

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

Citation Number: 6517		Fine amount reduced by 35% to \$325.00 on May 16, 2017 pursuant to Iowa Code Section 135C.43A		Date: May 5, 2017	
Facility Name: Sibley Specialty Care				Survey Dates: April 17-20, 2017	
Facility Address/City/State/Zip 700 9 th Ave. N Sibley Iowa 51249		DS			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date	

50.9(4)	481-50.9(135C) Criminal, dependent adult abuse, and child abuse record checks. 50.9(4) Validity of background check results. The results of a background check conducted pursuant to this rule shall be valid for a period of 30 calendar days from the date the results of the background check are received by the facility. (I,II,III) DESCRIPTION: Based on review of personnel records, staff interview, and review of policy/procedures, the facility failed to complete a criminal background check within 30 days prior to hire as outlined in Iowa Administrative Code (IAC) 50.9(4) for 1 of 5 personnel files reviewed (Staff A). The facility reported a census of 33 residents. Findings include: 1. The personnel file for Staff A, certified nurse aide (CNA), identified a Single Contact License & Background Check (SING) form with a completion date of 8/8/16. The personnel file identified a hire date of 9/13/16. On 4/18/17 at 10:30 a.m., the Business Office Manager verified the hire date of Staff A to be 9/13/16. The Business Office Manager stated the	II	\$500	Upon Receipt
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Facility Administrator

Date

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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	facility was aware the criminal background checks needed to be re-run if greater than 30 days since ran before the hire date. On 4/18/17 at 10:45 a.m., the Administrator was interviewed and confirmed the facility did not re-run a background check within the 30 days prior to the actual hire date. The Administrator stated the orientation schedule for Staff A pushed back 5 days due to a need to reschedule. The Administrator acknowledged the facility was aware the background check must be completed within 30 days of hire. On 4/19/17 at 7:00 a.m., the Administrator stated she re-ran the SING check. The SING check completed on 4/18/17 at 3:46 p.m. identified Staff A had no history of a criminal record or abuse record. The facility policy titled <u>Abuse Prevention Employee Screening Prior to Employment/New Conviction Criminal Record History</u>, revised January 2017, included the following procedures: Employee Screening - Point 1. The facility will conduct an Iowa criminal record check and dependent adult/child abuse registry check on all prospective employees and other individuals engaged to provide services to			
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	residents, prior to hire, in the manner prescribed under 481 Iowa Administrative Code § 58.11(3). FACILITY RESPONSE:			
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