

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

Citation Number: 6936		Date: April 2, 2019		
Facility Name: Handicapped Development Center #7		Survey Dates: March 18, 19, 20, and 21, 2019		
Facility Address/City/State/Zip 4109 White Pines Drive Davenport, IA 52804		LK		
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date

481-50.9 (135C)	50.9(3) Requirements for employer prior to employing an individual. 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. b. Conducting a background check. The facility may access the single contact repository (SING) 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. Based on interview and record review, the facility failed to complete employee criminal record checks by using either the single contact repository (SING) or the Iowa Department of Public Safety (IDPS) for 3 of 3 employees reviewed (Staff A, B and C). Findings include: 1. Record review on 3/18/19 of employee files revealed the following: - Staff A was hired on 9/1/17. A criminal history check was completed on 8/22/17 by a national record check organization. There was no evidence a criminal check	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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481-57.11(3)	was completed through either SING or the IDPS as required. - Staff B was hired on 12/6/17. A criminal history check was completed on 11/28/17 by a national record check organization. There was no evidence a criminal check was completed through either SING or the IDPS as required. - Staff C was hired on 10/11/18. A criminal history check was completed on 10/3/18 by a national record check organization. There was no evidence a criminal check was completed through either SING or the IDPS as required. On 3/18/19 at 1:45 PM, the Vice President confirmed the facility switched to using a national program to cover a wider range of surrounding states and to receive more information than the state criminal check provided. 57.11(3) <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. The facility shall comply with the requirements found in Iowa Code section 135C.33 as amended by 2014 Iowa Acts, chapter 1040, 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</i>			
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	have committed a crime or have a founded abuse. Based on interview and record review, the facility failed to comply with requirements related to employee criminal record checks found in Iowa Administrative Code 481- chapter 50. Findings include: A review of personnel records revealed the facility failed to complete employee criminal record checks as required by Iowa Code Administrative Code rule 481-50.9(3)b for 3 of 3 staff hired since March of 2017 (Staff A, B and C). The Vice President confirmed this finding. See deficiency under 50.9(3)b. FACILITY RESPONSE:			
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