

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

Number 6629		Fine amount reduced by 35% to \$975.00 on September 14, 2017 pursuant to Iowa Code Section 135C.43A	Report date August 28, 2017		
Facility name Village Northwest Unlimited		Survey dates August 9-10			
Facility address 330 Village Circle		#69612-C			
City Sheldon, IA. 51201		HL			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction Date	
135C. 44	<b>135C.44 Treble fines for repeated violations.</b> The penalties authorized by section 135C.36 shall be trebled for a second or subsequent class I or class II violation occurring within any twelve-month period if a citation was issued for the same class I or class II violation occurring within that period and a penalty was assessed therefor. [C77, 79, 81, §135C.44]481—56.6 (135C) Treble and double fines.	II	\$1,500.00 Treble Fine (\$500.X3)	Upon Receipt	
56.6(1)	<b>56.6(1) Treble fines for repeated violations.</b> The director of the department of inspections and appeals shall treble the penalties specified in rule 481—56.3(135C) for any second or subsequent class I or class II violation occurring within any 12-month period, if a citation was issued for the same class I or class II violation occurring within that period and a penalty was assessed therefor.				
64.33	<b>481—64.33(135C) Allegations of dependent adult abuse.</b> 64.33(1) <b>Allegations of dependent adult abuse.</b> Allegations of dependent adult abuse shall be reported and investigated pursuant to Iowa				
52.2(2)a	<b>481—52.2(235E) Persons who must report dependent adult abuse and the reporting procedure for those persons.</b> <b>52.2(2) Reporting suspected dependent adult abuse in facilities or programs.</b> a. If a staff member or employee is required to make a report pursuant to this rule, the staff member or employee shall immediately notify the person in charge or the person's designated agent who shall then notify the department within 24 hours of such notification or the next business day.				
235E.2(3)(a)	<b>Iowa Code section 235E.2(3)(a)</b> 3. a. If a staff member or employee is required 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 (2015).

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W153	<p><b>make a report pursuant to this section, the staff member or employee shall immediately notify the person in charge or the person's designated agent who shall then notify the department within twenty-four hours of such notification. If the person in charge is the alleged dependent adult abuser, the staff member shall directly report the abuse to the department within twenty-four hours.</b></p> <p><b>483.420(d)(2) STAFF TREATMENT OF CLIENTS</b>  <b>The facility must ensure that all allegations of mistreatment, neglect or abuse as well as injuries of unknown source, are reported immediately to the administrator or to other officials in accordance with State law through established procedures.</b></p> <p><b>DESCRIPTION:</b></p> <p>Based on interview and record reviews, facility staff failed to immediately report allegations of client abuse and/or mistreatment to the administrator or designee. As a result, allegations of abuse and/or mistreatment were not reported to the appropriate state agency. This affected 1 of 1 client (Client #1) identified as a result of investigation #69612-C. Finding follows:</p> <p>When interviewed on 8/9/17 at 2:20 p.m. Resident Skills Trainer A reported she witnessed RST C kiss Client #1 on the lips and stick out her tongue and lick Client #1's cheek. RST A stated Client #1 was blind and laughed and thought it funny when RST C did this. Client #1 liked to give hugs and was very affectionate. RST A stated she considered RST C's actions to be inappropriate touching. She further stated she did not report the incident because the House Manager and RST C were friends and nothing would get done. She stated the House Manager knew this happened and did not do anything about it. RST A reported she discussed her concerns with Former RST B</p>		

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	<p>who also felt the behavior of RST C to be inappropriate. She confirmed she did not report this as abuse/neglect to the facility. She also stated she did not have a specific date and time this occurred.</p> <p>When interviewed on 8/8/17 at 4:00 p.m. RST B reported she witnessed RST C kiss Client #1 on the lips and lick her face 3-4 times. She also reported seeing RST C hold hands with Client #1. She felt the relationship was inappropriate . She confirmed she did not report the allegations of abuse to her supervisors or the facility.</p> <p>Record review revealed no report of alleged abuse and/or mistreatment of Client #1.</p> <p>Record review of the facility's abuse and neglect policy, last revised 5/27/17, stated: Any person witnessing a possible act of abuse is mandated by law and Village policy to report it "immediately" means as soon as possible, but not to exceed 24 hours after discovery of the incident.</p> <p>When interviewed on 8/10/17 at 8:00 a.m. the House Manager stated she never witnessed any kissing on the lips or licking the face of Client #1 by any staff. She further stated she never heard of any such behavior and would have reported this immediately as per facility policy.</p> <p><b>FACILITY RESPONSE:</b></p>			

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