STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
AGING AND LONG-TERM SUPPORT ADMINISTRATION
20311 52nd Ave W, Suite 100, Lynnwood, WA 98036

TCF NURSING SERVICES INC
The Legacy of Bothell
20626 76th Ave SE
Snohomish, WA 98296

RE: The Legacy of Bothell License # 2411

Dear Administrator:

This letter addresses Compliance Determination(s) 51936 (Completion Date 12/17/2024) and 50714 (Completion Date 11/22/2024).

The Department completed a follow-up inspection of your Assisted Living Facility on 12/17/2024 and found no deficiencies. Your facility meets the Assisted Living Facility licensing requirements.

The Department found that deficiencies for the following licensing laws and regulations were corrected:
WAC 388-78A-3100-1, WAC 388-78A-2730-1-a, WAC 388-78A-2730-1-b

The Department staff who did the on-site verification:
Scottie Sindora, ALF Licensor
Sunny Kent, Licensor

If you have any questions, please contact me at (253)312-1446.

Sincerely,

Jamie Singer

Jamie Singer, Field Manager
Region 2, Unit J
Residential Care Services

STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
AGING AND LONG-TERM SUPPORT ADMINISTRATION
20311 52nd Ave W, Suite 100, Lynnwood, WA 98036

Statement of Deficiencies	License #: 2411	Compliance Determination # 31714
Plan of Correction	The Legacy of Bothell	Completion Date
Page 1 of 5	Licensee: TCF NURSING SERVICES INC	11/27/2024

You are required to be in compliance at all times with all licensing laws and regulations to maintain your Assisted Living Facility license.

The department completed data collection for the unannounced on-site full inspection on 11/19/2024 and 11/20/2024 of:
The Legacy of Bothell
305 240th St SW
Bothell, WA 98021

The following sample was selected for review during the unannounced on-site visit: 6 of 30 current residents and 0 former residents.

The department staff that inspected the Assisted Living Facility.

Sunny Kent, Licensor
Scottie Sindora, ALF Licensor

From:
DSHS, Aging and Long-Term Support Administration
Residential Care Services, Region 2 , Unit J
20311 52nd Ave W, Suite 100
Lynnwood, WA 98036

As a result of the on-site visit(s), the department found that you are not in compliance with the licensing laws and regulations as stated in the cited deficiencies in the enclosed report.

Residential Care Services — 12/2/2024 Date

I understand that to maintain an Assisted Living Facility license, the facility must be in compliance with all the licensing laws and regulations at all times.

STATE OF WASHINGTON

DEPARTMENT OF SOCIAL AND HEALTH SERVICES

AGING AND LONG-TERM SUPPORT ADMINISTRATION

20311 52nd Ave W, Suite 100, Lynnwood, WA 98036

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The Legacy of Bothell
305 240th St SW
Bothell, WA 98021

The following sample was selected for review during the unannounced on-site visit: 5 of 30 current residents and 0 former residents.

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Scottie Sindora, ALF Licensor

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Residential Care Services

Date

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Administrator (or Representative)

12/10/2024
Date

WAC 388-78A-3100 Safe storage of supplies and equipment. The assisted living facility must secure potentially hazardous supplies and equipment commensurate with the assessed needs of residents and their functional and cognitive abilities. In determining what supplies and equipment may be accessible to residents, the assisted living facility must consider at a minimum:

(1) The residents' characteristics and needs;

This requirement was not met as evidenced by:

Based on observation, interview, and record review, the Assisted Living Facility (ALF) failed to ensure 1 of 1 manicure sets, and 1 of 2 housekeeping carts were secured and stored in a manner that prohibited residents from gaining access. This failure placed 30 of 30 residents at risk for poisoning, injury, and increased health issues.

Findings included...

The ALF was two identical, secured, buildings (Legacy 1 and Legacy 2) with a connecting open space for the residents. Each building had 15 apartments.

Record review of the Resident Characteristic Roster (RCR), updated on 11/18/2024, showed the ALF had 30 residents with a diagnosis of [redacted]. Further review of the RCR showed 17 of 30 residents had behaviors associated with dementia.

An observation, and interview, on 11/18/2024 at 11:00 AM, showed the main common space of Legacy 2. An unlocked credenza had a 12-ounce bottle of nail polish remover, 6 bottles of nail polish, 3 tubes of super glue, 2 metal nail files, and a pair of scissors. In an interview, Staff F (Registered Nurse) stated that the items should be locked up and not available to the residents.

An observation, on 11/20/2024 at 8:53 AM, showed an unattended housekeeping cart parked in the hallway in Legacy 2 between the common bathroom and apartment 212. The door to the housekeeping cart was ajar and there was no lock attached to it, just a hole where a lock should be installed. Inside the cart were two full spray bottles of window cleaner, a squeeze bottle of "Lysol Cream Cleaner," and a half-full, unlabeled, spray bottle of clear liquid. The cart remained unattended from 8:53 AM to 9:04 AM.

Administrator (or Representative) Date

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In an interview, on 11/20/2024 at 9:04 AM, Staff G (Housekeeper) stated that there was no lock on the cart and it should not be left unattended.

Plan/Attestation Statement

I hereby certify that I have reviewed this report and have taken or will take active measures to correct this deficiency. By taking this action, The Legacy of Bothell is or will be in compliance with this law and / or regulation on (Date) 12/10/2024.

In addition, I will implement a system to monitor and ensure continued compliance with this requirement.

Administrator (or Representative) — Date: 12/10/2024

WAC 388-78A-2462 Background checks Who is required to have.

(3) The assisted living facility must ensure that the following individuals have a Washington state name and date of birth background check:

(d) Contractors other than the administrator and caregivers who may have unsupervised access to residents.

This requirement was not met as evidenced by:

Based on interview, and record review, the Assisted Living Facility (ALF) failed to ensure 1 of 1 contracted employee (Staff H), who worked unsupervised and directly with the residents, had a completed state background check. This failure placed 30 of 30 residents at risk for harm.

Findings included...

Record review of Staff H's (Contracted Activities Employee) personnel file showed no background check was performed.

In an interview, on 11/19/24 at 1:45 PM, Staff D (Administrator) stated that Staff H was on site weekly to work with the residents unsupervised. Staff D stated that Staff H started working "a few months ago" and was not sure of the exact date, but stated that she had forgotten to submit a background check for Staff H.

In an interview, on 11/20/2024 at 9:04 AM, Staff G (Housekeeper) stated that there was no lock on the cart and it should not be left unattended.

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WAC 388-78A-2730 Licensee's responsibilities.

(1) The assisted living facility licensee is responsible for:

(a) The operation of the assisted living facility;

(b) Complying at all times with the requirements of this chapter, chapter 18.20 RCW, and other applicable laws and rules; and

This requirement was not met as evidenced by:

Based on interview and record review, the Assisted Living Facility (ALF) failed to obtain a Medical Testing Site Waiver/Clinical Laboratory Improvement Amendments (MTSW/CLIA) waiver certificate by the deadline of June 30, 2023. This placed 30 of 30 residents at risk for receiving waived tests, such as in-house COVID-19 tests, without the ALF having obtained the proper certificate.

Findings included...

Note: A "Dear Assisted Facility Administrator" letter, issued by the Department on 06/03/2023, showed that ALFs were informed about state and federal regulations related to COVID-19 (an infectious disease which can result in illness with symptoms including cough, fever, malaise, headache, dizziness, nausea, vomiting, diarrhea, loss of taste or smell, and in severe cases difficulty breathing that could result in severe impairment or death) and other medical tests performed on site. A MTSW certificate is required in Washington state to conduct these tests. The MTSW meets both federal and state requirements and includes a federally- issued CLIA number. ALFs were also made aware of the deadline of 06/30/2023 for submitting the certificate application.

Record review showed the ALF had no documentation of MTSW/CLIA certification.

During an interview on 11/18/2024 at 3:30 PM, Staff D (Administrator) confirmed the ALF did not have the MTSW/CLIA waiver as they were completing the application.

Plan/Attestation Statement

I hereby certify that I have reviewed this report and have taken or will take active measures to correct this deficiency. By taking this action, The Legacy of Bothell is or will be in compliance with this law and / or regulation on (Date) 12/30/2024

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Theresa A Frizzell
Administrator (or Representative)

12/10/2024
Date

Administrator (or Representative) Date