

**Department of Inspections and Appeals**  
**Health Facilities Division**  
**Citation**

| Number<br>5309                         | Fine amount reduced by 35% to \$325.00 on<br>January 8, 2014, pursuant to Iowa Code section<br>135C.43A (2013)   | Report date<br>December 11, 2013  |             |                 |
|--|--|-----------------------------------|-------------|-----------------|
| Facility name<br>NeuroRestorative-Iowa |  | Survey dates<br>November 26, 2013 |             |                 |
| Facility address<br>4569 Jenn Lane     | Surveyor<br>Stephanie Radabaugh, QIDP  |                                   |             |                 |
| City<br>Iowa City, IA. 52240           | HL   |                                   |             |                 |
| Rule or Code Section                   | Nature of Violation  | Class                             | Fine Amount | Correction Date |
| 63.11(3)                               | <b>481—63.11(135C) Personnel.</b><br><i>63.11(3) Employee criminal record checks, child abuse checks and dependent adult abuse checks and employment of individuals who have committed a crime or have a founded abuse. The facility shall comply with the requirements found in Iowa Code section 135C.33 as amended by 2013 Iowa Acts, Senate File 347, and rule 481—50.9(135C) related to completion of criminal record checks, child abuse checks, and dependent adult abuse checks and to employment of individuals who have committed a crime or have a founded abuse. (I, II, III)[ARC 0765C, IAB 5/29/13, effective 7/3/13; ARC 0903C, IAB 8/7/13, effective 9/11/13]</i>  | II                                | \$500.00    | Upon Receipt    |
| 50.9(3)b                               | <b>481—50.9(135C) Criminal, dependent adult abuse, and child abuse record checks.</b><br><i>50.9(3) Requirements for employer prior to employing an individual. 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.</i><br><i>b. Conducting a background check. The facility may access the single contact repository (SING) to perform the required background check. If the SING is used, the facility shall submit the person's maiden name, if applicable, with the background check request. If the SING is not used, the facility must obtain a criminal history check from the department of public safety and a check of the child and dependent adult abuse registries from the department of human services.</i><br>(I, II, III) |                                   |             |                 |
|  | <b>DESCRIPTION:</b><br><br>Based on interview and record review, the facility failed to  |                                   |             |                 |

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>ensure dependent adult abuse record checks were completed on 5 of 5 staff hired after the opening date of 4/22/13 (Staff G, Staff H, Staff I, Staff J, Staff K and Staff L). Findings include:</p> <p>A review of personnel files completed on 11/26/13 revealed the following dates of hire:</p> <ul style="list-style-type: none"> <li>- Staff G hired 8/27/13.</li> <li>- Staff H hired 8/8/13.</li> <li>- Staff I hired 10/7/13.</li> <li>- Staff J hired 10/30/13.</li> <li>- Staff K hired 11/18/13.</li> <li>- Staff L hired 11/19/13</li> </ul> <p>No dependent adult abuse record checks were located in any of the personnel files listed above.</p> <p>On 11/26/13 at 3:00 PM, the Administrator confirmed the above findings.</p> <p><b>FACILITY RESPONSE:</b></p> |                                   |             |                 |

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