STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	5729	A. BUILDING _____ B. WING _____	01/03/2008

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
ARISTOCRAT ASSISTED LIVING (THE)	252 ROBERT H BRADLEY ALAMOGORDO, NM 88310

(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 8	7 NMAC 8.2.8 Application for Licensure 7.8.2.8 APPLICATION FOR LICENSURE: A. INITIAL APPLICATION: Prior to beginning operation, change of licensee, or change of location, the following must be submitted for each facility location to the Licensing Authority for approval: (1) Health Facility License Application and Fee. (2) Program Narrative must identify or expand upon the primary population and special needs and services as identified on the application form and must identify at a minimum: (a) A description of the characteristics of the population to be served. (b) A description of the services and care to be provided to residents. (c) A description of anticipated professional service needs. (3) Resident assessment form that will be utilized by the facility. (4) Floor plans shall be of a professional quality, 1/4" to 1 foot scale, and accurately reflect the following information: EXCEPTION: Adult residential care facilities with three (3) or fewer residents are not required to submit floor plans. (a) Label room use and occupancy of all rooms. (b) Provide dimensions of rooms, windows and doors, type of window and doors, and indicate the swing of the door. (c) Indicate location of toilets, sinks, tubs, showers. (d) Any floor level changes within the building. (e) A wall section with all exterior and interior finishes labeled. (f) Site plan locating the building with dimensions to other structures and property lines. (g) Indication of new, existing, addition or remodeled construction. (5) Building and zoning approval. EXCEPTION: Adult residential care facilities with three (3) or	A 8		

Scanned 1-24-08 RL

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE Jeanne Gonzales TITLE Exec. Dir. (X6) DATE 1-16-08

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
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A 8	Continued From page 1 fewer residents are not required to submit building or zoning approvals. (6) Fire authority approval. EXCEPTION: Adult residential care facilities with three (3) or fewer residents are not required to submit fire authority approvals or inspections. (7) A permit or letter of exemption from the Environmental Improvement Division for the kitchen facility. EXCEPTION: Adult residential care facilities with three (3) or fewer residents are not required to submit Environmental Improvement kitchen approvals or inspections. (8) Tuberculosis test results for facility staff and family living in the facility on first employment and after exposure to an active case of infectious tuberculosis. (a) Tuberculosis test shall have been obtained not more than 90 days prior to date of first employment at the facility. (b) TB tests will be required in accordance with the Public Health Act, 24-1-3 and 24-1-2 NMSA 1978. (9) The Licensing Authority shall not issue a new license if the applicant has had a health facility license revoked or denied renewal, or has surrendered a license under threat of revocation or denial of renewal, or has lost certification as a Medicaid provider as a result of violations of applicable Medicaid requirements. The Licensing Authority may refuse to issue a new license if the applicant has been cited repeatedly for violations of applicable regulations found to be Class A or Class B deficiencies as defined in Health Facility Sanctions and Civil Monetary Penalties, 7 NMAC 1.8, or has been non-compliant with plans of correction. (10) In every application, the applicant shall provide the following information: (a) The identities of all persons or business entities having authority, directly or indirectly, to	A 8		

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A 8	Continued From page 2 direct or cause the direction of the management on policies of the facility; (b) The identities of all persons or business entities having five percent (5%) ownership whatsoever in the facility, whether direct or indirect, and whether the interest is in profits, land or building, including owners of any business entity which owns any or part of the land or building; (c) The identities of all creditors holding a security interest in the premises, whether land or building and (d) In case of a change of ownership, disclosure of any relationship or connection, whether direct or indirect, between any person or entity disclosed pursuant to this section by the new licensee. (11) The applicant shall provide to the Department, for each person or entity disclosed pursuant to Paragraph (10) of Subsection A of 7.8.2.8 NMAC, information regarding criminal convictions, civil actions alleging fraud, embezzlement or misappropriation of property, and any state or federal adverse action resulting in suspension or revocation of any permit or business or professional license. (12) The new licensee shall submit evidence to establish that he or she has sufficient resources to permit operation of the facility for a period of six (6) months. (13) The Department shall not issue a license until the applicant has supplied all information required by these regulations. B. APPLICATION FOR AMENDED LICENSE: A licensee must submit an application for an amended license, with the required fee, to the Licensing Authority upon change of facility administrator/director, facility name, or capacity. (1) Application for change of facility director or	A 8		

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A 8	Continued From page 3 name must be submitted within ten (10) working days of the change. (2) Application for increase in capacity must be accompanied by a floor plan of professional quality including the requirements stated in Subparagraph (a) of Paragraph (4) of Subsection A of 7.8.2.8 NMAC through Subparagraph (d) of Paragraph (4) of Subsection A of 7.8.2.8 NMAC of these regulations. A facility shall not increase its resident census until the Licensing Authority has approved the increase and issued a license for the increased capacity. C. APPLICATION FOR RENEWAL LICENSE: Each facility must apply for a renewal of the annual license thirty (30) days prior to expiration by submitting the following: (1) An Application for Renewal of License and Fee. (2) Program Narrative, if the facility has changed its program or focus of services. (3) Current Fire Inspection Report. EXCEPTION: Adult residential care facilities with three (3) or fewer residents are not required to submit a current fire inspection report. (4) The Licensing Authority may refuse to issue a new license if the applicant has been cited repeatedly for violations of applicable regulations found to be Class A or Class B deficiencies as defined in Health Facility Sanctions and Civil Monetary Penalties, 7 NMAC 1.8, or has been non-compliant with plans of correction. D. LICENSES are valid only for the facility to which it is issued and to whom the license is issued. A license may not be sold, assigned, or transferred. A license is not valid for any premises other than those for which originally issued. The license states the maximum number of residents who may be cared for in the facility. (1) TEMPORARY LICENSE. A temporary license may be issued to a new facility before residents	A 8		

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A 8	Continued From page 4 are admitted. (a) A temporary license shall cover a period of time, not to exceed one-hundred twenty (120) days, during which the facility must correct all specified deficiencies. (b) No more than two (2) consecutive temporary licenses shall be issued. (2) ANNUAL LICENSE. An annual license may be issued for a period not to exceed one (1) year from the date of issuance when compliance with resident care has been determined. E. DISPLAY OF LICENSE. The facility shall display the license in a conspicuous public place that is visible to residents, staff and visitors. [7-1-64, 9-15-70, 5-26 This REQUIREMENT is not met as evidenced by: Refer to 7.8.2.8 B. (1) Based on record review and interview the facility failed to apply for change of facility director within 10 working days of the change. The findings are: Record review on 1/3/08 of the facility license revealed it currently named the director that terminated employment at the facility on 11/16/07. In a telephone interview with the licensing authority survey and application processing contact person for District 3 on 1/2/08 at 3:00 PM, the contact person stated no application for change of facility director had been received from the facility. In an interview with the current director on 1/3/08 at 9:06 AM, the current director acknowledged she took over as director of the facility on	A 8	A8 Will Submit application for Change of facility director.	1-8-08

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A 8	Continued From page 5 11/16/07 and no application for change of facility director had been sent to the licensing authority for the change.	A 8		