

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11964797	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED
NAME OF PROVIDER OR SUPPLIER HELEN M SAWYER PLAZA			STREET ADDRESS, CITY, STATE, ZIP CODE 1150 NW 11 STREET ROAD MIAMI, FL 33136		
(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 standards survey was conducted on _____, 2012 and _____, 2012. The Helen Sawyer Plaza had deficiencies found at the time of the visit	A 000			
A 025 SS=D	58A-5.0182(1) FAC Resident Care - Supervision An assisted living facility shall provide care and services appropriate to the needs of residents accepted for admission to the facility. (1) SUPERVISION. Facilities shall offer personal supervision, as appropriate for each resident, including the following: (a) Monitor the quantity and quality of resident diets in accordance with Rule 58A-5.020, 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 individual. (c) 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; contacting the resident's family, guardian, health care surrogate, or case manager if the resident is discharged or moves out. (e) A written record, updated as needed, of any significant changes as defined in subsection 58A-5.0131(33), F.A.C., any illnesses which resulted in medical attention, major incidents, changes in the method of medication administration, or other changes which resulted in the provision of additional services.	A 025			

AHCA Form 3020-0001

TITLE

(X6) DATE

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

STATE FORM

0000

33XK11

If continuation sheet 1 of 15

Agency for Health Care Administration

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A 025	Continued From page 1 This Statute or Rule is not met as evidenced by: Based on interviews and record reviews, the facility failed to properly supervise 3 out of 4 (SR#1, SR#2, SR#3) sampled residents for any significant changes in health. Findings include: Record review of SR#1 's, SR#2 's, and SR#3 's files revealed that it did not contain health assessment Forms 1823. On _____, 2012 at 3pm, the surveyors conducted an interview with the administrator, the assisted administrator and the quality assurance officer. When questioned about SR#1 's SR#2 's SR#3 's health assessment forms 1823, the ALF administrator, the assisted administrator and the quality assurance officer told the surveyors that they had removed the documents because they were old, the health assessment Forms 1823 did not reflect the significant changes of health in the residents. Record review of SR#1 's file revealed he was admitted to the facility on _____. On _____, SR#1 was admitted to the hospital with a diagnosis of didnotic _____ and _____ and discharged on _____. SR#1 's file contained a health assessment Form 1823 that was dated _____. SR#2 was admitted to the facility on _____. A review of SR#2 's file revealed an _____ 2012 progress note that records SR#2 was taken to the hospital on _____ for chest pain and returned to the ALF on _____. SR#2 was then transferred to the hospital with a diagnosis of _____. SR#2 's file contained a document titled "ALW Documentation" that noted " Client was	A 025			

Agency for Health Care Administration

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A 025	Continued From page 2 hospitalized on _____ hospital due to high The following day he had _____ and _____ and was placed on _____. Client continues in the hospital on _____. Further review of SR#2 's file revealed a health assessment Form 1823 dated _____. On _____, 2012 the administrator told the surveyor that SR#3 was in the hospital for a scheduled open _____ surgery. Record review of SR#3 's revealed that he was admitted to the facility on _____. SR#3 last health assessment is _____. SR#3 's file contained an ALF administrator monthly progress note for the month of _____ 2012 signed and dated by the administrator on _____ that recorded "resident was hospitalized on _____ and was discharged on the same day." The reason for SR#3 's _____ hospitalization was not documented in his file nor were there documentation of when SR#3 was admitted to the hospital for open- _____ surgery. SR#1 's, SR#2 ' s and SR#3 's files did not contain documentation of a health assessments that reflects the significant changes of health for SR#1, SR#2 and SR#3. Class III	A 025		
A 027 SS=D	58A-5.0182(3) FAC Resident Care - Arrangement for Health Care (3) ARRANGEMENT FOR HEALTH CARE. In order to facilitate resident access to needed health care, the facility shall, as needed by each resident: (a) Assist residents in making appointments and remind residents about scheduled appointments	A 027		

Agency for Health Care Administration

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A 027	Continued From page 3 for medical, dental, nursing, or mental health services. (b) Provide transportation to needed medical, dental, nursing or mental health services, or arrange for transportation through family and friends, volunteers, taxi cabs, public buses, and agencies providing transportation for persons with _____. (c) The facility may not require residents to see a _____ health care provider. This Statute or Rule is not met as evidenced by: Based on interview and record review, the facility failed to assist 1 out of 4 (SR#1) sampled residents with scheduling medical appointments. Findings include: On _____, 2012 the surveyor conducted a tour of _____ # _____. The surveyor observed SR#1 lying in his bed motioned, with his hands, for the administrator. SR#1 spoke to the administrator in Spanish. Upon request, the surveyor asked the administrator to translate what SR#1 had told her. On _____, 2012 at 12:00pm, the administrator told the surveyor that SR#1 said that he had asked the nurse to see his physician for almost three weeks. While in the _____, the surveyor reviewed SR#1's hospice record. There was no documentation that showed SR#1 had requested to see his physician. On _____ 15, 2012 the surveyor conducted a record review SR#1's ALF file. SR#1 was admitted to the facility on _____ and admitted to Hospice on _____. On _____, 2012 at 10:12am, the surveyor conducted an interview with the facility's RN.	A 027		

Agency for Health Care Administration

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A 027	Continued From page 4 When questioned about SR#1 's request to see his physician, the RN told the surveyor that " he had not visited frequency with the doctor. " She continued to tell the surveyor that last week SR#1 did not feel well. She told the surveyor that she told hospice that " the patient wants a physician ...told me that it is procedure that the family is the one who needs to do the request. " Further review of SR#1 ' s ALF file and hospice file revealed no documentation of the conversation between the RN and hospice and no documentation that showed SR#1 had requested to see his physician. Class III	A 027		
A 030 SS=D	58A-5.0182(6) FAC; 429.28 FS Resident Care - Rights & Facility Procedures (6) 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 Council shall be posted in full view in a freely accessible resident area, and included in the admission package provided pursuant to Rule 58A-5.0181, F.A.C. (b) In accordance with Section 429.28, F.S., the facility shall have a written grievance procedure for receiving and responding to resident complaints, and for 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 address and telephone number for lodging complaints against a facility or facility staff	A 030		

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A 030	Continued From page 5 shall be posted in full view in a common area accessible to all residents. The addresses and telephone numbers are: the District Long-Term Care Ombudsman Council, 1(888)831-0404; the Advocacy Center for Persons with 1(800)342-0823; the Florida Local Advocacy Council, 1(800)342-0825; and the Agency Consumer Hotline 1(888)419-3456. (d) The statewide toll-free telephone number of the Florida _____ Hotline " 1(800)96- _____ or 1(800)962-2873 " shall be posted in full view in a common area accessible to all residents. (e) The facility shall have a written statement of its house rules and procedures which shall be included in the admission package provided pursuant to Rule 58A-5.0181, F.A.C. The rules and procedures shall address the facility's policies with respect to such issues, for example, as resident responsibilities, the facility's and tobacco policy, medication storage, the delivery of services to residents by third party providers, resident elopement, and other administrative and housekeeping practices, schedules, and requirements. (f) Residents may not be required to perform any work in the facility without compensation, except that facility rules or the facility contract may include a requirement that residents be responsible for cleaning their own sleeping areas or apartments. If a resident is employed by the facility, the resident shall be compensated, at a minimum, at an hourly wage consistent with the federal minimum wage law. (g) The facility shall 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 shall not prohibit unidentified telephone calls to residents. For facilities with a licensed capacity of 17 or more residents in	A 030			

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A 030	Continued From page 6 which residents do not have private telephones, there shall be, at a minimum, an accessible telephone on each floor of each building where residents reside. (h) Pursuant to Section 429.41, F.S., the use of physical _____ shall be limited to half-bed rails, and only upon the written order of the resident's physician, who shall review the order biannually, and the consent of the resident or the resident's representative. Any device, including half-bed rails, which the resident chooses to use and can remove or avoid without assistance shall not be considered a physical 429.28 Resident bill of rights.- (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	A 030			

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A 030	Continued From page 7 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 achieve 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 _____ his or her spouse if both are residents of the facility. (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) Access to adequate and appropriate health care 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 ill, the guardian shall be given at least 45 days' notice of a nonemergency relocation or residency termination. Reasons for relocation shall be set forth in writing. In order for a facility to terminate the residency of an individual without notice as	A 030			

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A 030	Continued From page 8 provided herein, the facility shall show good cause in a court of competent jurisdiction. (I) 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. This Statute or Rule is not met as evidenced by: Based on record review and interview, the facility failed to ensure that 1 out of 4 (SR#1) sampled residents exercised their right to choose third party services. Findings include: Record review of SR#1's file revealed he was admitted to the facility on _____ and he was admitted to Hospice on _____. Further record review of SR#1's hospice file revealed an assessment document dated _____. At the bottom of that document is a note that read as, "ALF staff declined HHA services." On _____ 15, 2012 at 11:15am, the surveyor conducted an interview with the facility's RN. The RN told the surveyor that "The decision is not mine." The hospice "communicates with the administrator, the case manager, not me. My scope is limited; I do not take decision on." On _____, 2012 at	A 030			

Agency for Health Care Administration

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A 030	Continued From page 9 2:15pm, the surveyor conducted an interview with the administrator. When asked which ALF staff member declined HHA services, the administrator told the surveyors that she was not present at the time of the assessment, but she was told by her staff that SR#1 did not want aide services from Hospice. The administrator told the surveyor that when hospice conducts assessment they communicate with the facility's RN. When asked if the documentation was in SR#1's file about his refusal of hospice home health aide services, the administrator told the surveyor that the information was not documented. Class III	A 030		
A 162 SS-D	58A-5.024(3) FAC Records - Resident (3) RESIDENT RECORDS. Resident records shall be maintained on the premises and include: (a) Resident demographic data as follows: 1. Name; 2. _____; 3. Race; 4. Date of birth; 5. Place of birth, if known; 6. Social security number; 7. Medicaid and/or Medicare number, or name of other health insurance _____; 8. Name, address, and telephone number of next of kin, responsible party, or other person the resident would like to have notified in case of an emergency, and relationship to resident; and 9. Name, address, and phone number of health care provider, and case manager if applicable. (b) A copy of the medical examination described in Rule 58A-5.0181, F.A.C. (c) Any health care provider's orders for medications, nursing services, therapeutic diets,	A 162		

Agency for Health Care Administration

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A 162	Continued From page 10 ... or other services to be provided, supervised, or implemented by the facility that require a health care provider's order. (d) A signed statement from a resident refusing a therapeutic diet pursuant to Rule 58A-5.020, F.A.C. (e) The resident record described in paragraph 58A-5.0182(1)(e), F.A.C. (f) A weight record which is initiated on admission. Information may be taken from the resident's health assessment. Residents receiving assistance with the activities of daily living shall have their weight recorded semi-annually. (g) For facilities which will have unlicensed staff assisting the resident with the self-administration of medication, a copy of the written informed consent described in Rule 58A-5.0181, F.A.C., if such consent is not included in the resident's contract. (h) For facilities which manage a pill organizer, assist with self-administration of medications or administer medications for a resident, the required medication records maintained pursuant to Rule 58A-5.0185, F.A.C. (i) A copy of the resident's contract with the facility, including any addendums to the contract, as described in Rule 58A-5.025, F.A.C. (j) For a facility whose owner, administrator, or staff, or representative thereof serves as an attorney in fact for a resident, a copy of the monthly written statement of any transaction made on behalf of the resident as required under Section 429.27, F.S. (k) For any facility which maintains a separate trust fund to receive funds or other property belonging to or due a resident, a copy of the quarterly written statement of funds or other property disbursed as required under Section	A 162		

Agency for Health Care Administration

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A 162	Continued From page 11 429.27, F.S. (l) A copy of Alternate Care Certification for _____ () Form, CF-ES 1006, _____, 1998, if the resident is an _____ recipient. The absence of this form shall not be considered a deficiency if the facility can demonstrate that it has made a good faith effort to obtain the required documentation from the Department of Children and Family Services. (m) Documentation of the appointment of a health care surrogate, guardian, or the existence of a power of attorney where applicable. (n) For hospice patients, the interdisciplinary care plan and other documentation that the resident is a hospice patient as required under Rule 58A-5.0181, F.A.C. (o) For apartments, duplexes, quadruplexes, or single family homes that are designated for independent living but which are licensed as assisted living facilities solely for the purpose of delivering personal services to residents in their homes, when and if such services are needed, record keeping on residents who may receive meals but who do not receive any personal, limited nursing, or extended congregate care service shall be limited to the following: 1. A log listing the names of residents participating in this arrangement; 2. The resident demographic data required under this subsection; 3. The medical examination described in Rule 58A-5.0181, F.A.C.; 4. The resident's contract described in Rule 58A-5.025, F.A.C.; and 5. A health care provider's order for a therapeutic diet if such diet is prescribed and the resident participates in the meal plan offered by the facility. (p) Except for resident contracts which must be retained for 5 years, all resident records shall be	A 162		

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A 162	Continued From page 12 retained for 2 years following the departure of a resident from the facility unless it is required by contract to retain the records for a longer period of time. Upon request, residents shall be provided a copy of their resident records upon departure from the facility. (q) Additional resident records requirements for facilities holding a limited mental health, extended congregate care, or limited nursing services license are provided in Rules 58A-5.029, 58A-5.030 and 58A-5.031, F.A.C., respectively. This Statute or Rule is not met as evidenced by: Based on resident record review and interview the facility failed to have weights recorded for 4 out of 21 (#3, 6, 11, 12, and 16) sampled residents. Findings include: Record review found that resident #3, 6, 11, 12, and 16 did not have any weights recorded semi annually. Interview with administrator on _____ at 2:30 p.m. stated, we have not been recording any weights and just ordered and received a new scale." Class III		A 162		
AE210 SS=D	58A-5.0191(7) FAC ECC - Training Staff Training Requirements and Competency Test. (7) EXTENDED CONGREGATE CARE TRAINING. (a) The administrator and extended congregate		AE210		

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AE210	Continued From page 13 care supervisor, if different from the administrator, must complete core training and 4 hours of initial training in extended congregate care prior to the facility's receiving its extended congregate care license or within 3 months of beginning employment in the facility as an administrator or ECC supervisor. Successful completion of the assisted living facility core training shall be a prerequisite for this training. ECC supervisors who attended the assisted living facility core training prior to 1998, shall not be required to take the assisted living facility core training competency test. (b) The administrator and the extended congregate care supervisor, if different from the administrator, must complete a minimum of 4 hours of continuing education every two years in topics relating to the physical, , or social needs of frail elderly and persons, or persons with or related (c) All direct care staff providing care to residents in an extended congregate care program must complete at least 2 hours of in-service training, provided by the facility administrator or ECC supervisor, within 6 months of beginning employment in the facility. The training must address extended congregate care concepts and requirements, including statutory and rule requirements, and delivery of personal care and supportive services in an extended congregate care facility. This Statute or Rule is not met as evidenced by: Based on record review and interview the facility failed to ensure all direct care staff providing care to residents in an extended congregate care	AE210			

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11964797	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED
NAME OF PROVIDER OR SUPPLIER HELEN M SAWYER PLAZA			STREET ADDRESS, CITY, STATE, ZIP CODE 1150 NW 11 STREET ROAD MIAMI, FL 33136		
(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
AE210	Continued From page 14 program must complete at least 2 hours of in-service training, provided by the facility administrator or ECC supervisor, within 6 months of beginning employment in the facility. Findings include: Record review of employee files revealed all of the direct care staff providing care to residents in an extended congregate care program completed the 2 hour of in-service training. Interview with administrator on at 4:30 p.m. when ask who is the ECC staff and if they have received the ECC 2 hour training stated, "all of the staff is ECC staff and none of them have the 2 hours training required.." Class III	AE210			



RICK SCOTT
GOVERNOR

ELIZABETH DUDEK
SECRETARY

2012

Administrator
Helen M Sawyer Plaza
1150 Nw 11 Street Road
Miami, FL 33136

Dear Administrator:

This letter reports the findings of a state licensure survey that was conducted on , 2012 by representative(s) of this office.

Attached is the provider's copy of the State (3020) Form, which indicates the deficiencies that were identified on the day of the visit. Section 408.811(4), Florida Statutes, requires that you correct these deficiencies within thirty days of the date of this letter unless the Agency has approved another timeframe.

Staff from this office will conduct a review after 10/4/2012 to verify that the necessary corrections are in place to correct the deficiencies identified on your survey.

The Quality Assurance Questionnaire has long been employed to obtain your feedback following survey activity. This form has been placed on the Agency's website at <http://ahca.myflorida.com/Publications/Forms.shtml> as a first step in providing a web-based interactive consumer satisfaction survey system. You may access the questionnaire through the link under Health Facilities and Providers on this page. Your feedback is encouraged and valued, as our goal is to ensure the professional and consistent application of the survey process.

Thank you for the assistance provided to the surveyor(s). Should you have any questions please call Kristal Branton, Health Facility Evaluator Supervisor at (305) 593-3100.

Sincerely,

A handwritten signature in dark ink, appearing to read "Kristal Branton", written over a horizontal line.

for Arlene Mayo-Davis
Field Office Manager

AMD:sy
Enclosure
XG90

