

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

Citation Number: 7047		Date: October 2, 2019	
Facility Name: Lamoni Specialty Care		Survey Dates: August 25 – 28, 2019	
Facility Address/City/State/Zip 215 S Oak St Lamoni, IA 50140		JM	
Rule or Code Section	Nature of Violation	Class	Fine Amount
			Correction date

58.11(3) +	481—58.11 Personnel 58.11(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.</i> The facility shall comply with the requirements found in Iowa Code section 135C.33 as amended by 2013 Iowa Acts, Senate File 347, and rule 481—	II	\$500	Upon receipt
50.9(b,c)	481—50.9(135C) Criminal, dependent adult abuse, and child abuse record checks. 50.9(3) <i>Requirements for employer prior to employing an individual.</i> 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. <i>b. Conducting a background check.</i> 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. (I, II, III)			

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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	<i>c. If a person being considered for employment has been convicted of a crime. If a person being considered for employment in a facility has been convicted of a crime under a law of any state, the Department of Public Safety shall notify the facility that upon the request of the facility the Department of Human Services will perform an evaluation to determine whether the crime warrants prohibition of the person's employment in the facility. (I, II, III)</i> DESCRIPTION: Based on office file review, staff interview, and facility policy review the facility failed to compile a complete criminal background check for 1 of 5 staff members reviewed. Findings include: Review of a list provided by the facility of new hires in the last 6 months revealed Staff A, Housekeeping had a hire date of 4/17/19. Review of Staff A's employee file revealed a Single Contact License & Background Check completed on 4/11/19, that directed the facility to initiate record check evaluation process by completing form 470-2310 and submitting it to the Department of Human Services (DHS). Review of Staff A's employee file with the Business Office Manager revealed form 470-2310 was not			
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	completed after receiving Staff's background check results. In an interview on 8/25/19 at 3:05 p.m., the Business Office Manager stated she had not completed background checks for a long time. During a follow up staff interview on 8/27/19 at 2:06 p.m., the Business Office Manager stated Staff A was only in training while working in the facility, never worked on the floor as a housekeeper on her own, and is not presently employed at the facility. The Employee Punch Report provided by the facility documented Staff A punched in and out on the following dates and times: a. 4/17/19 from 9:00 a.m. - 10:30 a.m. b. 4/18/19 from 5:00 a.m. - 12:01 p.m. c. 4/20/19 from 5:00 a.m. - 11:40 p.m. d. 4/21/19 from 5:00 a.m. - 10:45 a.m. e. 4/22/19 from 5:00 a.m. - 11:33 a.m. f. 4/23/19 from 5:00 a.m. - 11:20 a.m. g. 4/24/19 from 4:58 a.m. - 10:30 a.m. h. 4/25/19 from 5:13 a.m. - 11:01 a.m. i. 4/26/19 from 6:11 a.m. - 7:29 a.m. j. 4/28/19 from 4:47 a.m. - 10:28 a.m. k. 4/29/19 from 4:49 a.m. - 11:20 a.m. l. 4/30/19 from 5:03 a.m. - 11:32 a.m. m. 5/1/19 from 5:00 a.m. - 9:34 a.m. n. 5/2/19 from 4:52 a.m. - 11:57 a.m. o. 5/3/19 from 4:39 a.m. - 11:16 a.m. p. 5/6/19 from 4:58 a.m. - 11:51 a.m. q. 5/7/19 from 4:54 a.m. - 11:47 a.m. r. 5/8/19 from 4:47 a.m. - 11:30			
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	s. 5/9/19 from 4:28 a.m. - 10:44 a.m. t. 5/30/19 from 5:37 a.m. - 11:06 a.m. u. 5/31/19 from 5:21 a.m. - 9:53 a.m. v. 6/3/19 from 5:22 a.m. - 11: 06 a.m. w. 6/4/19 from 5:18 a.m. - 11:00 a.m. y. 6/5/19 from 5:23 a.m. - 11:21 a.m. z. 6/6/19 from 7:14 a.m. - 11:38 a.m. Review of the facility's Dependent Adult Abuse Protocols with a revised date of 5/2017 revealed directed facility staff to screen all potential employees for history of abuse, neglect, exploitation, misappropriation of property, or mistreatment of residents. The facility will conduct an Iowa criminal record check and dependent adult/child abuse registry check on all prospective employees and other individuals engaged to provide services to residents, prior to hire. FACILITY RESPONSE:			
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