (Job description copy) On Thursday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff C) assigned 6:00 AM to 7: 00 PM 2. Administrator (Staff A) assigned 7:30 AM to 7:00 PM 3. Resident Care Assistant/Medication Technician (Staff F) assigned 1:00 PM to11:00 PM	A 079		

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A 079	Continued From page 5 4. Resident Care Assistant/Medication Technician (Staff G) assigned 7:00 PM to 7:00 AM 5. Administrative Support (Staff I) assigned Administrative Support 9AM to 4:30PM (Note: Administrator stated this staff member also does Resident Care (Job description copy) On Friday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff H) assigned 6:00 AM to 7:00 PM 2. Administrator (Staff A) assigned 7:30 AM to 7:00 PM 3. Resident Care Assistant/Medication Technician (B) assigned 3:00 PM to 11:00 PM 4. Resident Care Assistant/Medication Technician (Staff G) assigned 7:00 PM to 7:00 AM 5. Administrative Support (Staff I) assigned Administrative Support 9AM to 4:30PM (Note: Administrator stated this staff member also does Resident Care (Job description copy) On Saturday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff H) assigned 6:00 AM to 7:00 PM 2. Resident Care Assistant/Medication Technician (Staff F) assigned 1:00 PM to 11:00 PM 3. Resident Care Assistant/Medication Technician (Staff G) assigned 7:00 PM to 7:00 AM On Sunday the following personnel	A 079		

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A 079	Continued From page 6 were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff H) assigned 6:00 AM to 7:00 PM 2. Administrator (Staff A) assigned 7:30 AM to 7:00 PM 3. Resident Care Assistant/Medication Technician (Staff B) assigned 7:00 AM to 7:00 PM 4. Resident Care Assistant/Medication Technician (Staff G) assigned 7:00 PM to 7:00 AM 5. Resident Care Assistant/Medication Technician (Staff E) assigned 7:00 PM to 11:00 PM On Monday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Resident Care Assistant/Medication Technician (Staff C) assigned 6:00 AM to 7: 00 PM 2. Administrator (Staff A) assigned 7:30 AM to 7:00 PM 3. Resident Care Assistant/Medication Technician (B) assigned 3:00 PM to 11:00 PM 4. Resident Care Assistant/Medication Technician (Staff E) assigned 7:00 PM to 7:00 AM 5. Administrative Support (Staff I) assigned Administrative Support 9AM to 4:30PM (Note: Administrator stated this staff member also does Resident Care (Job description copy) On Tuesday the following personnel were assigned to provide Resident Care, and assigned as follows: 1. Administrator (Staff A) assigned 7:30 AM to 7:00 PM	A 079		

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A 079	Continued From page 7 2. Resident Care Assistant/Medication Technician (B) assigned 3:00 PM to 11:00 PM 3. Resident Care Assistant/Medication Technician (Staff E) assigned 7:00 PM to 7:00 AM 4. Administrative Support (Staff I) assigned Administrative Support 9AM to 4:30PM (Note: Administrator stated this staff member also does Resident Care (Job description copy) Record review on of Resident #1's Residency Agreement dated revealed a service provision which states: In return for a monthly rental amount Merriment Assisted Living Residence agrees to provide the following: Qualified staff coverage 24 hours a day. During interviews conducted on from 12:30 PM to 2 PM with Residents regarding if there is enough staff on duty to assist them on a daily basis. 7 of 9 Residents (#3,#4,#6,#7, #9,#10,#11) stated there is not enough staff working and they routinely cannot find a staff member to assist them. Interview with the Administrator (Staff A) on at 1:45 PM she stated the staff schedule she provided for the month of of 2025 including the week of to is accurate and she understands the facility may not have enough staff based on her average census of 48 Residents for the week reviewed. She also stated her Administrative assistant (Staff I) does Resident care (included in weekly hour total) and produced a job description titled "Resident and Administrative Support" (Copy) Class III	A 079		