



Protecting, Maintaining and Improving the Health of All Minnesotans

June 17, 2022

Administrator
Westwood Place Inc
209 Jefferson Avenue Southwest
Watertown, MN 55388

RE: Project Number SL30328015

Dear Administrator:

On March 11, 2022, the Minnesota Department of Health completed a follow-up evaluation of your facility to determine if orders from the March 11, 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 'Casey DeVries'.

Casey DeVries, Supervisor
Health Regulation Division
State Evaluation Team
85 East Seventh Place, Suite 220
P.O. Box 3879
St. Paul, MN 55101-3879
Email: casey.devries@state.mn.us
Phone: 651-201-5917 Fax: 651-215-6894

HHH



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

April 5, 2022

Administrator
Westwood Place Inc
209 Jefferson Avenue Southwest
Watertown, MN 55388

RE: Project Number(s) SL30328015

Dear Administrator:

The Minnesota Department of Health completed an evaluation on March 11, 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, no immediate fines are assessed.

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

Westwood Place Inc

April 5, 2022

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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,

A handwritten signature in black ink, appearing to read "Casey DeVries". The signature is fluid and cursive, with the first name "Casey" and last name "DeVries" clearly distinguishable.

Casey DeVries, Supervisor
Health Regulation Division
State Evaluation Team
85 East Seventh Place, Suite 220
P.O. Box 3879
St. Paul, MN 55101-3879
Email: casey.devries@state.mn.us
Phone: 651-201-5917 Fax: 651-215-6894

HHH

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30328	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 03/11/2022
NAME OF PROVIDER OR SUPPLIER WESTWOOD PLACE INC		STREET ADDRESS, CITY, STATE, ZIP CODE 209 JEFFERSON AVENUE SW WATERTOWN, MN 55388		
(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(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: SL30328015 On March 8 through March 11, 2022, the Minnesota Department of Health conducted a survey at the above provider, and the following correction orders are issued. At the time of the survey, there were 20 residents receiving services under the provider's Assisted Living with Dementia Care license.	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.	
0 430 SS=C	144G.40 Subd. 2 Uniform checklist disclosure of services	0 430		

Minnesota Department of Health

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

TITLE

(X6) DATE

Minnesota Department of Health

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0 430	Continued From page 1 (a) All assisted living facilities must provide to prospective residents: (1) a disclosure of the categories of assisted living licenses available and the category of license held by the facility; (2) a written checklist listing all services permitted under the facility's license, identifying all services the facility offers to provide under the assisted living facility contract, and identifying all services allowed under the license that the facility does not provide; and (3) an oral explanation of the services offered under the contract. (b) The requirements of paragraph (a) must be completed prior to the execution of the assisted living contract. (c) The commissioner must, in consultation with all interested stakeholders, design the uniform checklist disclosure form for use as provided under paragraph (a). This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to provide a copy of the uniform checklist disclosure of services with the required content to three of three residents (R1, R2, R3) with records reviewed. 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 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: R1's, R2's and R3's records lacked evidence they had been provided the licensee's uniform	0 430		

Minnesota Department of Health

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0 430	Continued From page 2 checklist disclosure of services (UDALSA) document or had acknowledgement the residents received the UDASLA. R1 R1's Service Plan, dated September 3, 2021, indicated services included: bathing assistance, COVID 19 prevention, dressing and grooming supervision and reminding, housekeeping and laundry services, night checks and medication management. R1's "Acknowledgments" form, was signed by the resident on September 3, 2021. The form did not list the uniform disclosure of services listed among the documents received by R1. R2 R2's Service Plan, dated February 21, 2022, indicated services included: assistance with C-PAP, weekly bathing, weekly vital signs, COVID 19 prevention, assistance with dressing and grooming, housekeeping and laundry service night checks and medication management services. R2's "Acknowledgments" form, was signed by R2 on July 10, 2017. The form did not list the uniform disclosure of services listed among the documents received by R2. R2's records lacked any more recent acknowledgment of receipt of the licensee's documents, including the UDALSA. R3 R3's Service Plan, dated July 27, 2021, indicated services included: daily activities, bathing assistance, COVID 19 prevention, cues and minimal assistance with dressing and grooming, housekeeping and laundry services, glucose monitoring and assistance with TED (thrombo-embolism deterrent or compression stockings, worn to prevent blood clots from forming) hose, and medication management services. R3's "Acknowledgments" form, was signed by R3	0 430		

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0 430	Continued From page 3 on October 16, 2014. The form did not list the uniform disclosure of services listed among the documents received by R3. R3's records lacked any more recent acknowledgment of receipt of the licensee's documents, including the UDALSA. On March 11, 2022, at approximately 9:04 a.m., licensed assisted living director (LALD)-A stated their acknowledgement form of documents received was not updated and there was no way to verify residents received the disclosure. LALD said the same would be true for all residents. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	0 430		
0 470 SS=F	144G.41 Subdivision 1 Minimum requirements (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	0 470		

Minnesota Department of Health

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0 470	Continued From page 4 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: Based on observation and interview, the licensee failed to develop and implement a staffing plan to determine staffing levels to meet the needs of all residents. Additionally, the licensee failed to post the daily work schedule in a central location in the building. This had the potential to affect all 20 residents and staff. 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 March 8, 2020, at approximately 12:03 p.m., licensed assisted living director (LALD)-A stated they usually scheduled two unlicensed personnel (ULPs) on the day and evening shift, one on night shift, and the registered nurse at least four days each week. Following the entrance conference, LALD-A and the surveyor toured the facility; the surveyor observed no posted staffing schedule. LALD-A said there was a schedule, but not for all to see.	0 470		

Minnesota Department of Health

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0 470	Continued From page 5 On March 11, 2022, at approximately 9:05 a.m., LALD-A acknowledged they had not put together a staffing plan. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	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 and interview, the licensee failed to ensure food was prepared and served according to the Minnesota Food Code. 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	0 480		

Minnesota Department of Health

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0 480	Continued From page 6 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). The findings include: On March 8, 2022, at approximately 2:38 p.m., the surveyor observed the evening menu written on a white board located in the hallway between the nursing station and dining room, it read: hamburger hotdish, fresh grapes and coleslaw. The evening cook (CK)-M said the weekly menu was not posted, but what was being served that day was put on the white board. On March 9, 2022, at approximately 3:15 p.m., registered nurse (RN)-G stated the weekly menu "used to be posted" and showed the surveyor where it was, on the wall across from the medication room. RN-G stated, "come to think of it, I have not seen it for a while, but it used to be displayed." On March 11, 2022, at about 9:40 a.m., licensed assisted living director (LALD)-A said weekly menus had been posted in the past but acknowledged of late they had not been. LALD-A said when the cook schedules changed, so did what was on the menu, and it's frustrating. The director (DIR)-L stated they could post the menu but add "subject to change" and still write down the daily menu on the board. Please refer to the included document titled, Food and Beverage Establishment Inspection Report dated March 10, 2022, for the specific Minnesota Food Code deficiencies. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 480		

Minnesota Department of Health

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0 550	Continued From page 7	0 550		
0 550 SS=F	144G.41 Subd. 7 Resident grievances; reporting maltreatment All facilities must post in a conspicuous place information about the facilities' grievance procedure, and the name, telephone number, and e-mail contact information for the individuals who are responsible for handling resident grievances. The notice must also have the contact information for the state and applicable regional Office of Ombudsman for Long-Term Care and the Office of Ombudsman for Mental Health and Developmental Disabilities, and must have information for reporting suspected maltreatment to the Minnesota Adult Abuse Reporting Center. This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to post the required information related to its grievance procedure, with all required content. This had the potential to affect all residents, staff, and visitors to 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), 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 lacked a posting to include all the required content about the facility's grievance procedure to include the name, telephone number and email contact information for the individuals who are responsible for handling	0 550		

Minnesota Department of Health

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0 550	Continued From page 8 grievances. Upon entrance into the facility on March 8, 2022, at approximately 10:13 a.m., the surveyor found no information of display informing about the licensee's grievance procedure near the main entrance or adjacent common areas. On March 9, 2022, at approximately 9:55 p.m., the surveyor and unlicensed personnel (ULP)-D conducted a brief tour of the main entryway, common areas, hallway near the nursing and medication areas and hallway leading to the dining area; there was no signage or information regarding grievance procedures displayed. ULP-D verified the information was not displayed or disclosed. On March 11, 2022, at approximately 9:06 a.m., licensed assisted living director (LALD)-A stated she thought all the required resident advocacy information was included in the display in the main common area. LALD-D stated they would have to get that changed. Policies regarding resident grievances and required postings in assisted living were requested, but none provided. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	0 550			
0 570 SS=C	144G.42 Subdivision 1 Display of license The original current license must be displayed at the main entrance of each assisted living facility. The facility must provide a copy of the license to any person who requests it.	0 570			

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0 570	Continued From page 9 This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to display its current assisted living license in the main entrance of the facility. This had the potential to affect all 20 current residents, staff and visitors to the facility. 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 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: On March 8, 2022, at approximately 10:13 a.m., the surveyor entered the facility and did not see the facility's current license posted. Later, the surveyor observed the license displayed inside the main office near the entrance and noted horizontal blinds in the office window, which obscured the license from outside the office at the entry. During the exit conference on March 11, 2022, at approximately 9:07 a.m., office manager (OM)-B verified the location of the license and confirmed it would be difficult for one to see. OM-B suggested they could take down the shade or perhaps move the license and place it against the window. No further information provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	0 570		

Minnesota Department of Health

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0 620 SS=D	144G.42 Subd. 6 Compliance with requirements for reporting ma 144G.42 Subd. 6. Compliance with requirements for reporting maltreatment of vulnerable adults; abuse prevention plan. (a) The assisted living facility must comply with the requirements for the reporting of maltreatment of vulnerable adults in section 626.557. The facility must establish and implement a written procedure to ensure that all cases of suspected maltreatment are reported. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure an allegation of suspected maltreatment was reported to Minnesota Adult Abuse Reporting Center (MARRC) for one of one resident (R3) who reported missing money. 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 an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: During the entrance conference on March 8, 2022, at approximately 12:54 p.m., the surveyor requested the licensee's MAARC reports from the past 6 months. Licensed assisted living director (LALD)-A and registered nurse (RN)-C stated the licensee had filed no reports since the new	0 620		

Minnesota Department of Health

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NAME OF PROVIDER OR SUPPLIER WESTWOOD PLACE INC		STREET ADDRESS, CITY, STATE, ZIP CODE 209 JEFFERSON AVENUE SW WATERTOWN, MN 55388		
(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
0 620	Continued From page 11 license went into effect August 1, 2021. R3's service plan, dated August 3, 2021, indicated the resident's services including medication management, glucose monitoring and TED (thrombo-embolism deterrent or compression stockings, worn to prevent blood clots from forming) hose assistance, bathing assistance, COVID 19 prevention, minimal assistance with dressing and grooming, meals, housekeeping and laundry services. R3's Vulnerability Assessment & Individual Abuse Prevention Plan, revised March 10, 2021, indicated R3 was unable to manage finances due to memory issues and R3's responsible party would manage finances. On March 9, 2022, at approximately 11:49 a.m., R3 told the surveyor she had reported \$300 of her money as missing. R3 said one night, sometime before Christmas last year, R3 pulled money out from a safe under the bed and placed the cash on a small table next to the recliner. R3 said the next morning, the money was gone. R3 stated "I should have" put it away in my purse and "I blamed myself." R3 said she reported this to LALD-A and also recalled RN-C looking for the money, but that nothing that came of it. On March 11, 2022, at approximately 9:13 a.m., RN-C verified R3's report about missing money. RN-C stated because of R3's memory issues, she thought the money was misplaced. RN-C verified the licensee did not file a MAARC report, conduct an investigation or document in the record about R3's missing money. RN-C later stated the licensee should have reported the incident and done an investigation right away.	0 620		

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0 620	Continued From page 12 The licensee's Vulnerable Adults and Maltreatment - Communication, Prevention and Reporting policy, undated, indicated the licensee prohibits maltreatment and defined that to include theft. The policy indicated all staff are provided training regarding reporting of suspected maltreatment and their obligations to report suspected maltreatment to the Minnesota Adult Abuse Reporting Center (MAARC). Further, the policy indicated all staff are provided training on the handling of resident complaints internally as well as the process of facility self-reporting to various agencies, including the MAARC. The policy did not address timing of reporting suspected maltreatment. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	0 620		
0 650 SS=E	144G.42 Subd. 8 Employee records (a) The facility must maintain current records of each paid employee, each regularly scheduled volunteer providing services, and each individual contractor providing services. The records must include the following information: (1) evidence of current professional licensure, registration, or certification if licensure, registration, or certification is required by this chapter or rules; (2) records of orientation, required annual training and infection control training, and competency evaluations; (3) current job description, including qualifications, responsibilities, and identification of staff persons providing supervision; (4) documentation of annual performance	0 650		

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0 650	Continued From page 13 reviews that identify areas of improvement needed and training needs; (5) for individuals providing assisted living services, verification that required health screenings under subdivision 9 have taken place and the dates of those screenings; and (6) documentation of the background study as required under section 144.057. (b) Each employee record must be retained for at least three years after a paid employee, volunteer, or contractor ceases to be employed by, provide services at, or be under contract with the facility. If a facility ceases operation, employee records must be maintained for three years after facility operations cease. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure employee records included all required content for two of two employees (unlicensed personnel (ULP)-E and registered nurse (RN)-C) with employee 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, but was not likely to cause serious injury, impairment, or death), 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). The findings include: ULP-E ULP-E had a hire date of October 16, 2017, and	0 650		

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0 650	Continued From page 14 provided direct care services to the licensee's residents. On March 9, 2022, between approximately 6:57 a.m., and 8:00 a.m., the surveyor observed ULP-E administer medications and complete treatments for several residents. ULP-E's employee record contained an annual performance review dated February 8, 2019. The record lacked evidence of a more recent annual performance review that identified areas of improvement needed and training needs. RN-C RN-C had a hire date of September 28, 2019, to provide direct care services and complete nursing assessments of the licensee's residents and also provider supervisory oversight of unlicensed personnel. RN-C's employee record lacked evidence of an annual performance review that identified areas of improvement needed and training needs. On March 11, 2022, at approximately 9:23 a.m., licensed assisted living director (LALD)-A stated typically employees would have two reviews each year and acknowledged there may not be a current review for the nurse. LALD-A stated that although some evaluations were completed, reviews were not happening in the past year due to COVID, staff shortages and needing to take care of priorities. The licensee's Personnel Files/Employee Records policy, undated, indicated every employee shall have personnel file created upon hire. The policy indicated contents of the employee file would include documentation of an	0 650		

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0 650	Continued From page 15 annual performance review, which identify areas of improvement and training recommendations. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	0 650			
0 660 SS=D	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: Based on interview and record review, the licensee failed to maintain a tuberculosis (TB) prevention and control program, based on the most current guidelines issued by the Centers for Disease Control and Prevention (CDC). The licensee failed to ensure TB history and symptoms screening was documented for one of two employees (RN-C) with employee records reviewed.	0 660			

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0 660	Continued From page 16 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 an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: RN-C had a hire date of September 28, 2019, to provide direct care services, complete nursing assessments of the licensee's residents and also provide supervisory oversight of unlicensed personnel. RN-C's employee record lack a completed TB history and symptoms screen. On March 11, 2022, at approximately 9:29 a.m., office manager (OM)-B stated a TB screening form should be completed for all employees and the missing screening for RN-C was an oversight. No further information was provided. A policy regarding screening of staff for TB and documentation requirements was requested, but not provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	0 660		
0 680 SS=F	144G.42 Subd. 10 Disaster planning and emergency preparedness	0 680		

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0 680	Continued From page 17 (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: Based on interview and record review, the licensee failed to have a written emergency preparedness plan with all required content and failed to post an emergency preparedness plan prominently. This had the potential to affect all 20 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), and was issued at a	0 680		

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0 680	Continued From page 18 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 a brief tour of the main entry way and common area of the facility on March 8, 2022, at approximately 10:15 a.m., there was no posted information regarding the licensee's emergency preparedness plan. Later, during facility observations, the surveyor observed building diagrams which highlighted emergency exits. The licensee's Emergency Preparedness Plan, held in a three-ringed binder, titled "Emergency Preparedness Book" contained several policies (revised in 2014, 2015 or 2018); Fire & Smoke Emergency Procedures (referenced location of residents' medication and treatment profiles and administration records, current services, and also information about the licensee's electronic health record) and General Evacuation Information section (listed where staff were to lead residents). The licensee's plan lacked the following required content: -current, all-hazards approach facility assessment; -description of the population served by licensee; -development of additional policies for: -potential evacuation; -sheltering in place; -handling medical documents; -handling and use of volunteers; -process for EP collaboration with local, tribal, regional, state and federal emergency preparedness officials;	0 680		

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0 680	Continued From page 19 -subsistence needs for staff and residents (food, water, medical supplies, pharmacy); -alternate source of energy and waste disposal; -procedures for tracking of staff and residents; -arrangement with other facilities or entities (e.g.. food vendors, transportation); -roles declared under a waiver; -development of a communication plan: -methods for sharing information; -names and contact information of staff, emergency officials, residents; -primary and alternate means for communication; -methods for sharing information; -sharing occupancy needs; -notifications of family; -EP training program; and -EP testing program for staff and residents, and documentation of training. During the exit conference on March 11, 2022, the facility director (DIR)-L referenced the emergency binder and stated it was the information they were using for emergency planning. DIR-L stated with respect to the new statutes and emergency planning they would have to look at it and change it up. The licensee's Disaster policy, dated November 2016, indicated for the safety of tenants [residents] at the facility, staff would provide assistance in time of disaster. Also, staff would learn and practice disaster procedures during drills and tenants [residents] would be informed of disaster procedures. A policy regarding emergency preparedness that addressed Appendix Z requirements was requested, but none was provided.	0 680		

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0 680	Continued From page 20 No additional information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 680		
0 790 SS=F	144G.45 Subd. 2 (a) (2)-(3) Fire protection and physical environment (2) install and maintain portable fire extinguishers in accordance with the State Fire Code; (3) install portable fire extinguishers having a minimum 2-A:10-B:C rating within Group R-3 occupancies, as defined by the State Fire Code, located so that the travel distance to the nearest fire extinguisher does not exceed 75 feet, and maintained in accordance with the State Fire Code; and This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to ensure installation and maintenance of portable fire extinguishers at the facility. 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) 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 residents). The findings include:	0 790		

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0 790	Continued From page 21 On March 08, 2022, from approximately 11:20 a.m. to 1:00 p.m., survey staff toured the facility with the office manager (OM)-B. During the facility tour, survey staff observed the inspection tags on the fire extinguishers were from May 2020. OM-B verbally confirmed survey staff observations during the facility tour. Survey staff requested fire extinguisher inspection records, but the licensee did not provide the requested documentation. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 790		
0 800 SS=F	144G.45 Subd. 2 (a) (4) Fire protection and physical environment (4) keep the physical environment, including walls, floors, ceiling, all furnishings, grounds, systems, and equipment in a continuous state of good repair and operation with regard to the health, safety, comfort, and well-being of the residents in accordance with a maintenance and repair program. This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to maintain the facility's physical environment in a continuous state of good repair and operation regarding the health, safety, and well-being of the residents. This had the potential to directly affect all residents, staff, and visitors.	0 800		

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0 800	Continued From page 22 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 residents). The findings include: On March 08, 2022, from approximately 11:20 a.m. to 1:00 p.m., survey staff toured the facility with the office manager (OM)-B. During the facility tour, survey staff observed the following: 1. The cover place by the fire sprinkler valve was missing and there was exposed insulation. 2. Room #111 did not have a smoke alarm installed. 3. The air duct and smoke detector outside the laundry room were covered in lint. 4. The shower door in shower room #1 was delaminating. 5. All exhaust fans in shower suite #1 were covered in dust and lint. 6. There was furniture in front of the electrical box in the TV Lounge. Electrical boxes should have 3'-0" clear floor space in front of them. 7. There was an open area of wall in the TV Lounge where exposed wires were located. Wires had caps on them but were accessible to residents and staff.	0 800		

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0 800	Continued From page 23 8. The cover for the light fixture in the salon bathing area was missing. 9. All resident rooms with shared bathrooms had a light fixture behind a door that was free to swing 180 degrees. OM-B stated that some of the doors had broken these light fixtures in the past creating a hazard for the resident in those units. 10. There was a hole in the ceiling of the mechanical room by the dining area that was open to the roof structure. 11. Ashtray by smoking area was not a UL-rated ashtray. 12. Rooms that were not occupied had dry traps and the smell of sewer gas was present. OM-B verbally confirmed survey staff observations during the facility tour. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 800		
0 810 SS=F	144G.45 Subd. 2 (b)-(f) Fire protection and physical environment (b) Each assisted living facility shall develop and maintain fire safety and evacuation plans. The plans shall include but are not limited to: (1) location and number of resident sleeping rooms; (2) employee actions to be taken in the event of a fire or similar emergency; (3) fire protection procedures necessary for	0 810		

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0 810	Continued From page 24 residents; and (4) procedures for resident movement, evacuation, or relocation during a fire or similar emergency including the identification of unique or unusual resident needs for movement or evacuation. (c) Employees of assisted living facilities shall receive training on the fire safety and evacuation plans upon hiring and at least twice per year thereafter. (d) Fire safety and evacuation plans shall be readily available at all times within the facility. (e) Residents who are capable of assisting in their own evacuation shall be trained on the proper actions to take in the event of a fire to include movement, evacuation, or relocation. The training shall be made available to residents at least once per year. (f) Evacuation drills are required for employees twice per year per shift with at least one evacuation drill every other month. Evacuation of the residents is not required. Fire alarm system activation is not required to initiate the evacuation drill. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to provide the required fire safety training and evacuation plans for residents and staff. This has 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 was issued at a widespread scope (when problems are pervasive or represent a systemic	0 810		

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0 810	Continued From page 25 failure that has affected or has the potential to affect a large portion or all residents). The findings include: On March 08, 2022, from approximately 11:20 a.m. to 1:00 p.m., survey staff toured the facility with the office manager (OM)-B. During the facility tour, survey staff observed no posted exit diagrams in public areas. Exit plans were posted on the back of doors in resident rooms but did not show the location and number of resident rooms. OM-B verbally confirmed survey staff observations during the facility tour. During the interview on March 08, 2022, at 1:00 p.m., OM-B and the director (DIR)-L stated they had done one training for both staff and residents in August 2021 but had not started doing the evacuation drills required by statute. A review of the "Fire and Smoke Emergency" and "General Evacuation Information" plans showed the following: 1. No written instructions for addressing any unique situation during evacuation, especially for residents who are wheelchair-bound and need assistance during an evacuation. 2. No record of required employee evacuation drills. 3. No fire safety and evacuation plan that showed the location and number of resident rooms. Posted evacuation diagrams showed exit routes, but did not identify building spaces. No further information was provided.	0 810		

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0 810	Continued From page 26 TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 810		
0 970 SS=F	144.50 Subd. 5 Waivers of liability prohibited The contract must not include a waiver of facility liability for the health and safety or personal property of a resident. The contract must not include any provision that the facility knows or should know to be deceptive, unlawful, or unenforceable under state or federal law, nor include any provision that requires or implies a lesser standard of care or responsibility than is required by law. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure the assisted living contract did not include language waiving the facility's liability for health, safety, or personal property of a resident. This had the potential to affect all 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). The findings include: On March 8, 2022, at approximately 1:00 p.m., the surveyor requested a copy of the facility's assisted living contract.	0 970		

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0 970	Continued From page 27 The assisted living contract included two clauses that indicated the resident would waive the facility's liability for health, safety, or personal property of a resident. Page 15 (section VI, no. 2) of the contract indicated: Resident would indemnify and hold harmless the provider, its employees and agents from and against any and all claims, actions, damages, and liability and expense in connection with loss of life, personal injury or damage to property, arising from or out of the use by resident of the rented premises or any other part of the provider's property, or caused wholly or in part by an act or omission of resident or resident's guests or agents. On page 15-16 (section VI, no. 4) the contract indicated: Provider is not liable to resident or resident's guests for any injury, death or property damage occurring in the apartment unit or on provider's premises unless such injury, death or property damage occurred as a result of an equipment malfunction or hazardous conditions within the building not caused by the resident or resident's guests. On March 11, 2022, at approximately 10:47 a.m., licensed assisted living director (LALD)-A said the contract they had residents sign was drawn up by the lawyers. LALD-A said if there is legal issue with the contracts, maybe we should hold off on getting them all signed so we don't have to go through this many more times. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 970		

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01440	Continued From page 28	01440		
01440 SS=D	144G.62 Subd. 4 Supervision of staff providing delegated nurs (a) Staff who perform delegated nursing or therapy tasks must be supervised by an appropriate licensed health professional or a registered nurse according to the assisted living facility's policy where the services are being provided to verify that the work is being performed competently and to identify problems and solutions related to the staff person's ability to perform the tasks. Supervision of staff performing medication or treatment administration shall be provided by a registered nurse or appropriate licensed health professional and must include observation of the staff administering the medication or treatment and the interaction with the resident. (b) The direct supervision of staff performing delegated tasks must be provided within 30 calendar days after the date on which the individual begins working for the facility and first performs the delegated tasks for residents and thereafter as needed based on performance. This requirement also applies to staff who have not performed delegated tasks for one year or longer. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure the registered nurse (RN) conducted and documented direct supervision of staff performing delegated nursing tasks within 30 days of first providing those services for one of two unlicensed personnel (ULP)-D with employee records reviewed. This practice resulted in a level two violation (a violation that did not harm a resident's health or	01440		

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01440	Continued From page 29 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 an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: ULP-D was hired February 22, 2021, to provide direct-care services to the licensee's residents. On March 9, 2022, at approximately 7:23 a.m., the surveyor observed ULP-D place a compression sock hose on R3. ULP-D stated it was one of the tasks the RN trained him to complete. ULP-D said he is trained to pass medications, check blood sugars, do COVID screenings and assist residents with bathing, dressing or "whatever is required." ULP-D's employee record lacked evidence the RN supervised ULP-D within 30 days after performing delegated tasks. On March 11, 2022, at approximately 9:55 a.m., RN-C stated ULP-D was oriented and trained to do those tasks (blood sugar, putting on TED hose) but was unsure about and questioned the 30-day supervision requirement. RN-C expressed understanding of the need to supervise staff to make sure they were performing the tasks correctly but indicated it may not have been documented. A policy regarding supervision of unlicensed personnel was requested, but none was provided. No further information was provided.	01440		

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01440	Continued From page 30	01440		
	TIME PERIOD FOR CORRECTION: Twenty-One (21) days			
01470 SS=D	144G.63 Subd. 2 Content of required orientation (a) The orientation must contain the following topics: (1) an overview of this chapter; (2) an introduction and review of the facility's policies and procedures related to the provision of assisted living services by the individual staff person; (3) handling of emergencies and use of emergency services; (4) compliance with and reporting of the maltreatment of vulnerable adults under section 626.557 to the Minnesota Adult Abuse Reporting Center (MAARC); (5) the assisted living bill of rights and staff responsibilities related to ensuring the exercise and protection of those rights; (6) the principles of person-centered planning and service delivery and how they apply to direct support services provided by the staff person; (7) handling of residents' complaints, reporting of complaints, and where to report complaints, including information on the Office of Health Facility Complaints; (8) consumer advocacy services of the Office of Ombudsman for Long-Term Care, Office of Ombudsman for Mental Health and Developmental Disabilities, Managed Care Ombudsman at the Department of Human Services, county-managed care advocates, or other relevant advocacy services; and (9) a review of the types of assisted living services the employee will be providing and the	01470		

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01470	Continued From page 31 facility's category of licensure. (b) In addition to the topics in paragraph (a), orientation may also contain training on providing services to residents with hearing loss. Any training on hearing loss provided under this subdivision must be high quality and research based, may include online training, and must include training on one or more of the following topics: (1) an explanation of age-related hearing loss and how it manifests itself, its prevalence, and the challenges it poses to communication; (2) health impacts related to untreated age-related hearing loss, such as increased incidence of dementia, falls, hospitalizations, isolation, and depression; or (3) information about strategies and technology that may enhance communication and involvement, including communication strategies, assistive listening devices, hearing aids, visual and tactile alerting devices, communication access in real time, and closed captions. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure employees received orientation to assisted living facility licensing requirements and regulations for one of three employees, registered nurse (RN)-A with employee 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, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the	01470		

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01470	Continued From page 32 situation has occurred only occasionally). The findings include: RN-C was hired September 25, 2019, to provide direct care and services to the licensee's residents and to provide oversight and supervision to the licensee's unlicensed personnel. On March 8, 2022, at approximately 10:30 a.m., RN-C stated she worked four days during the week and also some weekends and overnights. RN-C's training record lacked evidence of orientation to the new assisting living facility licensing requirements to include: -an overview of 144G statutes; and -introduction and review of all the provider's policies and procedures related to the provision of assisted living services under 144G statutes. During the exit interview on March 11, 2022, at approximately 9:58 a.m., licensed assisted living director (LALD)-A stated employees were asked each month to complete their training but acknowledged it was "likely not done." A policy regarding content of orientation for assisted living staff was requested but was not provided. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days.	01470		
01500 SS=D	144G.63 Subd. 5 Required annual training	01500		

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01500	Continued From page 33 (a) All staff that perform direct services must complete at least eight hours of annual training for each 12 months of employment. The training may be obtained from the facility or another source and must include topics relevant to the provision of assisted living services. The annual training must include: (1) training on reporting of maltreatment of vulnerable adults under section 626.557; (2) review of the assisted living bill of rights and staff responsibilities related to ensuring the exercise and protection of those rights; (3) review of infection control techniques used in the home and implementation of infection control standards including a review of hand washing techniques; the need for and use of protective gloves, gowns, and masks; appropriate disposal of contaminated materials and equipment, such as dressings, needles, syringes, and razor blades; disinfecting reusable equipment; disinfecting environmental surfaces; and reporting communicable diseases; (4) effective approaches to use to problem solve when working with a resident's challenging behaviors, and how to communicate with residents who have dementia, Alzheimer's disease, or related disorders; (5) review of the facility's policies and procedures relating to the provision of assisted living services and how to implement those policies and procedures; and (6) the principles of person-centered planning and service delivery and how they apply to direct support services provided by the staff person. (b) In addition to the topics in paragraph (a), annual training may also contain training on providing services to residents with hearing loss. Any training on hearing loss provided under this subdivision must be high quality and research	01500		

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01500	Continued From page 34 based, may include online training, and must include training on one or more of the following topics: (1) an explanation of age-related hearing loss and how it manifests itself, its prevalence, and challenges it poses to communication; (2) the health impacts related to untreated age-related hearing loss, such as increased incidence of dementia, falls, hospitalizations, isolation, and depression; or (3) information about strategies and technology that may enhance communication and involvement, including communication strategies, assistive listening devices, hearing aids, visual and tactile alerting devices, communication access in real time, and closed captions. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure employees had at least eight hours of annual training for each 12 months of employment that included required content for one of three employees, registered nurse (RN)-A with employee 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, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: RN-C was hired September 25, 2019, to provide direct care and services to the licensee's	01500		

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01500	Continued From page 35 residents and to provide oversight and supervision to the licensee's unlicensed personnel. RN-A's employee file included evidence of having completed 10 in-service hours, but lacked the following required content: -training on reporting of maltreatment of vulnerable adults under section 626.557; -review of the assisted living bill of rights and staff responsibilities related to ensuring the exercise and protection of those rights; and -review of the facility's policies and procedures relating to the provision of assisted living services and how to implement those policies and procedures. During the exit interview on March 11, 2022, at approximately 9:58 a.m., licensed assisted living director (LALD)-A stated employees were asked each month to complete their training but acknowledged it was "likely not done." A policy regarding annual training requirements for assisted living staff was requested but was not provided. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	01500			
01530 SS=E	144G.64 TRAINING IN DEMENTIA CARE REQUIRED (a) All assisted living facilities must meet the following training requirements: (1) supervisors of direct-care staff must have at least eight hours of initial training on topics	01530			

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01530	Continued From page 36 specified under paragraph (b) within 120 working hours of the employment start date, and must have at least two hours of training on topics related to dementia care for each 12 months of employment thereafter; (2) direct-care employees must have completed at least eight hours of initial training on topics specified under paragraph (b) within 160 working hours of the employment start date. Until this initial training is complete, an employee must not provide direct care unless there is another employee on site who has completed the initial eight hours of training on topics related to dementia care and who can act as a resource and assist if issues arise. A trainer of the requirements under paragraph (b) or a supervisor meeting the requirements in clause (1) must be available for consultation with the new employee until the training requirement is complete. Direct-care employees must have at least two hours of training on topics related to dementia for each 12 months of employment thereafter; This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure two of three employees (unlicensed personnel (ULP)-D and registered nurse (RN)-C) received the required amount of dementia-care training, in the required time frame, with employee 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, but was not likely to cause serious injury, impairment, or death), 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	01530		

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01530	Continued From page 37 situation has occurred repeatedly; but is not found to be pervasive). The findings include: The licensee provided services under an assisted living with dementia care license. ULP-D ULP-D was hired on February 11, 2021, to provide direct care services to the licensee's residents and began providing care and services under the licensee's Assisted Living license on August 1, 2021. On March 9, 2022, between approximately 7:00 a.m. and 10:00 a.m., the surveyor observed ULP-D assist residents with their morning routines, complete COVID screenings and apply compression socks. ULP-D's training transcript contained evidence the employee completed 4.0 hours of dementia training, less than the required 8.0 hours within 120 working hours. RN-C RN-C was hired September 25, 2019, to provide direct care and services to the licensee's residents and to provide oversight and supervision to the licensee's unlicensed personnel. RN-C began providing care and services under the licensee's assisted living with dementia care license on August 1, 2021. RN-C's training transcripts and records contained evidence RN-C completed a total of 7.25 hours of dementia training since employment start date, (3.25 hours of which were completed in 2020) which is less than the required minimum 8.0	01530		

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01530	Continued From page 38 hours within 120 working hours. RN-C's 4.0 hour course completed August 2021 met the annual dementia training requirements. On March 11, 2022, during the exit interview at approximately 9:58 a.m., office manager (OM)-B stated she provided staff with the information they needed to complete their training, and it should have been done. Licensed assisted living director (LALD)-A stated employees were asked each month to complete their training but acknowledged it was "likely not done." The licensee's Alzheimer's Disease and Related Disorders - Training and Notification policy, undated, indicated the licensee provides services to clients with Alzheimer's disease or related disorders and will provide relevant training to caregivers and share such training information with those who request it. The policy did not specify an amount or timeframe when training was to be completed. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	01530		
01730 SS=D	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	01730		

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01730	Continued From page 39 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 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 observation, interview and record review, the licensee failed to ensure the registered nurse developed an individualized medication management plan with all required	01730		

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NAME OF PROVIDER OR SUPPLIER WESTWOOD PLACE INC		STREET ADDRESS, CITY, STATE, ZIP CODE 209 JEFFERSON AVENUE SW WATERTOWN, MN 55388		
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01730	Continued From page 40 content for 1 of 3 residents (R1) 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, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings included: R1's diagnoses included chronic obstructive pulmonary disease (COPD), hypothyroidism, heart disease and chronic low back pain. R1's service plan, dated September 3, 2021, indicated the resident received medication assistance services, which included monitoring, ordering, storage and reminders and administration of medication by trained staff. R1's medication assessment, dated September 3, 2021, indicated all medications are given to the resident by trained staff and are centrally stored and locked up. The assessment also indicted staff do not remind or assist R1 with self-medication; and there were no specific medications R1 self-administered. R1's prescriber's orders, dated September 23, 2021, included medications to treat COPD, high cholesterol, blood pressure, shortness of breath, allergies, nerve pain, thyroid, dry eyes, chronic pain and dietary supplements. On March 9, 2022, at approximately 1:50 p.m.,	01730		

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01730	Continued From page 41 R1 stated she received medication services and staff administered, stored and ordered her medications. R1 also confirmed she self-administered some medications, including inhalers, and kept several medications in her room to use when needed. The surveyor observed the following medications, stored in R1's room: over the counter (OTC) Super C with vitamins D and Zinc; OTC anti-diarrhea medication; Aleve brand pain reliever; Fluticasone, a prescription allergy medication; Albuterol and Trelegy, both prescription inhalers for breathing difficulties; and three boxes of Albuterol/ipratropium vials for inhaled/nebulizer treatments. R1's record lacked a medication management plan to include the following content: - a statement describing the medication management services that would be provided; - a description of storage of medications based on the resident's needs and preferences, risk of diversion, and consistent with the manufacturer's directions; - documentation of specific resident instructions relating to the administration of medications; - identification of persons responsible for monitoring medication supplies and ensuring that medication refills are ordered on a timely basis; - identification of medication management tasks that may be delegated to unlicensed personnel; - procedures for staff notifying a registered nurse or appropriate licensed health professional when a problem arises with medication management services; and - 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	01730		

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01730	Continued From page 42 reactions. On March 11, 2022, at approximately 10:06 a.m., registered nurse (RN)-C verified the lack of any medication management plan for R1. RN-C and RN-G indicated they were surprised R1's plan was missing. RN-G stated a medication plan would need to be done for R1, to spell out what the licensee was responsible for, what medications were being administered and which ones the resident would keep in the room and self-administer. The licensee's policy, Medication & Treatment-Administration & Delegation policy, undated, indicated the RN would complete a face-to-face assessment to determine what treatment services would be provided and how those services would be provided, and a current prescriber's order would be on file. The policy did not address development of a medication plan or what specific components were to be identified on a medication or treatment management plan. No further information provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01730		
01760 SS=E	144G.71 Subd. 8 Documentation of administration of medication Each medication administered by the assisted living facility staff must be documented in the resident's record. The documentation must include the signature and title of the person who administered the medication. The documentation must include the medication name, dosage, date and time administered, and method and route of	01760		

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01760	Continued From page 43 administration. The staff must document the reason why medication administration was not completed as prescribed and document any follow-up procedures that were provided to meet the resident's needs when medication was not administered as prescribed and in compliance with the resident's medication management plan. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure as needed (PRN) medications had documentation of effectiveness after administration for two of three residents (R2, R3) 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, but was not likely to cause serious injury, impairment, or death), 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). The findings include: R2 R2's diagnoses included chronic obstructive pulmonary disease (COPD), Lance-Adams syndrome (chronic post-hypoxic muscle jerk with sudden lapses in muscle tone in the legs, causing a disabling, bouncy gait) sleep apnea, obesity, muscle weakness, cognitive communication deficit and history of falling. R2's Medication Assessment and Management Plan, dated April 26, 2021, indicated medication	01760		

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01760	Continued From page 44 administration was completed by facility staff and R2 received medication management services daily. R2's prescriber's orders included loperamide 2 mg (milligrams) take one capsule by mouth four times daily as needed for diarrhea; and clonazepam 1 mg, take one table by mouth four times daily scheduled and one table every 4 hours as needed for anxiety/spasms; cromolyn eye drops (used to treat conjunctivitis or pink eye), instill one drop in affected eye 3x (times) daily as needed; and Ketotifen eye drops (antihistamine), instill one drop into affected eyes every 12 hours as needed. R2's medication administration records (MAR) from March 1st through March 10, 2022, indicated the following: -clonazepam 1 mg tablet PRN was administered 3 times; follow-up effectiveness was documented one time. -Loperamide 2 mg PRN was administered 6 times; follow-up effectiveness was documented four times. R2's MAR for January 2022 was reviewed and indicated the following: -cromolyn eye drops were administered 32 times, refused 2 times; follow-up effectiveness was not documented for any administration. -Ketotifen eye drops were administered 25 times; follow-up effectiveness was not documented for any administration. -Loperamide 2 mg PRN was administered 11 times; follow-up effectiveness was not documented for any administration. -clonazepam 1 mg PRN was administered 6 times; follow-up effectiveness was not documented for any administration.	01760		

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01760	Continued From page 45 R3 R3's diagnoses included alpha-1 antitrypsin deficiency (inherited condition that increases risk for lung and liver disease), pancreatitis, peripheral neuropathy, COPD, hypothyroidism, depression and positional vertigo. R3's Medication Assessment and Management Plan, dated March 10, 2021, indicated medication administration was completed by facility staff and R3 received medication management services daily. R3's prescriber's orders included: Systane eye drops, instill one drop in each eye as needed for dry eyes; Mucinex 600 mg take one tablet by mouth every 12 hours for up to 10 days as needed; and acetaminophen 325 mg take two tablets by mouth 4 times a day and take two tablets every four hours as needed for pain. R3's MAR from March 1st through March 10, 2022, indicated the following: -Systane eye drops were administered 9 times; follow-up effectiveness was not documented for any administration. R3's MAR for January 2022, was reviewed and indicated the following: -acetaminophen 325 mg PRN was administered one time and no follow up effectiveness was documented; -Mucinex was administered 2 times and no follow up effectiveness was documented. On March 11, 2022, at approximately 10:08 a.m., registered nurse (RN)-C stated staff are trained to check back with residents 45 minutes to an hour after giving a PRN and then are to document the	01760		

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01760	Continued From page 46 effectiveness or lack thereof. The licensee's PRN Medications policy, undated, indicated only properly trained staff may provide PRN medication administration. The policy indicated documentation on the medication record included when and why the PRN was given, any unusual reactions or symptoms following the administration of the medication and follow up communication with the resident. No further information was provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01760		
01940 SS=D	144G.72 Subd. 3 Individualized treatment or therapy managemen For each resident receiving management of ordered or prescribed treatments or therapy services, the assisted living facility must prepare and include in the service plan a written statement of the treatment or therapy services that will be provided to the resident. The facility must also develop and maintain a current individualized treatment and therapy management record for each resident which must contain at least the following: (1) a statement of the type of services that will be provided; (2) documentation of specific resident instructions relating to the treatments or therapy administration; (3) identification of treatment or therapy tasks that will be delegated to unlicensed personnel; (4) procedures for notifying a registered nurse or appropriate licensed health professional when a problem arises with treatments or therapy	01940		

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01940	Continued From page 47 services; and (5) any resident-specific requirements relating to documentation of treatment and therapy received, verification that all treatment and therapy was administered as prescribed, and monitoring of treatment or therapy to prevent possible complications or adverse reactions. The treatment or therapy management record must be current and updated when there are any changes. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure the registered nurse developed an individualized treatment management plan for 1 of 2 residents (R2) who had ordered treatments 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, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: R2's diagnoses included chronic obstructive pulmonary disease (COPD), Lance-Adams syndrome (chronic post-hypoxic muscle jerk with sudden lapses in muscle tone in the legs, causing a disabling, bouncy gait) obstructive sleep apnea, obesity, muscle weakness, cognitive communication deficit and history of falling.	01940		

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01940	Continued From page 48 During an interview on March 9, 2022, at approximately 8:33 a.m., R2 pointed out the oxygen concentrator in his room and said the oxygen gets hooked up with the C-PAP (a device to treat sleep apnea), and he wears it when he naps during the day and at night. The surveyor observed the flow rate on the oxygen concentrator in R2's room was set at 2 liters per minute. R2 said staff have to fill the CPAP a couple of times a day and was pretty sure they took care of the cleaning of the CPAP and "I'm sure" they take care of the tubing (for the oxygen) when they have to change it. On March 9, 2022, at approximately 8:02 a.m., unlicensed personnel (ULP)-D verified R2 used a CPAP when he naps during the day and at bedtime and oxygen was hooked up with the CPAP. ULP-D said R2 also used oxygen independently when needed but did not know the flow rate and thought the tubing was changed every three weeks. ULP-D also said the main reservoirs of the CPAP were cleaned weekly. R2's Service listing, dated March 10, 2022, listed instructions for staff in taking care of the CPAP; there was no mention of R2's use of oxygen or any information about how and when to use, flow rate or direction for care of oxygen delivery. R2's record lacked a treatment management plan for use of oxygen that included the following content: -statement of the type of services that will be provided; -documentation of specific resident instructions relating to treatment or therapy; -identification of the treatment or therapy tasks that may be delegated to unlicensed personnel; -procedures for notifying a registered nurse or	01940		

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01940	Continued From page 49 appropriate licensed health professional when a problem arises with treatments or therapy services; and -any resident-specific requirements relating to documentation of treatment or therapy received. On March 9, 2022, at approximately 4:02 p.m., registered nurse (RN)-G verified the lack of a treatment management plan for R2's oxygen use. RN-G stated they used a form when writing a medication management plan but was unable to confirm the licensee had a form to make a written treatment plan. The licensee's policy, Medication & Treatment-Administration & Delegation, undated, indicated the RN would complete a face-to-face assessment to determine what treatment services would be provided and how those services would be provided, and a current prescriber's order would be on file. The policy did not address the development of a treatment plan or what specific components were to be identified on a medication or treatment management plan. TIME PERIOD FOR CORRECTION: Seven (7) days	01940			
01970 SS=E	144G.72 Subd. 6 Treatment and therapy orders There must be an up-to-date written or electronically recorded order from an authorized prescriber for all treatments and therapies. The order must contain the name of the resident, a description of the treatment or therapy to be provided, and the frequency, duration, and other information needed to administer the treatment or therapy. Treatment and therapy orders must be renewed at least every 12 months.	01970			

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01970	Continued From page 50 This MN Requirement is not met as evidenced by: Based on observation, interview and record review the licensee failed to ensure it had orders for treatments for two of two resident (R2, R3) who received treatments. 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 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). The findings include: R2 R2's diagnoses included chronic obstructive pulmonary disease (COPD), Lance-Adams syndrome (chronic post-hypoxic muscle jerk with sudden lapses in muscle tone in the legs, causing a disabling, bouncy gait) obstructive sleep apnea, obesity, muscle weakness, cognitive communication deficit and history of falling. R2's Service Listing, dated March 10, 2022, indicated R2's services included: assistance with CPAP, and directed to clean weekly every Thursday evening. R2's record lack indication R2 also used supplemental oxygen. On March 9, 2022, at approximately 8:02 a.m., unlicensed personnel (ULP)-D verified R2 used a CPAP when he naps during the day and at bedtime and oxygen was hooked up with the	01970		

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01970	Continued From page 51 CPAP. ULP-D said R2 also used oxygen independently when needed but did not know the flow rate and thought the tubing was changed every three weeks. ULP-D also said the main reservoirs of the CPAP were cleaned weekly. R2's record lacked prescriber orders for the resident's CPAP and oxygen treatments. R3 R3's diagnoses included alpha-1 antitrypsin deficiency (inherited condition that increases risk for lung and liver disease), pancreatitis, peripheral neuropathy, COPD, hypothyroidism, depression and positional vertigo. R3's Service Listing, dated March 10, 2022, identified R3 received treatments of twice weekly glucose monitoring and daily compression stocking use. R3's record lacked a prescriber's order for use of the compression stocking. On March 11, 2022, at approximately 10:14 a.m., registered nurse (RN)-C stated R2's treatment with the CPAP and oxygen was fairly new. RN-G added she did not think there was an order for the CPAP and oxygen. RN-C located an order for R3's blood glucose monitoring, but not for R3's compression socks, adding the order may have been "thinned" from the chart. RN-C stated she would continue to search. The licensee's policy, Medication & Treatment-Administration & Delegation, undated, indicated the RN would complete a face-to-face assessment to determine what treatment services would be provided and how those services would be provided, and a current prescriber's order	01970		

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01970	Continued From page 52 would be on file. No further information provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01970		
02040 SS=F	144G.81 Subdivision 1 Fire protection and physical environment An assisted living facility with dementia care that has a secured dementia care unit must meet the requirements of section 144G.45 and the following additional requirements: (1) a hazard vulnerability assessment or safety risk must be performed on and around the property. The hazards indicated on the assessment must be assessed and mitigated to protect the residents from harm; and (2) the facility shall be protected throughout by an approved supervised automatic sprinkler system by August 1, 2029. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to conduct a hazard vulnerability or safety risk assessment on or around the facility property. 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) 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 residents).	02040		

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02040	Continued From page 53 The findings include: Survey staff requested a facility hazard vulnerability or safety risk assessment documentation, but the licensee did not provide the requested documentation. During the interview on March 08, 2022, at 1:30 p.m., the director (DIR)-L stated they had not completed the hazard vulnerability assessment. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	02040		
02110 SS=F	144G.82 Subd. 3 Policies (a) In addition to the policies and procedures required in the licensing of all facilities, the assisted living facility with dementia care licensee must develop and implement policies and procedures that address the: (1) philosophy of how services are provided based upon the assisted living facility licensee's values, mission, and promotion of person-centered care and how the philosophy shall be implemented; (2) evaluation of behavioral symptoms and design of supports for intervention plans, including nonpharmacological practices that are person-centered and evidence-informed; (3) wandering and egress prevention that provides detailed instructions to staff in the event a resident elopes; (4) medication management, including an assessment of residents for the use and effects of medications, including psychotropic	02110		

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30328	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED 03/11/2022
NAME OF PROVIDER OR SUPPLIER WESTWOOD PLACE INC		STREET ADDRESS, CITY, STATE, ZIP CODE 209 JEFFERSON AVENUE SW WATERTOWN, MN 55388		
(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
02110	Continued From page 54 medications; (5) staff training specific to dementia care; (6) description of life enrichment programs and how activities are implemented; (7) description of family support programs and efforts to keep the family engaged; (8) limiting the use of public address and intercom systems for emergencies and evacuation drills only; (9) transportation coordination and assistance to and from outside medical appointments; and (10) safekeeping of residents' possessions. (b) The policies and procedures must be provided to residents and the residents' legal and designated representatives at the time of move-in. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure required dementia care policies and procedures were developed and provided to each resident and/or the resident's legal and designated representative at the time of move-in. This had the potential to affect all 20 residents in 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 is 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 was licensed as an Assisted Living	02110		

Minnesota Department of Health

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02110	Continued From page 55 with Dementia Care facility. The licensee lacked the following policies related to dementia care: -philosophy of how services are provided based upon the assisted living facility license's values, mission, and promotion of person-centered care and how the philosophy shall be implemented; -evaluation of behavioral symptoms and design of supports for intervention plans, including nonpharmacological practices that are person-centered and evidence-informed; -wandering and egress prevention that provides detailed instructions to staff in the event a resident elopes; -medication management, including an assessment of residents for the use and effects of medications, including psychotropic medications; -description of life enrichment programs and how activities are implemented; -descriptions of family support program and efforts to keep the family engaged; -limiting the use of public address and intercom systems for emergencies and evacuation drills only; -transportation coordination and assistance to and from outside medical appointments; and -safekeeping of residents' possessions. On March 11, 2021, at approximately 10:18 a.m., the licensed assisted living director (LALD)-A verified their license was for assisted living with dementia care and acknowledged they probably did not have the policies regarding the dementia care. LALD-A stated she thought the dementia disclosure, part of the admission information, satisfied the requirement, but acknowledged the disclosure did not include policies. LALD-A said it was a matter of priorities, and that right now they	02110		

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02110	Continued From page 56 needed to get the change of ownership worked out. LALD-A said they first need to correct the survey and after that time, would look to see about changing the type of license they hold. LALD-A acknowledged until then, they have to be compliant with the type of license they do have. Policies regarding the licensee's dementia care program were requested, but none were provided. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	02110		
02170 SS=F	144G.84 SERVICES FOR RESIDENTS WITH DEMENTIA (b) Each resident must be evaluated for activities according to the licensing rules of the facility. In addition, the evaluation must address the following: (1) past and current interests; (2) current abilities and skills; (3) emotional and social needs and patterns; (4) physical abilities and limitations; (5) adaptations necessary for the resident to participate; and (6) identification of activities for behavioral interventions. (c) An individualized activity plan must be developed for each resident based on their activity evaluation. The plan must reflect the resident's activity preferences and needs. (d) A selection of daily structured and non-structured activities must be provided and included on the resident's activity service or care plan as appropriate. Daily activity options based	02170		

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02170	Continued From page 57 on resident evaluation may include but are not limited to: (1) occupation or chore related tasks; (2) scheduled and planned events such as entertainment or outings; (3) spontaneous activities for enjoyment or those that may help defuse a behavior; (4) one-to-one activities that encourage positive relationships between residents and staff such as telling a life story, reminiscing, or playing music; (5) spiritual, creative, and intellectual activities; (6) sensory stimulation activities; (7) physical activities that enhance or maintain a resident's ability to ambulate or move; and (8) outdoor activities. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to have an evaluation for an activity plan for three of three residents (R1, R2, R3) 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, but was not likely to cause serious injury, impairment, or death), and is 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 had a current assisted living with dementia care license. R1 R1's diagnoses included chronic obstructive	02170		

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 30328	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED 03/11/2022
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02170	Continued From page 58 pulmonary disease, hypothyroidism, heart disease and low back pain. R1's General Assessment, dated November 18, 2021, indicated R2 enjoyed chatting with staff and residents and continued to smoke outside with others. R2 used a quad cane and a walker and ambulated and transferred independently with assistive device. R1's record lacked evidence that the resident had been evaluated for activities according to the licensing rules of the facility, to include the following: - current abilities and skills; - emotional and social needs and patterns; - physical abilities and limitations; - adaptations necessary for the resident to participate; and - identification of activities for behavioral interventions. In addition, R1's record lacked the development of an individualized activity plan. R2 R2's diagnoses included chronic obstructive pulmonary disease (COPD), Lance-Adams syndrome (chronic post-hypoxic muscle jerk with sudden lapses in muscle tone in the legs, causing a disabling, bouncy gait) obstructive sleep apnea, obesity, muscle weakness, cognitive communication deficit and history of falling. R2's record lacked evidence that the resident had been evaluated for activities according to the licensing rules of the facility, to include the following: - past and current interests; - current abilities and skills;	02170			

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02170	Continued From page 59 - emotional and social needs and patterns; - physical abilities and limitations; - adaptations necessary for the resident to participate; and - identification of activities for behavioral interventions. In addition, R2's record lacked the development of an individualized activity plan. R3 R3's diagnoses included alpha-1 antitrypsin deficiency (inherited condition that increases risk for lung and liver disease), pancreatitis, peripheral neuropathy, COPD, hypothyroidism, depression and positional vertigo. R3's record lacked evidence that the resident had been evaluated for activities according to the licensing rules of the facility, to include the following: - past and current interests; - current abilities and skills; - emotional and social needs and patterns; - physical abilities and limitations; - adaptations necessary for the resident to participate; and - identification of activities for behavioral interventions. In addition, R3's record lacked the development of an individualized activity plan. On March 10, 2022, at approximately 4:15 p.m. registered nurse (RN)-G stated they did not think the licensee developed an activity plan for residents, other than the posting of what activities the licensee offered during the day. RN-G acknowledged not being familiar with the new requirements for dementia care with respect to	02170		

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02170	Continued From page 60 activities. On March 11, 2022, at approximately 10:18 a.m., registered nurse (RN)-C and activities leader (AL)-B stated they gathered information on resident preferences, when residents first moved in. AL-B stated each resident's service plan included an "Activities" section, but neither the service plan nor the service listing had a detailed activity plan. RN-G said she did not know about the requirement for an activity assessment and plan. A policy regarding assessment for activities and development of individual resident activity plans under the dementia care license was requested, but none provided. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	02170		
03000 SS=D	626.557 Subd. 3 Timing of report (a) A mandated reporter who has reason to believe that a vulnerable adult is being or has been maltreated, or who has knowledge that a vulnerable adult has sustained a physical injury which is not reasonably explained shall immediately report the information to the common entry point. If an individual is a vulnerable adult solely because the individual is admitted to a facility, a mandated reporter is not required to report suspected maltreatment of the individual that occurred prior to admission, unless: (1) the individual was admitted to the facility from another facility and the reporter has reason to	03000		

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03000	Continued From page 61 believe the vulnerable adult was maltreated in the previous facility; or (2) the reporter knows or has reason to believe that the individual is a vulnerable adult as defined in section 626.5572, subdivision 21, paragraph (a), clause (4). (b) A person not required to report under the provisions of this section may voluntarily report as described above. (c) Nothing in this section requires a report of known or suspected maltreatment, if the reporter knows or has reason to know that a report has been made to the common entry point. (d) Nothing in this section shall preclude a reporter from also reporting to a law enforcement agency. (e) A mandated reporter who knows or has reason to believe that an error under section 626.5572, subdivision 17, paragraph (c), clause (5), occurred must make a report under this subdivision. If the reporter or a facility, at any time believes that an investigation by a lead investigative agency will determine or should determine that the reported error was not neglect according to the criteria under section 626.5572, subdivision 17, paragraph (c), clause (5), the reporter or facility may provide to the common entry point or directly to the lead investigative agency information explaining how the event meets the criteria under section 626.5572, subdivision 17, paragraph (c), clause (5). The lead investigative agency shall consider this information when making an initial disposition of the report under subdivision 9c. This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure an allegation of suspected maltreatment was immediately	03000		

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03000	Continued From page 62 reported to Minnesota Adult Abuse Reporting Center (MARRC) for one of one resident (R3) who reported missing money. 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 an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally). The findings include: During the entrance conference on March 8, 2022, at approximately 12:54 p.m., the surveyor requested the licensee's MAARC reports from the past 6 months. Licensed assisted living director (LALD)-A and registered nurse (RN)-C stated there had been no reports filed since the new license went into effect August 1, 2021. R3's service plan, dated August 3, 2021, indicated the resident's services including medication management, glucose monitoring and TED (thrombo-embolism deterrent or compression stockings, worn to prevent blood clots from forming) hose assistance, bathing assistance, COVID 19 prevention, minimal assistance with dressing and grooming, meals and housekeeping and laundry services. R3's Vulnerability Assessment & Individual Abuse Prevention Plan, revised March 10, 2021, indicated R3 was unable to manage finances due to memory issues and R3's responsible party would manage finances.	03000		

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03000	Continued From page 63 On March 9, 2022, at approximately 11:49 a.m., R3 told the surveyor she had reported \$300 of her money as missing. R3 said one night, sometime before Christmas last year, R3 pulled money out from a safe under the bed and placed the cash on a small table next to the recliner. R3 said the next morning, the money was gone. R3 stated "I should have" put it away in my purse and "I blamed myself." R3 said she reported this to LALD-A and also recalled RN-C looking for the money, but that nothing that came of it. On March 11, 2022, at approximately 9:13 a.m., RN-C verified R3's report about missing money. RN-C stated because of R3's memory issues, she thought the money was misplaced. RN-C verified the licensee did not file a MAARC report, conduct an investigation or document in the record about R3's missing money. RN-C later stated the licensee should have reported the incident and done an investigation right away. The licensee's Vulnerable Adults and Maltreatment - Communication, Prevention and Reporting policy, undated, indicated the licensee prohibits the maltreatment and defined that to include theft. The policy indicated all staff are provided training regarding reporting of suspected maltreatment and their obligations to report suspected maltreatment to the Minnesota Adult Abuse Reporting Center (MAARC). Further the policy indicated all staff are provided training on the handling of client complaints internally as well as the process of facility self-reporting to various agencies, including the MAARC. The policy did not address timing of reporting suspected maltreatment. No further information was provided.	03000		

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03000	Continued From page 64 TIME PERIOD FOR CORRECTION: Seven (7) days	03000		
03090 SS=C	144.6502, Subd. 8 Notice to Visitors Subd. 8. Notice to visitors. (a) A facility must post a sign at each facility entrance accessible to visitors that states: "Electronic monitoring devices, including security cameras and audio devices, may be present to record persons and activities." (b) The facility is responsible for installing and maintaining the signage required in this subdivision. This MN Requirement is not met as evidenced by: Based on observation and interview, the licensee failed to post a required notice with statutory language at the main entry of the facility to disclose electronic monitoring activity. This had the potential to affect all 20 current residents, staff and any visitors to the facility. 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 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: On March 8, 2022, at approximately 10:13 a.m., the surveyor entered the facility and observed no signage posted at the entrance or areas	03090		

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03090	Continued From page 65 immediately adjacent to the entry regarding electronic monitoring. On March 3, 2022, at approximately 9:56 a.m., the surveyor and unlicensed personnel (ULP)-D conducted a tour of the entry way, day room and main hallway near the medication room facility. There was no disclosure of electronic monitoring. ULP-B said there were working cameras in the building but did not know of any resident with a camera in their room. ULP-B verified the lack of signage or posted display regarding electronic monitoring. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-One (21) days	03090		

Type: Full
Date: 03/10/22
Time: 13:00:00
Report: 8087221059

Food and Beverage Establishment Inspection Report

Page 1

Location:

Westwood Place Inc
209 Jefferson Avenue Sw
Watertown, MN55388
Carver County, 10

Establishment Info:

ID #: 0038490
Risk:
Announced Inspection: No

License Categories:

Expires on: / /

Operator:

Phone #: 9529551399
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.

4-600 Cleaning Equipment and Utensils

4-601.11A ** Priority 2 **

MN Rule 4626.0840A Equipment food-contact surfaces and utensils must be clean to sight and touch.

CAN OPENER BLADE OBSERVED WITH BUILD-UP OF FOOD DEBRIS. CLEAN AND MAINTAIN
CLEAN THE CAN OPENER BLADE TO COMPLY WITH THE RULE ABOVE.

Comply By: 03/14/22

4-200 Equipment Design and Construction

4-201.11AMN

MN Rule 4626.0506A Provide or replace food service equipment with equipment that is certified or classified for sanitation by an American National Standards Institute (ANSI) accredited certification program.

PAINTED EXHAUST HOOD DOES NOT MEET ANSI STANDARDS. REPLACE WITH NEW EXHAUST
HOOD UNIT WHEN UNIT BEGINS TO FAIL.

Comply By: 04/01/23

4-400 Equipment Location and Installation

4-402.11A

MN Rule 4626.0725A Space fixed equipment to allow access for cleaning along the sides, behind and above the unit, or seal to adjoining equipment or walls.

3-COMPARTMENT SINK, HANDWASHING SINK, AND DISH MACHINE INTEGRATED
DRAINBOARDS ARE NOT SEALED TO THE WALL. SEAL EQUIPMENT TO THE WALL OR SPACE
TO ALLOW FOR CLEANING BEHIND AS DESCRIBED IN THE RULE ABOVE.

Comply By: 03/14/22

Type: Full
Date: 03/10/22
Time: 13:00:00
Report: 8087221059
Westwood Place Inc

Food and Beverage Establishment Inspection Report

Page 2

6-100 Physical Facility Construction Materials

6-101.11A1

MN Rule 4626.1325A1 Provide smooth, durable, and easily cleanable floor, wall and ceiling surfaces. WALL IN AREAS INCLUDING THE DISH ROOM ARE NO LONGER DURABLE, SMOOTH AND EASILY CLEANABLE. REPAIR OR REPLACE WALL TO COMPLY WITH THE RULE ABOVE.

Comply By: 03/14/22

6-500 Physical Facility Maintenance/Operation and Pest Control

6-501.11

MN Rule 4626.1515 Maintain the physical facilities in good repair.

BUILD-UP OF DEBRIS AND FOOD DEBRIS UNDER DISH MACHINE AND INTEGRATED DRAIN BOARDS. CLEAN AND MAINTAIN CLEAN THE AREA UNDER DISH MACHINE AND INTEGRATED DRAIN BOARDS TO COMPLY WITH THE RULE ABOVE.

Comply By: 03/14/22

Surface and Equipment Sanitizers

Chlorine: = 100 PPM at -- Degrees Fahrenheit

Location: WIPING CLOTH BUCKET

Violation Issued: No

Chlorine: = 100 PPM at 124 Degrees Fahrenheit

Location: DISH MACHINE

Violation Issued: No

Food and Equipment Temperatures

Process/Item: Ambient Air

Temperature: 34 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Process/Item: Cold Holding: MILK

Temperature: 35 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Process/Item: Cold Holding: EGGS

Temperature: 38 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Process/Item: Cold Holding: CHEESE

Temperature: 36 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Process/Item: Cold Holding: DELI MEAT

Temperature: 35 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Process/Item: Cold Holding: GROUND BEEF

Temperature: 35 Degrees Fahrenheit - Location: STAND-UP COOLER

Violation Issued: No

Type: Full
Date: 03/10/22
Time: 13:00:00
Report: 8087221059
Westwood Place Inc

Food and Beverage Establishment Inspection Report

Page 3

Process/Item: Cold Holding: CUT TOMATO
Temperature: 36 Degrees Fahrenheit - Location: STAND-UP COOLER
Violation Issued: No

Process/Item: Hot Holding: RICE
Temperature: 139 Degrees Fahrenheit - Location: STOVE TOP
Violation Issued: No

Process/Item: Ambient Air
Temperature: 6 Degrees Fahrenheit - Location: STAND-UP FREEZER
Violation Issued: No

Process/Item: Cold Holding: MILK
Temperature: 35 Degrees Fahrenheit - Location: SELF SERVICE BEVERAGE ARE
Violation Issued: No

Total Orders	In This Report	Priority 1	Priority 2	Priority 3
		0	1	4

THIS WAS AN ANNOUNCED AND SCHEDULED FULL INSPECTION.

INSPECTION CONDUCTED IN THE PRESENCE OF NURSE EVALUATOR II BRUCE MELCHERT (HRD SURVEY STAFF SUPERVISOR).

INSPECTION DONE WITH FOOD SERVICE DIRECTOR NANCY A. FELT.

TOPICS OF DISCUSSION WITH OPERATOR INCLUDED:

HAND WASHING
NOROVIRUS
BARE HAND CONTACT WITH READY TO EAT FOODS
EMPLOYEE ILLNESS
EMPLOYEE EXCLUSION
COOLING METHODS
REHEATING METHODS
SANITIZER CONCENTRATION
DATE MARKING
ALL ITEMS ON THIS REPORT
ALL ITEMS ON PREVIOUS REPORT

ALL FROZEN FOODS FOUND IN FROZEN CONDITION.

INSPECTION REPORT EMAILED TO BRUCE MELCHERT (HRD SURVEY STAFF SUPERVISOR).

Type: Full
Date: 03/10/22
Time: 13:00:00
Report: 8087221059
Westwood Place Inc

Food and Beverage Establishment Inspection Report

Page 4

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 8087221059 of 03/10/22.

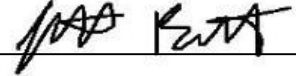
Certified Food Protection Manager: NANCY A. FELT

Certification Number: FM54290 Expires: 06/30/22

Inspection report reviewed with person in charge and emailed.

Signed: _____

NANCY A. FELT
FOOD SERVICE MANAGER

Signed:  _____

John Boettcher
Public Health Sanitarian 3
St. Paul, MN / Freeman
651-201-5076
john.boettcher@state.mn.us