STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	355102	A. BUILDING **01 - MAIN BUILDING 01** B. WING _____	**09/18/2019**

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
NAPOLEON CARE CENTER	**311 E 4TH ST** **NAPOLEON, ND 58561**

(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) COMPLETION DATE
K 000	INITIAL COMMENTS This survey used the 2012 edition of NFPA 101, Life Safety Code, Chapter 19-Existing Health Care Occupancies and the 2012 edition of NFPA 99, Health Care Facilities Code in compliance with 42 CFR 483.70(a)(b). The findings that follow demonstrate noncompliance with these standards. The facility was located in a one-story building of Type V (000) construction. An addition of Type V (111) construction was attached to the south end of the facility in 2014. The building was protected throughout with a wet and dry automatic fire sprinkler system designed in accordance with NFPA 13, Standard for the Installation of Sprinkler Systems. Attached to the north side of the facility was an assisted living unit. An occupancy separation wall having a two-hour fire resistance rating was constructed between the assisted living unit and the health care occupancy.	K 000		
K 923 SS=D	Gas Equipment - Cylinder and Container Storag CFR(s): NFPA 101 Gas Equipment - Cylinder and Container Storage Greater than or equal to 3,000 cubic feet Storage locations are designed, constructed, and ventilated in accordance with 5.1.3.3.2 and 5.1.3.3.3. >300 but <3,000 cubic feet Storage locations are outdoors in an enclosure or within an enclosed interior space of non- or limited- combustible construction, with door (or gates outdoors) that can be secured. Oxidizing gases are not stored with flammables, and are	K 923		10/1/19

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE | TITLE | (X6) DATE

Electronically Signed | 10/01/2019

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K 923	Continued From page 1 separated from combustibles by 20 feet (5 feet if sprinklered) or enclosed in a cabinet of noncombustible construction having a minimum 1/2 hr. fire protection rating. Less than or equal to 300 cubic feet In a single smoke compartment, individual cylinders available for immediate use in patient care areas with an aggregate volume of less than or equal to 300 cubic feet are not required to be stored in an enclosure. Cylinders must be handled with precautions as specified in 11.6.2. A precautionary sign readable from 5 feet is on each door or gate of a cylinder storage room, where the sign includes the wording as a minimum "CAUTION: OXIDIZING GAS(ES) STORED WITHIN NO SMOKING." Storage is planned so cylinders are used in order of which they are received from the supplier. Empty cylinders are segregated from full cylinders. When facility employs cylinders with integral pressure gauge, a threshold pressure considered empty is established. Empty cylinders are marked to avoid confusion. Cylinders stored in the open are protected from weather. 11.3.1, 11.3.2, 11.3.3, 11.3.4, 11.6.5 (NFPA 99) This REQUIREMENT is not met as evidenced by: Design and Construction. Locations for central supply systems and the storage of positive-pressure gases shall meet the following requirements: (1) They shall be constructed with access to move cylinders, equipment, and so forth, in and out of the location on hand trucks complying with 11.4.3.1.1. (2) They shall be secured with lockable doors or	K 923	1. In order to meet the requirements of NFPA 99 Gas Equipment-Cylinder and Container Storage, Napoleon Care Center will make sure oxygen is stored properly. 2. Since Napoleon Care Center has only one oxygen storage room, no other parts of the building will be affected. 3. Prior to switching oxygen sources to the liquid (Helios) type oxygen refill	

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K 923	Continued From page 2 gates or otherwise secured. (3) If outdoors, they shall be provided with an enclosure (wall or fencing) constructed of noncombustible materials with a minimum of two entry/exits. (4) If indoors, they shall be constructed and use interior finishes of noncombustible or limited-combustible materials such that all walls, floors, ceilings, and doors are of a minimum 1-hour fire resistance rating. (5)*They shall be compliant with NFPA 70, National Electrical Code, for ordinary locations. (6) They shall be heated by indirect means (e.g., steam, hot water) if heat is required. (7) They shall be provided with racks, chains, or other fastenings to secure all cylinders from falling, whether connected, unconnected, full, or empty. (8)*They shall be supplied with electrical power compliant with the requirements for essential electrical systems as described in Chapter 6. (9) They shall have racks, shelves, and supports, where provided, constructed of noncombustible materials or limited-combustible materials. (10) They shall protect electrical devices from physical damage. NFPA 99, 5.1.3.3.2, 5.1.3.3.2. The facility failed to store oxygen as required by NFPA 99. Observation determined: 1. Approximately 6,576 cu ft of oxygen was stored in the Oxygen Storage Room. 2. The Oxygen Storage Room was not constructed with interior finishes on walls, floors,	K 923	system, Napoleon Care Center's oxygen storage room met the NFPA 99 requirements. Napoleon Care Center will remove the liquid oxygen from our building to an off-site location to ensure deficiency will not recur. 4. NCC instructed employees that the liquid oxygen (Helios) refill containers are not permitted in our building due to lack of compliant oxygen storage. Monitoring will not be needed since liquid oxygen will be stored off-site. 5. Completion Date: 10-1-2019	

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K 923	Continued From page 3 and doors to provide a 1-hour fire resistance rating. 3. A light switch and electrical outlet were installed less than 5' from the floor and were not protected from physical damage. Failure to store oxygen in accordance with NFPA 99 increases the risk of injury or death due to fire. This deficiency affected one (1) of five (5) smoke compartments in the facility.	K 923		
K 927 SS=D	Gas Equipment - Transfilling Cylinders CFR(s): NFPA 101 Gas Equipment - Transfilling Cylinders Transfilling of oxygen from one cylinder to another is in accordance with CGA P-2.5, Transfilling of High Pressure Gaseous Oxygen Used for Respiration. Transfilling of any gas from one cylinder to another is prohibited in patient care rooms. Transfilling to liquid oxygen containers or to portable containers over 50 psi comply with conditions under 11.5.2.3.1 (NFPA 99). Transfilling to liquid oxygen containers or to portable containers under 50 psi comply with conditions under 11.5.2.3.2 (NFPA 99). 11.5.2.2 (NFPA 99) This REQUIREMENT is not met as evidenced by: Transfilling of liquid oxygen shall comply with 11.5.2.3.1 or 11.5.2.3.2, as applicable. Transfilling to liquid oxygen base reservoir containers or to liquid oxygen portable containers over 344.74 kPa (50 psi) shall include the following: (1) A designated area separated from any portion of a facility wherein patients are housed,	K 927	1. In order to meet the requirements of NFPA 99 Gas Equipment-Transfilling Cylinders, Napoleon Care Center will move the Helios oxygen tanks off site. 2. Since Napoleon Care Center has only one oxygen storage room, no other parts of the building will be affected. 3. The deficiency will not recur due to the Helios refill tanks being removed from the	10/1/19

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K 927	Continued From page 4 examined, or treated by a fire barrier of 1 hour fire-resistive construction. (2) The area is mechanically ventilated, is sprinklered, and has ceramic or concrete flooring. (3) The area is posted with signs indicating that transfilling is occurring and that smoking in the immediate area is not permitted. (4) The individual transfilling the container(s) has been properly trained in the transfilling procedures. Transfilling to liquid oxygen portable containers at 344.74 kPa (50 psi) and under shall include the following: (1) The area is well ventilated and has noncombustible flooring. (2) The area is posted with signs indicating that smoking in the area is not permitted. (3) The individual transfilling the liquid oxygen portable container has been properly trained in the transfilling procedure. (4) The guidelines of CGA P-2.6, Transfilling of Low-Pressure Liquid Oxygen to be Used for Respiration, are met. NFPA 99, 11.5.2.3, 11.5.2.3.1, 11.5.2.3.2 The facility failed to transfill liquid oxygen in accordance with NFPA 99. Observation determined: 1. The Helios oxygen bottles being filled were 22 psi. 2. The room used for transfilling liquid oxygen was not ventilated and did not have noncombustible flooring. 3. Signs were not posted indicating smoking in	K 927	building. 4. Monitoring will not be needed due to the Helios tanks being off site. 5. Completion Date: 10-1-2019.	

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K 927	Continued From page 5 the area is not permitted. Failure to comply with NFPA 99 regarding transfilling oxygen increases the risk of injury or death due to fire. This deficiency affected one (1) of five (5) smoke compartments in the facility.	K 927		