

Agency for Health Care Administration

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: AL11942866	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED R
NAME OF PROVIDER OR SUPPLIER COURTYARDS OF HORIZON LLC (THE)			STREET ADDRESS, CITY, STATE, ZIP CODE 26455 RAMPART BLVD. PUNTA GORDA, FL 33983		
(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 These are the results of an unannounced follow up to a Biennial survey conducted on _____ at Courttyard Assisted Living Facility. The follow deficiencies were cleared: A 0050 and A Z827. A 0052 was recited and one new deficiency was cited under A 030. Class III Correction Date: _____		{A 000}		
A 030	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 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 Disabilities,		A 030		

AHCA Form 3020-0001

TITLE

(X6) DATE

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

STATE FORM

6050

1QC612

If continuation sheet 1 of 10

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A 030	Continued From page 1 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 Abuse Hotline "1(800)96-ABUSE 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 alcohol 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 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	A 030			

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A 030	Continued From page 2 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 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,	A 030			

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A 030	Continued From page 3 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 _____ 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 provided herein, the facility shall show good cause in a court of competent jurisdiction. (l) Present grievances and recommend changes in policies, procedures, and services to the staff of the facility, governing officials, or any other	A 030			

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A 030	Continued From page 4 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 observation and interview the facility failed to provide a safe living environment for 2 (Residents #14 and #20) of 5 residents. The findings included: 1. On an observation was made of Resident #14 having two small unsecured tanks in her Resident #20 having 5 small unsecured tanks in his Resident #14 and #20, both had unsecured tanks sitting directly on the floor in their 2. An interview on while on tour with the Night Resident Assistant, confirmed the 2 tanks sitting directly on the floor of Resident #14's 5 tanks sitting directly on the floor of Resident #20's She states she was unaware they were there. 3. An interview on with the facility Administrator, revealed he was unaware the tanks were on the floor and stated to the day Medication Technician "get rid of them, the ones on the floor where he is in the hospital and the other one, we need to get them off the floor."	A 030			

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A 030	Continued From page 5 Class III Correction Date		A 030		
{A 052}	58A-5.0185(3) FAC Medication - Assistance with Self-Admin (3) ASSISTANCE WITH SELF-ADMINISTRATION. (a) For facilities which provide assistance with self-administered medication, either: a nurse; or an unlicensed staff member, who is at least _____ trained to assist with self-administered medication in accordance with Rule 58A-5.0191, F.A.C., and able to demonstrate to the administrator the ability to accurately read and interpret a prescription label, must be available to assist residents with self-administered medications in accordance with procedures described in Section 429.256, F.S. (b) Assistance with self-administration of medication includes verbally prompting a resident to take medications as prescribed, retrieving and opening a properly labeled medication container, and providing assistance as specified in Section 429.256(3), F.S. In order to facilitate assistance with self-administration, staff may prepare and make available such items as water, juice, cups, and spoons. Staff may also return unused doses to the medication container. Medication, which appears to have been contaminated, shall not be returned to the container. (c) Staff shall observe the resident take the medication. Any concerns about the resident's reaction to the medication shall be reported to the resident's health care provider and documented in the resident's record. (d) 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 6 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 which coincides with the resident ' s presence in the facility; 2. The medication container may be given to the resident or 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; (e) Pursuant to Section 429.256(4)(h), F.S., the term " competent resident " means that the resident is cognizant of when a medication is required and understands the purpose for taking the medication. (f) Pursuant to Section 429.256(4)(i), F.S., the terms " judgment " and " discretion " mean interpreting vital signs and evaluating or assessing a resident ' s condition. (4) Assistance with self-administration 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 through intermittent positive pressure breathing machines	{A 052}			

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{A 052}	Continued From page 7 or a (d) Administration of medications by way of a tube inserted in a cavity of the body. (e) Administration of _____ preparations. (f) Irrigations or debriding agents used in the treatment of a skin condition. (g) _____ or _____ preparations. (h) 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 at the request of a competent resident. (i) 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. This Statute or Rule is not met as evidenced by: Based on record review, observation, and interview the facility failed to (1) secure medication, (2) assisted with medication before the prescribed time, (3) altered the dose of a medication and/or (4) administered a metered dose of medication for 10 (Residents #20, #15, #8, #17, #18, #16, #9, #19, #4, and #22) of 14 residents reviewed. The findings included: 1. An observation on _____ revealed Resident #20 in _____ with one bottle of _____ mg tablets on the resident's bed side night table. Record review did not reveal a self medication order for _____ for Resident #20. An interview with the Medication Technician	{A 052}			

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{A 052}	Continued From page 8 Supervisor confirmed one bottle of _____ on the resident's night table, stating, "I don't know why this is here." 2. An observation during entrance to the facility on _____ at 5:30 a.m. revealed the Medication Technician assisting with medication between 5:30 a.m. and 6:00 a.m. to Residents #8, #17, and #18. A record review of the Medication Observation Record documents Residents #15, #8, #17, and #18 received their _____ prior to the prescribed time of 7:00 a.m. The medication can be given one hour prior, at 6:00 a.m.; however, they all received their medication prior to 6:00 a.m. An interview with Resident #15 confirmed she received her _____ at 5:20 a.m. as she stated "the clock is right there (pointing on the wall - and the time is correct) I get the pill every morning at the same time, 5:20 a.m. They all do it, not just her, the other girl and the guy." 3. On _____ the Medication Technician Supervisor assisting with the _____ Inhaler for Residents #16, #9, #19, #4, and #22 was observed to slide the activator back for each resident administering a metered dose and then giving the resident the inhaler. An interview on _____ with Resident #22 confirmed the Medication Technician Supervisor "always does it, I can't," and with Resident #4 who stated, "I can do it, but she has been doing it. I don't know why, she just does." 4. An observation on _____ of the Medication Technician Supervisor was made of her cutting the medication _____ in half using a pill cutter for Resident #16. A record review		{A 052}		

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{A 052}	Continued From page 9 documented a Physician Order dated _____ for 0.25 mg take 1/2 tab (12.5 mg) tab by mouth in the morning" prescribed by the ARNP on _____. An interview on _____ with the Medication Technician Supervisor states "The daughter told us to use what we have then she would get the prescription filled with the other directions on it." "I have to cut this in half because she gets 12.5 in the morning." An interview was held on _____ with the Advance Registered Nurse Practitioner (ARNP) who stated, "I wrote it that way at the daughter's request." The surveyor asked if she was aware the Medication Technician Supervisor has been cutting the pill she has on hand in half and she replied, "No, but I am ok with her doing that, though, is that a problem." The surveyor explained, the medication is not scored, to which the ARNP replied, "I wasn't aware of that." An interview on _____ with the facility Administrator confirmed, when informed that the Medication Technician Supervisor has been cutting Resident #16's medication - _____ in half, stating "She's not supposed to do that." Class III Correction Date: _____	{A 052}			

State Form: Revisit Report

(Y1) Provider / Supplier / CLIA /
Identification Number
AL11942886(Y2) Multiple Construction
A. Building
B. Wing(Y3) Date of Revisit
10/10/2012

Name of Facility

COURTYARDS OF HORIZON LLC (THE)

Street Address, City, State, Zip Code

26455 RAMPART BLVD.
PUNTA GORDA, FL 33983

This report is completed by a State surveyor to show those deficiencies previously reported that have been corrected and the date such corrective action was accomplished. Each deficiency should be fully identified using either the regulation or LSC provision number and the identification prefix code previously shown on the State Survey Report (prefix codes shown to the left of each requirement on the survey report form).

(Y4) Item	(Y5) Date	(Y4) Item	(Y5) Date	(Y4) Item	(Y5) Date
ID Prefix A0050	Correction Completed	ID Prefix AZ827	Correction Completed	ID Prefix	Correction Completed
Reg. # 58A-5.0185(1) FAC		Reg. # 408.812, FS		Reg. #	
LSC		LSC		LSC	
ID Prefix	Correction Completed	ID Prefix	Correction Completed	ID Prefix	Correction Completed
Reg. #		Reg. #		Reg. #	
LSC		LSC		LSC	
ID Prefix	Correction Completed	ID Prefix	Correction Completed	ID Prefix	Correction Completed
Reg. #		Reg. #		Reg. #	
LSC		LSC		LSC	
ID Prefix	Correction Completed	ID Prefix	Correction Completed	ID Prefix	Correction Completed
Reg. #		Reg. #		Reg. #	
LSC		LSC		LSC	
ID Prefix	Correction Completed	ID Prefix	Correction Completed	ID Prefix	Correction Completed
Reg. #		Reg. #		Reg. #	
LSC		LSC		LSC	

Reviewed By

State Agency

Reviewed By

CMS RO

Followup to Survey Completed on:

Reviewed By

Reviewed By

Date:

10-18-12

Date:

Signature of Surveyor:

Signature of Surveyor:

Date:

10.17.12

Date:

Check for any Uncorrected Deficiencies. Was a Summary of
Uncorrected Deficiencies (CMS-2567) Sent to the Facility?

YES NO



RICK SCOTT
GOVERNOR

ELIZABETH DUDEK
SECRETARY

, 2012

Administrator
Courtyards of Horizon LLC (The)
26455 Rampart Blvd.
Punta Gorda, Florida 33983

Dear Administrator:

This letter reports the findings of a revisit survey conducted on , 2012 by representative(s) of this office. Enclosed is the provider's copy of the State Form 3020, which references the uncorrected deficiencies and new deficiency, identified during the revisit.

You will not receive a copy of this report in the mail; you will only receive this faxed report. **All deficiencies shall be corrected no later than , 2012.**

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. Should you have any questions please call this office at (239) 335-1315.

Sincerely,

Harold D. Williams
Field Office Manager

Enclosures: State (3020) Form and Revisit Repoort

