

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

FC#6288		Date: September 23, 2016		
ABCM Rehab Center of Independence		Survey Dates: September 1,7, 192016		
1610 Third Street NE				
Independence, Iowa 50644		Ds/pc/kk		
		Class	Fine Amount	Correction date
56.12	<p>481-56.12 (135C) Class I violation as a result of multiple lesser violations. The director of the department of inspections and appeals may issue a citation for a class I violation when a physical condition or one or more practices exist in a facility which are a result of multiple lesser violations of the statutes or rules, but which taken as a whole constitute an imminent danger or a substantial probability of resultant death or physical harm to the residents of the facility.</p> <p>481-58.45(135C) Dignity preserved. The resident shall be treated with consideration, respect and full recognition of dignity and individuality, including privacy in treatment and in care for personal needs. (II)</p> <p>481-58.43(135C) Resident abuse prohibited. Each resident shall receive kind and considerate care at all times and shall be free from mental, physical, sexual, and verbal abuse, exploitation, neglect, and physical injury. Each resident shall be free from chemical and physical restraints except as follows; When authorized in writing by a physician for a specific period of time; when necessary in an emergency to protect the resident from injury to the resident or to others, in which case restraints may be authorized by designated professional personnel who promptly report the action taken to the physician; and in the case of an intellectually disabled individual when ordered in writing by a physician and authorized by a designated qualified intellectual disabilities professional for use during behavior modification sessions. Mechanical supports used in normative situations to achieve proper body position and balance shall not be considered to be a restraint. (II)</p> <p>DESCRIPTION:</p>	I	\$2,000 Held in suspension	Upon Receipt
+				
58.45				
+				
58.43				

Facility Administrator _____

Date _____

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<p>Based on record review, staff and resident interviews the facility did not ensure that all residents were free from sexual abuse and are treated with dignity and respect (Resident #2, #3). The sample consisted of 4 residents and the facility reported a census of 46 residents.</p> <p>Findings include:</p> <p>1. According to record review, Resident #1 had an original admission date of 04/04/16 and had diagnoses which included Alzheimer's disease, Schizoaffective disorder, aggressive behavior and obsessive compulsive disorder.</p> <p>According to review of the facility Minimum Data Set (MDS) assessment dated 7/12/16, Resident #1 scored 8 (of 15 points) on the Brief Interview for Mental Status (BIMS) indicating moderate cognitive decline. The assessment described Resident #1 as being independent with bed mobility, transferring, and ambulating, eating, dressing and personal hygiene.</p> <p>The Care Plan identified a problem with the resident Exhibiting behaviors in public. The interventions directed the staff to do the following:</p> <p>* Resident #1 is stand by the assistance of one staff in the hallways and common areas. If staff observe Resident #1 trying to make inappropriate comments or actions towards another resident, please politely remove resident from the situation.</p> <p>* Identify and explain only once concept of behavior at a time.</p>				

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	<p>* Provide a "please do not disturb" sign for resident's door.</p> <p>* If resident disrobes in public, offer a blanket/towel and attempt to assist resident to get redressed in a private area</p> <p>* If resident makes sexual comments, inform resident that it is not appropriate conversation and redirect resident to something else.</p> <p>* Remain calm and avoid overreacting. Do not argue, use logic or deny resident of his/her needs. Do not scold resident.</p> <p>* Nurse to complete a behavior note each shift and report to the DON (director of nursing) and administrator as soon as possible if the resident has inappropriate contact with another resident.</p> <p>* The nurse will provide information on what is correct behavior daily.</p> <p>*Use simple, concrete language.</p> <p>* When cognitive impairment is not severe, identify and describe the appropriate behaviors with resident.</p> <p>2. Resident #2's medical record was reviewed. Resident #2 had diagnoses which included dementia, high blood pressure and syncope and collapse. According to the MDS dated 8/2/16, Resident #2 had both long term and short term memory difficulties and had a moderate decline in cognitive skills for decision making. The assessment identified Resident #2 as independent in transferring, ambulation, eating and toilet use, but required staff assistance with dressing, personal hygiene and bathing.</p>			

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	<p>The Progress notes for Resident #2 dated 8/16/16 indicated an incident report. The reported identified another resident grabbed Resident #2 in the crotch and she/he walked up the hall and seen on camera.</p> <p>3. Resident #3 had diagnoses which included dementia, anxiety, Bell's palsy, hemiplegia and hemiparesis, and chronic obstructive pulmonary disease.</p> <p>According to the MDS dated 06/14/16 Resident #3 scored 4 (of 15) on the BIMS, indicating severe cognitive decline. The assessment tool also described Resident #3 as requiring extensive staff assistance with transferring, ambulation, toilet use, dressing, personal hygiene and bathing.</p> <p>During an interview on 9/1/16 at 12:05 p.m. Resident #3 stated he/she was in the dining room (seated in a wheel chair) when Resident #1 pulled up beside him/her and started feeling him/her in the groin area. Resident #3 stated it took him/her by surprise and he/she told Resident #1, "Don't ever touch me there again."</p> <p>The Progress Notes dated 8/16/16 at 1:30 p.m. (by the social worker) for Resident #3 identified a late entry. The entry identified a male resident in the front dining room that touched her/him inappropriately in the groin area. The resident immediately became upset and swatted at the other resident's hands.</p> <p>During an interview on 09-01-16 at 1:06 p.m. Staff A stated the day of the incident (8/16/16), Resident #3 reported to her that Resident #1 "grabbed me in the crotch". Staff A added that the video camera footage was reviewed which confirmed the incident Resident #3 described as well as a second incident in which Resident #1 attempted physical contact</p>			

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	<p>with Resident #2. Staff A reported Resident #1 required a lot of redirection and monitoring and had a history of making sexual comments to staff. She added this was the first incident of Resident #1 involving other residents.</p> <p>FACILITY RESPONSE:</p>			

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