

Department of Inspections and Appeals
Health Facilities Division
Citation

Citation Number: 6996		Date: July 9, 2019		
Facility Name: Mosaic 319 Country Club		Survey Dates: May 13, 14, 15, 16 , and 20, 2019		
Facility Address/City/State/Zip 319 Country Club Belmond, IA 50421		Survey		
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date
64.60 W153	<p>481-64.60(135C) Federal regulations adopted - conditions of participation. Regulations in 42 CFR Part 483, Subpart D, and Sections 410 to 480 effective October 3, 1988, are adopted by reference and incorporated as part of these rules. A copy of these regulations is available on request from the Health Facilities Division, Department of Inspections and Appeals, Lucas State Office Building, Des Moines, Iowa 50319.</p> <p>Classification of violations is I, II, and III, determined by the division using the provision in 481-Chapter 56, Fining and Citations," to enforce a fine to cite a facility. This rule is intended to implement Iowa Code Section 135C.2(3).</p> <p>483.420(d)(2) STAFF TREATMENT OF CLIENTS 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.</p> <p>481—58.43(135C) Resident abuse prohibited. 58.43(9) Allegations of dependent adult abuse.</p>	II	\$500	Upon Receipt
58.43(9)				
52.2(a)				

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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>Allegations of dependent adult abuse shall be reported and investigated pursuant to Iowa Code chapter 235E and 481—Chapter 52. (I, II, III)</p> <p>481—52.2(235E) Persons who must report dependent adult abuse and the reporting procedure for those persons.</p> <p>52.2(2) Reporting suspected dependent adult abuse in facilities or programs.</p> <p>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.</p> <p>Iowa Code section 235E.2(3)(a)</p> <p>3. a. If a staff member or employee is required to 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</p>			

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	<p>member shall directly report the abuse to the department within twenty-four hours.</p> <p>DESCRIPTION: Based on interview and record review, the facility failed to report allegations of abuse, neglect, and/or mistreatment to the appropriate state agency in a timely manner. This affected 1 client added to the sample (Client #2). Finding follows:</p> <p>Record review on 5/14/19 revealed a T-Log, the facility electronic record communication system, dated 5/1/19 for Client #2. According to the T-Log, on 4/30/19 Client #2 began to engage in inappropriate behaviors, which included arguing with staff, throwing herself on the floor, pushing and kicking objects, dragging herself across the floor, and yelling and screaming. The T-Log noted the temporary staff who worked brought Client #2's shoes to her bedroom and Client #2 hit the staff on the arm. The temporary staff then began to "mirror or copy (Client #2's) behaviors while in her room and began to smack the walls and even moved (Client #2's) bed away from the wall (Client #2) then escalated more and smacked the (temporary</p>			

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	<p>staff) on the right arm and on right cheek and then pushed the (temporary staff). (Temporary staff) asked (Client #2) why don't you want me to hit your walls and move your bed if you can damage things in the living room? (Client #2) replied I don't want my stuff to break." The temporary staff then went into the dining room to assist another client; Client #2's behavior continued to escalate.</p> <p>Record review revealed Client #2 was 16 years old.</p> <p>Record review of facility policies on 5/14/19 revealed the policy "Mandatory Reporter: Abuse and/or Neglect of a Child", last revised 9/1/17. According to the policy, the agency prohibited abuse, neglect, exploitation, mistreatment, and degradation of individuals. The policy instructed all suspected abuse and/or neglect concerns were to be reported to the Iowa Department of Human Services within 24 hours of the incident and to the Iowa Department of Inspections and Appeals within 24 hours of the incident occurring or the next business day.</p> <p>When interviewed on 5/14/19 at 1:00 p.m., the Qualified Intellectual Disability Professional (QIDP) stated the facility had several</p>			

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	<p>discussions regarding the incident. She stated they discussed the staff's actions could be considered degradation, as identified in the facility policy. She stated the temporary staff had not worked back at the facility since the incident.</p> <p>When interviewed on 5/14/19 at 1:15 p.m., the Associate Director (AD) stated the facility had a very long conversation about the incident. The AD confirmed the facility failed to report the incident to the Department of Human Services or the Department of Inspections and Appeals.</p> <p>FACILITY RESPONSE:</p>			

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