

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

Citation Number: 6716	Amended Citation – Fine amount reduced by 35% to \$325.00 on December 28, 2018. Pursuant to Iowa Code Section 135C.43A	Date: December 15, 2017		
Opportunity Village		Survey Dates: November 27-30, 2017		
1200 North Ninth Street West Clear Lake, Iowa 50428				
	DS			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date

50.7(3)	<p>481-50.7(10A,135C) Additional notification. The director or the director's designee shall be notified within 24 hours, or the next business day, by the most expeditious means available (I,II,III);</p> <p>50.7(3) When there is an act that causes major injury to a resident or when a facility has knowledge of a pattern of acts committed by the same resident on another resident that results in any physical injury. For the purposes of this subrule, "pattern" means two or more times within a 30-day period.</p> <p>DESCRIPTION:</p> <p>Based on interview and record review, the facility failed to report a pattern of acts committed by an individual toward another individual resulting in any physical injury. This affected 3 of 26 clients (Client #7, #8 and #9). Finding follows:</p> <p>Record review on 11/27/17 revealed facility General Events Report (GER). Review of the GER's revealed the following:</p> <p>a. On 9/22/17 staff completed a GER for Client #9 after finding three bruises on his/her upper left bicep. The report follow-up noted the facility investigated the unknown bruise and concluded Client #7 approached and pinched Client #9 on 9/21/17.</p>	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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	<p>b. A GER completed on 9/22/17 documented Client #7 hit Client #8 on the shoulder on 9/21/17, which resulted in a dime size bruise on his/her left shoulder.</p> <p>c. A GER completed on 10/15/17 noted Client #7 kicked Client #9. On 10/17/17, nursing staff noted Client #9 had a "very light bruise" on his/her right shin.</p> <p>The record documented the facility reported the peer-to-peer aggressions on 9/21/17 to DIA, but lacked documentation the incident on 10/15/17, 24 days from the previous incidents, had been reported to DIA as required.</p> <p>Additional record review on 11/27/17 revealed the facility's definition of an injury regarding peer-to-peer interactions approved by the Services Director (SD) on 10/19/17. The definition noted "An injury is any mark that requires continued medication attention of some sort after 48 hours. Continued medication attention would consist of continued use of antibacterial ointment, bandages, ice packs, etc..."</p> <p>When interviewed on 11/29/17 at 4:10 p.m., the SD explained the facility was in the process of formalizing the definition of an injury around the time of the peer-to-peer aggression on 10/15/17.</p>			
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	<p>She explained the facility used a similar definition prior to the incident on 10/15/17. The SD provided her handwritten definition which noted "mark still there 48 hours later. Other than slight redness or slight bruising not needing treatment." The SD confirmed the peer-to-peer aggression 10/15/17 had not been reported to DIA based on the facility's definition of an injury.</p> <p>FACILITY RESPONSE:</p>			
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