

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

<b>Citation Number:</b> 6931					<b>Date:</b> July 26, 2018
<b>Facility Name:</b> Premier Estates of Muscatine		<b>Survey Dates:</b> June 11-19, 2018			
<b>Facility Address/City/State/Zip</b>  3440 Mulberry Ave. Muscatine, IA 52761		JKM			
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date	

<b>58.19(2)j</b>	<p><b>481—58.19(135C) Required nursing services for residents. The resident shall receive and the facility shall provide, as appropriate, the following required nursing services under the 24-hour direction of qualified nurses with ancillary coverage as set forth in these rules:</b></p> <p><b>58.19(2) Medication and treatment.</b></p> <p><b>j. Provision of accurate assessment and timely intervention for all residents who have an onset of adverse symptoms which represent a change in mental, emotional, or physical condition. (I, II, III) [ARC 1398C, IAB 4/2/14, effective 5/7/14; ARC 2560C, IAB 6/8/16, effective 7/13/16]</b></p> <p><b>DESCRIPTION:</b></p> <p>Based on record review and interview, the facility failed to properly monitor/assist a resident with a history of swallowing difficulties and failed to carry out appropriate procedures to assist a choking resident (Resident #273). A licensed nurse was not in the dining room during the lunch meal as the Director of Nursing had instructed and the care plan failed to identify and communicate Resident #273's eating and swallowing difficulties. The care plan failed to direct staff to cut the resident's food into bite-sized pieces, and cue the resident to swallow the food in his mouth before they offered him another bite. When the resident choked on a large piece of Polish Sausage,</p>	<b>I</b>	<b>\$10,000 (held in suspension)</b>	<b>Upon Receipt</b>	
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Facility Administrator

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	<p>facility staff also failed to administer the Heimlich Maneuver in the dining room in a timely manner; instead, staff left the room to summon a nurse, wheeled the resident down the hall in his wheelchair, and had therapy staff perform the Heimlich. In addition, when the resident became unresponsive, CPR was initiated but the facility failed to have a system to rapidly communicate the resident's code status to staff. This failure necessitated a phone call to the resident's spouse to ascertain the resident's wishes while other staff administered CPR. The facility sent the resident to the emergency room via ambulance, and he passed away at the hospital. The sample consisted of 25 residents. The facility identified a census of 63 residents.</p> <p>Findings Include:</p> <p>1. A Certificate of Death form, dated 5/11/18, indicated Resident #273 passed away 5/5/18 at 4:28 a.m. and listed the immediate cause of death as acute hypoxic (relating to low oxygen) respiratory failure due to or as a consequence of cardiac arrest and acute respiratory arrest and listed the underlying cause as aspiration (a condition in which food or liquid is breathed into the airway) with the significant condition of anoxic encephalopathy (a condition in which the brain did not receive enough oxygen).</p> <p>According to the MDS (Minimum Data Set) assessment tool dated 3/18/18, Resident #273 had</p>				
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	<p>diagnoses that included seizure disorder, traumatic brain injury, and dysphagia (difficulty swallowing). The MDS documented the resident required extensive assist of 1 staff for eating, and extensive assist of 2 staff for bed mobility, transfers, dressing, toilet use, and personal hygiene. The MDS listed the resident's cognition as severely impaired.</p> <p>During an observation on 6/13/18 at 9:00 a.m., it was 92 steps from the fish tank in the 500 Hall to the ADR (Assisted Dining Room) and 48 steps from the front charting room to the ADR.</p> <p>A Speech Therapy Plan of Treatment, dated 1/23/18, documented the resident's referral to Speech Therapy was due to a swallowing assessment required for a chronic cough and staff reported the resident coughed at times when hurrying to swallow food.</p> <p>A Speech Therapy Discharge Summary, dated 2/15/18, documented the resident received Speech Therapy services from 1/19/18-2/15/18 for dysphagia therapy. The discharge recommendations directed staff to cue the resident to decrease oral residue and to check for clearance before offering another bite.</p> <p>A Progress Note entry, dated 5/3/18 at 12:48 p.m., documented the resident eating lunch at 12:10 p.m. and another nurse yelled the resident was choking. The resident was attempting to get food out as well as trying to get the air in. The writer (a nurse) began to rub his back vigorously due to not being able to get</p>			
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	<p>positioned to perform the Heimlich maneuver because of the wheelchair, and food began coming out of the resident's mouth and his lips turned blue. The staff lifted the resident onto the floor, turned him on the side and pulled food from his mouth. Another staff member dialed 911 and a PA (Physician's Assistant) who was present took over the code. The EMTs (Emergency Medical Technicians) arrived and transferred to the hospital via ambulance.</p> <p>A hospital report documented the resident admitted to the emergency department on 5/3/18 at 12:53 p.m. due to respiratory and cardiac arrest and listed the diagnosis as asphyxiation due to food. The report revealed the resident ate a hot dog and started choking. Staff performed the Heimlich which resulted in the removal of the hot dog. EMS (Emergency Medical Services) arrived and provided CPR (Cardiopulmonary Resuscitation) for a total of 25 minutes and then subsequently transferred the resident to the emergency room.</p> <p>A Progress Note entry, dated 5/4/18 at 12:45 p.m., documented the resident was in ICU (Intensive Care) and was on a ventilator.</p> <p>A Progress Note, dated 5/6/18 at 1:23 a.m., revealed the resident passed away on 5/5/18 at 4:30 a.m.</p> <p>According to the facility's week 1 lunch menu for Thursday (the day of the choking incident), the entree that day was Polish Sausage.</p>			
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	<p>A care plan entry, initiated 12/14/17, documented the resident required assistance at meals and was unable to feed himself. An entry dated 11/24/17 revealed the resident required total staff assist to eat and ate in the assisted dining room. The care plan did not include information regarding the resident eating rapidly or special direction to encourage the resident to eat more slowly. The care plan did not include information regarding the resident's swallowing difficulties or any special instructions for staff assisting the resident with meals.</p> <p>During an interview on 6/12/18 at 1:55 p.m., Staff D CNA (Certified Nursing Assistant) stated she was feeding another resident while Staff A fed Resident #273. She stated the residents were eating "whole sausage" and the resident began coughing like he was choking. She stated there was no nurse in the dining room at the time, so another CNA ran and summoned the nurse. Staff E LPN (Licensed Practical Nurse) entered and pushed the resident out of the dining room to the 500 Hall near the fish tank; Staff Q, PA (Physician's Assistant) directed them to place the resident on the floor. Staff Q then provided chest compressions while Staff D called 911. Staff D stated the resident ate quickly and reported there was supposed to be a nurse in the dining room at all times.</p> <p>During an interview on 6/12/18 at 3:01 p.m., Staff A stated she was feeding the resident on the day he choked. She stated the resident took a bite of sausage and then wanted milk, so she gave it to him.</p>				
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	<p>She then saw the resident was choking. Another CNA went to summon the nurse (Staff E) who was outside the dining room at the medication cart and Staff E came in and wheeled the resident to the 500 Hall near the fish tank. Staff A did not see anyone initiate the Heimlich maneuver in the dining room. She stated the resident was not able to feed himself, so staff cut up the food and fed him.</p> <p>During an interview on 6/13/18 at 10:31 a.m., Staff A stated she cut up the resident's Polish sausage and gave him a bite on the day of the choking.</p> <p>During an interview on 6/12/18 at 3:13 p.m., Staff E LPN stated she was in the charting room with the door open when a CNA came out of the dining room and called for her. When she arrived in the dining room, the resident had air exchange but food was hanging out of his mouth. She pulled some food out of his mouth, wheeled the resident away and started running with him in his wheelchair and yelling for help with Staff D accompanying them. When they arrived at the fish tank near the 500 Hall, they ran into Staff R LPN. Staff E stated she needed help and this was the reason she moved the resident out of the dining room and down to the 500 Hall looking for another nurse. A therapy staff member arrived and began doing the Heimlich and Staff Q PA (Physician's Assistant) moved the resident to the floor and continued the Heimlich. Staff E reported the crash cart did not have a suction machine on it or an ambu bag (a bag used to ventilate during CPR). She stated the computer listed the</p>				
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	<p>resident as a DNR (Do Not Resuscitate) but they could not locate the signed document, so someone tried to contact the resident's spouse in the midst of the situation to ascertain the resident's code status. Staff E reported there was no nurse in the dining room when the resident choked, although the 500 Hall nurse (Staff R) was supposed to be in the dining room.</p> <p>During an interview on 6/12/18 at 5:57 p.m., Staff R LPN stated when she was near the fish tank of the 500 Hall, she looked up and saw Staff E, LPN and Staff D, CNA wheeling the resident toward her. They leaned the resident forward and some food came out. Staff Q, PA arrived and instructed them to place the resident on the floor; Staff Q took over until the ambulance arrived. Staff R heard the DON (Director of Nursing) tell the ambulance crew she got a hold of the resident's spouse and the resident was DNR. Staff R stated she witnessed a large piece of hot dog come out of the resident's mouth during the incident. Staff R stated at the time the resident choked, it was her understanding Staff E was in the dining room. She stated the Friday before the incident the DON told her to get to the dining room during meals, but it was difficult for her to do so due to having to pass medications and complete blood sugars.</p> <p>During an interview on 6/12/18 at 2:22 p.m., Staff Q PA stated on the day the resident choked, she was in an office and heard someone call out for help. The resident was near the fish tank in his wheelchair. His skin was blue and he was not moving any air. She</p>			
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	<p>stated one of the PTAs (Physical Therapy Assistants) had attempted the Heimlich maneuver and they moved the resident to the floor when she arrived. Staff Q requested a crash cart, but there was a delay in getting the ambu bag because it was not on the cart. She reported she suctioned the resident and retrieved a large piece of Polish sausage. Staff Q commented the piece of meat was larger than an average bite and estimated it was 1-1.5 inches in length. She reported in the course of trying to assist the resident, the facility could not locate the resident's code status. Staff Q stated staff should have initiated the Heimlich maneuver immediately in the dining room because transferring a resident could lodge the piece of food in the throat even more.</p> <p>During an interview on 6/13/18 at 6:50 a.m., the DON stated when she got back from lunch on 5/3/18, the resident was unresponsive on the floor by the 500 Hall being assisted by other staff. She stated at the time of the incident, there was not an ambu bag on the crash cart and during the incident they were not 100% sure of the resident's code status. The electronic record indicated the resident was DNR, but they could not find the signed document. She reported they never did find it (the signed documented) after the incident. She stated staff called the resident's spouse during the emergency to inquire as to the resident's code status and the spouse informed them he was DNR. She stated the facility was trying to figure out a system where staff would know the resident's code status without having to go to the chart. She stated when</p>				
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	<p>staff fed residents they should cut up food in the appropriate sized bites and stated there should be a nurse in the dining room at all times; if a resident choked, staff should attempt to resolve the situation where the resident was located.</p> <p>During an interview on 6/13/18 at 1:00 p.m., the DON stated she would search for a policy related to what to do if a resident choked, but did not believe they had one.</p> <p><b>FACILITY RESPONSE:</b></p>			
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58.28(3)e	<p><b>481—58.28(135C) Safety. The licensee of a nursing facility shall be responsible for the provision and maintenance of a safe environment for residents and personnel. (III)</b></p> <p><b>58.28(3) Resident safety</b></p> <p><b>e. Each resident shall receive adequate supervision to protect against hazards from self, others, or elements in the environment. (I, II, III)</b></p> <p><b>DESCRIPTION:</b></p> <p>Based on observation, record review, staff interviews, and facility procedures, the facility failed to provide adequate supervision and individualized interventions to protect against hazards from self, others, or elements in the environment. As a result, Resident #47 sustained multiple falls which culminated in a hip fracture. The facility reported a census of 63 residents.</p> <p>Findings include:</p> <p>1. The Significant change Minimum Data Set (MDS) assessment tool dated 05/04/2018 indicated Resident # 47 demonstrated both long and short term memory deficits with severely impaired decision-making abilities. The MDS documented Resident # 47 required limited assist of one staff for ambulation (walking) and toilet use. The MDS also documented the resident experienced bowel and bladder and had diagnoses</p>	I	<b>\$7,000</b> <b>(Held in</b> <b>Suspension)</b>	Upon Receipt	
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	<p>that included cerebral vascular accident (stroke), non-Alzheimer's dementia, and anxiety.</p> <p>The plan of care with a revision date of 12/19/2016 documented Resident # 47 as at risk for falls. The plan documented the need for 2 staff to assist with transfers (12/19/16 and revised on 06/11/18), provide a low bed, body pillows (05/30/18), and clear pathways and call light (12/19/16). The care plan also directed staff to place a fall mat at bedside (05/30/18), and provide correct fitting shoes (04/24/18). The plan failed to provide any assistance with ambulation.</p> <p>The May 2018 Medication Administration Record recorded an order for Clonazepam 0.5 milligrams twice a day. The medication is for anxiety and has side effects of dizziness, lack of coordination, and increased sleepiness.</p> <p>From the beginning of February 2018 until the fall and fracture on May 26, 2018, Resident # 47 fell 15 times.</p> <p>a. 02/05/18 (10:00 PM) found sitting on the floor by couch yelling for help.  b. The resident fell 8 times between February and May 2018; each time staff found the resident on the floor at the end of her bed. The fall on 05/26/18 resulted in a left hip fracture.  c. 03/30/18 (5:24 PM) found on floor by station 1.  d. 04/24/18 (2:28 P.M.) resident fell on face in hall.  e. 05/01/18 (12:49 PM) ambulating in hall with sister and fell on the floor.</p>			
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	<p>05/03/18 (9:40 PM) found on floor in 500 hall. 05/07/18 (2:45 PM) found on floor in 300 hall. 05/26/18 (12:15 A.M.) fall by bed and fall with fracture at 12:53 A.M.</p> <p>The facility failed to consistently identify appropriate interventions with each fall in order to prevent more falls from occurring.</p> <p>During an interview on 06/18/18 at 11:32 AM, Staff O, LPN (Licensed Practical Nurse) reported working the night of 05/26/2018 when Resident # 47 fell and fractured her left hip. Resident # 47 fell around 12:15 AM without any injuries found. Staff P, CNA (Certified Nursing Assistant) and Staff O placed the resident back in bed. Staff O stated it was not unusual for this resident to be up at night. Staff O noticed for the last 2 months Resident # 47 seemed to be slowly declining in stability when ambulating. Sometimes she would allow you to help her and other times she could be combative. Around 12:15 AM, Resident # 47's roommate came out into the hall and told staff the resident had fallen. Staff O and Staff P entered and found Resident # 47 on the floor at bedside with her legs out in front of her, holding her knee. The resident batted at the nurse to go away. Resident # 47 did not complain of any pain, so Staff P and Staff O helped the resident back to bed. Around 12:50 AM, the roommate came out again and said Resident #47 was on the floor. Staff O examined the resident who was not in pain until moved, then she complained of severe pain. The nurse called Hospice, the resident's daughter, and</p>			
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	<p>the ambulance.</p> <p>On 06/12/18 at 11:54 AM, the Director of Nursing stated had Resident # 47 incurred several falls prior to the hip fracture on 05/26/18. The DON stated this resident ambulated around the facility prior to the last fall. The DON stated this resident's dementia is advanced. She verbalized that interventions were put into place after each fall. A review of the plan of care revealed it failed to contain consistent, individualized interventions for every fall situation.</p> <p>On 06/13/18 at 02:29 PM, Staff P (Certified Nursing Assistant) verbalized being on duty the night Resident # 47 fell and fractured the left hip. She stated she worked 100/200 and part of 300 hall that night and when she made rounds, Resident # 47 was asleep in her bed. Staff P reported sometime after midnight, Resident # 40's roommate came out in the hall and said the resident was on the floor. Staff P called the nurse, went into resident's room and found her on the floor by the bed. Staff O checked the resident, found no injuries, and assisted her back in bed. Staff P stated the resident did not want to be bothered and yelled, "get away, get away," but a short time later, the roommate came out told us Resident # 47 was on the floor again. This time Staff O checked and found the resident in pain when moved, she called the ambulance.</p> <p>When asked, Staff P verbalized the night shift helped Resident # 47 to the bathroom when she needed to go</p>				
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	<p>and they didn't use a mat by her bed.</p> <p>The facility Fall Risk Reduction &amp; Management dated 12/2015 directed nursing staff to identify risk factors for falls and injuries, implement <i>individualized interventions</i> to minimize the fall risk, address the underlying causes, and evaluate the effectiveness of the interventions put in place.</p> <p><b>FACILITY RESPONSE:</b></p>			
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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).**

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

<b>Citation Number:</b> 6931		<b>Date:</b> July 26, 2018		
<b>Facility Name:</b> Premier Estates of Muscatine		<b>Survey Dates:</b> June 11-19, 2018		
<b>Facility Address/City/State/Zip</b>  3440 Mulberry Ave. Muscatine, IA 52761		JKM		
<b>Rule or Code Section</b>	<b>Nature of Violation</b>	<b>Class</b>	<b>Fine Amount</b>	<b>Correction date</b>

\_\_\_\_\_

Facility Administrator

\_\_\_\_\_

Date

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