

Iowa Department of Inspections and Appeals
Health Facilities Division
Citation

Number 5177	Fine amount reduced by 35% to \$325.00 on August 6, 2013, pursuant to Iowa Code section 135C.43A (2013)	Report Date August 6, 2013		
Facility Name Ramsey Village		Survey Dates July 15-18, 2013		
Facility Address 1611 27 th Street	Surveyor Mike Rohner, OTR/L			
City Des Moines, IA. 50310	HL			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction Date
135C.33(b)	<p>135C.33 Employees and certified nurse aide trainees — child or dependent adult abuse information and criminal record checks — evaluations — application to other providers — penalty.</p> <p>b. Prior to employment of a person in a facility, the facility shall request that the department of public safety perform a criminal history check and the department of human services perform child and dependent adult abuse record checks of the person in this state. A facility shall inform all persons prior to employment regarding the performance of the record checks and shall obtain, from the persons, a signed acknowledgment of the receipt of the information. A facility shall include the following inquiry in an application for employment:</p> <p>Do you have a record of founded child or dependent adult abuse or have you ever been convicted of a crime other than a simple misdemeanor offense relating to motor vehicles and laws of the road under chapter 321 or equivalent provisions, in this state or any other state?</p>	II	\$500.00	Upon Receipt
57.12(3)a	<p>57.12(3) Personnel histories.</p> <p>a. Each health care facility shall submit a form specified by the department of public safety to the department of public safety, and receive the results of a criminal history check and dependent adult abuse record check before any person is employed in a health care facility. The health care facility may submit a form specified by the department of human services to the department of human services to request a child abuse history check. For the purposes of this subrule, "employed in a facility" shall be defined as any individual who is paid, either by the health care facility or any other entity (i.e., temporary agency, private duty, Medicare/Medicaid or independent contractors), to provide direct</p>			

If, within thirty (30) days of the receipt of the citation, you: (1) do not request a formal hearing or; (2) withdraw your request for formal hearing; and (3) pay the penalty, the assessed penalty will be reduced by thirty-five percent (35%) pursuant to Iowa Code section 135C.43A (2013).

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	<p>or indirect treatment or services to residents in a health care facility. Direct treatment or services include those provided through person-to-person contact. Indirect treatment or services include those provided without person-to-person contact such as those provided by administration, dietary, laundry, and maintenance. Specifically excluded from the requirements of this subrule are individuals such as building contractors, repair workers or others who are in a facility for a very limited purpose, are not in the facility on a regular basis, and who do not provide any treatment or services to the residents of the health care facility. (I, II, III)</p> <p>DESCRIPTION:</p> <p>Based on staff interview and personnel record review, the facility failed to complete a criminal history check and dependent adult abuse record check prior to the employment of 1 of 3 new employee files reviewed. The facility reported a census of 32 residents. Findings include:</p> <p>On 7/17/13 at 10:12 a.m. personnel record review revealed Staff E was hired by the facility on 11/14/12. Record review revealed the criminal background check and the dependent adult abuse background checks were completed on 12/13/12.</p> <p>On 7/17/13 at 11:50 a.m. Staff B confirmed this finding.</p> <p>FACILITY RESPONSE:</p>			

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