



STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600

June 13, 2023

ELECTRONIC-FACSIMILE

Administrator
Bonaventure of Lacey
c/o 3425 Boone Rd SE
Salem, OR 97317

Assisted Living Facility License #2036
Licensee: Bonaventure of Lacey LLC

IMPOSITION OF CIVIL FINES

Dear Administrator:

On May 31, 2023, the Department of Social and Health Services (DSHS), Residential Care Services completed a Full and Complaint Investigation at your facility. This letter constitutes formal notice of civil fines on the license for your assisted living facility, also known as **Bonaventure of Lacey**, located at **4528 Intelco Loop SE, Lacey**, by the State of Washington, Department of Social and Health Services. These actions are taken under the authority granted pursuant to Laws of 1998, Chapter 272 and RCW 18.20.190.

The civil fines on the license are based on the following violation of the RCW and/or WAC as described in the attached Statement of Deficiencies (SOD) report dated **May 31, 2023**.

Civil Fines

WAC 388-78A-2950 (6) Water supply. **\$300.00**

The licensee failed to ensure the facility's hot water temperature did not go below 105 and above 120 degrees Fahrenheit (F). This failure placed 65 residents at risk for potential skin burns.

WAC 388-78A-2040 (1) Other requirements. **\$1,000.00**

The licensee failed to stay in compliance with the local District State Fire Marshal. This failure placed 65 residents and 59 staff's life and safety at risk in the event of a fire.

This is recurring deficiency previously cited on October 14, 2022, and September 15, 2022.

WAC 388-78A-2240 Nonavailability of medications. **\$300.00**

The licensee failed to ensure one resident medications were available to be administered. This failure contributed to Resident 8 not receiving medications as ordered, which resulted in constipation.

This is recurring deficiency previously cited on January 5, 2022.

WAC 388-78A-2080 (1)(2)(3)(4)(5) Qualified assessor. **\$200.00**

The licensee failed to ensure the pre-admission assessment was completed by a qualified staff member for one resident. This failure resulted in the resident being assessed by an unqualified assessor and placed them at risk of unmet care needs.

This is recurring deficiency previously cited on December 8, 2021.

WAC 388-78A-2070 (1) Timing of preadmission assessment. **\$200.00**

The licensee failed to complete a pre-admission assessment prior to the residents move in date for two residents. This failure placed both residents at risk for having unmet care needs and an inappropriate admission to the facility.

This is recurring deficiency previously cited on December 8, 2021.

WAC 388-78A-2320 (3)(c) Intermittent nursing services systems. **\$300.00**

The licensee failed to ensure staff had the required Nurse Delegation training, supervision, and documentation by the Registered Nurse (RN) Delegator for eleven residents receiving nurse delegated services. These failures placed all residents receiving RN delegated services at risk for harm and injury due to untrained and unsupervised care staff.

WAC 388-78A-2371 (1)(2)(3)(4) Investigations. **\$1,000.00**

The licensee facility failed to investigate and document actions and findings for incidents jeopardizing residents' health for three residents. This failure resulted in the facility being unable to determine the circumstances of the events, institute, and document appropriate measures to prevent similar situations, and protect the residents during the course of the investigation.

This is recurring deficiency previously cited on January 5, 2022, and November 14, 2022.

WAC 388-78A-2350 (1)(7)(a)(b) Coordination of health care services. **\$300.00**

The licensee failed to coordinate care and services from external providers, respond appropriately when a resident experienced a change in their health, and integrate external providers information into the Negotiated Service Agreements for three residents. This failure placed the residents at risk for unmet care needs.

This is recurring deficiency previously cited on April 14, 2021.

WAC 388-78A-3170 (1)(l)(n) Circumstances that may result in enforcement remedies. **\$300.00**

The licensee failed to ensure three records binders (Nurse delegation binder, Temporary Service Plan binder, and Outside Agency binder) were correct and available to the Department. This failure placed all residents at risk of inaccurate records and resulted in the Department being prevented from reviewing necessary records to determine compliance with required state regulations.

WAC 388-78A-2660 (2)(4)(7) Resident rights. **\$2,000.00**

The licensee failed to ensure the care for one resident was provided in a dignified manner and failed to address and resolve five residents' grievances. These failures resulted in one resident not receiving hygiene care and living in unsanitary conditions and placed the residents at risk for experiencing decreased quality of life.

This is a recurring deficiency previously cited on August 21, 2020, and July 23, 2020.

NOTE: These are the violations, which resulted in the fines; see the attached Statement of Deficiencies for any additional violations.

Attestation (Plan of Correction):

Return the enclosed SOD within 10 calendar days with the following:

- The date you have or will have each deficiency corrected;
- A signature and date attesting that you are taking actions to correct and maintain correction for each cited deficiency.

Return the signed and dated SOD to:

Cory Cisneros, Field Manager
Region 3, Unit E
6639 Capitol Blvd SW Point Plaza West
Tumwater, WA 98501
Phone: (253) 254-3190 / Fax: (360) 664-8451

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Appeal Rights:

You have two appeal rights: Informal Dispute Resolution (IDR) and an Administrative Hearing. Each has a different request timeline.

Informal Dispute Resolution [RCW 18.20.195]

You have an opportunity to challenge the deficiencies and/or enforcement actions through the state's IDR process. **All IDR requests must be in writing and include:**

- The deficiencies you are disputing; and
- The method of review you prefer (face-to-face, telephone conference or documentation review).

The written request must be received by the 10th working day from receipt of this letter.

During the IDR process, you will have the opportunity to present written and/or oral evidence to dispute the deficiencies.

Send your **written** request to:

Informal Dispute Resolution Program Manager
Residential Care Services
PO Box 45600
Olympia, Washington 98504-5600

Formal Administrative Hearing

You may contest the civil fines by requesting a formal administrative hearing to challenge the deficiency, which resulted in the civil fines. **All hearing requests must be in writing and include:**

- A copy of this letter; and
- A copy of the Statement of Deficiencies.

The written request must be received within twenty-eight (28) calendar days of receipt of this letter.

Send your **written** request to:

Office of Administrative Hearings
PO Box 42489
Olympia, Washington 98504-2489

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Payment:

If you do not request a formal administrative hearing, the civil fines are due to the Office of Financial Recovery twenty-eight (28) calendar days after receipt of this letter.

Mail a check for **\$5,900.00** payable to the 'Department of Social and Health Services', **and if you have or have had a Medicaid resident(s), please include your ProviderOne ID Number # on the check**, to:

DSHS Office of Financial Recovery
PO Box 9501
Olympia, Washington 98507-9501
1-800-562-6114 (extension 45919)
OFRMMISVendor@dshs.wa.gov

If the Office of Financial Recovery has not received your payment within twenty-eight (28) days after receipt of this letter, interest will begin to accrue immediately on the balance, at the rate of one percent per month. If you do not submit a hearing request or make payment within twenty-eight (28) days, the balance due will be recovered.

If you have any questions, please contact Cory Cisneros, Field Manager, at (253) 254-3190.

Sincerely,



Matt Hauser
Compliance Specialist
Residential Care Services

Enclosure

cc: Field Manager, Region 3, Unit E
RCS Regional Administrator, Region 3
HCS Regional Administrator, Region 3
DDA Regional Administrator, Region 3
WA LTC Ombuds
Office of Financial Recovery, Vendor Program Unit
HQ Central Files
DRW
HP