

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

Citation Number: 6559		Fine amount reduced by 35% to \$325.00 on July 5, 2017 pursuant to Iowa Code Section 135C.43A		Date: June 14, 2017	
Facility Name: The Village				Survey Dates:  May 30-31, June 1, 2017	
Facility Address/City/State/Zip 1203 North E. Street Indianola, Iowa 50125		DS			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date	

135C.33 1b	<b>135C.33 Employees and certified nurse aide trainees-child or dependent adult abuse information and criminal record checks-evaluations-application to other providers-penalty.</b> 1 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.	II	\$500	Upon Receipt
+	<b>50.9(3)b</b> <b>481-50.9 (135C) Criminal, dependent adult abuse, and child abuse record checks.</b> <b>50.9(3)</b> <i>Requirements for prospective employer prior to employing an individual.</i> 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>b. Conducting a background check.</i> The facility may access the single contact repository (SING)			

\_\_\_\_\_  
Facility Administrator

\_\_\_\_\_  
Date

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<p>+</p> <p>58.11(3)</p>	<p>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, II, III).</p> <p><b>481-58.11(135C) Personnel.</b></p> <p><b>58.11(3)</b> <i>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.</i> 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).</p> <p><b>DESCRIPTION:</b></p> <p>Based on review of personnel records, staff interviews, and review of policy/procedures, the facility failed to obtain an abuse registry check prior to hiring Staff G. Ten personnel files were</p>			
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	<p>reviewed and the facility identified a census of 43 residents.</p> <p>Findings include:</p> <p>1. The form titled <b><u>Employee New Hire Report</u></b>, with a date range of 5/22/16 thru 5/30/17, identified a date of hire for Staff G, RN (Registered Nurse) as 7/21/16.</p> <p>The personnel file for Staff G identified a Single Contact License &amp; Background Check (SING) form with a completion date of 7/14/16 identified the results of a criminal background check but did not identify results of a dependent adult abuse history check. The SING form identified a possible hit on the Dependent Adult Abuse Registry and instructed the facility to initiate request for information from DHS (Department of Human Services).</p> <p>The Request for Child and Dependent Adult Abuse Information, signed as requested 7/14/16, documented a signed response on 9/23/16. The response identified Staff G had no history of abuse.</p> <p>In an interview on 6/1/17 at 9:40 a.m., the Human Resource Director confirmed the facility did not receive results from the abuse check prior to</p>			
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	hiring Staff G.  The policy and procedure titled <b><u>Dependent Adult Abuse Reporting</u></b> , revised on 4/3/17 directed the following under the sub-title Team Member Screening and Training: Point C1b. - A criminal background check will be conducted on all prospective team members as provided by Wesley Life's policy on criminal background checks. A significant finding on the background check will result in denied employment consistent with the criminal background check policy in accordance with State and Federal Regulations.  <b>FACILITY RESPONSE:</b>			
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