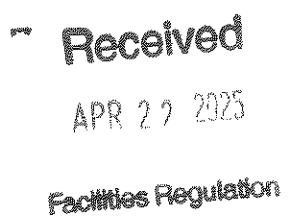


PRINTED: 04/11/2025
FORM APPROVED

RI Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: ALR01510	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED C 04/09/2025
NAME OF PROVIDER OR SUPPLIER WINGATE RESIDENCES ON BLACKSTONE BO		STREET ADDRESS, CITY, STATE, ZIP CODE 353 BLACKSTONE BOULEVARD PROVIDENCE, RI 02906			
(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
S 003	Initial Comments An unannounced complaint/incident investigation survey, ACTS reference numbers 100081, 100069, 98729, 98903, 99968, and 98624, was conducted at this residence on 4/8/2025 through 4/9/2025 to determine compliance with state regulations. A deficiency was identified as a result of the survey.	S 003			
S 450	Licensure Requirements 2.4.18 Rights of Residents 2.4.18 Rights of Residents A. Every assisted living residence for adults licensed pursuant to these regulations shall observe the standards stated in R.I. Gen. Laws § 23-17.4-16, "Rights of Residents" and such other appropriate standards as may be prescribed in rules and regulations promulgated by the Department with respect to each resident of the residence. B. For purposes of the following standards stated in §§ 2.4.18(B)(1) through (7) of this Part the term "resident" shall also mean the resident's agent as designated in writing or legal guardian. 1. Upon request have access to all records pertaining to the resident, including clinical records, within the next business day or immediately in emergency situations; 2. Upon admission and during the resident's stay be fully informed in a language the resident understands, of all resident rights and rules governing resident conduct and responsibilities; a. Each resident shall receive a copy of their rights.	S 450			

Facilities Regulation

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

TITLE

(X6) DATE

STATE FORM

5899

150511

If continuation sheet 1 of 6

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S 450	Continued From page 1 b. Each resident shall acknowledge receipt in writing; and c. Each resident shall be informed promptly of any changes. 3. Be informed in writing, prior to, or at the time of admission or at the signing of a residential contract or agreement of: a. The scope of the services available through the residence's service program, including health services, and of all related fees and charges, including charges not covered either under federal and/or state programs by other third party payers or by the residence's basic rate; b. The residence's policies regarding overdue payment including notice provisions and a schedule for late fee charges; c. The residence's policy regarding acceptance of state and federal government reimbursement for care in the residence both at time of admission and during the course of residency if the resident depletes his or her own private resources; d. The residence's criteria for occupancy and termination of residency agreements; e. The residence's capacity to serve residents with physical and cognitive impairments; f. Support any health services that the residence includes in its service package or will make appropriate arrangements to provide these services;	S 450			

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S 450	Continued From page 2 4. Upon provision of at least thirty (30) days notice, if a resident chooses to leave a residence, the resident shall be refunded any advanced payment made provided that the resident is current in all payments; 5. The residence can discharge a resident only for the following reasons and within the following guidelines: a. Except in life-threatening emergencies and for nonpayment of fees and costs, the residence gives thirty (30) days' advance written notice of termination of residency agreement with a statement containing the reason, the effective date of termination, the resident's right to an appeal under state law, and the name/address of the State Ombudsperson's office; b. If resident does not meet the requirements for residency criteria stated in the residency agreement or requirements of state or local laws or regulations; c. If resident is a danger to self or the welfare of others; and the residence has attempted to make a reasonable accommodation without success to address resident behavior in ways that would make termination of residency agreement or change unnecessary; which would be documented in the resident's records; d. For failure to pay all fees and costs stated in the contract, resulting in bills more than thirty (30) days outstanding. A resident who has been given notice to vacate for nonpayment of rent has the right to retain possession of the premises, up to any time prior to eviction from the premises, by	S 450			

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NAME OF PROVIDER OR SUPPLIER WINGATE RESIDENCES ON BLACKSTONE BO			STREET ADDRESS, CITY, STATE, ZIP CODE 353 BLACKSTONE BOULEVARD PROVIDENCE, RI 02908		
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S 450	Continued From page 3 tendering to the provider the entire amount of fees for services, rent, interest, and costs then due. The provider may impose reasonable late fees for overdue payment; provided that the resident has received due notice of such charges in accordance with the residence's policies. Chronic and repeated failure to pay rent is a violation of the lease covenant. However the residence must make reasonable efforts to accommodate temporary financial hardship and provide information on government or private subsidies available that may be available to help with costs; and e. The residence makes a good faith effort to counsel the resident if the resident shows indications of no longer meeting residence criteria or if service with a termination notice is anticipated; 6. To be able to share a room or unit with a spouse or other consenting resident of the residence in accordance with terms of the resident contract; 7. To live in a safe and clean environment. C. In addition to the standards stated in R.I. Gen. Laws § 23-17.4-16, residents are entitled to the following: 1. Receive dental services from a dentist of his/her choice; 2. Each resident shall be given, in writing, the names, addresses, and telephone numbers of: the Department; the Medicaid Fraud and Patient Abuse Unit of the Department of Attorney General; the State Ombudsperson; and local	S 450			

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S 450	Continued From page 4 police offices. D. The residence must: 1. Implement written policies and procedures to ensure that all residence employees are aware of and protect the resident's rights contained in these regulations; 2. Have prominently displayed a posting of the most recent state licensing survey of the assisted living residence; and 3. Provide each resident or his or her representative upon admission, a copy of the provisions of § 2.4.18 of this Part and shall display in a conspicuous place on the premises a copy of the "Rights of Residents." This Requirement is not met as evidenced by: Based on record review and staff interview, it has been determined the residence failed to adhere to the standards stated in R.I. Gen. Laws § 23-17.4-16, "Rights of Residents" relative to protecting medical information for 2 of 2 residents reviewed with an enacted Power of Attorney for Health, Resident ID #s 1 and 2. Findings are as follows: R.I. Gen. Laws § 23-17.4-16, relative to the rights of each resident, states in part "... (iv) To have their medical information protected by applicable state confidentiality laws... (i) Be treated as individuals and with dignity, and be assured choice and privacy and the opportunity to act autonomously..." The Rhode Island Department of Health received a complaint on 3/26/25 that a provider was	S 450	Providers will have a separate sign in at the front desk and will sign acknowledgement of Resident Rights and Confidentiality Laws. Providers will sign an acknowledgement to review medical information of their own patients only and must have consent from the resident, Health Care Proxy or Power of Attorney to provide treatment. Vendor sign in will be reviewed at our Quality Assurance meetings. Please see attached.	4/23/2025

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S 450	Continued From page 5 accessing residents without the expressed consent of their medical decision makers. 1. Resident ID #1 was admitted to the residence in July of 2022 with a diagnosis that includes, but is not limited to, Alzheimer's disease. Record review revealed he/she had an active Health Care Proxy that was executed on 2/13/2016, naming his/her spouse as his/her Power of Attorney and Healthcare Proxy. Record review failed to reveal the Power of Attorney was notified and gave consent in advance of an IDgenetix test (a test that involves a swab to determine how genes influence medication response) being performed. 2. Resident ID #2 was admitted to the residence in May of 2024 with diagnoses that include, but are not limited to, mental and behavioral disorders and amnesia (a loss of memory). Record review revealed he/she had an active Health Care Proxy that was executed on 4/4/2023, naming his/her child as his/her Power of Attorney and Healthcare Proxy. Record review failed to reveal the Power of Attorney was notified and gave consent in advance of an IDgenetix test being performed. During a surveyor interview on 4/9/2025 at approximately 2:30 PM with the Executive Director, she was unable to provide evidence that the Health Care Proxies/Power of Attorneys were notified and gave consent in advance of testing that was as done in the residence.	S 450	Staff education on the process of consent from Health Care Proxy or Power of Attorney will be conducted at our all staff meeting on April 30, 2025.	4/30/2025	