

**FOIA Data Base** - The Law Office of Jeffrey J. Downey, serving clients in Washington D.C., Virginia and Maryland

If you have been injured in a nursing home or assisted living facility, call the Law Office of Jeffrey J. Downey for a free consultation.

Phone: 703-564-7318; email: [jdowney@jeffdowney.com](mailto:jdowney@jeffdowney.com)

**Bethesda Health and Rehabilitation**  
5721 Grosvenor Lane  
Bethesda, MD 20814

Characteristics:

- For-profit Corporation with 200 certified beds
- Legal Business Name –SSC Bethesda Operating Company LLC
- Director – Amy Maxwell
- Managing Employees – Henry Akinseye and Jason Munro

As of September 2020, Bethesda Health and Rehabilitation is rated as a one-star facility on Medicare.gov.

### **Researching Nursing Homes**

A note by attorney Jeffrey J. Downey:

Thank you for visiting my website. Anyone who is considering the admission of a loved one into a nursing home should undertake a review of surveys or other data that will provide a snapshot of some of the issues or problems that the facility is experiencing. Keep in mind that this information can be limited and may not reflect the actual condition of the facility when your loved one is admitted. You should consider personal visits of any facility you are evaluating.

The Maryland Department of Health inspects nursing homes including the Bethesda Health and Rehabilitation in Bethesda, MD. Periodically they do inspections as complaint surveys which should be public record.

I am interested in any additional information you may have on this facility. Please call me with any question about this or any other facility you may be interested in searching or prosecuting civilly for patient neglect or abuse.

If you have a concern or complaint about a nursing facility, there are three ways to file your complaint:

1) Write to the Maryland Department of Health, Office of Health Care Quality, 7120 Samuel Morse Drive, Second Floor, Columbia, MD 21046-3422.

(link [https://health.maryland.gov/ohcq/docs/complaint\\_form.pdf](https://health.maryland.gov/ohcq/docs/complaint_form.pdf))

2) Fax : 410-402-8179

3) Online - <https://fs30.formsite.com/OHCQ/OnlineComplaintForm/index.html>

Having already researched Bethesda Health and Rehabilitation in Bethesda, MD and obtained FOIA responses, I am posting these statements of deficiencies here, in a searchable format. Keep in mind that these surveys have been altered during the conversion process and you should update your search results.

Disclaimer: Information is built using data sources published by Centers for Medicare & Medicaid Services (CMS) under Freedom of Information Act (FOIA). The information disclosed on the NPI Registry are FOIA-disclosable and are required to be disclosed under the FOIA and the FOIA amendments to the FOIA. There is no way to 'opt out' or 'suppress' the NPPES record data for health care providers with active NPIs. Some documents may not be accurately copied and some results may have changed upon appeal, which may not be noted here.

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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FORM APPROVED  
OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>01/31/2020</b>
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F 000	INITIAL COMMENTS  On January 27, 28, 29, 30 and 31, 2020 an annual recertification survey was conducted by the Office of Health Care Quality. The Facility is licensed for 195 comprehensive beds. At the time of this survey, the facility census was 170. Survey activities consisted of a review of clinical records, observation of residents and staff practices and interviews of residents, family members, the Ombudsman and facility staff. Administrative records and resident care policies were also reviewed. In addition to the standard survey protocols, five (5) facility reported incidents (FRIs) and four (4) complaints were investigated.  Four (4) facility reported incidents (FRIs) MD00149662, MD00149240, MD00150493 and MD00150244 and two (2) complaints MD00148842 and MD00150387 were unsubstantiated.  One FRI (MD00149871) and one complaint (MD00149535) were substantiated with no identified non compliance with Federal requirements.  One complaint (MD00149759) was substantiated.  This survey identified noncompliance with 42 CFR Part 483, Subpart B, Requirements for Long Term Care Facilities.	F 000			
F 580 SS=B	Notify of Changes (Injury/Delirium/Room, etc.) CFR(s): 483.10(g)(14)(i)-(iv)(15)  §483.10(g)(14) Notification of Changes. (i) A facility must immediately inform the resident; consult with the resident's physician; and notify, consistent with his or her authority, the resident	F 580 1			

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

TITLE

(X6) DATE

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

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F 580	<p>Continued From page 1</p> <p>representative(s) when there is-</p> <p>(A) An accident involving the resident which results in injury and has the potential for requiring physician intervention;</p> <p>(B) A significant change in the resident's physical, mental, or psychosocial status (that is, a deterioration in health, mental, or psychosocial status in either life-threatening conditions or clinical complications);</p> <p>(C) A need to alter treatment significantly (that is, a need to discontinue an existing form of treatment due to adverse consequences, or to commence a new form of treatment); or</p> <p>(D) A decision to transfer or discharge the resident from the facility as specified in §483.15(c)(1)(ii).</p> <p>(ii) When making notification under paragraph (g) (14)(i) of this section, the facility must ensure that all pertinent information specified in §483.15(c)(2) is available and provided upon request to the physician.</p> <p>(iii) The facility must also promptly notify the resident and the resident representative, if any, when there is-</p> <p>(A) A change in room or roommate assignment as specified in §483.10(e)(6); or</p> <p>(B) A change in resident rights under Federal or State law or regulations as specified in paragraph (e)(10) of this section.</p> <p>(iv) The facility must record and periodically update the address (mailing and email) and phone number of the resident representative(s).</p> <p>§483.10(g)(15) Admission to a composite distinct part. A facility that is a composite distinct part (as defined in §483.5) must disclose in its admission agreement</p>	F 580			

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F 580	<p>Continued From page 2</p> <p>its physical configuration, including the various locations that comprise the composite distinct part, and must specify the policies that apply to room changes between its different locations under §483.15(c)(9).</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on the review of the clinical record, interviews with legal guardians and facility staff, it was determined that the facility failed to notify a legal guardian of changes in a residents' condition. This finding was evident for 1 of 38 residents reviewed during the survey (Resident #139).</p> <p>The findings include:</p> <p>This finding was identified during the investigation of complaint MD00149759.</p> <p>1. On 01-28-2020 at 10:00 AM, surveyor interview with Resident #139's legal guardian stated that on 12-13-2019 the facility notified her that the resident had an injury of unknown origin.</p> <p>Further interview revealed the resident's legal guardian was not notified that the facility investigated the incident and determined the injury was a result of Resident #139 falling.</p> <p>On 01-29-2020 at 9:30 <b>AM</b>, surveyor interview with the Rosemary unit manager revealed Resident #139's roommate reported witnessing Resident #139 fall to the facility's staff during their investigation of Resident #139's injury of unknown origin.</p> <p>On 1-31-2020 at 10:30 AM, surveyor interview with the Director of Nursing revealed no additional information.</p>	F 580			

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F 585 SS=D	<p>Grevances CFR(s): 483.100)(1)-(4)</p> <p>§483.10U) Grevances. §483.10U)(1) The resident has the right to voice grievances to the facility or other agency or entity that hears grievances without discrimination or reprisal and without fear of discrimination or reprisal. Such grievances include those with respect to care and treatment which has been furnished as well as that which has not been furnished, the behavior of staff and of other residents, and other concerns regarding their LTC facility stay.</p> <p>§483.100)(2) The resident has the right to and the facility must make prompt efforts by the facility to resolve grievances the resident may have, in accordance with this paragraph.</p> <p>§483.100)(3) The facility must make information on how to file a grievance or complaint available to the resident.</p> <p>§483.100)(4) The facility must establish a grievance policy to ensure the prompt resolution of all grievances regarding the residents' rights contained in this paragraph. Upon request, the provider must give a copy of the grievance policy to the resident. The grievance policy must include:</p> <p>(i) Notifying resident individually or through postings in prominent locations throughout the facility of the right to file grievances orally (meaning spoken) or in writing; the right to file grievances anonymously; the contact information of the grievance official with whom a grievance can be filed, that is, his or her name, business address (mailing and email) and business phone number; a reasonable expected time frame for</p>	F 585			

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F 585	<p>Continued From page 4</p> <p>completing the review of the grievance; the right to obtain a written decision regarding his or her grievance; and the contact information of independent entities with whom grievances may be filed, that is, the pertinent State agency, Quality Improvement Organization, State Survey Agency and State Long-Term Care Ombudsman program or protection and advocacy system;</p> <p>(ii) Identifying a Grievance Official who is responsible for overseeing the grievance process, receiving and tracking grievances through to their conclusions; leading any necessary investigations by the facility; maintaining the confidentiality of all information associated with grievances, for example, the identity of the resident for those grievances submitted anonymously, issuing written grievance decisions to the resident; and coordinating with state and federal agencies as necessary in light of specific allegations;</p> <p>(iii) As necessary, taking immediate action to prevent further potential violations of any resident right while the alleged violation is being investigated;</p> <p>(iv) Consistent with §483.12(c)(1), immediately reporting all alleged violations involving neglect, abuse, including injuries of unknown source, and/or misappropriation of resident property, by anyone furnishing services on behalf of the provider, to the administrator of the provider; and as required by State law;</p> <p>(v) Ensuring that all written grievance decisions include the date the grievance was received, a summary statement of the resident's grievance, the steps taken to investigate the grievance, a summary of the pertinent findings or conclusions regarding the resident's concerns(s), a statement as to whether the grievance was confirmed or not confirmed, any corrective action taken or to be</p>			F 585			

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F 585	<p>Continued From page 5</p> <p>taken by the facility as a result of the grievance, and the date the written decision was issued;</p> <p>(vi) Taking appropriate corrective action in accordance with State law if the alleged violation of the residents' rights is confirmed by the facility or if an outside entity having jurisdiction, such as the State Survey Agency, Quality Improvement Organization, or local law enforcement agency confirms a violation for any of these residents' rights within its area of responsibility; and</p> <p>(vii) Maintaining evidence demonstrating the result of all grievances for a period of no less than 3 years from the issuance of the grievance decision.</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on the review of administrative documents and interviews with residents and facility staff, it was determined that the facility failed to ensure that residents who filed written grievances were informed of the findings and corrective actions taken. This finding was evident for 1 of 1 residents (Resident #56) reviewed for the personal property care area.</p> <p>The findings include:</p> <p>On 01-27-2020 at 2:59 PM, an interview with Resident #56 revealed the resident reported missing articles of clothing and blankets to the facility staff months ago, but did not receive a response from the facility about the status of the grievance.</p> <p>On 01-27-2020, a review of <u>Resident #56's</u> inventory of personal effects dated, revealed the resident brought multiple articles of clothing and blankets into the facility.</p>			F 585			



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F 585	Continued From page 6  On 01-27-2020 a review of a facility grievance report dated, 08-26-19, revealed Resident #56 complained that three articles of clothing and three blankets were missing. There was no documented evidence that the facility responded to Resident #56's grievance.  On 01-30-2020 at 9:20 AM, an interview with the Administrator revealed it is the facility's policy to respond to all resident grievances within three business days. Furthermore, the Administrator stated he was unaware of the resident's concern.	F 585			
F 609 SS=B	Reporting of Alleged Violations CFR(s): 483.12(c)(1)(4)  §483.12(c) In response to allegations of abuse, neglect, exploitation, or mistreatment, the facility must:  §483.12( c)(1) Ensure that all alleged violations involving abuse, neglect, exploitation or mistreatment, including injuries of unknown source and misappropriation of resident property, are reported immediately, but not later than 2 hours after the allegation is made, if the events that cause the allegation involve abuse or result in serious bodily injury, or not later than 24 hours if the events that cause the allegation do not involve abuse and do not result in serious bodily injury, to the administrator of the facility and to other officials (including to the State Survey Agency and adult protective services where state law provides for jurisdiction in long-term care facilities) in accordance with State law through established procedures.  §483.12(c)(4) Report the results of all investigations to the administrator or his or her	F 609			

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F 609	Continued From page 7 designated representative and to other officials in accordance with State law, including to the State Survey Agency, within 5 working days of the incident, and if the alleged violation is verified appropriate corrective action must be taken. This REQUIREMENT is not met as evidenced by: Based on the review of a clinical record, interviews with legal guardians and facility staff, it was determined that the facility failed to report an incident of injury of unknown origin to the Office of Health Care Quality (OHCQ). This finding was evident for 1 of 38 residents reviewed during the survey (Resident #139).  The findings include:  This finding was identified during the investigation of complaint MD00149759.  1. On 1-28-2020 at 10:00 AM, surveyor review of Resident #139 's clinical record revealed a nursing progress note written on 12-13-2019 that documented the resident had a bruise to the left shoulder. Further review of the note revealed an x-ray was ordered on 12-13-2019. The results of the x-ray revealed Resident #139 had a left clavicle fracture. There was no evidence of a fall or other incident involving the resident documented in the record prior to 12-13-2019. The facility failed to report the injury of unknown origin to OHCQ.  On 1-31-2020 at 10:30 AM, an interview with the Director of Nursing did not reveal additional information.	F 609			
F 657 SS=E	Care Plan Timing and Revision <b>CFR(s): 483.21(b)(2)(i)-(iii)</b>	F 657			

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F 657	Continued From page 8  §483.21(b) Comprehensive Care Plans §483.21(b)(2) A comprehensive care plan must be- (i) Developed within 7 days after completion of the comprehensive assessment. (ii) Prepared by an interdisciplinary team, that includes but is not limited to-- (A) The attending physician. (B) A registered nurse with responsibility for the resident. (C) A nurse aide with responsibility for the resident. (D) A member of food and nutrition services staff. (E) To the extent practicable, the participation of the resident and the resident's representative(s). An explanation must be included in a resident's medical record if the participation of the resident and their resident representative is determined not practicable for the development of the resident's care plan. (F) Other appropriate staff or professionals in disciplines as determined by the resident's needs or as requested by the resident. (iii) Reviewed and revised by the interdisciplinary team after each assessment, including both the comprehensive and quarterly review assessments. This REQUIREMENT is not met as evidenced by: Based on clinical record review and staff interview, it was determined that the facility staff failed to invite residents and/or their representative for interdisciplinary care conferences, and failed to review and revise residents' care plan as necessary. The finding was evident for 5 of 38 residents selected for review during the survey (#45, #78, #153, #104, #14, #37, and #137).	F 657			

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F 657	<p>Continued From page 9</p> <p>The findings include:</p> <p>MOS (Minimum Data Set) is part of the U.S. federally mandated process for clinical assessment of all residents in Medicare or Medicaid certified nursing homes. Quarterly review assessment is an assessment due no less frequently than every 92 days.</p> <p>1. On 01-28-2020 the review of Resident #45's clinical record revealed that the resident had MOS quarterly review assessments with an assessment reference date (ARD) of 06-21-2019 . There was no evidence the resident's clinical record to show that the facility staff invited Resident #45 and/or the resident's representative to an interdisciplinary care conferences. The review and revision of Resident #45's care plans were completed in an absence of the resident and/or their representative.</p> <p>On 01-30-2020 at 10:40 AM, interview with DON (Director of Nursing) revealed no additional information.</p> <p>2. On 01-30-2020 the review of Resident #78's clinical record revealed the resident had MOS quarterly review assessment with an ARD of 03-20-2019. There was no evidence in the resident's clinical record to show the facility staff invited Resident #78 and/or the resident's representative to an interdisciplinary care conference conducted on 03-20-2019. Review and revision of Resident #78's care plans were completed in an absence of the resident and/or their representative.</p> <p>3. On 1-29-2020 the review of Resident #153's</p>	F 657			

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F 657	<p>Continued From page 10</p> <p>clinical record revealed the resident had a MDS quarterly review assessment with an ARD of 07-29-2019. There was no evidence in the resident's clinical record to show the facility staff invited Resident #153 and/or the resident's representative for interdisciplinary care conference conducted after quarterly review assessment completed on 07-29-2019. Review and revision of Resident #153's care plans were completed in an absence of the resident and/or their representative.</p> <p>On 1-30-20 at 10:40 AM, interview with DON (Director of Nursing) revealed no additional information.</p> <p>4. On 01-27-20, a review of Resident #104's clinical record revealed the last care plan meeting held with the resident's surrogate decision maker was on 05-16-2019 . There was no documented evidence that the facility invited Resident #104's surrogate decision maker to participate in subsequent quarterly care plan review meetings.</p> <p>On 01-30-20 at 08:12 AM, surveyor interview with the Social Services Director revealed no additional information.</p> <p>On 01-30-20 at 10:52 AM, interview with the Administrator revealed no additional information .</p> <p>On 1-30-2020 at 10:40 AM, interview with Director of Nursing (DON) did not reveal additional information .</p> <p>5. On 1-28-2020 at 9:00 AM, a review of Resident #14's clinical record revealed the resident had a diagnosis of dysphagia (dysphagia is a condition in which a person's ability to eat and drink is disrupted). Additional review revealed a physician order on 1-8-2020 for nectar thickened</p>	F 657			

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F 657	<p>Continued From page 11</p> <p>liquids and no straws. Thickened liquids are used for individuals with dysphagia to improve the ability to safely swallow liquids to prevent aspiration and pneumonia. A review of Resident #14's comprehensive person-centered care plan revealed the plan was not revised to address the residents' use of nectar thickened liquids and without straws.</p> <p>On 1-30-20 at 10:00 AM, surveyor interview with unit manager for Gateway/Freedom stated she did not see Resident #14's physician order dated 1-8-2020 for nectar thickened liquids and no straws.</p> <p>On 1-31-2020 at 9:30 <b>AM</b>, surveyor interview with the DON revealed the unit managers are responsible for updating the nursing care plans.</p> <p>6. On 01-30-2020, the review of Resident #37's clinical record revealed that the facility placed Resident #37 on contact precautions on 12-3-2019. There was no documented evidence to indicate that Resident #37's care plan was reviewed and revised by the interdisciplinary team and updated to reflect the resident's contact precautions until 1-2-2020.</p> <p>On 01-30-2020 at 3:15 PM surveyor interview with the DON revealed no additional information.</p> <p>7. On 01-30-2020, review of the clinical record for Resident #137 revealed that the facility staff failed to revise the care plan to accurately reflect alterations in skin integrity. On 12-07-2019, Resident #137 developed a blister on the right heel. The care plan initiated on 12-09-2019 stated resident #137 "has a blister to the right heel", and listed specific interventions applicable</p>	F 657			

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F 657	<p>Continued From page 12 to the treatment of the wound on the right heel.</p> <p>On 01-30-2020 Further <u>review of the clinical</u> record revealed that on 01-30-2020, Resident #137 was transferred to the acute care setting, and was readmitted to the facility on 01-30-2020. At the time of readmission, the charge nurse assessed the resident as then having an unstageable wound on the right heel. An unstageable wound is covered by slough or eschar (dead tissue).</p> <p>On 12-31-19, facility staff initiated a care plan that stated Resident #137 "has potential/actual skin issues related to [omitted]." The care plan failed to clarify that Resident #137 no longer had the potential, but an unstageable wound to the right heel was present. The goal identified by facility staff in the care plan dated 12-31-19 was that the "skin will remain intact without signs of breakdown" although the documentation had already identified that the skin was not intact. The care plan also continued to reflect the presence of a blister to the right heel which was identified on 12-09-2019, which no longer accurately reflected the condition of the wound.</p> <p>The facility staff failed to accurately revise the plan of care for Resident #137 to reflect the actual skin impairment and to document interventions specific to the wound care needs at the time of the nurses' assessment on 12-31-2019.</p> <p>On 1-30-2020 at 3:15 PM surveyor interview with the DON revealed no additional information.</p>	F 657			
F 684 SS=D	<p>Quality of Care CFR(s): 483.25</p>	F 684			

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F 684	<p>Continued From page 13</p> <p>§ 483.25 Quality of care Quality of care is a fundamental principle that applies to all treatment and care provided to facility residents. Based on the comprehensive assessment of a resident, the facility must ensure that residents receive treatment and care in accordance with professional standards of practice, the comprehensive person-centered care plan, and the residents' choices. This REQUIREMENT is not met as evidenced by: Based on observations, a review of clinical records, and interviews with family members and facility staff, it was determined that the facility staff failed to follow a physician's order for 1 of 38 residents reviewed during the survey (Resident #14),</p> <p>The findings include:</p> <p>1. On 1-28-2020 at 9:00 AM, the review of Resident #14's clinical record revealed the resident had a diagnosis of pneumonia and dysphagia (dysphagia is a condition in which a person's ability to eat and drink is disrupted). Further review revealed a physician's order, dated 1-8-2020, for the resident to have nectar thick liquids and no straws with beverages. Nectar is a substance used to thicken liquids. Thickened liquids are used for individuals with dysphagia to improve the ability to safely swallow liquids to prevent aspiration, pneumonia and death.</p> <p>On 1-30-2020 at 9:10 AM, observation of Licensed Practical Nurse (LPN) #7 during medication pass revealed the nurse administered Resident #14 medications using water that was</p>			F 684			



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F 684	Continued From page 14 not thickened and with a straw.  On 1-30-2020 at 10:00 AM, surveyor interview with unit manager for Gateway/Freedom stated she did not see Resident #14's physician order dated 1-8-2020 for nectar thick liquids and no straws.  On 1-31-2020 at 9:30 AM, surveyor interview with the director of nursing revealed no additional information.	F684			
F 690 SS=D	Bowel/Bladder Incontinence , Catheter, UTI <b>CFR(s): 483.25(e)(1)-(3)</b>  §483.25(e) Incontinence. §483.25(e)(1) The facility must ensure that resident who is continent of bladder and bowel on admission receives services and assistance to maintain continence unless his or her clinical condition is or becomes such that continence is not possible to maintain.  §483.25(e)(2) For a resident with urinary incontinence, based on the resident's comprehensive assessment, the facility must ensure that- (i) A resident who enters the facility without an indwelling catheter is not catheterized unless the resident's clinical condition demonstrates that catheterization was necessary; (ii) A resident who enters the facility with an indwelling catheter or subsequently receives one is assessed for removal of the catheter as soon as possible unless the resident's clinical condition demonstrates that catheterization is necessary; and (iii) A resident who is incontinent of bladder receives appropriate treatment and services to	F 690			

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F 690	<p>Continued From page 15</p> <p>prevent urinary tract infections and to restore continence to the extent possible.</p> <p>§483.25(e)(3) For a resident with fecal incontinence, based on the resident's comprehensive assessment, the facility must ensure that a resident who is incontinent of bowel receives appropriate treatment and services to restore as much normal bowel function as possible.</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on surveyor observation, review of the clinical record, and staff interview, it was determined that the facility staff failed to utilize appropriate measures to prevent complication related to an indwelling catheter for 1 of 3 residents reviewed for the indwelling catheter care area (Resident #12).</p> <p>The finding includes:</p> <p>On 01-28-2020 at 3:07 PM, observation during rounds revealed Resident #12 presented with an indwelling catheter, however further observation revealed that the catheter was not anchored. Keeping the catheter anchored is necessary to prevent excessive tension on the catheter which can lead to urethral tears or dislodging of the catheter.</p> <p>Observation on 01-29-2020 at 9:50 AM and 4:35 PM also revealed Resident #12's catheter was not anchored.</p> <p>On 01-30-2020 at 2:30 PM, a review of Resident #12's the treatment administration record (TAR) revealed the charge nurse, Staff #6, had signed the TAR on 01-30-2019 which instructed facility</p>	F 690			

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F 690	Continued From page 16 staff to "use catheter securing device to reduce excessive tension on the tubing and facilitate urine flow..."  On 01-30-2020 at 2:45 PM simultaneous observation and interview of Resident #12 with staff #6 revealed that the indwelling catheter was not anchored, as the nurse had documented. Staff #6 was unable to explain the absence of the "catheter securing device" as documented on the TAR. Staff #6 acknowledged to that Resident #12 "should have it on to keep from pulling", but offered no explanation for of the device absence.  On 01-30-2020 at 3:30 PM, interview with the Potomac nursing unit manager revealed no additional information..			F 690			
F 759 SS=D	Free of Medication Error Rts 5 Prent or More CFR(s): 483.45(f)(1)  §483.45(f) Medication Errors. The facility must ensure that its-  §483.45(f)(1) Medication error rates are not 5 percent or greater; This REQUIREMENT is not met as evidenced by: Based on surveyor observations, review of clinical records, and interviews with facility staff, it was determined that the facility failed to ensure that medication administration error were less than five (5) percent. This finding was evident for 3 of 25 (12%) medication administration opportunities observed during the survey.  The findings include:  1. On 01-29-2020 at 9:00 AM, observation of			F 759			

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F 759	<p>Continued From page 17</p> <p>Resident #266's 9:00 AM medication administration revealed Nurse #1 administered 960 milligrams (mg) of acetaminophen to Resident #226. Acetaminophen is a medication used to treat aches and pains and to reduce fever.</p> <p>On 01-29-2020 at 9:30 AM, surveyor review of Resident #266's clinical record revealed a physician's order to administer 1000 mg of acetaminophen at 9:00 AM.</p> <p>On 01-29-2020 at 9:38 AM, the interview with Nurse #1 revealed no additional information.</p> <p>On 01-31-20 at 10:00 AM, interview with the Director of Nursing revealed no additional information.</p> <p>2. On 01-29-20 20at 9:00 <b>AM</b>, observations of Resident #266's 9:00 AM medication administration revealed Nurse #1 did not administer Metoprolol Tartrate to the resident. Metoprolol Tartrate is a medication used to treat high blood pressure.</p> <p>On 01-29-2020 at 9:30 AM, a review of Resident #266's clinical record revealed a physician's order to administer 25 milligrams of Metoprolol Tartrate to the resident at 9:00 AM and 9:00 PM.</p> <p>On 01-29-2020 at 9:38 AM, interview with Nurse #1 confirmed that he did not administer Metoprolol Tartrate to Resident #266 at 9:00 AM as ordered. After surveyor intervention, nurse #1 administered the scheduled 9 AM dose of Metoprolol Tartrate.</p> <p>On 01-31-2020 at 10:00 AM, an interview with the Director of Nursing revealed no additional</p>	F 759			

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F 759	Continued From page 18 information.  3. On 01-29-2020 at 9:00 AM, observations of Resident #266's 9:00 AM medication administration revealed Nurse #1 administered 10 milligrams (mg) of Metoclopramide Hydrochloride to resident #266. Metoclopramide Hydrochloride is a medication used to treat gastroesophageal reflux disease (GERD). GERD is a digestive disorder that affects the lower esophageal sphincter, the ring muscle between the esophagus and stomach.  On 01-29-20 at 9:30 AM, the review of resident #266's clinical record revealed a physician's order to administer 10mg of Metoclopramide Hydrochloride at 5:30 AM, 11:30 AM, and 5:30 PM. There was no order to administer the medication at 9:00 AM.  On 01-29-2020 at 9:38 AM, interview with Nurse #1 revealed no additional information. On 01-31-2020 at 10:00 AM, interview with the Director of Nursing revealed no additional information.			F 759			
F 791 SS=E	Routine/Emergency Dental Svcs in NFs <b>CFR(s): 483.55(b)(1)-(5)</b>  §483.55 Dental Services The facility must assist residents in obtaining routine and 24-hour emergency dental care.  §483.55(b) Nursing Facilities. The facility-  §483.55(b)(1) Must provide or obtain from an outside resource, in accordance with §483.70(g) of this part, the following dental services to meet			F 791			

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F 791	<p>Continued From page 19</p> <p>the needs of each resident:</p> <p>(i) Routine dental services (to the extent covered under the State plan); and</p> <p>(ii) Emergency dental services;</p> <p>§483.55(b)(2) Must, if necessary or if requested, assist the resident-</p> <p>(i) In making appointments; and</p> <p>(ii) By arranging for transportation to and from the dental services locations;</p> <p>§483.55(b)(3) Must promptly, within 3 days, refer residents with lost or damaged dentures for dental services. If a referral does not occur within 3 days, the facility must provide documentation of what they did to ensure the resident could still eat and drink adequately while awaiting dental services and the extenuating circumstances that led to the delay;</p> <p>§483.55(b)(4) Must have a policy identifying those circumstances when the loss or damage of dentures is the facility's responsibility and may not charge a resident for the loss or damage of dentures determined in accordance with facility policy to be the facility's responsibility; and</p> <p>§483.55(b)(5) Must assist residents who are eligible and wish to participate to apply for reimbursement of dental services as an incurred medical expense under the State plan.</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on resident interview, surveyor observation, review of the clinical record and interview of facility staff, it was determined that the facility staff failed to provide timely intervention for a resident with dental problems. This finding was evident in 1 of 3 residents</p>	F 791			

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F 791	<p>Continued From page 20 reviewed for the dental care area (Resident #32).</p> <p>The findings include:</p> <p>On 01-28-2020 at 8:59 AM, during resident interview, Resident #32 complained of a broken tooth on the right side which bleeds and causes pain during meals. Resident #32 stated staff were informed of complaint of the broken tooth, and advised Resident #32 that the tooth needed to "come out".</p> <p>Review of the clinical record revealed a dental consult was ordered on 01-07-2020. As of 01-30-2020 Resident #32's tooth had not been evaluated by the dentist. A review of care plan for Resident #32 revealed that the resident had dental issue identified in August 2019 as follows: Resident has oral/dental health problems, of no upper dentures related to poor nutrition and poor oral hygiene with a goal that the resident would be free of infection, pain or bleeding in the oral cavity, and to coordinate arrangements for dental care, and transportation as needed.</p> <p>On 01-28-2020 Further review of the record revealed that on 01-08-2020 the Dietitian was consulted related to Resident #32's decreased meal intake. The Dietitian documented the resident's problem with meal intake related to poor dentition, however the resident's diet texture had been recently upgraded by speech therapy from the pureed diet ordered in August of 2019. The dietitian also recommend sandwiches with lunch and dinner due to Resident #32's complaint of having trouble chewing meat occasionally.</p> <p>On 01-30-2020 the attending physician examined the resident and provided new interventions for</p>	F 791			

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F 791	Continued From page 21 facility staff to implement until the resident was seen by a dentist.  On 01-31-2020 surveyor follow up with Resident #32 revealed that the interim interventions were effective in reducing pain during meals.  On 01-31-2020 at 2:00 PM, interview with the Potomac unit manager revealed Resident #32 was scheduled for a dental exam in the facility between 02-03-2020 and 02-07-2020.			F 791			
F 812 SS=F	Food Procurement, Store/Prepare/Serve-Sanitary CFR(s): 483.60(i)(1)(2)  §483.60(i) Food safety requirements. The facility must -  §483.60(i)(1) - Procure food from sources approved or considered satisfactory by federal, state or local authorities. (i) This may include food items obtained directly from local producers, subject to applicable State and local laws or regulations. (ii) This provision does not prohibit or prevent facilities from using produce grown in facility gardens, subject to compliance with applicable safe growing and food-handling practices. (iii) This provision does not preclude residents from consuming foods not procured by the facility.  §483.60(i)(2) - Store, prepare, distribute and serve food in accordance with professional standards for food service safety. This REQUIREMENT is not met as evidenced by: Based on surveyor observation and staff interviews, it was determined that the facility failed to store, prepare, distribute, and serve food			F 812			



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CENTERS FOR MEDICARE & MEDICAID SERVICES

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F 812	<p>Continued From page 22</p> <p>using sanitary practices in accordance with professional standards for food services safety. This was evident in the main kitchen and the second floor dining room.</p> <p>The findings include:</p> <p>1. On 01-27-2020 at 8:30 AM, surveyor tour with the Dietary Manager of the walk-in freezer revealed a box of pork chops, a box of french bread sticks and a container of sausages opened without labels to identify when the food products were without use by dates.</p> <p>On 01-27-2020 at 8:45 AM, an interview with the Certified Dietary Manager revealed the identified products should have a use by date on them but they did not.</p> <p>2. On 01-27-2020 at 12:33 PM, surveyor observation of the lunch service of the second floor dining room revealed Kitchen Aide #2 checking temperatures of the lunch items on the dining room steam table with a thermometer. Kitchen Aide #2 did not sanitize the thermometer probe prior to inserting the probe into the various lunch items.</p> <p>On 01-27-2020 at 12:35 PM, surveyor questioned kitchen aide #2 to ask if she used a sanitizing cleaner on the thermometer probe prior to use. Kitchen aide #2 did not respond and wiped the thermometer probe with a paper towel and proceeded to insert the thermometer probe into additional food items without sanitizing the probe.</p> <p>On 01-27-2020 at 4:07 PM, surveyor interview with the administrator revealed no new information</p>			F 812			

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F 926 F 926 SS=D CFR(s): 483.90(i)(5)	<p>F 926 Continued From page 23</p> <p>F 926 Smoking Policies</p> <p>§483.90(i)(5) Establish policies, in accordance with applicable Federal, State, and local laws and regulations, regarding smoking, smoking areas, and smoking safety that also take into account nonsmoking residents.</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on surveyor observations and interviews with facility staff, it was determined that the facility staff failed to ensure residents safely disposed of smoking cigarettes. This finding was evident during 1 of 4 smoking observations.</p> <p>The findings include:</p> <p>1. On 01-28-2020 a review of the facility smoking policy revealed ashtrays and sealed, fire-safe metal containers should be used for the disposal of ashes and other smoking products. In addition, facility staff should ensure that smoking materials are extinguished before they are discarded.</p> <p>On 01-28-2020 at 11:10 AM, observation during the designated smoking time revealed Resident #26 was seated in the corner of the smoking patio smoking a cigarette. Furthermore, after Resident #26 finished smoking the cigarette, the resident threw the unextinguished cigarette into a grassy area where dozens of cigarette butts were lying.</p> <p>On 01-28-2020 at 11:15 AM, observation during the designated smoking time revealed Resident #66 finished smoking a cigarette and threw their lit cigarette into a pot of plants. The assigned</p>	F 926 F 926			

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F 926	<p>Continued From page 24</p> <p>smoking monitor rebuked Resident #66 for throwing the cigarette into the pot of plants but did not go over to the pot to ensure that the cigarette was extinguished.</p> <p>On 01-28-2020 at 11:20 <b>AM</b>, surveyor observation revealed all the resident smokers left the smoking patio and the smoking monitor went back to the area to look around.</p> <p>On 01-28-2020 at 11:50 AM, an interview with the Smoking Monitor #3 revealed that she did not see Resident #26 throw an unextinguished cigarette into the grass, however, she always checks the smoking area after the residents leave to ensure that all the residents are back inside and there are no cigarettes still lit.</p> <p>On 01-28-2020 at 12:40 PM, interview with the Director of Nursing revealed all staff members assigned to monitor the smoking area are to provide direct supervision of the residents to ensure safety and they are to go back to check the smoking area after all the residents have left.</p>			F 926			

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S 000	<p>Initial Comments</p> <p>On January 27, 28, 29,30 and 31, 2020 an annual recertification survey was conducted by the Office of Health Care Quality. The Facility is licensed for 195 comprehensive beds. At the time of this survey, the facility census was 170. Survey activities consisted of a review of clinical records, observation of residents and staff practices and interviews of residents, family members, the Ombudsman and facility staff. Administrative records and resident care policies were also reviewed.</p> <p>In addition to standard survey protocols, five (5) facility reported incidents (FRIs) and four (4) complaints were investigated.</p> <p>Four (4) facility reported incidents (FRIs) MD00149662, MD00149240, MD00150493 and MD00150244 and two (2) complaints MD00148842 and MD00150387 were unsubstantiated.</p> <p>One FRI (MD00149871) and one complaint (MD00149535) were substantiated with no identified non compliance with State requirements.</p> <p>One complaint (MD00149759) was substantiated.</p> <p>This survey identified noncompliance with 10.07.02 of COMAR requirements for Long Term Care Facilities.</p>	S 000		
S 580	<p>10.07.02.18 C Nursing Services - Care 24 Hours a Day</p> <p>.18 Nursing Services.</p> <p>C. Nursing Care 24 Hours a Day. The administrator shall employ sufficient and</p>	S 580		

OHCQ

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVES SIGNATURE

TITLE

(X6) DATE

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S 580	Continued From page 1  satisfactory licensed nursing service personnel and support personnel to:  (1) Be on duty 24 hours a day;  (2) Provide appropriate bedside care; and  (3) Ensure that a resident:  (a) Receives treatments, medications, and diet as prescribed;  (b) Receives rehabilitative nursing care as needed;  (c) Receives proper care to prevent pressure ulcers and deformities;  (d) Is kept comfortable, clean, and well-groomed;  (e) Is protected from accident, injury, and infection;  (f) Is encouraged, assisted, and trained in self-care and group activities; and  (g) Receives prompt and appropriate responses to requests for assistance.  This Regulation is not met as evidenced by: Refer to CMS 2567 F759	S 580		
S 610	10.07.02.18 F Nursing Services - Charge Nurses' Daily  .18 Nursing Services.  F. Charge Nurses ' Daily Rounds. The charge	S 610		

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S 610	Continued From page 2  nurse or nurses shall make daily rounds on all nursing units for which they are responsible, performing such functions as:  (1) Visiting each resident;  (2) Reviewing clinical records, medication orders, resident care plans, and staff assignments; and  (3) To the degree possible, accompanying physicians when visiting residents.  This Regulation is not met as evidenced by: Refer to CMS 2567 F684, F690	S 610		
S 670	10.07 .02.19 B Nursing Services - Hours of Bedside Care  .19 Nursing Services - Staffing.  B. Hours of Bedside Care - Nursing Home.  (1) A nursing home shall employ supervisory personnel and a sufficient number of support personnel to provide a minimum of 3 hours of bedside care per occupied bed per day, 7 days per week.  (2) Bedside hours include the care provided by:  (a) Registered nurses;  (b) Licensed practical nurses; and  (c) Support personnel.  (3) Only those hours which the director of nursing spends in bedside care may be counted in the	S 670		

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S 670	Continued From page 3  3-hour minimum requirement.  (4) The director of nursing 's time counted in bedside care shall be documented.  This Regulation is not met as evidenced by: Based on administrative record review and staff interview, it was determined that the facility staff failed to provide sufficient number of nursing staff to provide a minimum of 3 hours of bedside care per occupied bed per day (HPPD), 7 days per week. The findings were evident for 7 of 30 days reviewed for sufficient and competent nurse staffing facility task. The findings were:  On 01-31-20, surveyor review of facility daily census and direct care nursing hours through 12-27-2019 to 01-26-2020 revealed that HPPD was below a minimum requirement on: 12-31-2019, with HPPD of 2.81 01-02-2020, with HPPD of 2.95 01-04-2020, with HPPD of 2.75 01-05-2020, with HPPD of 2.76 01-10-2020, with HPPD of 2.98 01-13-2020, with HPPD of 2.83 01-18-2020, with HPPD of 2.87  On 01-31-2020 at 2:00 PM, interview with the Director of Nursing revealed no additional information.	S 670			
S1300	10.07.02.29 Dental Services  10.07.02.29  .29 Dental Services.  A Provision for Dental Care. Residents shall be assisted to obtain routine and emergency dental	S1300			

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S1300	Continued From page 4 care.  B. Advisory Dentist. There shall be an advisory dentist who shall:  (1) Recommend oral hygiene policies and practices for the care of the residents and for arrangements for emergency treatment ;  (2) Assist in the formulation of dental health policies;  (3) Provide direction for in-service training to give the nursing staff an understanding of residents ' dental problems.  C. Assistance by Nursing Personnel. Nursing personnel shall assist the resident in carrying out routine dental hygiene.  D. Arrangements for Dental Service. If dental services are not provided on the premises, there shall be a cooperative agreement with a dental service.  E. Transportation. Arrangements shall be made, when necessary, for the resident to be transported to the dentist ' s office.  This Regulation is not met as evidenced by: Refer to CMS 2567 F-791	S1300		
S1470	10.07.02.34 Employee Health Program  .34 Employee Health Program.  A. The nursing home ' s infection prevention and control program shall monitor the relevant health	S1470		



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S1470	<p>Continued From page 5</p> <p>status of all employees, as it relates to infection prevention and control. The nursing home shall refer to the following guidelines in implementing its employee health program:</p> <p>(1) Guideline for Infection Control in Health Care Personnel;</p> <p>(2) Immunization of Health Care Personnel: Recommendations of the Advisory Committee on Immunization Practices (ACIP) and the Hospital Infection Control Practices Advisory Committee (HICPAC); and</p> <p>(3) COMAR 09.12.31.</p> <p>8. Tuberculosis Exposure Control.</p> <p>(1) The infection control program shall include a risk assessment program, including monitoring for tuberculosis infection for employees that is in accordance with the Guidelines for Preventing the Transmission of Mycobacterium tuberculosis in Health-Care Settings.</p> <p>(2) The nursing home shall ensure that employees may not provide services that require direct access to residents without documented evidence that the employee is free from communicable tuberculosis.</p> <p>(3) A new employee shall be assessed for risk of tuberculosis through:</p> <p>(a) A two-step tuberculin skin testing at the time of hire following guidelines referenced in the Guidelines for Preventing the Transmission of Mycobacterium tuberculosis in Health-Care Settings; or</p>	S1470		

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S1470	Continued From page 6  (b) An interferon-gamma release assay (IGRA) blood test.  (4) The nursing home shall maintain written documentation of the following:  (a) Results of tuberculin skin tests, recorded in millimeters of induration with dates of administration, dates of reading, results of test, and the manufacturer and lot number of the purified protein derivative (PPD) solution used; and  (b) Any previous tuberculin skin tests, chest x-ray, or blood test results, chemotherapy, and chemoprophylaxis that are the basis for certifying that the individual is free from tuberculosis in a communicable form.  C. Measles, Mumps, Rubella, and Varicella.  (1) The nursing home shall screen and maintain written documentation of each employee's proof of immunity to common childhood infections including measles, mumps, rubella, and chickenpox (varicella). Proof of immunity to these diseases shall be verified by:  (a) Documented evidence of administration of vaccine; or  (b) Laboratory evidence of immunity.  (2) The nursing home shall require that employees who are not immune to measles, mumps, rubella, and varicella receive immunization for measles, mumps, rubella, or varicella, unless medically contraindicated or	S1470		

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S1470	<p>Continued From page 7</p> <p>against the employee ' s religious beliefs. If the employee refuses to be immunized, the nursing home shall document the refusal and the reason for it.</p> <p>D. Hepatitis 8. The nursing home shall require that all new employees receive immunization for Hepatitis 8, unless medically contraindicated, against the employee ' s religious beliefs, or after being fully informed of the health risks of not being immunized. The nursing home shall inform all new and current employees of the health risks of not being immunized. If the employee refuses to be immunized, the nursing home shall document the refusal and the reason for the refusal.</p> <p>E. Influenza.</p> <p>(1) The nursing home shall require that all employees receive annual immunization for influenza, unless:</p> <p>(a) Medically contraindicated;</p> <p>(b) Against the employee's religious beliefs; or</p> <p>(c) After being fully informed of the health risks associated with not receiving a vaccine, the employee refuses the immunization.</p> <p>(2) The nursing home shall:</p> <p>(a) Comply with Health-General Article, §18-404, Annotated Code of Maryland, regarding immunizations of employees;</p> <p>(b) Inform all new and current employees of the health risks of not being immunized;</p>	S1470			

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S1470	<p>Continued From page 8</p> <p>(c) Document refusals; and</p> <p>(d) Require that any employee who is not vaccinated with the current influenza vaccine wear a mask when:</p> <p>(i) Within 6 feet of a resident; and</p> <p>(ii) During the influenza season as specified by the State's Prevention and Health Promotion Administration, based on influenza activity in Maryland.</p> <p>F. Pertussis. The nursing home shall:</p> <p>(1) Require that each new employee receive a one-dose booster immunization for pertussis, unless medically contraindicated or against the employee's religious beliefs;</p> <p>(2) Inform all new and current employees of the health risks of not being immunized;</p> <p>(3) Document any refusals of immunization; and</p> <p>(4) Ensure that the immunization is given in the form of Tdap (tetanus, diphtheria, acellular pertussis) vaccine, in accordance with the guidelines prescribed in Immunization of Health-Care Personnel: Recommendations of the Advisory Committee on Immunization Practices (ACIP) and the Health Care Infection Control Practices Advisory Committee (HICPAC).</p> <p>This Regulation is not met as evidenced by: Based on surveyor review of employee personnel files and staff interview, it was determined that the facility staff failed to monitor and maintain written documentation of immunization status of</p>	S1470		

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING: _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>01/31/2020</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(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	
S1470	Continued From page 9  for 2 of 8 employee files reviewed (Staff #4 and #5).  The findings include:  1. Staff #4, a Geriatric Nursing Assistant was hired on 11-18-2019. A review of the employee's health file revealed that there was no documented evidence of administration of varicella vaccine or laboratory evidence of immunity to varicella. Furthermore, there was no documented evidence in his profile that varicella vaccine was offered to him or his refusal to have it.  On 01-31-2020 at 12:00 PM, interview with Staff #3, a human resources representative for the facility, revealed no additional information.  2. On 01-31-2020 a review of Staff #S's , a Housekeeping, personnel file revealed the employee was hired on 12-27-2019. Review of the employee's health file revealed that as of 01-31-2020, she had not received hepatitis B vaccine.  On 01-31-2020 at 12:00 PM, interview with human Resources Staff #3 revealed no additional information .	S1470			
S1840	10.07.02.42 N Physical Plant- General - Smoking  .42 Physical Plant - General Requirements .  N. Smoking.  (1) Resident Smoking Requirements.	S1840			

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(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
S1840	Continued From page 10  (a) A resident who smokes shall be assessed for safe smoking behaviors at admission and on significant changes in condition.  (b) A resident assessed to exhibit unsafe behaviors shall have a care plan to ensure the resident is safe when smoking.  (2) Nursing Home Smoking Requirements.  (a) Smoking areas shall be designated.  (b) Smoking shall be prohibited at the main entrance to all facilities.  (c) All tobacco products shall be extinguished and disposed of in noncombustible containers with self-closing lids in accordance with the provisions of NFPA 101 Life Safety Code.  This Regulation is not met as evidenced by: Refer to CMS 2567 F926	S1840		
S2720	10125 ( Dietetic Service Area-Refrigerated Storage  .55 Dietetic Service Area.  K. Refrigerated Storage.  (1) Adequate refrigerated storage, refrigerators, and frozen food storage cabinets shall be provided and regulated to maintain temperatures prescribed in COMAR 10.15.03.  (2) Food in storage shall be arranged so that new food items are stored behind old food items.	S2720		

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S2720	Continued From page 11  (3) The oldest foods shall be used first, known as the first in, first out method.  This Regulation is not met as evidenced by: Refer to CMS 2567 F812	S2720		
S2910	10.07.02.60 A Care Planning-Timing  .60 Care Planning.  A An interdisciplinary team shall complete or revise as necessary a resident-specific care plan for each resident within 7 calendar days following completion of assessments, including:  (1) Admission assessment;  (2) Annual assessment;  (3) Quarterly assessment; and  (4) Significant change in the resident's condition.  This Regulation is not met as evidenced by: Refer to CMS 2567 F657	S2910		
S2920	10.07.02.60 B Care Planning-Meeting  .60 Care Planning.  B. Care Plan Meeting. The nursing home shall, with the resident's consent:  (1) Give an interested and appropriate family member or resident's representative 7 calendar days advance notice, in writing, of the location,	S2920		

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S2920	Continued From page 12  date, and time of a care planning conference for a resident;  (2) Strive to accommodate the schedules of invited family members and resident's representatives when scheduling care plan meetings; and  (3) Include an invitation for the family member or resident's representative to attend the conference.  This Regulation is not met as evidenced by: Refer to CMS 2567 F657	S2920			
S6100	10.07.09.09 G Res Bill Rights;Implem, notifications  .09 Implementation of Residents' Bill of Rights .  A nursing facility shall:  G. Consistent with State and federal confidentiality laws and, in a timely manner, notify a resident and, if applicable, the resident's representative or interested family member, of any: (1) Change in condition; (2) Adverse event that may result in a change in condition; (3) Outcome of care that results in an unanticipated consequence; and (4) Corrective action, if any;	S6100			



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S6100	Continued From page 13  This Regulation is not met as evidenced by: Refer to CMS 2567 F580	S6100			
S6322	10.07.09.15 C (1) (b) Abuse; Report to Dept  .15 Abuse of Residents .  C. Reports of Abuse. (1) A person who believes that a resident has been abused shall promptly report the alleged abuse to the: (b) Licensing and Certification Administration within the Department; or  This Regulation is not met as evidenced by: Refer to CMS 2567 F609	S6322			
S6375	10.07.09.16 B Complaint procedure; facility procedures  .16 Complaint Procedure.  B. A nursing facility shall develop and implement the following complaint procedures: (1) A resident, the resident's representative, or an interested individual may present complaints to: (a) The nursing facility administration, (b) The nursing facility's staff, (c) The Office, (d) The Department, or (e) Other persons or groups; (2) A complaint may be made to the nursing facility in person, orally or in writing, by telephone or by mail, and may be reported anonymously; (3) A nursing facility may not require the signature	S6375			

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S6375	<p>Continued From page 14</p> <p>of the resident or, when applicable, the resident's representative or an interested individual on a complaint;</p> <p>(4) If a complaint is presented to a nursing facility, the nursing facility shall investigate within 30 days the allegations made in the complaint and advise the complainant of the action the nursing facility is taking to resolve the complaint;</p> <p>(5) A nursing facility shall send to the Office and the Department a copy of any complaint that a complainant indicates has not been resolved to the satisfaction of the complainant;</p> <p>(6) A nursing facility shall maintain a permanent record for inspection by the Office or the Department of all complaints concerning the nursing facility; and</p> <p>(7) A complainant may request a hearing from the Department within 30 days of receiving the facility's response to the complaint or within 60 days of filing the complaint, whichever is earlier.</p> <p>This Regulation is not met as evidenced by: Refer to CMS 2567 F585</p>	S6375		

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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0 B NO. 0938-0391

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NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>6721 GROSVENOR LANE BETHESDA, MD 20814</b>
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(X4) 1D 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) COMPLETION DATE:
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F 000 INITIAL COMMENTS

FOOO

On February 5, 2020, a complaint survey was conducted at this facility by the Office of Health Care Quality to investigate complaint #MD00150968. Activities included the audit of the residents' personal funds records maintained by this facility.

The specific complaint was unsubstantiated. This survey did not identify noncompliance with Federal requirements that were reviewed in relationship to the specific complaint.

This survey did identify noncompliance with Federal requirements that were reviewed pertaining to the management of residents' personal funds. (SEE F568 & F569)

F 568 Accounting and Records of Personal Funds  
SS=B CFR(s): 483.10(f)(10)(iii)

§483.10(f)(10)(iii) Accounting and Records.  
(A) The facility must establish and maintain a system that assures a full and complete and separate accounting, according to generally accepted accounting principles, of each resident's personal funds entrusted to the facility on the resident's behalf.

(B) The system must preclude any commingling of resident funds with facility funds or with the funds of any person other than another resident.  
(C) The individual financial record must be available to the resident through quarterly statements and upon request.

This REQUIREMENT is not met as evidenced by:  
Based on the review, on 2/5/20, of the residents' personal funds records, including individual resident's account statements, bank statements,

Preparation and/or execution of this plan of correction does not constitute admission or agreement by the provider of the truth of the facts alleged or conclusions set forth in the statement of deficiencies. The plan of correction is prepared and/or executed solely because the provision of the federal and state laws requires it. The Plan of Correction serves as the facility's allegation of compliance.

F 56B 1

F 568

1. The resident pooled petty cash will be reconciled for 12/31/19.
2. The resident's personal fund account was furnished for quarter ending 12/31/19.
3. Resident withdrawals will be recorded on appropriate transaction receipts.
4. Resident 9A account was adjusted and resident withdrawals will be appropriately authorized and/or witnessed.

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

*Jason J. Miller*

*Administrator*

*2/20/2020*

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

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F 568	Continued From page 1 reconciliation reports, and transaction receipts, this facility failed to maintain a system that ensures a full and complete accounting of the residents' personal monies entrusted to this facility.  Findings include:  1. As of 2/5/20, there was no evidence that the residents' pooled, petty cash checking account #XXX4309515 had been appropriately reconciled for the months ending 10/31/19 and 12/31/19.  2. As of 2/5/20, there was no evidence that statements of each resident's personal fund account had been appropriately furnished for the quarters ending 6/30/19, 9/30/19, and 12/31/19.  3. All withdrawals of residents' personal funds were not recorded on appropriate transaction receipts.  4. All withdrawals of residents' personal funds were not appropriately authorized and/or witnessed. Specifically, resident 9A expired on On 2/3/20, \$80.00 was withdrawn from the resident's personal fund account.	F 568	All residents at the facility have the potential to be affected by the deficient practice.  Business office staff will be in-serviced to ensure the resident pooled petty cash is reconciled timely, resident personal fund account are furnished quarterly, resident withdrawals will be recorded on appropriate transaction receipts and withdrawals are appropriately authorized and/or witnessed.  <u>Resident account will be reviewed</u> the resident pooled petty cash is reconciled timely, resident personal fund account are furnished quarterly, resident withdrawals will be recorded on appropriate transaction receipts and withdrawals are appropriately authorized and/or witnessed monthly by the Administrator for 90 days and reviewed <u>during monthly OAPI meeting.</u>	2/25/2020
F 569	Notice and Conveyance of Personal Funds SS=B CFR(s): 483.10(f)(10)(iv){v}  §483.10(f)(10)(iv) Notice of certain balances. The facility must notify each resident that receives Medicaid benefits- (A) When the amount in the resident's account reaches \$200 less than the SSI resource limit for one person, specified in section 1611(a)(3)(B) of the Act; and (B) That, if the amount in the account, in addition	F 569		

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NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
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F569	Continued From page 2 to the value of the resident's other nonexempt resources, reaches the SSI resource limit for one person, the resident may lose eligibility for <b>Medicaid</b> or SSI.  §483.10(f)(10)(v) Conveyance upon discharge, eviction, or <b>death</b> . Upon the discharge, eviction, or death of a resident with a personal fund deposited with the facility, the facility must convey within 30 days the resident's funds, and a final accounting of those funds, to the resident, or in the case of death, the individual or probate jurisdiction administering the resident's estate, in accordance with State law. This REQUIREMENT is not met as evidenced by: Based on the review, on 2/5/20, of the personal funds records of deceased and discharged residents, including individual resident's account summaries, closed account summaries, and transaction reports, this facility failed to convey within 30 days, a resident's personal funds and a final accounting of those funds, to the Individual or probate Jurisdiction administering the resident's estate.  Findings include:  1. Interest which was posted to the individual, personal fund accounts for residents 1A, 2A, and 3A, were not conveyed to the resident or their estate, but was instead "forfeited" by the facility, without appropriate authorization.  2. This facility closed the individual personal fund account for 4A on 10/25/18, for resident 5A on 1/7/19, for resident 6A on 8/16/19, for another account for resident 6A on 9/23/19, for resident 17A on 9/18/19, and for resident SA on 9/24/19.	F569	I. Resident interest will be conveyed to the resident's or their estate and will not be forfeited without appropriate authorization.  2. 4A funds was provide to the funeral home, SA, 6A and 7A funds were provided to the residents, and 8A is awaiting documentation prior to facility releasing the funds. 2/25/2020  All residents at the facility have the potential to be affected by the deficient practice.  Business office staff will be in-serviced on posting interested to resident's accounts and on storing evidence of the final disposition of closed resident accounts.  Resident accounts will be reviewed for posting of interest and disposition of closed accounts monthly by the Administrator for 90 days and reviewed during monthly QAPI meeting,		

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<p>F 569 / Continued From page 3</p> <p>As of 2/5/20, there was no evidence as to the final disposition of each resident's closing balance.</p>				

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(X4) 10 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)	(X11) COMPLETE DATE
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S6465 1 0.07.09.18D (1) Protect res funds; excess of \$50, int bearing S6465

.18 Protection of a Resident's Personal Funds.

0. Personal Funds in Excess of \$50. A nursing facility shall:

(1) Deposit a resident's personal funds in excess of \$50 in an interest-bearing account that is:

(a) Established and maintained by the facility under one of the following terms:

(i) In the name of the resident only,

(ii) In the name of the facility "In trust for" or as the "trustee" for the individual resident, or

(iii) In a residents' pooled account, with a separate accounting for each resident's share; and

(b) Located in a financial institution whose accounts are insured by the:

(i) Federal Savings and Loan Insurance Corporation (FSLIC), or

(ii) Federal Deposit Insurance Corporation (FDIC),

(iii) Other insurer approved by the Department; and

(c) Separate from any of the nursing facility's operating accounts; and

This Regulation is not met as evidenced by:

SEE F569

See F 569

S6480 1 0.07.09.18F (1) Protect res funds; estab res acct S6480

.18 Protection of a Resident's Personal Funds.

F. Establishment of Resident Accounts. When a nursing facility manages a resident's financial affairs, the nursing facility shall establish and maintain a system that:

(1) Ensures a full, complete and separate

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

STATE FORM

111811

8ME911

2/20/2020  
If continuation sheet 1 of 3

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>216187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING: _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>02/05/2020</b>
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	S6480 Continued From page 1  accounting, according to generally accepted accounting principles, of each resident's personal funds entrusted to the nursing facility; and  This Regulation is not met as evidenced by: SEE F568 & F569	S6480	See F 568 and F 569	
	S6505: 10.07.09.19 A (3) Recs pers Funds; qtrly statement  .19 Records of Resident Personal Funds.  A. Records. For all resident funds entrusted to a nursing facility, the facility shall:  (3) Furnish each resident or, when applicable, the resident's agent or interested family member, with a quarterly statement of the resident's individual account not later than 30 days after the end of each quarter;  This Regulation is not met as evidenced by: SEE F566	S6505	See F 568	
	S6520 10.07.09.19 B (1) Recs Pers Funds; Receipts  .19 Records of Resident Personal Funds.  B. Receipts of Transactions. (1) If a transaction involves a transfer of funds between a resident and a second party, or between the nursing facility and the institution in which the resident's account is located, the nursing facility or financial institution shall: (a) Provide a receptor copy of a receipt to the resident, or retain the resident's copy of the	S6520		



Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A B ULDING _____  B WING _ _ _ _ _	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>02105/2020</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(X4) 10 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)	(XII) COMPLETE DATE
S6520	Continued From page 2  receipt as part of the resident's individual financial record; and (b) Maintain the original receipt and make it available for audit.  This Regulation is not met as evidenced by: SEE F568	S6520	See F 568	
S6565	10.07.09.19 E (1) Recs Pers Funds; Death of Resident  .19 Records of Resident Personal Funds.  : E. Death of a Resident. Upon the death of a : resident for whom a nursing facility is holding ! funds, the nursing facility shall notify the resident's agent or interested family member and  (1) Convey within 30 days a final accounting of the resident's personal funds which are deposited with the nursing facility;  This Regulation is not met as evidenced by: SEE F569	S6565	See F 569	

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING: _ _ _ _ _	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>02/0512020</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE. ZIP CODE <b>5721 GROSVENOR LANE BETHESDA; MD 20814</b>	
(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)
S 000	Initial Comments  On February 5, 2020,, a complaint survey was conducted at this facility by the Office of Health Care Quality to investigate complaint #MD00150968. Activities Included the audit of the residents' personal funds records maintained by this facility.  The specific complaint was unsubstantiated. This survey did not identify noncompliance with State requirements that were reviewed in relationship to the specific complaint.  This survey did identify noncompliance with State requirements that were reviewed pertaining to the management of residents' personal funds. (SEE S6465, S6480, 6505, S6520, & S6565)	S 000	

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

STATE FORM

6899

TITLE

BME911

(X6) DATE

If continuation sheet 1 of 1

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/STAFF/CLIA IDENTIFICATION NUMBER:  215167	(X1) MULTIPLE CONSTRUCTION A. BUILDING  8.WING	(X3) DATE SURVEY COMPLETED  C 07/18/2019
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NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALYH AND REHABILITATION</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE BETHESDA, MO 20814</b>
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(X4) 10 PREFIX: TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	10 PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X15) COMPLETION DATE
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F 000 INITIAL COMMENTS

F 000i

On 07-17-19 and 07-18-19, a survey was conducted at this facility by the Office of Health Care Quality to investigate complaint #MD 00142213, MO 00141871, and #MD 00141440, and facility reported incident #MO 00142399, #MD 001-41028, #MD 00140776 and #MD 00140693. Survey activities included review of residents' medical records, interview of facility staff, observation of resident and staff practices. The following deficiencies are the result of this visit.

F 641 Accuracy of Assessments  
SS::B CFR(s): 483.20(g)

F64

§483.20(g) Accuracy of Assessments.  
The assessment must accurately reflect the resident's status.  
This REQUIREMENT is not met as evidenced by:

Based on surveyor review of the clinical record and staff interviews, it was determined that the facility staff failed to ensure the accuracy of the MOS. This finding was evident in 1 of 8 residents selected for review during a complaint survey, (#2). The findings included;

The Minimum Data Set (MOS) is a mandated process for clinical assessment of all residents in Medicare or Medicaid certified nursing homes. This process provides a comprehensive and accurate assessment of each resident's functional capacity and health status to assist nursing home staff in identifying health problems. MOS assessments are required for residents on admission to the nursing facility and then periodically, within specific guidelines and time frames.

**641-What corrective action will be accomplished for those residents found to have been affected by the deficient practice:** Resident# 2 MOS section I was immediately corrected.

**How will you identify other residents having the potential to be affected by the same deficient practice and what corrective action will be taken.** All residents who receive antipsychotic medication have potential to be affected. 100% audit of all residents receiving antipsychotic MDS section I will be completed by 8/23/19.

9/6/19

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

*Jason L. White* VV

TITLE

*Administrator*

(XG) DATE:

8/1/19

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may elect to correct providing it is deleted within 30 days of the date of survey. For nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING —  B. WING		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>07/18/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>6721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(X4)10 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)	(X) COMPLETION DATE	
F 641	Continued From page 1  On 07/17/19 at 10:10 AM, surveyor review of the clinical record for resident #2 revealed that an MOS submitted on 04-16-19, section I indicated that resident #2 had no psychotic disorder.  However, surveyor review of resident #2's physician order sheet (POS) and medication administration records (MAR) for the months of January February and March revealed that a psychotropic medication was administered to resident #2.  Further record review revealed psychiatrist documentation in February 2019 which indicated the rational/diagnosis for Zyprexa (a medication used to treat psychosis) was psychosis.  On 07/17/19 at 11:10 AM, surveyor interview with MOS coordinator and the Director of Nursing revealed no new additional information.		<b>What measures will be put into place or what systemic changes you will make to ensure that the deficient practice does not recur: All MDS staff will be in-serviced by the MOS Director on MDS section I</b>  How the corrective action(s) will be monitored to ensure the deficient practice will not recur: MOS director will randomly audit MDS section I for accuracy and report findings to the OA/OAPI committee monthly X 3.		
F656	Develop/Implement Comprehensive Care Plan SS=D CFR(s): 483.21(b)(1)  §483.21(b) Comprehensive Care Plans §483.21(b)(1) The facility must develop and implement a comprehensive person-centered care plan for each resident, consistent with the resident rights set forth at §483.10(c)(2) and §483.10(c)(3), that includes measurable objectives and timeframes to meet a resident's medical, nursing, and mental and psychosocial needs that are identified in the comprehensive assessment. The comprehensive care plan must describe the following  (i) The services that are to be furnished to attain or maintain the resident's highest practicable physical, mental, and psychosocial well-being as	F 656			

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STATEMENT OF DEFICIENCIES  
AND PLAN OF CORRECTION(X1) PROVIDER/SUPPLIER/CLIA  
IDENTIFICATION NUMBER:(X2) MULTIPLE CONSTRUCTION  
A. BUILDING(X3) DATE SURVEY  
COMPLETED

2151B7

8 WING

07/18/2019

NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY, STATE, ZIP CODE

BETHESDA HEALTH AND REHABILITATION

5721 GROSVENOR LANE  
BETHESDA, MD 20814(X4) 10  
PREFIX  
TAGSUMMARY STATEMENT OF DEFICIENCIES  
(EACH DEFICIENCY MUST BE PRECEDED BY FULL  
REGULATORY OR LSC IDENTIFYING INFORMATION)IO  
PREFIX  
TAGPROVIDER'S PLAN OF CORRECTION  
(EACH CORRECTIVE ACTION SHOULD BE  
CROSS-REFERENCED TO THE APPROPRIATE  
DEFICIENCY)(X5) J  
COMPUTATION  
DATE

F656 Continued From page 2

required under §483.24, §483.25 or §483.40; and

(ii) Any services that would otherwise be required under §483.24, §483.25 or §483.40 but are not provided due to the resident's exercise of rights under §483.10, including the right to refuse treatment under §483.10(c)(6).

(iii) Any specialized services or specialized rehabilitative services the nursing facility will provide as a result of PASARR recommendations. If a facility disagrees with the findings of the PASARR, it must indicate its rationale in the resident's medical record.

(iv) In consultation with the resident and the resident's representative(s)

(A) The resident's goals for admission and **desired** outcomes.

(B) The resident's preference and potential for future discharge. Facilities must document whether the resident's desire to return to the community was assessed and any referrals to local contact agencies and/or other appropriate entities, for this purpose.

(C) Discharge plans in the comprehensive care plan, as appropriate, in accordance with the requirements set forth in paragraph (c) of this section.

This REQUIREMENT is not met as evidenced by:

Based on surveyor record reviews, and facility staff interviews, it was determined that the facility staff failed to develop and implement a comprehensive person-centered care plan to meet a resident's medical, nursing, mental and psychosocial needs. This was evident in 1 of 8 residents reviewed (#2) during a complaint survey. The findings include:

On 07-17-19 at 10:30 AM, surveyor review of resident #2 medication administration record

F656

**&S6** What corrective action will be accomplished for those residents found to have been affected by the **deficient practice**: Resident# 2 care plan was corrected immediately.

**How will you identify other residents having the potential to be affected by the same deficient practice and what corrective action will be taken.** All residents who are on Psychotic medications have potential to be affected. 100% audit of care plans of these residents will be completed by 8/23/19.

**What measures will be put into place or what systemic changes you will make to ensure that the deficient practice does not recur:**

Residents on antipsychotic medications care plan will be reviewed weekly during the IDT "at risk" meeting for completion and individualization.

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  6. WING: _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>07/18/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE 6721 GROSVENOR LANE <b>BETHESDA, MO 20814</b>	
(4) 10 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)
	<p>F656 Continued From page 3</p> <p>(MAR) revealed that resident #2 was taking multiple medications including, but not limited to, antipsychotropic medications (medications used to treat psychosis like delusions, paranoia hallucinations and disordered thoughts).</p> <p>Further record review revealed psychiatrist documentation in February 2019 which indicated 1 that the rational/diagnosis for the medication was due to resident #2's psychotic symptoms.</p> <p>However, there was no evidence that the facility staff initiated a care plan to address resident #2's health condition. In addition, there was no care plan that addressed resident #2 antipsychotropic medication use. There were no care plan interventions to address the medication use.</p> <p>On 04-10-18 at 1 PM, surveyor interview with the Director of Nursing (DON) revealed no new information.</p>	F656	<p>How the corrective action(s) will be monitored to ensure the deficient <b>practice will not recur</b>: Nurse managers will randomly audit the care plans of residents on antipsychotic medication weekly and report findings to the QA/QAPI committee monthly X 3.</p> <p>(p) /PJ</p>

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A BUILDING - - - - -  B WING - - - - -	(X3) OAH SURVEY COMPLETE; O  <b>C</b> <b>07/18/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR 1.ANE</b> <b>BETHESDA, MD 20814</b>	
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL AEGUIAORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)

S 00-0 Initial Comments

S000

On 07-17-19 and 07-18-19, a survey was conducted at this facility by the Office of Health Care Quality to investigate complaints #MD00142213, MD00141871, and #MD00141440 and facility reported incident #MD00142399, MD 00141028, M000140776 and MD00140693. Survey activities included review of residents' medical records, interview of facility staff, observation of resident and staff practices. The following deficiencies are the result of this visit.

S2900 10.07.02.59 Resident Status Assessment

SEE F641

.59 Resident Status Assessment.

A A nursing home shall use the following forms and procedures for resident assessment as described in the CMS Manual System, Pub. 100-07 State Operations Provider Certification and in the CMS Long-term Care Facility Resident Assessment Instrument 3.0 User's Manual:

(1) The Minimum Data Set (MDS) version as determined by the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, referenced in §8 of this regulation.

(2) MOS Care Area Assessment process: and

(3) Care plans.

8. The nursing home shall complete all assessments in accordance with the provisions of 42 CFR §483.20, as amended.

C. A nursing home certified for participation in Medicare or Medicaid shall complete and

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(X6) DATE

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If continuation sheet 1 of 3

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  8. WING: _____	(X3) DATA SURVEY COMPLETED  <b>C</b> <b>07/18/2019</b>
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NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>	STREET ADDRESS, CITY, STATE, ZIP+4 CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MO 20614</b>
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(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)	(IC61 CD) INITIALS DATE
S2900	Continued From page 1  electronically submit the assessment to the Quality Improvement and Evaluation System (QIES) Assessment Submission and Processing (ASAP) system. The assessment shall:  (1) Use a standard record layout format;  (2) Use a data dictionary as identified by the automated data processing requirements; and  (3) Pass standardized edits as defined by CMS and the State.  D. A federally certified nursing home shall:  (1) Encode assessment data as specified in the CMS Long-term Care Facility Resident Assessment Instrument 3.0 User's Manual; and  (2) Transmit assessment data as specified in the CMS Long-term Care Facility Resident Assessment Instrument 3.0 User's Manual except as excluded in §E of this regulation.  E. A nursing home licensed as a nursing home but not certified for participation in the Medicare or Medicaid Program shall comply with the CMS Manual system, Pub. 100-07 State Operations Provider Certification, and with RAI Instructions in the CMS Long-term Care Facility Resident Assessment Instrument 3.0 User's Manual, except that data <i>may</i> not be submitted electronically to the Department  This Regulation is not met as evidenced by: Refer to CMS 2567 F641	S2900		



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STATEMENT OF DEFICIENCIES NO PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION <b>A. BUILDING:</b> _____  <b>B. WING:</b> _____	(X3) OAHF SURVEY COMPLETED  <b>C</b> <b>07/18/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LINE BETHESDA, MD 20814</b>		
(X4)10 PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	IO PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETION DATE
S2940	Continued From page 2	S2940	SEE F656	
S2940	10,07.02.60 D Care Planning-Organization	S2940		
	60 Care Planning.			
	D. Organization of Care Plan.			
	(1) Resident's problems and needs shall be identified, based upon the interdisciplinary assessment. The care plan shall address all of the resident's special care requirements necessary to improve or maintain the resident's status. The interdisciplinary team shall incorporate resident input into the care plan.			
	(2) The team shall establish goals for each problem or need identified, or a combination thereof. The goals shall be realistic, practical, and tailored to the resident's needs. Goal outcomes shall be measurable in time or degree, or both.			
	(3) Approaches to accomplishing each goal shall be established. Approaches shall indicate the work to be done, who is to do it, and how frequently it is to be done.			
	If This Regulation is not met as evidenced by: Refer to CMS 2567 F656			

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 10/04/2019  
FORM APPROVED  
OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CUA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _ _ _ _ _  B. WING _ _ _ _ _		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>09/24/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(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) COMPLETION DATE	
F 000	INITIAL COMMENTS  The following deficiency was the result of a survey that was conducted at this facility on September 23 & 24, 2019 by the Office of Health Care Quality to investigate complaints #MD00143450, MD00143713, MD00144814 and facility reported incidents #MD00144542, MD00144674, and MD00144931. Survey activities included review of residents' medical records, interview of staff and residents, and observation of staff practices.  This survey did not identify noncompliance with federal requirements that were reviewed in relationship to these complaints and facility reported incidents.	F 000			
F 609 SS=D	Reporting of Alleged Violations CFR(s): 483.12(c)(1)(4)  §483.12(c) In response to allegations of abuse, neglect, exploitation, or mistreatment, the facility must:  §483.12(c)(1) Ensure that all alleged violations involving abuse, neglect, exploitation or mistreatment, including injuries of unknown source and misappropriation of resident property, are reported immediately, but not later than 2 hours after the allegation is made, if the events that cause the allegation involve abuse or result in serious bodily injury, or not later than 24 hours if the events that cause the allegation do not involve abuse and do not result in serious bodily injury, to the administrator of the facility and to other officials (including to the State Survey Agency and adult protective services where state law provides for jurisdiction in long-term care facilities) in accordance with State law through established	F609			

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVES SIGNATURE

TITLE

(X6) DATE

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions .) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 10/04/2019  
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OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>09/24/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(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) COMPLETION DATE	
F 609	<p>Continued From page 1 procedures.</p> <p>§483.12(c)(4) Report the results of all investigations to the administrator or his or her designated representative and to other officials in accordance with State law, including to the State Survey Agency, within 5 working days of the incident, and if the alleged violation is verified appropriate corrective action must be taken. This REQUIREMENT is not met as evidenced by:</p> <p>Based on record review and interview with facility staff, it was determined that the facility failed to report an allegation of resident abuse to the Office of Health Care Quality (OHCQ). This finding was evident for 1 of 12 residents reviewed for the complaint survey. (#6) The findings include:</p> <p>On 9-24-19, surveyor review of resident #6's clinical record revealed that, on 07-19-19, resident #6 alleged that another resident was threatening him/her. Resident #6 proceeded to call the local police department to file a report. The local police authorities came to the facility on 07-19-19 at 08:17PM and left. There was no evidence that the facility informed OHCQ of the alleged abuse.</p> <p>On 09-24-19 at 12:00PM, interview with the Director of Nursing revealed that the nursing staff did not inform them of the allegation.</p>	F 609			

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _ _ _ _ _  B. WING _ _ _ _ _	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>09/24/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(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
S000	Initial Comments  The following deficiency was the result of a survey that was conducted at this facility on September 23 & 24, 2019 by the Office of Health Care Quality to investigate complaints #MD00143450, MD00143713, MD00144814 and facility reported incidents #MD00144542, MD00144674, and MD00144931. Survey activities included review of residents' medical records, interview of staff and residents, and observation of staff practices.  This survey did not identify noncompliance with state COMAR requirements that were reviewed in relationship to these complaints and facility reported incidents .	S 000		
S6322	10.07.09.15 C (1) (b) Abuse; Report to Dept  .15 Abuse of Residents .  C. Reports of Abuse. (1) A person who believes that a resident has been abused shall promptly report the alleged abuse to the: (b) Licensing and Certification Administration within the Department; or  This Regulation is not met as evidenced by: Refer to CMS 2567 F609	S6322		

OHCQ

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

TITLE

(X6) DATE

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 12/17/2019  
FORM APPROVED  
OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>12/06/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
(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) COMPLETION DATE
F 000	INITIAL COMMENTS  From December 3, 2019 through December 6, 2019, the Office of Health Care Quality conducted a survey at this facility to investigate two (2) complaints and five (5) facility reported incidents <b>(FRIs)</b> .  Survey activities consisted of observations of staff practices; interviews with residents, complainants, and facility staff; and the review of residents' medical records, administrative records, and resident care policies.  Four <b>(4) FRIs (MD00146627, MD00147695, MD00148024, and MD00148135)</b> were unsubstantiated with no identified noncompliance with Federal requirements.  Two (2) complaints (MD00146708 and <b>MD00146916</b> ) and one <b>(1) FRI MD00147618</b> were substantiated.  This survey identified noncompliance with Federal of 42 CFR Part 483, Subpart B, Requirements for Long Term Care Facilities.	F 000			
F 558 SS=E	Reasonable Accommodations Needs/Preferences CFR(s): 483.10(e)(3)  §483.10(e)(3) The right to reside and receive services in the facility with reasonable accommodation of resident needs and preferences except when to do so would endanger the health or safety of the resident or other residents. This REQUIREMENT is not met as evidenced by: Based on surveyor review of administrative records, and interviews, it was determined that	F 558			
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE			TITLE		(X6) DATE

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 12/17/2019  
FORM APPROVED  
OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>12/06/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
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F 558	<p>Continued From page 1</p> <p>the facility administrator failed to consider residents' rights for accommodation and preferences by removing microwave ovens used by the residents. This finding was evident during investigation of complaint #MD00146708.</p> <p>The findings include:</p> <p>On 12-03-19 review of administrative records revealed that on 09-12-19 facility staff were informed that all microwaves for resident use had been removed with instructions that residents and/or facility staff on behalf of the residents were no longer allowed to heat or reheat any items for resident consumption in microwaves. The facility provided an in-service regarding the use of the microwave to all employees on 09-12-19.</p> <p>On 12-03-19 at 1:00 PM, interview with the facility administrator revealed that he had made a decision to remove all microwaves based on an isolated incident that involved an alert and oriented resident who sustained a burn from some noodles the resident had heated up.</p> <p>Review of the resident council minutes dated 10-05-19 revealed that the facility administrator attended the meeting and informed the residents that effective 10-03-19 microwaves were no longer available for residents "to warm their meals." There was no indication in the minutes that there was any discussion regarding any alternates for residents who wanted to heat food or whose family members bring in food.</p> <p>On 12-06-19, at 2:00 PM, interview with Resident #11 revealed the resident's mother had been preparing food for the resident every week for the last 14 years. Resident #11 preferred to have</p>	F 558			

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _ _ _ _ _  B. WING _ _ _ _ _		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>12/06/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
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F 558	Continued From page 2 those meals heated in the microwave instead of eating them room temperature. Resident #11 stated, "We need our microwaves back!"	F 558			

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING: _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>12/06/2019</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>		
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S000	<p>Initial Comments</p> <p>From December 3, 2019 through December 6, 2019, the Office of Health Care Quality conducted a survey at this facility to investigate two (2) complaints and five (5) facility reported incidents (FRIs).</p> <p>Survey activities consisted of observations of staff practices; interviews with residents, complainants, and facility staff; and the review of residents' medical records, administrative records, and resident care policies.</p> <p>Four (4) FRIs (MD00146627, MD00147695, MD00148024, and MD00148135) were unsubstantiated with no identified noncompliance with Federal requirements.</p> <p>Two (2) complaints (MD00146708 and MD00146916) and one (1) FRI MD00147618 were substantiated.</p> <p>This survey identified noncompliance with 10.07.02 of COMAR requirements for Long Term Care Facilities.</p>	S 000			

OHCQ

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

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(X6) DATE



Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _ _ _ _ _	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>12/06/2019</b>
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NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>
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S5093	<p>10.07.09.08 C (1) Right to reasonable accommodation</p> <p>.08 Resident's Rights and Services.</p> <p>C. A resident has the right to: (1) Reside and receive services in a nursing facility with reasonable accommodations of individual needs and preferences, except when accommodations would endanger the health or safety of the resident or other residents;</p> <p>This Regulation is not met as evidenced by: Refer to CMS 2567 F-558</p>	S5093		

OHCQ

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

TITLE

(X6) DATE

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CLINICAL & MEDICAID SERVICES

STATEMENT OF DEFICIENCIES  
AND PLAN OF CORRECTION

(X1) PROVIDER/SUPPLIER/CLIA  
IDENTIFICATION NUMBER

215187

(X2) MULTIPLE CONSTRUCTION  
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NAME OF PROVIDER OR SUPPLIER

BETHESDA HEALTH AND REHABILITATION

STREET ADDRESS, CITY, STATE, ZIP CODE  
5721 GROSVENOR LANE

BETHESDA, MD 20814

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SUMMARY STATEMENT OF DEFICIENCIES  
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PROVIDER'S PLAN OF CORRECTION  
(EACH CORRECTIVE ACTION SHOULD BE  
CROSS-REFERENCED TO THE APPROPRIATE  
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F 000 INITIAL COMMENTS

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On May 7, 8, 9 & 10, 2019, an on-site investigation was conducted at this facility by the Office of Health Care Quality (OHCQ) to investigate one facility reported incident MD00138759 and three complaints, MD00138541, MD00138071 & MD00139809. Survey activities included review of clinical records, interviews with Ombudsman, residents and the facility staff, observation of staff practices and review of administrative records. In addition, three additional facility reported incidents were investigated on site.

On 05-09-10 at 12 PM, it was determined that the facility failed to provide direct supervision in the smoking area; for unsafe smokers, which were assessed and identified based on the facility's safe smoking assessments. After the facility reported incident on 04-30-19, the facility failed to conduct a thorough investigation and to determine whether the current smoking monitoring system in the smoking area was effective or not. In addition, the facility failed to define the expectation of direct supervision in the smoking area and to offer training to the designated personnel who monitored the smoking area. Therefore, an immediate jeopardy to resident's safety in the smoking area was determined.

On 05-09-19 at 9 PM, the facility provided a plan of corrective action to OHCQ. The immediate jeopardy was abated on 05-10-19 at 3 PM following the facility's implementation of corrective Actions to ensure that all unsafe smokers receive direct supervision in the smoking area.

LABORATORY DIRECTOR'S OR PROVIDER'S SIGNATURE

DATE SIGNATURE

Any deficiency statement ending with an asterisk (\*) denotes

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the INSIGHT focused on correcting provider's

other safeguards provide sufficient protection to the patient (See instruction 5.) Except for nursing homes, the findings stated above are not final following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are final, effective following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is required to the facility's participation.

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICAL RESEARCH & STATISTICAL EVALUATION

STATEMENT OF DEFICIENCIES  
/IND PLAN OF CORRECTIVE ACTION

(X1) PROVIDER/SUPPLIER/CLIA  
IDENTIFICATION NUMBER

215187

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SUMMARY STATEMENT OF DEFICIENCIES  
(EACH DEFICIENCY MUST BE PRECEDED BY FULL  
REGULATORY OR LSC IDENTIFYING INFORMATION)

F 000 Continued From page 1

On 05-10-19, an extended survey was conducted based on the determination of the immediate jeopardy to resident's safety in the smoking area on 05-09-19 at 12 PM.

This survey did not identify non-compliance with Federal requirements that were reviewed in relationship to the facility reported incident MD00138759 and two complaints, MD00138541 & MD00138071.

f C 10 Investigate/Prevent/Correct Alleged Violation SS-  
"O CF f (s): 48 3,12(c)(2) -(4)

§483 12(c) In response to allegations of abuse, neglect, exploitation, or mistreatment, the facility must:

§183.12(c)(2) Have evidence that all alleged violations are thoroughly investigated

§48312(c)(3) Prevent further potential abuse, neglect, exploitation, or mistreatment while the investigation is in progress,

§483 12(c)(4) Report the results of all investigations to the administrator or his or her designated representative and to other officials in accordance with State law, including to the State Survey Agency, within 5 working days of the incident, and if the alleged violation is verified appropriate corrective action must be taken. This REQUIREMENT is not met as evidenced by:

Based on surveyor observations, review of the clinical record and interviews with the Ombudsman, residents and facility staff, it was determined that the facility staff failed to investigate two facility reported incidents

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FOOP/i 610 -What corrective action will be  
accomplished for those residents  
found to have been affected by the  
deficient practice:

All residents are directly supervised when in the smoking area.

F 610 How will you identify other  
residents having the potential to be  
affected by the same deficient  
practice and what corrective action  
will be taken:

Any resident that has made an allegation of abuse has the potential to be affected. Education will be provided by the District Director of Clinical Services to the Director of Nursing, Administrator, Assistant Director of Nursing, Staff Development Manager, and Unit Managers on completion of investigations. Following education, the Director of Nursing will educate nursing supervisors on completion of investigations. Following education the Director of Nursing will review all

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BETHESDA HEALTH AND REHABILITATION

5721 GROSVENOR LANE

BETHESDA, MD 20814

SUMMARY STATEMENT OF DEFICIENCIES  
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F 610 Continued From page 2

thoroughly Till s finding was evident for 2 of 4 facility report ed incident reviews (#3 & #1 ). The find ings include :

1, On 05-07-19 at 4:30 PM , interview with resident #3 revealed that the resident reported to the facility on 05-01-19 that resident #4 touched him/her inappropriately in the smoking area.

On 05-08-19 at 2 PM, interview with the Ombudsman revealed that resident #3 alleged resident #4 touched him/her inappropriately in the smoking area on 05-01-19. The Ombudsman reported resident #3's complaint to the facility staff on 05-01-19.

On 05-01-19 Hie fJOice wei e called Fwther rP.view of msident #3's sta tem ent , which was inade on 05-01-19,revea led that res ident #3 alleged that resident #4 touched him/her in the smoking area, but did not provide any specific e--amJii me W he-n--th-e-Btree+et-ef-Nursifil-Ef- (DON ) asked resident #4 on 05-01-19, resident #4 denied touching resident #3. Further review of resident #1's sta tem ent, which was made on 05-01-19, revealed that resident #1 observed resident #4 touched resident #3 in the smoking area.

On 05-08-19, review of resident #1's safe Silloking evc1lu ation. whict, was completed on 03-11-19 , revealed that resident #1 required direct supervision while smoking ill the smoking area.

On 05-08-19 At 1? noon, interview with the DON revealed that diffel ent department staff members

F 610 | allegations of abuse for the past 60

days to ensure that a complete investigation was completed.

**What measures will be put into place or what systemic changes you will make to ensure that the deficient practice does not recur:**

The Director of Nursing and Administrator will review all investigations to ensure they are complete prior to submitting final report .

**How the corrective action(s) will be monitored to ensure the deficient practice will not recur:**

District Director of Clinical Services will review all allegations of abuse investigations completed for the next 3 months. Results of these reviews will be presented to the QAPI committee monthly by the Director of nursing.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

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STATEMENT OF DEFICIENCIES  
AND PLAN OF CORRECTION

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**215187**

NAME OF PROVIDER OR SUPPLIER

**BETHESDA HEALTH AND REHABILITATION**

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SUMMARY STATEMENT OF DEFICIENCIES  
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F 610 Continued From page 3

were assigned to provide monitoring in the  
smoking area during smoking times. The DON  
provided a smoking schedule, which was listed as  
followed

7- 7:45 AM

**9-9:45 AM**

11 - 11:45 AM

i-1:45 PM

2:30- 3:15 PM

5:45- 6:30 PM

7:30-8:15 PM

9:15-10 PM

However, the facility investigation did not include  
interviews of the department staff members, who  
were assigned to monitor the smoking area on  
05-01-19.

On 05-08-19 at 8 AM, interview with the DON and  
review of the facility's final investigation report,  
which was dated 05-05-19, revealed that the  
facility was unable to substantiate resident #3's  
allegation because resident #3 told the police on 05-  
01-19 that resident #4 never touched him/her.

However, review of the psychiatrist's progress  
note, dated 05-03-19, revealed that resident #3  
reported to the psychiatrist that "another resident  
rached over and touched resident #3", Then,  
resident #3 "slapped that resident and left the  
smoking area and informed staff of the incident."

There was no evidence that the department staff  
members, who were assigned to monitor  
smoking on 05-03-19, were interviewed..

On 05-10-19 at 3:15 PM, interview with the  
Administrator and t11e Director of Nursing  
revealed no additional information.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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STATEMENT OF DEFICIENCIES  
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NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY, STATE, ZIP CODE

BETHESDA HEALTH AND REHABILITATION

5721 GROSVENOR LANE

BETHESDA, MD 20814

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F 610 Continued From page 4

F 610

2, On 05-07-19 at 11 AM, interview with resident #1 revealed that the resident had an altercation at the smoking area on 04-30-19 with resident #4. As a result of the altercation, resident #1 had a laceration on the lower lip.

On 05-08-19, review of the facility's investigation report revealed that staff #4 was the assigned personnel to monitor smoking on 04-30-19 between 1 PM and 1:45 PM. Staff #4 documented that he/she watched resident #1 and resident #4 fighting in the smoking area through a video camera, which was located at the Potomac unit nursing station (122 feet away from the smoking area).

Interview of staff #4 on 05-08-19 at 10 AM revealed that staff #4 could not recall the cigarette smoke due to health issues. Therefore, staff #4 was allowed to open the door for smokers at 1 PM Monday through Fridays, walk back to the Potomac unit nursing station and monitor through the video camera. Staff #4 monitored smokers by sitting at the Potomac unit nursing station, which was 122 feet away from the smoking area. Staff #4 stated that there were a lot of smokers in the smoking area on 04-30-19 between 1 PM and 1:45 PM, but he/she could not recall their names.

Review of the facility's investigation report revealed that resident #3 was present in the smoking area on 04-30-19. Resident #3 could not provide any information about the incident because he/she could not recall the incident. Other residents who were in the smoking area on 04-30-19 were not interviewed.

On 05-03-19, the psychiatrist documented that resident #4 had "2 resident-resident altercations

If continuation sheet Page 6 of

DEPARTMENT OF HEALTH AND HUMAN SERVICES

STATEMENT OF DEFICIENCIES

STATEMENT OF DEFICIENCIES  
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F 689 Continued From page 6

(OHQC) The IJ WJs abated on 05-10-19 at 3 PM following the facility's implementation of corrective actions to ensure all unsafe smokers receive direct supervision in the smoking area Findings include:

On 05-08-19, review of the facility 1epo1lecJ incident (FRI) revealed that triere was a resident to resident altercation between resident #4 and #5 on 04-28-19 at 1 45 PM in the smoking area.

On 05-08-19 at 11 JO AM, rnvlew of the facility's investigation report and interview of staff #1 revealed that staff #1 observed staff #2 opened the door for all smokers on 04-28-19 at 1 PM TI,en, stafi t/2 walked back to the Potomac unit nL,' ,irirJ ft 21: ,n\_ ,\_,L-,i:,i- wns 1 '2" fee,( c.l way i r om t: HJ -i1 01 111 J J: t: 2, \ wns it ,taff it I 'Ndi,c d IOV:d:U: the LJ1 eak 100111, striff t/1 heard a cornmotion coming from Ille smoking a1cH. Therefore, staff #1 walked towards the door and watched through a 11 in x 11 in window on the door Staff #1 observed resident #4 and #G fighting. Therefore, staff #1 called for help. Staff 11-1 told the surveyor that no staff was pi-esent in the smoking area on 04-28-19 at 1:45 PM when he/she entered the smoking area to separate resident #1 and #5 .

On J5 08 19. review of resident #5's safe smoking evaluatio11, dated '.)1-30 19, revealed that resident #5 was assessed as an unsafe smoker who required direct supervision while smoking

Further review of resident #4's safe smoking evaluation, dated 02-27-19, revealed that resident 114 wr.1s assessed ;;;,; a safe smoker No direct supervision was needed while smoking

F 689

Any resident in the smoking area that is assessed as unsafe is at risk. Direct supervision is provided during smoking times to ensure that smokers remain safe.

What mas\_s will be put i to place or what systemic changes you will make to ensure that the deficient practice does not recur:

Direct supervision is provided during smoking times by a trained monitor to ensure that residents remain safe.

How the corrective action(s) will be monitored to ensure the deficient practice will not recur:

Monitors are randomly supervised by the administrator or management designee to ensure that they are maintaining direct supervision in the smoking area. Any incidents or concerns in the smoking area are immediately communicated to the administrator or designee and noted on the smoking observation tool.

7/5/19



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

OMB NO 09-0188

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(X1) PROVIDER/SUPPLIER/CLIA  
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05/10/2019

NAME OF PROVIDER OR SUPPLIER

STREET ADDRESS, CITY STATE ZIP CODE

BETHESDA HEALTH AND REHABILITATION

5721 GROSVENOR LANE

BETHESDA, MD 20814

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SUMMARY STATEMENT OF DEFICIENCIES  
(EACH DEFICIENCY MUST BE PRECEDED BY FULL  
REGULATORY OR LSC IDENTIFYING INFORMATION)

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PROVIDER'S PLAN OF CORRECTION  
(EACH CORRECTIVE ACTION SHOULD BE  
CROSS-REFERENCED TO THE IDENTIFYING  
DEFICIENCY)

F 689 Continued From page 7

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Incidents are tracked and discussed  
in the monthly QAPI meeting.

7/5/19

On 05-08-19, review of the facility's smoker list, which was provided by the Director of Nursing (DON), revealed that resident #5 and #6. were listed as unsafe smokers.

Based on the facility's investigation report, resident #6 was present in the smoking area on 04-28-19 at 1:46 PM Resident#6 was assessed and determined to be an unsafe smoker based on the safe smoking evaluation, which was completed on 03-13-19. In addition, resident #6 required direct supervision and needed to wear a protective apron while smoking.

There were two unsafe smokers, resident #5 and #6, in the smoking area on 04-28-19 between 1 PM and 1:45 PM without direct supervision by the facility staff

On 05-08-19 at 12 noon, interview of the DON revealed that staff #3 was assigned to provide monitoring in the smoking area between 7 AM and 6:30 PM on the weekends and holidays The DON provided a smoking schedule to the surveyor, which was listed as followed:

7- 7:45 AM  
9-9:45 AM  
11-11:45AM  
1-1:45 PM  
2:30- 3:15 PM  
5:45- 6:30 PM  
7:30-8:15 PM  
9:15-10 PM

In addition, the DON clarified that the evening weekend supervisor was the assigned personnel to provide monitoring in the smoking area between 7 PM and 10 PM on the weekends and holidays.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

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STATEMENT OF DEFICIENCIES  
AND PLAN OF CORRECTION

(X1) PROVIDER/SUPPLIER/CLIA  
IDENTIFICATION NUMBER

215187

NAME OF PROVIDER OR SUPPLIER

BETHESDA HEALTH AND REHABILITATION

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SUMMARY STATEMENT OF DEFICIENCIES  
(EACH DEFICIENCY MUST BE PRECEDED BY FULL  
REGULATORY OR LSC IDENTIFYING INFORMATION)

(X2) MULTIPLE CONSTRUCTION

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F 6.89 Continued From page 8

F 689

On 05-09-19, review of the facility's investigation report and telephone interview of staff #2 on 05-09-19 at 9:30 AM revealed that he/she was not aware of any smoker list and did not know where the protective aprons were located for unsafe smokers. On 04-28-19 at 1 PM, staff #3 told staff #2 to open the door to the smoking area for the smokers. After the door was opened for the smokers, staff #2 walked back to Potomac unit nursing station, which was 122 feet away from the smoking area.

On 05-09-19, review of the facility's investigation report and telephone interview of staff #3 on 05-09-19 at 10 AM revealed that he/she was the designated person to monitor the smoking area on the weekends, but he/she was not aware of any smoker list and did not know where the protective aprons were located for unsafe smokers. On 04-28-19 at 1 PM, staff #3 was busy in the dining room with other residents. Therefore, staff #3 asked staff #2 to open the door to the Smoking area for smokers. While staff #2 was still in the dining room, other staff reported to him/her that resident #4 and #5 had a fight in the smoking area.

On 05-09-19 at 10 AM, the surveyor toured Potomac nursing unit with the DON. There were 6 protective aprons found in a transparent plastic bag.

Interview of the staff development nurse, on 05-08-19 at 3 PM, revealed that there was no documented evidence that staff #2 and #3 received in-services related to safe smoking/tobacco use when offered by the staff development nurse. On 03-19-19 the staff

### STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION

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## BETHESDA HEALTH AND REHABILITATION

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(EACH DEFICIENCY MUST BE PRECEDED BY FULL SUMMARY STATEMENT OF DEFICIENCIES REGULATORY OR I SC IDENTIFYING INFORMATION)

development nurse further stated that he/she expected the personnel, who was assigned to monitor the smoking area, to stay in the smoking area for direct supervision . See F 867.

After the resident to resident altercation on 04-28-19, there was no evidence that the facility staff addressed the issue of no direct supervision in the smoking area for unsafe smokers; In addition, there was no evidence that staff #3 received in-services /training to understand his/her role while in the smoking area. There was also no evidence that staff #3 knew how to identify unsafe smokers and what level assistance each unsafe smoker might need

On 05-07-19 at 11 AM, inter view of resident #1 revealed that he/she had an altercation in the smoking area on 04-30-19 with resident #4 As a result of the altercation, resident #1 had a laceration on the lower lip.

On 05-07-19, review of resident **#1's** safe smoking evaluation, which was completed on 03-11-19, revealed that resident #1 was assessed as a safe smoker, but required direct supervision while smoking.

On 05-08-19, review of a facility reported incident revealed that resident #1 and resident #4 had a fight in the smoking area on 04-30-19 at 1:40 PM.

Further review revealed that staff #4 was the designated personnel to monitor smoking on 04-30-19 between 1 PM and 1:45 PM Staff #4 reported that he/she watched resident #1 and resident #4 fighting in the smoking area through the video camera. The video monitor was located at Potomac unit nursing station, which was 122

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## BETHESDA HEALTH AND REHABILITATION

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(EACH CORRECTIVE ACTION SHOULD BE  
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DEFICIENCY)

F 689 Continued From page 11

F 689

Facility staff, who were assigned to monitor smoking, had different methods to monitor smokers and different information about unsafe smokers who required supervision and who needed to wear protective aprons .

On 05-08-19 at 12 PM, interview of the DON revealed that the assigned personnel could watch smokers through the 11 in x 11 in window on the door or monitor smokers from the video camera, which was located at Potomac unit nursing station ( 122 feet away from the smoking area).

After 04-30-19, there was no evidence that the facility addressed the issue related to direct supervision in the smoking area for unsafe smokers -, here was no evidence that staff #4 and #6 knew who the unsafe smokers were ;ind what level of assistance the unsafe smokers needed In addition , there were different expectations from the staff development nurse and the DON related to the definition of "direct supervision" and the role and function of the designated personnel to monitor smoking in the smoking area.

On 05-08-19 at 3 PM, interview with the DON and the staff development nurse revealed that there was a total of 23 smokers in the facility based on the safe smoking evaluations . Of the 23 smokers , there were 12 unsafe smokers, who required direct supervision. Of the 12 unsafe smokers who required direct supervision, 4 needed to wear a protective apron while smoking.

On 05-08-19 at 6 PM, staff #7 was observed standing in the smoking area and monitoring the smokers. Interview with staff #7 revealed that

DEPARTMENT OF HEALTH AND HUMAN SERVICES

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION

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(X2) MULTIPLE CONSTRUCTION  
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NAME OF PROVIDER OR SUPPLIER

BETHESDA HEALTH AND REHABILITATION

STREET ADDRESS, CITY, STATE, ZIP CODE  
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BETHESDA, MD 20814

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F 689 Continued From page 12

he/she did not know who the unsafe smokers  
were or what level of supervision those unsafe  
smokers needed.

On 05-08-19 at 9:15 PM, interview with the  
administrator and DON revealed no additional  
information.

On 05-09-19 at 12 PM, an immediate jeopardy to  
resident's safety at the smoking area was  
determined.

On 05-09-10 at 9 PM, the facility provided an IJ  
Removal Plan to the surveyor

Based on the plan of corrective action, the facility  
educated all the facility staff, who were  
designated to monitor the smoking area on  
weekends and holidays about the responsibilities  
of the assignment. The smoking monitor duties  
include reporting to and picking up a smoking  
book from the nursing home administrator or  
management designee. The smoking book  
contains a list of all the smokers with the level of  
supervision and assistance required, and a tool to  
document the monitoring of the smokers. The  
nursing home administrator or management  
designee are to visit the smoking area  
periodically to ensure that the monitor is  
physically present in the smoking area. The  
smoking monitor is to document any issues  
during the smoking sessions and report the  
issues to the nursing home administrator or  
management designee. The nursing home  
administrator will bring any issues to the monthly  
Quality Assurance Performance Improvement  
(QAPI) meeting

On 05-10-19 at 3 PM, the IJ was abated following

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F 689 Continued From page 13

the facility's implementation of corrective actions  
to ensure that all unsafe smokers receive direct  
supervision at the making area.

F 867 QAPI/OAA Improvement Activities  
SS==E CFR(s): 483.75(g)(2)(ii)

§483.75(g) Quality assessment and assurance.

§483.75(g)(2) The quality assessment and  
assuranr,e committee must:

(ii) Develop and implement appropriate plans of  
action to correct identified quality deficiencies:  
This REQUIREMENT is not met as evidenced  
by

!3ased on surveyor review of the Quality  
Assurance & Performance Improvement (QAPI)  
program and the monthly OAPI Committee  
meeting and minutes, and interview with the  
facility staff, it was determined that the facility's  
OAPI C9mrnittee failed to implement appropriate  
plans of corrective actions . The findings include:

On 05-10-19 at 1 PM. interview of the staff  
development nurse revealed that monthly QAPI  
meP.tings were held on 03-28-19 and 04-25-19  
after the annual recertification survey was  
completed on 03-15-1 9.

On 05-10-19, review of the QAPI program  
revealed that the QAPI committee must maintain  
documentation and demonstrate evidence of its  
ongoing implementation. Documentation shall  
include, but is not limited to, QAPI meeting  
agenda/summary form, the root cause analysis  
form and performance improvement Project  
Form.

Further review of the April 2019 QAPI committee

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F 867 867 -What corrective action will be  
accomplished for those residents

found to have been affected by the  
deficient practice:

Smoking in services have been  
provided to all staff who are  
monitors of the smoking area

**How will you identify other  
residents having the potential to be  
affected by the same deficient  
practice and what corrective action  
will be taken:**

Any resident who is in the smoking  
area has the potential to be affected.

Smoking in services have been  
provided to all staff who are  
monitors of the smoking area.

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STATEMENT OF DEFICIENCIES  
AND PLAN OF CORRECTION

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IDENTIFICATION NUMBER:

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05/10/19

NAME OF PROVIDER OR SUPPLIER

BETHESDA HEALTH AND REHABILITATION

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BETHESDA, MD 20814

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SUMMARY STATEMENT OF DEFICIENCIES  
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PROVIDER'S PLAN OF CORRECTION  
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DEFICIENCY)

F 867 Continued From page 15

nursing supervisor, who worked Mondays through  
Fridays, revealed that he/she did not receive  
in-services/training related to safe smoking.

On 05-09-19 at 9 AM, telephone interview of staff  
#3 revealed that he/she was the designated  
personnel to monitor smoking between 7 AM and  
6:30-P-M. for the weekends and holidays.  
However, staff #3 did not receive  
in-services/training related to safe smoking.

F 867

On 05-10-19 at 2 PM, interview of the  
Administrator and the Director of Nursing  
revealed no additional information.



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jeopardy to resident's safety at t11 smok:,r-,9 area  
on 05-09-19 at 12 PM.

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This survey did not identify non-compliance  
Federal requirements that were reviewed n 'vvitr,  
relationship to the facility reported incident  
MD00138759 and two complaints, MD0 O 1 3,85  
& M000136071 .q 1

s 506 10.07.0 2.12 0 Nsg Svcs;Care 24 Hrs per Day

S 506

12 Nursing Services.

O Nursing Care-- 24 Hours a Day. There shall  
sufficient licensed and supportive nursing service  
personnel 24 hours a day to provide tee /  
appropriate bedside care to assure that each  
patient:

- (1) Receives treatments, medications, and diet  
prescribed; q s
- (2) Receives rehabilitative nursing care as  
needed; J
- (3) Receives proper care to prevent decubitus  
ulcers and deformities;
- (4) Is kept comfortable, clean, and well-groomed;
- (5) Is protected from accident, injury, and  
infection;
- (6) Is encouraged, assisted, and trained in  
self-care and group activities

This Regulation is not met as evidenced by:  
Refer to CMS 2567  
F 689

5 1836 10.07 02.45 D QA Pgm;Committee duties

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PROVIDER'S PLAN OF CORRECTION  
(EACH CORRECTIVE ACTION SHOULD BE  
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S1836

SEE F689

(7) prepare monthly reports for the ombudsman, family council, and residents' council

S6350

SEE F867

This Regulation is not met as evidenced by.-  
Refer to CMS 2567  
F 610





DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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<p>F 000 <b>INITIALCOMI.IEITTS</b></p> <p>• On 10124/18, o survey was conduct ed nt lh ls fakty by tho O !f!C(!of Hoalt h C-aro Qualtty to Invst,gatocompl.tnt #MOO013 1155. Activiies Included the Intcivlcw of the focity'sbus.lnc.,s office personnel and an audit&lt;lf the leildc n ls person.d fund s rCC()d Smntntil'ncd by!his fal ity woro aud1t0d to dotomlnc it any rcsidenrs p&lt;?rsona l fundshad bconmisused or misapproprfatedby this facility.</p> <p>The compl,1ntW.1\$ sub s.tanti 11tod . lh ! s SUt'Oy Idonti fted noncomptianco with FedcmI requircomon1s tho1wore rcvicwc-din rcl."l lionshp lo the complaint. (SEE F5GB&amp; F509)</p> <p>F 568 / unling r.nd Records of Personal Funds SS,,O CFR (s) : 483 . 10(ij (10) (" )</p> <p>• \$483.10(f)(10)(itt) Accounting ond Re&lt;:0tds, (A ) The focity mustslabsh nnd mainlnln n s-r;-lem lhm assures a lull ondcompkltc and :s paralo aceoor1ling,3ccordmg to generaUy 3cccplcd 3ccounting principles,of each res.idenl's pe rsona l fund s en trusted101he focityon tho re s.lde n1's be half, (B) TM sys?Orn mu litprecl ude anycommingling of ro sklontfunds'Mth facilityfundsor with the funds of ony person other than anolhcr rc'S-ide n t. (C)Thc Indivlduol financialroco d must bO • nvail.'lb!o 10u,c rosldonl through quarter1y strnm onts ond upon request This REQ U IREMENT is not me! as evidenced by; B.osod on u,o rovlcw, on 10/24 /18 of the rcskt cnt r.'personal funds records. including Ind1vlduJorcsldonl's account StatomentG. tran 1.1ctlon ,opo, ts, tra nsactionreceipts. undon tho IntoMOW of the facility's bu siness off</p>		<p>FOOO</p> <p>F 568</p>	

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DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED 11/18/2018  
FORM APPROVED  
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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X11) PROVIDER/CLIA ID NUMBER C 11 215187	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 10/24/2018
NAME OF PROVIDER OR SUPPLIER <b>BETHESDA HEALTH AND REHABILITATION</b>		UNIT (ITAD, C) CITY, STATE, ZIP CODE 5121 GAOSVEHOR LAUE BHM B-SDA, MD WB1,t	
SUMMARY STATEMENT OF DEFICIENCY (EACH DEFICIENCY MUST BE PRECEDED BY A SUMMARY OF THE REGULATORY OR LSC IDB REQUIREMENT, OR MA)		ID MU 111g	(X4) COMPLETION DATE
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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  1151.1117	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  II WING _____	(X3) DATE SURVEY COMPLETED  C 11/12/2018
NAME OF PROVIDER OR SUPPLIER  Barnes Jewish Hospital and Health System		5 REEFT CITY, NJ I 610.5.VERCR LIUH: 9E1Ht!SOA. M'D :20814	
SUBMITTER STATEMENT OF DEFICIENCIES (DEFICIENCY MUST BE PRECEDED BY FULL OR LSC IDENTIFYING INFORMATION)		PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION MUST BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X4) COMPLETION DATE
<p>F O O'ill Continued From page 3</p> <p>51CCOt,irl\ ui:l bl 1011at18.</p> <p>3. Res dont 3A ,ex red tm _____ On 311 . nd 312/113, . . ffr:rlr 'i:tn f&lt; tette!;J ICU o1\$932.5.1 r,om m ffo;i; d1,lnr:si p r\$(1n a1 fund a:ocounl o a ra ,1 mcoou 1. as ,m co; ,t ,of cm [P-l)'m ifll for 3'18 . 01 i 0'2 116 there vm5, no 'l:iden lh:ait ll'e cost ,ol etii'e, 0._icrpr1;1n4!nt 0 3/18 lrnd oo n depot!!;Uo,d b -ck JUo Um ri!! ldo:n.t.. pcrifC:rl8l ,Uind ;mcco1J1U . re undcd rta the r frS tll.tc</p>	F509		

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Continuation sheet 3 of 5

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If continuation sheet Page 1 of 2



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 08/21/2018  
FORM APPROVED  
OMB NO 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215167</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  8. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/15/2018</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814.</b>		
(X4) 10 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) COMPLETION DATE
F 806 Continued From page 1	<p>Surveyor review of resident #3's clinical record revealed an intolerance to gluten flour and wheat which was added to the resident's record on 03-16-18. Additionally, a diagnosis of Celiac disease was added to the resident's record on 05-03-18. Celiac disease is an autoimmune disorder that primarily affects the small intestine. the treatment for Celiac disease is a gluten free diet. On 06-14-18, a physician's order was written to change resident #3's diet to gluten free and dairy free.</p> <p>On 08-15-18 at 10AM, surveyor observation revealed that resident #3's breakfast tray was still at the bedside with a carton of whole milk present. Interview with resident #3 revealed that he/she cannot have milk products due to his/her medical condition, however, staff keeps sending milk on the meal trays.</p> <p>On 08-15-18 at 10:15AM, surveyor observed, with staff nurse #1 present, a carton of milk present on resident #3's breakfast tray and his/her prescribed diet is dairy free. The carton of milk was replaced by staff after surveyor intervention.</p> <p>; On 08-15-18 at 1PM, surveyor observation revealed a cup of orange sherbet on resident #3's lunch tray. The ingredients listed on the label of orange sherbet stated it contains milk.</p> <p>• On 08-15-18 at 1:30PM, surveyor interview with the Director of Nursing revealed no new information.</p>	F 806	<p><b>Systemic changes to ensure the practice does not recur:</b></p> <p>COM and RO will document in Meal Tracker and PointClick Care each time the resident changes her dietary preferences.</p> <p><b>How will corrective actions be monitored:</b></p> <p>Dietary will be continue to audit completed assessment during admission after the 72 hours hour care plan. The preferences done by their dietitian will be compared to Point Click Care frequently to prevent occurrence. Changes will be monitored to ensure residents preferences are being followed through and updated accordingly. Dietary will audit Point Click care vs. meal tracker for accuracy frequently.</p>	

Office of Health Care Quality

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>215187</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING: _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/15/2018</b>
NAME OF PROVIDER OR SUPPLIER  <b>BETHESDA HEALTH AND REHABILITATION</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>5721 GROSVENOR LANE</b> <b>BETHESDA, MD 20814</b>	
(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)
S 000	Initial comments  The following deficiencies are the result of a survey that was conducted at this facility on August 15, 2018, by the Office of Health Care Quality to investigate complaint #MD00129907. Survey activities consisted of the review of residents' records and administrative records, observation of resident care and staff practices, interviews of residents, and facility staff.  In addition to standard survey protocols, the following facility reported incidents were investigated: #MD00129671 and #MD00129672. This survey did not identify noncompliance with Federal or State requirements that were reviewed in relationship to these incidents.	S000	
S 550	10.07.02.13 E Dietetic Svcs; Adequacy of Diet  .13 Dietetic Services.  E. Adequacy of Diet. The food and nutritional needs of patients shall be met in accordance with physicians' orders. To the extent medically possible, the current "Recommended Dietary Allowances of the Food and Nutrition Board of the National Research Council, National Academy of Sciences", adjusted for age, sex, and activity shall be observed.  Agency Note: The "Diet Manual for Long-Term Care Patients" as published by the Department, which contains food allowances and guides for regular and therapeutic diets may be used.  This Regulation is not met as evidenced by: Refer to CMS 2567 F806	S550	Please refer to F806
			9/13/2018

OHCQ  
LABORATORY OF HEALTH CARE QUALITY  
LABORATORY OF HEALTH CARE QUALITY OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

*f, C-CYJ4 r71)*

*Admission to W*

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