



Protecting, Maintaining and Improving the Health of All Minnesotans

October 4, 2022

Administrator
Cardenas Friendship House
912 Knob Hill
Burnsville, MN 55337

RE: Project Number(s) SL20979015

Dear Administrator:

On September 22, 2022, the Minnesota Department of Health completed a follow-up evaluation of your facility to determine if orders from the July 27, 2022, evaluation were corrected. This follow-up evaluation verified that the facility is in substantial compliance.

It is your responsibility to share the information contained in this letter and the results of this visit with the President of your facility's Governing Body. You are encouraged to retain this document for your records.

Please feel free to call me with any questions.

Sincerely,

A handwritten signature in black ink that reads 'Paul G. Spencer'.

Paul Spencer, Supervisor
Health Regulation Division
State Rapid Response Team
85 East Seventh Place, Suite 220
P.O. Box 64970
St. Paul, MN 55164-0970
Email: paul.spencer@state.mn.us
Phone: 651-587-4460 | Fax: 651-215-6894

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Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

September 19, 2022

Administrator
Cardenas Friendship House
912 Knob Hill
Burnsville, MN 55337

RE: Project Number(s) SL20979015

Dear Administrator:

On September 15, 2022, the Minnesota Department of Health completed a follow-up evaluation of your facility to determine correction of orders found on the evaluation completed on July 27, 2022. This follow-up evaluation determined your facility had not corrected all of the state licensing orders issued pursuant to the July 27, 2022 evaluation.

In accordance with Minn. Stat. § 144G.31 Subd. 4 (a), state licensing orders issued pursuant to the last evaluation completed on July 27, 2022, found not corrected at the time of the September 15, 2022, follow-up evaluation and/or subject to penalty assessment are as follows:

0470-Minimum Requirements-144g.41 Subdivision 1- \$3,000.00

The details of the violations noted at the time of this follow-up evaluation completed on September 15, 2022 (listed above), are on the attached State Form. Brackets around the ID Prefix Tag in the left hand column, e.g., {2 ----} will identify the uncorrected tags.

Therefore, in accordance with Minn. Stat. §§ 144G.01 to 144G.9999, **the total amount you are assessed is \$3,000.00.** You will be invoiced after 15 days of the receipt of this notice, subject to appeal.

DOCUMENTATION OF ACTION TO COMPLY

In accordance with Minn. Stat. § 144G.30, Subd. 5(c), by the correction order date, the licensee must document in the provider's records any action taken to comply with the correction order by the correction order date. The commissioner may request a copy of this documentation and the assisted living facility's action to respond to the correction orders in future evaluations, upon a complaint investigation, and as otherwise needed.

IMPOSITION OF FINES:

Level 1: no fines or enforcement.

Level 2: a fine of \$500 per violation, in addition to any enforcement mechanism authorized in §144G.20 for widespread violations;

Level 3: a fine of \$3,000 per violation per incident, in addition to any enforcement mechanism authorized in §144G.20.

Level 4: a fine of \$5,000 per incident, in addition to any enforcement mechanism authorized in §144G.20.

CORRECTION ORDER RECONSIDERATION PROCESS

In accordance with Minn. Stat. § 144G.32, Subd. 2, you have one opportunity to challenge the correction order issued, including the level and scope, and any fine assessed through the correction order reconsideration process. This written request must be received by the Department of Health within 15 calendar days of the correction order receipt date. Please send your written request via email to the following:

Reconsideration Unit
Health Regulation Division
Minnesota Department of Health
P.O. Box 64970
85 East Seventh Place
St. Paul, MN 55164-0970
Health.HRD.Appeals@state.mn.us

REQUESTING A HEARING

Alternatively, in accordance with Minn. Stat. § 144G.31, Subd. 5(d), an assisted living provider that has been assessed a fine under this subdivision has a right to a reconsideration or a hearing under this section and chapter 14. Pursuant to Minn. Stat. § 144G.20, Subd. 14 and Subd. 18, a request for a hearing must be in writing and received by the Department of Health within 15 business days of the correction order receipt date. Requests for hearing may be emailed to **Health.HRD.Appeals@state.mn.us**.

To appeal fines via reconsideration, please follow the procedure outlined above. Please note that you may request a reconsideration **or** a hearing, but not both.

We urge you to review these orders carefully. If you have questions, please contact Paul Spencer, Supervisor at 651-587-4460.

Please note, it is your responsibility to share the information contained in this letter and the results of this visit with the President of your facility's Governing Body.

Sincerely,



Paul Spencer, Supervisor
Health Regulation Division
State Rapid Response Team
85 East Seventh Place, Suite 220
P.O. Box 64970
St. Paul, MN 55164-0970
Email: paul.spencer@state.mn.us
Phone: 651-587-4460 | Fax: 651-215-6894

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Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20979	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 09/15/2022
NAME OF PROVIDER OR SUPPLIER CARDENAS FRIENDSHIP HOUSE		STREET ADDRESS, CITY, STATE, ZIP CODE 912 KNOB HILL BURNSVILLE, MN 55337		
(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
{0 000}	Initial Comments Initial comments *****ATTENTION***** ASSISTED LIVING PROVIDER LICENSING CORRECTION ORDER In accordance with Minnesota Statutes, section 144G.08 to 144G.95 this correction order(s) has been issued pursuant to a survey. Determination of whether a violation has been corrected requires compliance with all requirements provided at the Statute number indicated below. When Minnesota Statute contains several items, failure to comply with any of the items will be considered lack of compliance. INITIAL COMMENTS: Project SL20979015 On September 15, 2022, the Minnesota Department of Health conducted a revisit at the above provider to follow-up on orders issued pursuant to a survey completed on July 27, 2022. At the time of the survey, there were three residents: three receiving services under the Assisted Living license. As a result of the revisit, the following orders were reissued 0470 .	{0 000}	Minnesota Department of Health is documenting the State Licensing Correction Orders using federal software. Tag numbers have been assigned to Minnesota State Statutes for Assisted Living License Providers. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state Statute number and the corresponding text of the state Statute out of compliance is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the surveyors' findings is the Time Period for Correction. PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES,"PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE. THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES. The letter in the left column is used for tracking purposes and reflects the scope and level issued pursuant to 144G.31 subd. 1, 2, and 3.	
{0 470} SS=I	144G.41 Subdivision 1 Minimum requirements (11) develop and implement a staffing plan for	{0 470}		

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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{0 470}	Continued From page 1 determining its staffing level that: (i) includes an evaluation, to be conducted at least twice a year, of the appropriateness of staffing levels in the facility; (ii) ensures sufficient staffing at all times to meet the scheduled and reasonably foreseeable unscheduled needs of each resident as required by the residents' assessments and service plans on a 24-hour per day basis; and (iii) ensures that the facility can respond promptly and effectively to individual resident emergencies and to emergency, life safety, and disaster situations affecting staff or residents in the facility; (12) ensure that one or more persons are available 24 hours per day, seven days per week, who are responsible for responding to the requests of residents for assistance with health or safety needs. Such persons must be: (i) awake; (ii) located in the same building, in an attached building, or on a contiguous campus with the facility in order to respond within a reasonable amount of time; (iii) capable of communicating with residents; (iv) capable of providing or summoning the appropriate assistance; and (v) capable of following directions; This MN Requirement is not met as evidenced by: Citation Text for Tag 0470, Regulation EF5D Serbus, Julie Based on interview and record review the licensee failed to ensure awake night staff as required by Minnesota Rule 144G.41 Subd. 1.12. This had the potential to affect all 3 residents residing in the facility.	{0 470}		

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{0 470}	Continued From page 2 This practice resulted in a level three violation (a violation that harmed a residents health or safety, not including serious injury, impairment, or death, or a violation that has the potential to lead to serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). Findings include: During a revisit interview on September 15, 2022, at 9:10 a.m., unlicensed staff (ULP)-D stated the staff were still working 24-hour sleep shift. During an interview with on September 15, 2022, at 9:57 a.m., co-owner (CO)-B stated staff were still working the 24-hours sleep shifts and that they would be moving forward with 12-hour sleep shifts but had not started up to this point. Review of current work shift schedule dated September 1 through September 30, 2022, indicated one ULP for a 24-hour period. The updated 12 hour schedule had not been posted.	{0 470}		
{0 480} SS=F	144G.41 Subd 1 (13) (i) (B) Minimum requirements (13) offer to provide or make available at least the following services to residents: (i) at least three nutritious meals daily with snacks available seven days per week, according to the recommended dietary allowances in the United States Department of Agriculture (USDA) guidelines, including seasonal fresh fruit and	{0 480}		

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{0 480}	Continued From page 3 fresh vegetables. The following apply: (B) food must be prepared and served according to the Minnesota Food Code, Minnesota Rules, chapter 4626; and This MN Requirement is not met as evidenced by: No further action required.	{0 480}		
{0 580} SS=F	144G.42 Subd. 2 Quality management The facility shall engage in quality management appropriate to the size of the facility and relevant to the type of services provided. "Quality management activity" means evaluating the quality of care by periodically reviewing resident services, complaints made, and other issues that have occurred and determining whether changes in services, staffing, or other procedures need to be made in order to ensure safe and competent services to residents. Documentation about quality management activity must be available for two years. Information about quality management must be available to the commissioner at the time of the survey, investigation, or renewal. This MN Requirement is not met as evidenced by: No further action required.	{0 580}		
{0 640}	144G.42 Subd. 7 Posting information for reporting suspected c The facility shall support protection and safety through access to the state's systems for	{0 640}		

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{0 640}	Continued From page 4 reporting suspected criminal activity and suspected vulnerable adult maltreatment by: (1) posting the 911 emergency number in common areas and near telephones provided by the assisted living facility; (2) posting information and the reporting number for the Minnesota Adult Abuse Reporting Center to report suspected maltreatment of a vulnerable adult under section 626.557; and (3) providing reasonable accommodations with information and notices in plain language. This MN Requirement is not met as evidenced by: No further action required.	{0 640}		
{0 660} SS=F	144G.42 Subd. 9 Tuberculosis prevention and control (a) The facility must establish and maintain a comprehensive tuberculosis infection control program according to the most current tuberculosis infection control guidelines issued by the United States Centers for Disease Control and Prevention (CDC), Division of Tuberculosis Elimination, as published in the CDC's Morbidity and Mortality Weekly Report. The program must include a tuberculosis infection control plan that covers all paid and unpaid employees, contractors, students, and regularly scheduled volunteers. The commissioner shall provide technical assistance regarding implementation of the guidelines. (b) The facility must maintain written evidence of compliance with this subdivision. This MN Requirement is not met as evidenced by: No further action required.	{0 660}		

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{0 680} SS=F	144G.42 Subd. 10 Disaster planning and emergency preparedness (a) The facility must meet the following requirements: (1) have a written emergency disaster plan that contains a plan for evacuation, addresses elements of sheltering in place, identifies temporary relocation sites, and details staff assignments in the event of a disaster or an emergency; (2) post an emergency disaster plan prominently; (3) provide building emergency exit diagrams to all residents; (4) post emergency exit diagrams on each floor; and (5) have a written policy and procedure regarding missing tenant residents. (b) The facility must provide emergency and disaster training to all staff during the initial staff orientation and annually thereafter and must make emergency and disaster training annually available to all residents. Staff who have not received emergency and disaster training are allowed to work only when trained staff are also working on site. (c) The facility must meet any additional requirements adopted in rule. This MN Requirement is not met as evidenced by: No further action required.	{0 680}		
{0 730} SS=F	144G.43 Subd. 3 Contents of resident record Contents of a resident record include the following for each resident: (1) identifying information, including the resident's name, date of birth, address, and telephone	{0 730}		

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{0 730}	Continued From page 6 number; (2) the name, address, and telephone number of the resident's emergency contact, legal representatives, and designated representative; (3) names, addresses, and telephone numbers of the resident's health and medical service providers, if known; (4) health information, including medical history, allergies, and when the provider is managing medications, treatments or therapies that require documentation, and other relevant health records; (5) the resident's advance directives, if any; (6) copies of any health care directives, guardianships, powers of attorney, or conservatorships; (7) the facility's current and previous assessments and service plans; (8) all records of communications pertinent to the resident's services; (9) documentation of significant changes in the resident's status and actions taken in response to the needs of the resident, including reporting to the appropriate supervisor or health care professional; (10) documentation of incidents involving the resident and actions taken in response to the needs of the resident, including reporting to the appropriate supervisor or health care professional; (11) documentation that services have been provided as identified in the service plan; (12) documentation that the resident has received and reviewed the assisted living bill of rights; (13) documentation of complaints received and any resolution; (14) a discharge summary, including service termination notice and related documentation, when applicable; and	{0 730}		

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{0 730}	Continued From page 7 (15) other documentation required under this chapter and relevant to the resident's services or status. This MN Requirement is not met as evidenced by: No further action required.	{0 730}		
{0 780} SS=F	144G.45 Subd. 2 (a) (1) Fire protection and physical environment (a) Each assisted living facility must comply with the State Fire Code in Minnesota Rules, chapter 7511, and: (1) for dwellings or sleeping units, as defined in the State Fire Code: (i) provide smoke alarms in each room used for sleeping purposes; (ii) provide smoke alarms outside each separate sleeping area in the immediate vicinity of bedrooms; (iii) provide smoke alarms on each story within a dwelling unit, including basements, but not including crawl spaces and unoccupied attics; (iv) where more than one smoke alarm is required within an individual dwelling unit or sleeping unit, interconnect all smoke alarms so that actuation of one alarm causes all alarms in the individual dwelling unit or sleeping unit to operate; and (v) ensure the power supply for existing smoke alarms complies with the State Fire Code, except that newly introduced smoke alarms in existing buildings may be battery operated; This MN Requirement is not met as evidenced by:	{0 780}		

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{01430} SS=F	144G.62 Subd. 3 Supervision of staff (a) Staff who only provide assisted living services specified in section 144G.08, subdivision 9, clauses (1) to (5), must be supervised periodically where the services are being provided to verify that the work is being performed competently and to identify problems and solutions to address issues relating to the staff's ability to provide the services. The supervision of the unlicensed personnel must be done by staff of the facility having the authority, skills, and ability to provide the supervision of unlicensed personnel and who can implement changes as needed, and train staff. (b) Supervision includes direct observation of unlicensed personnel while the unlicensed personnel are providing the services and may also include indirect methods of gaining input such as gathering feedback from the resident. Supervisory review of staff must be provided at a frequency based on the staff person's competency and performance. This MN Requirement is not met as evidenced by: No further action required.	{01430}		
{01620} SS=F	144G.70 Subd. 2 (c-e) Initial reviews, assessments, and monitoring (c) Resident reassessment and monitoring must be conducted no more than 14 calendar days after initiation of services. Ongoing resident reassessment and monitoring must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the last date of the assessment. (d) For residents only receiving assisted living services specified in section 144G.08, subdivision	{01620}		

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{01620}	Continued From page 9 9, clauses (1) to (5), the facility shall complete an individualized initial review of the resident's needs and preferences. The initial review must be completed within 30 calendar days of the start of services. Resident monitoring and review must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the date of the last review. (e) A facility must inform the prospective resident of the availability of and contact information for long-term care consultation services under section 256B.0911, prior to the date on which a prospective resident executes a contract with a facility or the date on which a prospective resident moves in, whichever is earlier. This MN Requirement is not met as evidenced by: No further action required.	{01620}		
{01640} SS=B	144G.70 Subd. 4 (a-e) Service plan, implementation and revisions to (a) No later than 14 calendar days after the date that services are first provided, an assisted living facility shall finalize a current written service plan. (b) The service plan and any revisions must include a signature or other authentication by the facility and by the resident documenting agreement on the services to be provided. The service plan must be revised, if needed, based on resident reassessment under subdivision 2. The facility must provide information to the resident about changes to the facility's fee for services and how to contact the Office of Ombudsman for Long-Term Care. (c) The facility must implement and provide all services required by the current service plan.	{01640}		

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{01640}	Continued From page 10 (d) The service plan and the revised service plan must be entered into the resident record, including notice of a change in a resident's fees when applicable. (e) Staff providing services must be informed of the current written service plan. This MN Requirement is not met as evidenced by: No further action required.	{01640}		
{01700} SS=F	144G.71 Subd. 2 Provision of medication management services (a) For each resident who requests medication management services, the facility shall, prior to providing medication management services, have a registered nurse, licensed health professional, or authorized prescriber under section 151.37 conduct an assessment to determine what medication management services will be provided and how the services will be provided. This assessment must be conducted face-to-face with the resident. The assessment must include an identification and review of all medications the resident is known to be taking. The review and identification must include indications for medications, side effects, contraindications, allergic or adverse reactions, and actions to address these issues. (b) The assessment must identify interventions needed in management of medications to prevent diversion of medication by the resident or others who may have access to the medications and provide instructions to the resident and legal or designated representatives on interventions to manage the resident's medications and prevent	{01700}		

Minnesota Department of Health

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{01700}	Continued From page 11 diversion of medications. For purposes of this section, "diversion of medication" means misuse, theft, or illegal or improper disposition of medications. This MN Requirement is not met as evidenced by: No further action required.	{01700}		
{01730} SS=F	144G.71 Subd. 5 Individualized medication management plan (a) For each resident receiving medication management services, the assisted living facility must prepare and include in the service plan a written statement of the medication management services that will be provided to the resident. The facility must develop and maintain a current individualized medication management record for each resident based on the resident's assessment that must contain the following: (1) a statement describing the medication management services that will be provided; (2) a description of storage of medications based on the resident's needs and preferences, risk of diversion, and consistent with the manufacturer's directions; (3) documentation of specific resident instructions relating to the administration of medications; (4) identification of persons responsible for monitoring medication supplies and ensuring that medication refills are ordered on a timely basis; (5) identification of medication management tasks that may be delegated to unlicensed personnel; (6) procedures for staff notifying a registered nurse or appropriate licensed health professional when a problem arises with medication	{01730}		

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20979	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED R 09/15/2022
NAME OF PROVIDER OR SUPPLIER CARDENAS FRIENDSHIP HOUSE		STREET ADDRESS, CITY, STATE, ZIP CODE 912 KNOB HILL BURNSVILLE, MN 55337		
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{01730}	Continued From page 12 management services; and (7) any resident-specific requirements relating to documenting medication administration, verifications that all medications are administered as prescribed, and monitoring of medication use to prevent possible complications or adverse reactions. (b) The medication management record must be current and updated when there are any changes. (c) Medication reconciliation must be completed when a licensed nurse, licensed health professional, or authorized prescriber is providing medication management. This MN Requirement is not met as evidenced by: No further action required.	{01730}		
{01910} SS=F	144G.71 Subd. 22 Disposition of medications (a) Any current medications being managed by the assisted living facility must be provided to the resident when the resident's service plan ends or medication management services are no longer part of the service plan. Medications for a resident who is deceased or that have been discontinued or have expired may be provided for disposal. (b) The facility shall dispose of any medications remaining with the facility that are discontinued or expired or upon the termination of the service contract or the resident's death according to state and federal regulations for disposition of medications and controlled substances. (c) Upon disposition, the facility must document in the resident's record the disposition of the medication including the medication's name, strength, prescription number as applicable,	{01910}		

Minnesota Department of Health

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{01910}	Continued From page 13 quantity, to whom the medications were given, date of disposition, and names of staff and other individuals involved in the disposition. This MN Requirement is not met as evidenced by: No further action required.	{01910}			



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

August 25, 2022

Administrator
Cardenas Friendship House
912 Knob Hill
Burnsville, MN 55337

RE: Project Number(s) SL20979015

Dear Administrator:

The Minnesota Department of Health completed an evaluation on July 27, 2022, for the purpose of evaluating and assessing compliance with state licensing statutes. At the time of the evaluation, the Minnesota Department of Health noted violations of the laws pursuant to Minnesota Statute, Chapter 144G, Minnesota Food Code, Minnesota Rules Chapter 4626, Minnesota Statute 626.5572 and/or Minnesota Statute Chapter 260E.

The enclosed State Form documents the state licensing orders. The Department of Health documents state licensing correction orders using federal software. Tag numbers are assigned to Minnesota state statutes for Assisted Living Facilities. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state statute number and the corresponding text of the state statute out of compliance are listed in the "Summary Statement of Deficiencies" column. This column also includes the findings that are in violation of the state statute after the statement, "This MN Requirement is not met as evidenced by . . ."

IMPOSITION OF FINES

In accordance with Minn. Stat. § 144G.31, Subd. 4, fines and enforcement actions may be imposed based on the level and scope of the violations and imposed immediately with no opportunity to correct the violation first as follows:

Level 1: no fines or enforcement.

Level 2: a fine of \$500 per violation, in addition to any enforcement mechanism authorized in § 144G.20 for widespread violations;

Level 3: a fine of \$3,000 per violation per incident, in addition to any enforcement mechanism authorized in § 144G.20.

Level 4: a fine of \$5,000 per incident, in addition to any enforcement mechanism authorized in § 144G.20.

In accordance with Minn. Stat. § 144G.20, Subd. 4 (a)(5), the Department of Health imposes fine amounts of either \$1,000 or \$5,000 to licensees who are found to be responsible for maltreatment. The Department of Health imposes a fine of \$1,000 for each substantiated maltreatment violation

that consists of abuse, neglect, or financial exploitation according to Minn. Stat. § 626.5572, Subds. 2, 9, 17. The Department of Health also may impose a fine of \$5,000 for each substantiated maltreatment violation consisting of sexual assault, death, or abuse resulting in serious injury.

In accordance with Minn. Stat. § 144G.31, Subd. 4 (a)(5)(b), when a fine is assessed against a facility for substantiated maltreatment, the commissioner shall not also impose an immediate fine under this chapter for the same circumstance.

Therefore, in accordance with Minn. Stat. §§ 144G.01 to 144G.9999, the following fines are assessed pursuant to this evaluation:

St - 0 - 0470 - 144g.41 Subdivision 1 - Minimum Requirements - \$3,000.00

The total amount you are assessed is \$3,000.00. You will be invoiced after 15 days of the receipt of this notice, subject to appeal.

DOCUMENTATION OF ACTION TO COMPLY

Per Minn. Stat. § 144G.30, Subd. 5(c), the licensee must document any action taken to comply with the correction order by the correction order date. A copy of the provider's records documenting those actions may be requested for follow-up evaluations. The licensee is not required to submit a plan of correction for approval.

The correction order documentation should include the following:

- Identify how the area(s) of noncompliance was corrected related to the resident(s)/employee(s) identified in the correction order.
- Identify how the area(s) of noncompliance was corrected for all of the provider's resident(s)/employees that may be affected by the noncompliance.
- Identify what changes to your systems and practices were made to ensure compliance with the specific statute(s).

CORRECTION ORDER RECONSIDERATION PROCESS

In accordance with Minn. Stat. § 144G.32, Subd. 2, you may challenge the correction order issued, including the level and scope, and any fine assessed through the correction order reconsideration process. The request for reconsideration must be in writing and received by the Department of Health within 15 calendar days of the correction order receipt date.

A state licensing order under Minn. Stat. § 144G.91, Subd. 8, Free from Maltreatment is associated with a maltreatment determination by the Office of Health Facility Complaints. If maltreatment is substantiated, you will receive a separate letter with the reconsideration process under Minn. Stat. § 626.557. Please email general reconsideration requests to: **Health.HRD.Appeals@state.mn.us**.

Please address your cover letter for general
reconsideration requests to:

Reconsideration Unit
Health Regulation Division
Minnesota Department of Health
P.O. Box 64970
85 East Seventh Place
St. Paul, MN 55164-0970

Free from Maltreatment reconsideration
requests should be addressed to:

Reconsideration Unit
Health Regulation Division
Minnesota Department of Health
P.O. Box 64970
85 East Seventh Place
St. Paul, MN 55164-0970

REQUESTING A HEARING

Alternatively, in accordance with Minn. Stat. § 144G.31, Subd. 5(d), an assisted living provider that has been assessed a fine under this subdivision has a right to a reconsideration or a hearing under this section and chapter 14. Pursuant to Minn. Stat. § 144G.20, Subd. 14 and Subd. 18, a request for a hearing must be in writing and received by the Department of Health within 15 business days of the correction order receipt date. Requests for hearing may be emailed to

Health.HRD.Appeals@state.mn.us.

To appeal fines via reconsideration, please follow the procedure outlined above. Please note that you may request a reconsideration or a hearing, but not both.

You are encouraged to retain this document for your records. It is your responsibility to share the information contained in this letter and the results of this visit with the President of your organization's Governing Body. If you have any questions, please contact me.

Sincerely,



Paul Spencer, Supervisor
Health Regulation Division
State Rapid Response Team
85 East Seventh Place, Suite 220
P.O. Box 64970
St. Paul, MN 55164-0970
Email: paul.spencer@state.mn.us
Phone: 651-587-4460 | Fax: 651-215-6894

HHH

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20979	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 07/27/2022
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0 000	Initial Comments Initial comments *****ATTENTION***** ASSISTED LIVING PROVIDER LICENSING CORRECTION ORDER(S) In accordance with Minnesota Statutes, section 144G.08 to 144G.95, these correction orders are issued pursuant to a survey. Determination of whether violations are corrected requires compliance with all requirements provided at the Statute number indicated below. When Minnesota Statute contains several items, failure to comply with any of the items will be considered lack of compliance. Initial Comments #SL20979015 On July 25, 2022, the Minnesota Department of Health initiated a survey and issued an immediate order for correction order identification 0470. Correction orders with a period to correct that are not immediate may be issued at a later date during the survey. On July 25, 2022, though July 27, 2022, the Minnesota Department of Health conducted a Change of Ownership at the above provider, and the following correction orders are issued. At the time of the survey, there were 3 resident receiving services under the provider's Assisted Living license. The following immediate correction orders are issued.	0 000	Minnesota Department of Health is documenting the State Licensing Correction Orders using federal software. Tag numbers have been assigned to Minnesota State Statutes for Assisted Living License Providers. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state Statute number and the corresponding text of the state Statute out of compliance is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the surveyors' findings is the Time Period for Correction. PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES, "PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE. THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES. The letter in the left column is used for tracking purposes and reflects the scope and level issued pursuant to 144G.31 subd. 1, 2, and 3.	
0 470 SS=I	144G.41 Subdivision 1 Minimum requirements	0 470		

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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0 470	Continued From page 1 (11) develop and implement a staffing plan for determining its staffing level that: (i) includes an evaluation, to be conducted at least twice a year, of the appropriateness of staffing levels in the facility; (ii) ensures sufficient staffing at all times to meet the scheduled and reasonably foreseeable unscheduled needs of each resident as required by the residents' assessments and service plans on a 24-hour per day basis; and (iii) ensures that the facility can respond promptly and effectively to individual resident emergencies and to emergency, life safety, and disaster situations affecting staff or residents in the facility; (12) ensure that one or more persons are available 24 hours per day, seven days per week, who are responsible for responding to the requests of residents for assistance with health or safety needs. Such persons must be: (i) awake; (ii) located in the same building, in an attached building, or on a contiguous campus with the facility in order to respond within a reasonable amount of time; (iii) capable of communicating with residents; (iv) capable of providing or summoning the appropriate assistance; and (v) capable of following directions; This MN Requirement is not met as evidenced by: Concern #1 Based on interview and record review the licensee failed to ensure awake night staff as required by Minnesota Rule 144G.41 Subd. 1.12. This had the potential to affect all 3 residents residing in the facility. This practice resulted in a level three violation (a	0 470		

Minnesota Department of Health

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0 470	Continued From page 2 violation that harmed a residents health or safety, not including serious injury, impairment, or death, or a violation that has the potential to lead to serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). Findings include: During an interview on July 25, 2022, at 10:50 a.m., the co-owner (CO)-B stated staff work 24-hour shifts and are not awake on the overnights. CO-B stated the licensee applied for a variance which was denied and appealed with a court date soon, but at this time continue to staff with no awake staff at night. The facility-provided Staff Schedule included two rows labeled Caregiver each with an AM and PM shift, but no other shifts or times. During an interview on July 25, 2022, at 1:30 p.m. ULP-C stated the AM shifts starts at 8 a.m. and ends the following day at 8 a.m. TIME PERIOD FOR CORRECTION: Immediate Additional findings collected after the immediate order was issued: During an interview on July 26, 2022, at 10:05 a.m., licensed assisted living director (LALD)-A and CO-B stated the awake staffing plan has not changed and at this time will continue to staff the facility with sleep staff. The LALD-A stated he understood the licensee is out of compliance, but	0 470		

Minnesota Department of Health

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0 470	Continued From page 3 with the pending appeal date close would continue to staff without changes. During an interview on July 27, 2022, at 11:52 a.m., unlicensed personnel (ULP)-E verified she was scheduled for 48 hours and is able to sleep on the overnights when residents are sleeping. TIME PERIOD FOR CORRECTION: Remained Immediate regarding awake staff ----- ----- Concern #2 Based on interview and record review, the licensee also failed to develop and implement a staffing plan to ensure appropriate and sufficient staffing. This had the potential to affect all three residents residing in the facility. Findings include: The licensee held an Assisted Living License, effective date January 1, 2022, through December 31, 2022, with a resident capacity of 5. The resident census for July 25, 2022, was 3. During the entrance conference on July 25, 2022, at 10:00 a.m. the surveyor requested a written staffing plan for record review, however the licensee did not provide a written staffing plan for review. During entrance conference on July 25, 2022, at 10:00 a.m., CO-B stated the licensee did not have a written staffing plan and she is still	0 470		

Minnesota Department of Health

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0 470	Continued From page 4 working on the policy which is not completed. Under MN Assisted Living regulation 144G.41, subd.1 (11), each assisted living facility must develop and implement a staffing plan for determining its staffing level that includes: -an evaluation, to be conducted at least twice a year, of the appropriateness of staffing levels TIME PERIOD TO CORRECT: Twenty-one (21) days for the written staffing plan	0 470		
0 480 SS=F	144G.41 Subd 1 (13) (i) (B) Minimum requirements (13) offer to provide or make available at least the following services to residents: (i) at least three nutritious meals daily with snacks available seven days per week, according to the recommended dietary allowances in the United States Department of Agriculture (USDA) guidelines, including seasonal fresh fruit and fresh vegetables. The following apply: (B) food must be prepared and served according to the Minnesota Food Code, Minnesota Rules, chapter 4626; and This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to comply with	0 480		

Minnesota Department of Health

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0 480	Continued From page 5 Minnesota Food Code. This had the potential to affect all three residents residing at the facility. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). The findings include: Please refer to the additional documentation included in the Food and Beverage Establishment Inspection Reports dated July 26, 2022. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	0 480		
0 580 SS=F	144G.42 Subd. 2 Quality management The facility shall engage in quality management appropriate to the size of the facility and relevant to the type of services provided. "Quality management activity" means evaluating the quality of care by periodically reviewing resident services, complaints made, and other issues that have occurred and determining whether changes in services, staffing, or other procedures need to be made in order to ensure safe and competent services to residents. Documentation about quality management activity must be available for two years. Information about quality management must be available to the commissioner at the time of the survey, investigation, or renewal.	0 580		

Minnesota Department of Health

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0 580	Continued From page 6 This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to engage in quality management activities and failed to provide documentation of any quality management activities. This had the potential to affect all three residents. This practice resulted in a level two violation (a violation that did not harm a client's health or safety but had the potential to have harmed a client's health or safety), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the clients). Findings include: The licensee held an Assisted Living with Dementia License, effective January 1, 2022, through December 31, 2022, and the resident capacity was 5. The resident census for July 25, 2022, was 3. During the change of ownership (CHOW) entrance conference on July 25, 2022, at 11:00 a.m., the licensed assisted living director (LALD)-A, registered nurse (RN)-C and co-owner (CO)-B stated the team is small and every day they communicate with each other about concerns, but there is no formal committee or documentation regarding the information discussed. During an interview on July 27, 2022, at 10:30 a.m. the CO-B again stated there is no documentation notes related to quality assurance issues the team is currently working on or discussing.	0 580		

Minnesota Department of Health

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0 580	Continued From page 7 Review of document titled, Quality Management Project, dated August 1, 2021, indicated the facility would have one documented quality management project in place at all times and retain records for at least 2 years. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 580		
0 640	144G.42 Subd. 7 Posting information for reporting suspected c The facility shall support protection and safety through access to the state's systems for reporting suspected criminal activity and suspected vulnerable adult maltreatment by: (1) posting the 911 emergency number in common areas and near telephones provided by the assisted living facility; (2) posting information and the reporting number for the Minnesota Adult Abuse Reporting Center to report suspected maltreatment of a vulnerable adult under section 626.557; and (3) providing reasonable accommodations with information and notices in plain language. This MN Requirement is not met as evidenced by: Based on observation, document review, and interview, the licensee failed to post in common areas and near telephones the reporting number for the Minnesota Adult Abuse Reporting Center to report suspected maltreatment of a vulnerable adult under section 626.557. This had the potential to affect all three resident's, staff, and visitors. This practice resulted in a level one violation (a	0 640		

Minnesota Department of Health

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0 640	Continued From page 8 violation that has no potential to cause more than a minimal impact on the resident and does not affect health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). The findings include: During a facility tour on June 25, 2022, at 11:50 a.m., the surveyor did not observe the reporting number posted in the facility common area or near the phone the number for the Minnesota Adult Abuse Reporting Center posted where all residents, staff, and visitors could access. During an interview on July 26, 2022, at 10:40 a.m., licensed assisted living director (LALD)-A stated the contact information for the Minnesota Adult Abuse Reporting Center is located in a binder in the kitchen where residents can access the information. The licensee 2.44 Vulnerable Adult Maltreatment - Prevention & Reporting policy, dated August 1, 2021, indicated Cardenas Friendship Homes will post information and the reporting number for the Minnesota Adult Abuse Reporting Center to report suspected maltreatment of a vulnerable adult. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 640		
0 660 SS=F	144G.42 Subd. 9 Tuberculosis prevention and control (a) The facility must establish and maintain a	0 660		

Minnesota Department of Health

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0 660	Continued From page 9 comprehensive tuberculosis infection control program according to the most current tuberculosis infection control guidelines issued by the United States Centers for Disease Control and Prevention (CDC), Division of Tuberculosis Elimination, as published in the CDC's Morbidity and Mortality Weekly Report. The program must include a tuberculosis infection control plan that covers all paid and unpaid employees, contractors, students, and regularly scheduled volunteers. The commissioner shall provide technical assistance regarding implementation of the guidelines. (b) The facility must maintain written evidence of compliance with this subdivision. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to maintain a comprehensive tuberculosis (TB) infection control prevention program according to the most current guidelines issued by the Centers for Disease Control (CDC), including a baseline TB testing for the presence of the infection with a two-step tuberculin skin test (TST) or single TB blood test for one employee, registered nurse (RN)-C, of three employee records reviewed. This had the potential to affect all three residents receiving assisted living services, as well as staff and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all the residents).	0 660		

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0 660	Continued From page 10 Findings include: RN-C employee record indicated the licensee hired RN-C on June 2, 2022. RN-C's employee record lacked evidence of a baseline test with either TST 2-step or a blood assay for M. tuberculosis. During an interview on July 26, 2022, at 1:14 p.m., RN-C stated she did not have a two-step or a blood assay test for tuberculosis upon hire. A policy titled Regulations for Tuberculosis Control in Minnesota Health Care Setting. Baseline Tuberculosis Screening dated July 2013, read November 1, 2021, read "Staff whose essential job functions require work within the same air space of home care clients will be screened and tested for tuberculosis prior to the staff being exposed to clients. Baseline (on hire) screening will be completed. New hires will have an IGRA blood test or two step Mantoux conducted with results documented on the baseline screening tool. TIME PERIOD TO CORRECT: Twenty-one (21) days	0 660		
0 680 SS=F	144G.42 Subd. 10 Disaster planning and emergency preparedness (a) The facility must meet the following requirements: (1) have a written emergency disaster plan that contains a plan for evacuation, addresses elements of sheltering in place, identifies temporary relocation sites, and details staff assignments in the event of a disaster or an	0 680		

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0 680	Continued From page 11 emergency; (2) post an emergency disaster plan prominently; (3) provide building emergency exit diagrams to all residents; (4) post emergency exit diagrams on each floor; and (5) have a written policy and procedure regarding missing tenant residents. (b) The facility must provide emergency and disaster training to all staff during the initial staff orientation and annually thereafter and must make emergency and disaster training annually available to all residents. Staff who have not received emergency and disaster training are allowed to work only when trained staff are also working on site. (c) The facility must meet any additional requirements adopted in rule. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to implement an Emergency Preparedness Plan (EPP) that contained all the required components listed in Appendix Z. The licensee failed to prominently post the EPP. This had the potential to affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a client's health or safety but had the potential to have harmed a client's health or safety), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the clients). Findings include:	0 680		

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0 680	Continued From page 12 The licensee held an Assisted Living License, effective date January 1, 2022, through December 31, 2022, with a resident capacity of 5. During the facility tour on July 25, 2022, at 11:20 a.m., the EPP was not posted in a prominent area. During an interview on July 27, 2022, at 10:00 a.m., the co-owner (CO)-B verified the following portions were either missing or incomplete from the EPP, dated January 1, 2022. The licensee January 1, 2022, EPP lacked information on: -Develop and maintain EP program - no risk assessment completed - no emerging infectious diseases - not all hazards were considered - no evidence on loss of utilities and re-establishing utilities - Maintain and annual updates - no hazard risk assessment with plan - a description of the resident population serviced by the licensee - no information on communication, - transportation, supervision and medical needs - no details of staff assuming specific roles - no written authorization of who assumes authority if administrator absent - Process for collaboration with state and local EP officials/organizations - Development of EPP policies and procedures - no evidence a risk assessment was used to develop policies - Subsistence needs for staff and residents - no information on food supplies - no information on sewage, alternate energy sources - Tracking staff and patients	0 680		

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0 680	Continued From page 13 - Policies/procedures for evacuation no information on staff roles, tracking process - Arrangements with other facilities no copies of arrangement agreements - Development of a communication plan - Names and contact information - Emergency officials contact information - Primary/alternate means of communication - Methods of sharing information - Sharing information on occupancy needs no information - LTC family notifications no information - Emergency prep training and testing - Emergency prep training program - Emergency prep testing requirements - Integrated health systems The licensee-provided policy titled, Emergency Preparedness Plan - Appendix Z Compliance, dated August 1, 2021, noted the facility would have in place an effective and compliant emergency preparedness plan. The intent is the plan will be aligned with the Centers for Medicare and Medicaid Services State Operation Manual Appendix Z: "State Operations Manual Appendix Z - Emergency Preparedness for All Provides and Certified Supplier Types: Interpretive Guidance." TIME PERIOD TO CORRECT: Twenty-one (21) Days	0 680		
0 730 SS=F	144G.43 Subd. 3 Contents of resident record Contents of a resident record include the following for each resident: (1) identifying information, including the resident's name, date of birth, address, and telephone number;	0 730		

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0 730	Continued From page 14 (2) the name, address, and telephone number of the resident's emergency contact, legal representatives, and designated representative; (3) names, addresses, and telephone numbers of the resident's health and medical service providers, if known; (4) health information, including medical history, allergies, and when the provider is managing medications, treatments or therapies that require documentation, and other relevant health records; (5) the resident's advance directives, if any; (6) copies of any health care directives, guardianships, powers of attorney, or conservatorships; (7) the facility's current and previous assessments and service plans; (8) all records of communications pertinent to the resident's services; (9) documentation of significant changes in the resident's status and actions taken in response to the needs of the resident, including reporting to the appropriate supervisor or health care professional; (10) documentation of incidents involving the resident and actions taken in response to the needs of the resident, including reporting to the appropriate supervisor or health care professional; (11) documentation that services have been provided as identified in the service plan; (12) documentation that the resident has received and reviewed the assisted living bill of rights; (13) documentation of complaints received and any resolution; (14) a discharge summary, including service termination notice and related documentation, when applicable; and (15) other documentation required under this	0 730		

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0 730	Continued From page 15 chapter and relevant to the resident's services or status. This MN Requirement is not met as evidenced by: Based on interview and record review the licensee failed to ensure resident records included current and previous assessments and service plans for two (R1 and R2) of three residents reviewed. The licensee failed to provide a discharge summary for one of one discharged resident (R3) with record reviewed This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). Findings include: During an interview on July 25, 2022, at 10:50 a.m., licensed assisted living director (LALD)-A and the registered nurse (RN)-C stated the resident records were paper charts. Review of R2's medical record on July 26, 2022, at 8:45 a.m., indicated no signed or dated service plans and no individual abuse prevention plan (IAPP) located in the paper record. R2's record also lacked required RN assessments and/or of assessments in the record they lacked signatures and dates. During an observation of R2 on July 26, 2022, at 7:35 a.m., R2 received scheduled medications administered by unlicensed personnel (ULP)-C	0 730		

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0 730	Continued From page 16 related to her vulnerable adult status, reminders to complete activities of daily living (ADLs), and meal preparation and set up. R2 was also observed exiting the facility to smoke in the approved smoking area outside the facility. R2's medical record lacked evidence of the follow items: -smoking assessment -IAPP -signed service plan -medication assessment -progress notes Review of R1's medical record on July 26, 2022, at 8:45 a.m., indicated no signed or dated service plans and no IAPP located in the paper record. R1's record also lacked required RN assessments and/or of assessments in the record they lacked signatures and dates. During an observation of R1 on July 26, 2022, at 9:35 a.m., R1 received scheduled medications administered by ULP-E related to her vulnerable adult status, meal preparation and set up. R1 was also observed exiting the facility to smoke in the approved smoking area outside the facility. R1's medical record lacked evidence of the follow items: -smoking assessment -IAPP -signed service plan -medication assessment -progress notes R3's was discharged on March 1, 2022. R3's record lacked evidence of a required discharge summary was completed at the time of discharge to another facility.	0 730		

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0 730	Continued From page 17 During an interview on July 26, 2022, at 11:08 a.m., LALD-A, co-owner (CO)-B and RN-C verified R3's record lacked the discharge summary record and record of medications released or a discharge summary. During an interview on July 26, 2022, at 2:06 p.m., RN-C stated ULPs do not currently write progress or chart notes and RN-C stated she currently has notes, which are running progress notes, but these were not located in the resident records, During an interview on July 26, 2022, at 2:24 p.m., LALD-A stated he was not able to find current assessments in the records for R1 and R2. The licensee 6.08 Service Plan, undated, indicated all residents receiving services will have a service plan in place. The service plan will include a description of the services based on the most recent assessment and resident preferences. The licensee 6.01 Assessments, Reviews & Monitoring policy, dated August 1, 2021, indicated an RN will conduct a nursing assessment of the physical and cognitive needs of the resident. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 730		
0 780 SS=F	144G.45 Subd. 2 (a) (1) Fire protection and physical environment	0 780		

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0 780	Continued From page 18 (a) Each assisted living facility must comply with the State Fire Code in Minnesota Rules, chapter 7511, and: (1) for dwellings or sleeping units, as defined in the State Fire Code: (i) provide smoke alarms in each room used for sleeping purposes; (ii) provide smoke alarms outside each separate sleeping area in the immediate vicinity of bedrooms; (iii) provide smoke alarms on each story within a dwelling unit, including basements, but not including crawl spaces and unoccupied attics; (iv) where more than one smoke alarm is required within an individual dwelling unit or sleeping unit, interconnect all smoke alarms so that actuation of one alarm causes all alarms in the individual dwelling unit or sleeping unit to operate; and (v) ensure the power supply for existing smoke alarms complies with the State Fire Code, except that newly introduced smoke alarms in existing buildings may be battery operated; This MN Requirement is not met as evidenced by: 0780 Based on observation and interview, the licensee failed ensure smoke alarms are interconnected so that actuation of one alarm causes all alarms in the dwelling to actuate as required. This had the potential to directly affect all residents, staff, and visitors. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and issued at a widespread scope (when problems	0 780		

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0 780	Continued From page 19 are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all residents). The findings include: On 07/26/2022, between 12:45 p.m. and 1:30 p.m., survey staff toured the facility with licensed assisted living director (LALD-A. During the facility tour, survey staff observed smoke alarms were not interconnected so that actuation of one alarm causes all alarms in the dwelling to actuate as required. H-M verbally confirmed survey staff observations during the facility tour. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	0 780		
01430 SS=F	144G.62 Subd. 3 Supervision of staff (a) Staff who only provide assisted living services specified in section 144G.08, subdivision 9, clauses (1) to (5), must be supervised periodically where the services are being provided to verify that the work is being performed competently and to identify problems and solutions to address issues relating to the staff's ability to provide the services. The supervision of the unlicensed personnel must be done by staff of the facility having the authority, skills, and ability to provide the supervision of unlicensed personnel and who can implement changes as needed, and train staff. (b) Supervision includes direct observation of unlicensed personnel while the unlicensed personnel are providing the services and may	01430		

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01430	Continued From page 20 also include indirect methods of gaining input such as gathering feedback from the resident. Supervisory review of staff must be provided at a frequency based on the staff person's competency and performance. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure documentation of direct supervision of unlicensed personnel (ULP-D and ULP-E) for two or two staff records reviewed. This had the potential to affect all three residents. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). Findings include: ULP-D's employee record indicated the licensee hired ULP-D on January 1, 2022, with an original hire date of January 25, 2021. ULP-D's employee record lacked documentation of direct supervision to verify the ULP performed competently and to identify problems and solutions to address issues relating to the staff's ability to provide the services. ULP-D training/observation record dated January 31, 2022, did not indicate delegated tasks being observed, included no comments, and did not include ULP-D's signature. ULP-E's employee record indicated the licensee hired ULP-E on January 1, 2022, with an original	01430		

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01430	Continued From page 21 hired date of January 25, 2006. ULP-D's employee record lacked documentation of direct supervision to verify the ULP performed competently and to identify problems and solutions to address issues relating to the staff's ability to provide the services. ULP-E's training/observation record did not include documentation of observation of ULP-E performing delegated tasks. During an interview of July 27, 2022, at 9:41 a.m., registered nurse (RN)-C verified the requested records did not exist and the records The Assisted Living License, 5.02 Competency Training Evaluations, dated August 2, 2021, indicated when a registered nurse or licensed health professional staff delegates task, prior to the delegation of services they must make certain the unlicensed personnel is trained in the proper methods to perform the tasks or procedures for each resident and are able to demonstrate the ability to competently follow the procedures and perform the tasks. Tasks or procedures listed included: " documentation requirements for all services provided " report changes of changed in resident's condition to the supervisor " basic infection control, including blood-borne pathogens " maintenance of a clean and safe environment " appropriate and safe techniques in personal hygiene and grooming (dressing, assisting with toileting, bathing, hair " oral care " training on the prevention of falls " standby assistance techniques and how to perform them	01430		

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01430	Continued From page 22 " basic nutrition, meal preparation, food safety " communication skills that include preserving the dignity of the resident and showing respect for the resident and the resident's preferences, cultural background, and family " awareness of confidentiality and privacy " understanding appropriate boundaries between staff and residents and the resident's family " procedures to use in handling various emergency situations TIME PERIOD TO CORRECT: Twenty-one (21) Days	01430		
01620 SS=F	144G.70 Subd. 2 (c-e) Initial reviews, assessments, and monitoring (c) Resident reassessment and monitoring must be conducted no more than 14 calendar days after initiation of services. Ongoing resident reassessment and monitoring must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the last date of the assessment. (d) For residents only receiving assisted living services specified in section 144G.08, subdivision 9, clauses (1) to (5), the facility shall complete an individualized initial review of the resident's needs and preferences. The initial review must be completed within 30 calendar days of the start of services. Resident monitoring and review must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the date of the last review. (e) A facility must inform the prospective resident of the availability of and contact information for long-term care consultation services under	01620		

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01620	Continued From page 23 section 256B.0911, prior to the date on which a prospective resident executes a contract with a facility or the date on which a prospective resident moves in, whichever is earlier. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to complete smoking assessments for two of two residents (R1 and R2) reviewed. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: R1's start of care date for services was January 1, 2022. R1's diagnoses included multiple sclerosis, depression, and memory loss. R1's unsigned, undated service plan indicated R1 required assistance with medication administration and treatments, and preparation of meals. During an observation on July 26, 2022, at 9:35 a.m., unlicensed personnel (ULP)-E was observed setting up and administering R1's scheduled medications and vitals. After her medications R1 was observed walking out the garage door to smoke a cigarette with no supervision.	01620		

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20979	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 07/27/2022
NAME OF PROVIDER OR SUPPLIER CARDENAS FRIENDSHIP HOUSE		STREET ADDRESS, CITY, STATE, ZIP CODE 912 KNOB HILL BURNSVILLE, MN 55337		
(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
01620	Continued From page 24 R2's start of care for services was January 1, 2022. R2's diagnoses included depression, anxiety, osteopenia, kidney disease stage 3, type 2 diabetic, and fibromyalgia. R2's unsigned, undated service plan indicated R2 required assistance with medication administration, treatments, bathing assistance, housekeeping, providing verbal reminders, and preparation of meals. During an observation on July 26, 2022, at 7:35 a.m., ULP-D was observed setting up and administering scheduled medications and obtaining a blood sugar. ULP-D obtained a blood sugar from R2 at the same time. During an observation on July 27, 2022, at 9:20 a.m., R2 was observed independently putting on her smoking apron before exiting to the patio door to smoke. During an interview on July 27, 2022, at 9:20 a.m., licensed assisted living director (LALD)-A and registered nurse (RN)-C stated R2 came to the facility with the smoking apron. RN-C verified there was no prior smoking assessment completed for either R1 or R2. LALD-A and RN-C verified the licensee also did not have a signed and dated service plan for R1 and R2. The licensee-provided policy titled, Service Plan,	01620		

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NAME OF PROVIDER OR SUPPLIER CARDENAS FRIENDSHIP HOUSE		STREET ADDRESS, CITY, STATE, ZIP CODE 912 KNOB HILL BURNSVILLE, MN 55337		
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01620	Continued From page 25 not dated, indicated the service plan shall include a signature or other authentication by Cardenas Friendship Homes and by the resident, or resident's representative, documenting agreement on the services to be provided. The licensee 6.01 Assessments, Reviews & Monitoring policy, dated August 1, 2021, indicated resident assessment and monitoring must be conducted no more than 14 calendar days of services initiated and ongoing based on changes in needs and cannot exceed 90 calendar days from the last date of assessments. TIME PERIOD TO CORRECT: Twenty-one (21) Days	01620		
01640 SS=B	144G.70 Subd. 4 (a-e) Service plan, implementation and revisions to (a) No later than 14 calendar days after the date that services are first provided, an assisted living facility shall finalize a current written service plan. (b) The service plan and any revisions must include a signature or other authentication by the facility and by the resident documenting agreement on the services to be provided. The service plan must be revised, if needed, based on resident reassessment under subdivision 2. The facility must provide information to the resident about changes to the facility's fee for services and how to contact the Office of Ombudsman for Long-Term Care. (c) The facility must implement and provide all services required by the current service plan. (d) The service plan and the revised service plan must be entered into the resident record, including notice of a change in a resident's fees	01640		

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01640	Continued From page 26 when applicable. (e) Staff providing services must be informed of the current written service plan. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure two of two residents (R1, R2) service plans and revisions included the required signature of authentication by the facility and by the resident agreeing to the plan. This practice resulted in a level one violation (a violation that has no potential to cause more than a minimal impact on the resident and does not affect health or safety) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly, but is not found to be pervasive). Findings Include: R1's start of care date for services was January 1, 2022. R1's diagnoses included multiple sclerosis, depression, and memory loss. R1's unsigned, undated service plan indicated R1 required assistance with medication administration and treatments, and preparation of meals. During an observation on July 26, 2022, at 9:35 a.m., ULP-E set up and administered R1's medication, obtained a blood pressure, and inquired about bowel movements.	01640		

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01640	Continued From page 27 During an interview on July 26, 2022, at 9:35 a.m., ULP-E stated R1 required medication set up and administration, meal set up, and vitals obtained and documented. R2's start of care for services was January 1, 2022. R2's diagnoses included depression, anxiety, osteopenia, kidney disease stage 3, type 2 diabetic, and fibromyalgia. R2's unsigned, undated service plan indicated R2 required assistance with medication administration, treatments, bathing assistance, housekeeping, providing verbal reminders, and preparation of meals. During an observation on July 26, 2022, at 7:35 a.m., ULP-D set up and administered R2's scheduled medications and obtained a blood sugar. ULP-D provided stand by assistance for R2 to use the commode and minimal assist with dressing. During an interview on July 26, 2022, at 7:35 a.m., ULP-D stated R2 required assistance with showers, medications, and meals, ULP-D stated R2 has a history of falls with a recently healed foot injury. During an interview on July 27, 2022, at 10:30 a.m., licensed assisted living director (LALD)-A, co-owner (CO)-B, and registered nurse (RN)-C verified the service plans in chart were not signed.	01640		

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01640	Continued From page 28 The licensee's 6.08 Service Plan policy, undated, indicated all residents receiving assisted living services will have a service plan in place. A Service plan means the written plan between a resident or resident's designated representative and the facility about the services that will be provided to the resident. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	01640		
01700 SS=F	144G.71 Subd. 2 Provision of medication management services (a) For each resident who requests medication management services, the facility shall, prior to providing medication management services, have a registered nurse, licensed health professional, or authorized prescriber under section 151.37 conduct an assessment to determine what medication management services will be provided and how the services will be provided. This assessment must be conducted face-to-face with the resident. The assessment must include an identification and review of all medications the resident is known to be taking. The review and identification must include indications for medications, side effects, contraindications, allergic or adverse reactions, and actions to address these issues. (b) The assessment must identify interventions needed in management of medications to prevent diversion of medication by the resident or others who may have access to the medications and provide instructions to the resident and legal or designated representatives on interventions to manage the resident's medications and prevent	01700		

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01700	Continued From page 29 diversion of medications. For purposes of this section, "diversion of medication" means misuse, theft, or illegal or improper disposition of medications. This MN Requirement is not met as evidenced by: Based on interview, observation, and record review, the licensee failed to ensure a registered nurse (RN) conducted an individualized assessment to determine what medication management services would be provided, and how the services would be provided for two of two residents (R1, R2) records reviewed. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: The licensee's resident roster completed on July 25, 2022, indicated R1 and R2 received medication administration. R1 began receiving assisted living services on January 1, 2022. R1's diagnoses included multiple sclerosis, depression, memory loss, and insomnia. R1's service plan, undated and unsigned, indicated R1 received services which included medication administration.	01700		

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01700	Continued From page 30 R1's record did not include an individualized assessment to determine what medication management services R1 was to receive. On July 26, 2022, at 9:35 a.m., ULP-E was observed administering medications to R1. R2 began receiving assisted living services on January 1, 2022. R2's diagnoses included anxiety, depression, osteopenia, kidney disease, fibromyalgia, and type 2 diabetic. R2's service plan, undated and unsigned, indicated R2 received services which included medication administration. R2's records did not include an individualized assessment to determine what medication management services R2 was to receive. On July 26, 2022, at 7:35 a.m., unlicensed personnel (ULP)-D was observed administering medications to R2. During an interview on July 27, 2022, at 1:58 p.m., RN-C confirmed a medication assessment was not completed for R1 or R2 and RN-C was in the process of completing those assessments. The licensee's 7.15 Medication & Treatment - Administration & Delegation policy dated August 1, 2021, indicated the licensee RN must conduct a face-to-face resident assessment to determine what medication management or treatment/therapy services will be provided and	01700		

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01700	Continued From page 31 how those services will be provided. The licensee will prepare and include in the Service Plan a written statement of the medication management or treatment/therapy that will be provided to the resident. An RN must specify, in writing, instructions for each resident and document those instructions in the resident's record. TIME PERIOD FOR CORRECTION: Seven (7) days	01700		
01730 SS=F	144G.71 Subd. 5 Individualized medication management plan (a) For each resident receiving medication management services, the assisted living facility must prepare and include in the service plan a written statement of the medication management services that will be provided to the resident. The facility must develop and maintain a current individualized medication management record for each resident based on the resident's assessment that must contain the following: (1) a statement describing the medication management services that will be provided; (2) a description of storage of medications based on the resident's needs and preferences, risk of diversion, and consistent with the manufacturer's directions; (3) documentation of specific resident instructions relating to the administration of medications; (4) identification of persons responsible for monitoring medication supplies and ensuring that medication refills are ordered on a timely basis; (5) identification of medication management tasks that may be delegated to unlicensed personnel;	01730		

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01730	Continued From page 32 (6) procedures for staff notifying a registered nurse or appropriate licensed health professional when a problem arises with medication management services; and (7) any resident-specific requirements relating to documenting medication administration, verifications that all medications are administered as prescribed, and monitoring of medication use to prevent possible complications or adverse reactions. (b) The medication management record must be current and updated when there are any changes. (c) Medication reconciliation must be completed when a licensed nurse, licensed health professional, or authorized prescriber is providing medication management. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to develop an individualized medication management record with the required content for two of two residents (R1,R2) with records reviewed. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: R2 began receiving services on January 1, 2022, under the current assisted living facility license.	01730		

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01730	Continued From page 33 R2's diagnoses included anxiety, depression, osteopenia, kidney disease, fibromyalgia, and type 2 diabetic. R2's service plan, undated and unsigned, indicated R2 received services which included medication administration will be provided but was not signed or dated by R2 or R2's guardian. On July 26, 2022, at 7:35 a.m., ULP-D was observed administering medications to R2. R1 began receiving assisted living services on January 1, 2022. R1's diagnoses included multiple sclerosis, depression, memory loss, and insomnia. R1's service plan, undated and unsigned, indicated R1 received services which included medication administration. R1's service plan, undated and unsigned, indicated R1 received services which included medication administration will be provided but was not signed or dated by R1 or R1's guardian. On July 26, 2022, at 9:35 a.m., ULP-E was observed administering medications to R1. On July 27, 2022, at 10:30 a.m., licensed assisted living director (LALD)-A and RN-C verified resident service plans were not signed or dated for R1 and R2 medication administration. The licensee's 7.15 Medication & Treatment - Administration & Delegation policy dated August 1, 2021, indicated the licensee will prepare and include in the Service Plan a written statement of medication management or treatment services that will be provided to the resident. Records	01730		

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01730	Continued From page 34 would be written and signed by an RN. TIME PERIOD FOR CORRECTION: Seven (7) days	01730		
01910 SS=F	144G.71 Subd. 22 Disposition of medications (a) Any current medications being managed by the assisted living facility must be provided to the resident when the resident's service plan ends or medication management services are no longer part of the service plan. Medications for a resident who is deceased or that have been discontinued or have expired may be provided for disposal. (b) The facility shall dispose of any medications remaining with the facility that are discontinued or expired or upon the termination of the service contract or the resident's death according to state and federal regulations for disposition of medications and controlled substances. (c) Upon disposition, the facility must document in the resident's record the disposition of the medication including the medication's name, strength, prescription number as applicable, quantity, to whom the medications were given, date of disposition, and names of staff and other individuals involved in the disposition. This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to provide documentation in the resident's record regarding the disposition of all medications to include the medication strength, prescription number, and quantity for all medications for one of one discharged resident (R-3) with records reviewed and outdated or discontinued medications for two of three resident (R1 and R2)	01910		

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01910	Continued From page 35 records reviewed. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents). The findings include: During the entrance conference on July 25, 2022, at 10:50 a.m., the co-owner (CO)-B provided the discharge resident roster. The discharge roster indicated R3 discharged on March 1, 2022, to another facility. A Resident Discharge Summary Sample Form dated June 20, 2022, identified the discharge summary must provide a reconciliation of all pre-discharge medication with the resident's post-discharge prescribed and over the counter medications. The document identified the document was signed as a late entry on June 20, 2022, for date of discharge March 1, 2022, and indicated medications sent with family. The document did not include the prescription numbers, medication names, strength, quantity, date, and signature of nurse releasing the medications. During an interview on July 26, 2022, at 11:08 a.m. registered nurse (RN)-C nursing (DON)-C stated no documentation of disposition of medications was completed or in R3's charge. The licensee's 7.23 Medication Disposal policy, dated August 1, 2021, identified disposal of	01910		

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01910	Continued From page 36 medications will be according to accepted practices of the Minnesota Board of Pharmacy. The facility must document in the resident's record the disposition of the medication including the medication's name, strength, prescription number as applicable, quantity, date of disposition, and names of staff and other individuals involved in the disposition. The licensee's 7.23a Medications of Discharged Resident Storage policy, dated August 1, 2021, identified medications will be logged and sent with the discharged resident or staff will either send back to pharmacy for credit and/or destroy medication per state recommendations and document. TIME PERIOD FOR CORRECTION: Seven (7) days	01910		

Type: Full
Date: 07/26/22
Time: 14:31:25
Report: 1018221100

Food and Beverage Establishment Inspection Report

Page 1

Location:

Cardenas Friendship House
912 Knob Hill
Burnsville, MN55337
Dakota County, 19

Establishment Info:

ID #: 0039082
Risk:
Announced Inspection: No

License Categories:

Expires on: / /

Operator:

Phone #: 6126701380
ID #:

The violations listed in this report include any previously issued orders and deficiencies identified during this inspection. Compliance dates are shown for each item.

The following orders were issued during this inspection.

4-200 Equipment Design and Construction

4-201.11GMN

MN Rule 4626.0506G Discontinue serving TCS foods that are held for more than same-day service in an adult or child care center or boarding establishment or provide equipment that is certified or classified for sanitation by an American National Standards Institute (ANSI) accredited certification program.

FIRM IS CURRENTLY COOKING, COOLING AND REHEATING ITEMS THAT HAVE BEEN PREPARED ON SITE FOR RESIDENTS. DISCUSSED WITH MANAGER THAT THIS PRACTICE IS NOT ALLOWED BECAUSE OF THE RESIDENTIAL EQUIPMENT PRESENT. COMPLY WITH RULE.

Comply By: 07/26/22

Food and Equipment Temperatures

Process/Item: Cold Holding/ DELI MEAT

Temperature: 41 Degrees Fahrenheit - Location: FRIDGE

Violation Issued: No

Process/Item: Cold Holding/ CHEESE

Temperature: 41 Degrees Fahrenheit - Location: FRIDGE

Violation Issued: No

Total Orders	In This Report	Priority 1	Priority 2	Priority 3
		0	0	1

INSPECTION WAS CONDUCTED WITH JULIE SERBUS (HRD) PRSESNT.

THE FIRM HAS A RESIDENTIAL KITCHEN WITH RESIDENTIAL EQUIPMENT AND PHYSICAL FACILITIES.

Type: Full
Date: 07/26/22
Time: 14:31:25
Report: 1018221100
Cardenas Friendship House

Food and Beverage Establishment Inspection Report

Page 2

THE DISHWASHER WAS OBSERVED TO HAVE A SANITIZING FUNCTION AND THE PHYSICAL FACILITIES WERE OBSERVED TO BE IN GOOD CONDITION.

DISCUSSED EMPLOYEE ILLNESS AND ILLNESS REPORTING WITH THE MANAGER.

DISCUSSED DATE MARKING WITH THE STAFF ON SITE.

SOAP AND HAND TOWELS PRESENT AT THE SINK.

NOTE: Plans and specifications must be submitted for review and approval prior to new construction, remodeling or alterations.

I acknowledge receipt of the Minnesota Department of Health inspection report number 1018221100 of 07/26/22.

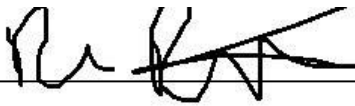
Certified Food Protection Manager: JESSE JOSEPH WOLF

Certification Number: FM105865 Expires: 04/09/24

Inspection report reviewed with person in charge and emailed.

Signed: _____

JESSE JOSEPH WOLF
MANAGER

Signed:  _____

Inspector Number 1018

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