

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

Citation Number: <b>7057</b>		Date: <b>October 31, 2019</b>		
Facility Name: <b>Holy Spirit Retirement Community</b>		Survey Dates: <b>August 20, 2019 to October 17, 2019</b>		
Facility Address/City/State/Zip <b>1701 West 25<sup>th</sup> Street Sioux City, IA 51103</b>				
		<b>MW JS</b>		
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date
56.1(1)	<p><b>481—56.6(135C) Treble and double fines.</b>  <b>56.6(1) Treble fines for repeated violations.</b> The director of the department of inspections and appeals shall treble the penalties specified in rule 481—56.3(135C) for any second or subsequent class I or class II violation occurring within any 12-month period, if a citation was issued for the same class I or class II violation occurring within that period and a penalty was assessed therefor.</p>	I	<b>\$29,250 (Treble) (Held in Suspension)</b>	Upon Receipt
58.28(3)e	<p><b>481—58.28(135C) Safety.</b> The licensee of a nursing facility shall be responsible for the provision and maintenance of a safe environment for residents and personnel. (III)</p> <p><b>58.28(3) Resident safety.</b></p> <p>e. Each resident shall receive adequate supervision to protect against hazards from self, others, or elements in the environment. (I, II, III)</p> <p><b>DESCRIPTION:</b></p> <p>Based on clinical record reviews, reviews of manufacturer's guidelines and interviews, the facility failed to provide adequate nursing supervision and training to prevent accidents for 2 of 9 sampled (Residents #1 and #9). The facility</p>			

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	<p>reported a census of 76.</p> <p>Findings include:</p> <p>1. The Minimum Data Set (MDS) dated 2/26/19, documented Resident #1 had diagnoses of Parkinson's disease, chronic atrial fibrillation, anemia, chronic obstructive pulmonary disorder and pulmonary hypertension. Resident #1 had severe cognitive impairments. Resident #1 required extensive assistance of 2 staff for bed mobility, transfer, dressing hygiene, toilet use, bathing and wheelchair mobility.</p> <p>The Care Plan dated 9/15/17 identified Resident #1 dependent on staff for all activities of daily living and directed staff to transfer Resident #1 with a sit to stand lift and move the foot platform midline for ease of transfer.</p> <p>The Progress Note dated 4/7/19 at 11:15 p.m., completed by Staff D, (Licensed Practical Nurse) documented at 8:45 p.m., Staff A (Nurse Aide) and Staff B (Nurse Aide) reported they attempted to transfer Resident #1 to bed with a sit to stand lift. Staff A and Staff B had Resident #1 up in the lift when the handle on the lift stuck and failed to lower. Staff A and Staff B attempted to lower Resident #1 into her wheelchair. Resident #1's foot slipped off the foot platform. Staff B assisted</p>			

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	<p>Resident #1 to sit on the floor against the bed. Staff A and Staff B reported Resident #1 did not hit her head. Staff E (Registered Nurse) assessed Resident #1 and noted no injuries. Staff notified Resident #1's husband of the incident.</p> <p>During interview on 8/21/19 at 3:40 p.m., Staff A stated that she and Staff B transferred Resident #1 from the wheelchair to bed. Resident #1's husband left the room when the staff started to transfer Resident #1. Staff A placed the lift harness behind Resident #1 and attached it to the sit to stand lift. Staff A did not fasten the safety belt of the harness around Resident #1's waist because it was "common knowledge" that her husband did not want it used. Resident #1's husband felt it was too tight around her. Staff A lifted Resident #1 up with the lift. Staff A and Staff B noticed Resident #1's right foot slid off behind the platform. Staff A could not position the lift near the bed or wheelchair due to Resident #1's foot. Resident #1 weakened and started to slip out of the unfastened harness. Staff B positioned herself behind Resident #1 and lowered Resident #1 to a sitting position on the floor. Staff A stated the lift malfunctioned. Once extended it suddenly would not operate. Staff A did not activate the emergency stop switch. Staff A attempted to use the manual button to lower</p>			

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	<p>the lift but it failed. Staff A reported they were scrambling because Resident #1 weakened. Staff A stated said she did not know the lift had a safety strap/sling that could go under the resident's buttocks if they were sliding down until she received education on it after the incident.</p> <p>During interview on 9/5/19 at 1:50 p.m., Staff B stated she assisted Staff A to transfer Resident #1 with the sit to stand lift without the safety harness fastened. Staff B reported Resident #1's spouse asked them on prior occasions not to fasten the safety harness. On the day of the incident, she and Staff A were getting ready to transfer the resident from the wheelchair to her bed. Her spouse had been there but left before the transfer. Staff B said she then went behind the resident's wheelchair because Staff A had the controls of the lift. She stated the EZ Stand lifted the resident to a standing position and suddenly the lift would not work and the resident's buttocks started to go down. She stated she had to do something so she moved the wheelchair and saw the resident's right foot on the back raised edge of the footrest. She stood behind the resident and she slid down her torso and legs and sat on the floor. Staff B stated the resident slid down slowly with her body supported. Staff B stated the resident sat on the floor and her lower legs supported her back.</p>				

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	<p>During an observation 9/5/19 at 1:50 p.m., the surveyor obtained and EZ Stand from the facility and acted as Resident #1 and requested Staff B do everything as she had done for Resident #1 on the night of the incident. Staff B placed the harness around the surveyor's back. Staff B failed to fasten the safety belt and the calf strap. When questioned why she did not fasten the safety belts, Staff B reported she thought Staff A did because she had control of the lift.</p> <p>The Progress Note dated 4/8/19 at 11:37 a.m., completed by Staff C (Registered Nurse), documented Resident #1 had right leg pain when staff touched or reposition the right leg, exhibited lethargy and could not focus when spoken to. At 10:45 a.m., Resident #1's spouse transported her to a doctor's appointment.</p> <p>A Progress Note dated 4/8/19 at 8:07 p.m., revealed Resident #1 admitted to the hospital with a femur fracture.</p> <p>The History &amp; Physical dated 4/8/19, revealed Resident #1 admitted to the hospital for sepsis likely from urinary tract, hypoxia, and acute fracture of the upper aspect of the right medial femoral condyle with mild-to-moderate fragment separation.</p>			

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	<p>The X-Ray Report dated 4/8/19 documented Resident #1 had osteopenic bones.</p> <p>The X-ray report of the right knee dated 4/8/19 documented the distal femur fracture just above the femoral component of knee arthroplasty, worrisome for acute fracture.</p> <p>The EZ Way Smart Stand Manufacturer Operator's Instructions directed the following:</p> <p>Attach harness:</p> <ol style="list-style-type: none"> <li>1. Position the harness around the upper body of the patient so the sides of the harness are between the patient's torso and arm resting 2-3 inches below the underarm.</li> <li>2. For the safety of the patient, securely fasten the safety strap around the patient's torso.</li> <li>3. Secure the buckle and pull the strap to tighten.</li> </ol> <p>Attach harness to the EZ Way Smart Stand:</p> <p>With the lift arm in the lowest position, attach the harness to the hooks at the end of the EZ Way Smart Stand arm using the loops at the end of the harness. Use the shortest loops when possible. To ensure the patient safety and comfort, make sure you use the same color loop on each side.</p>			

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	<p>Raise the patient:</p> <ol style="list-style-type: none"> <li>1. Position the patient's arms on the outside of the harness and have them lace their hands on the padded handles.</li> <li>2. With the hand control in-hand, stand beside the patient. Verify the loops are properly hooked inside the "pigtail" at the end of the EZ Way Smart Stand arms and the Safety Catch is in place, blocking the strap from exiting the pigtail. Press the UP button, as the patient is raised, simultaneously tighten the safety strap buckled around their torso.</li> </ol> <p>During interview on 8/23/19 at 2:45 p.m., the Maintenance Supervisor stated the emergency switch on the lift used during the incident was locked in the "up" position and would not release. He had to replace the switch. However, the manual switch that would have allowed the lift to lower slowly with minimal pressure on the lift arms was functional. He feels that it may have been a lack of training that the staff did not use it. He stated that emergency stop switches on the lift can go bad easily but all of them have the manual lowering switch.</p> <p>During interview on 9/4/19 at 4:21 p.m., with the Administrator present, Resident #1's Husband</p>				

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	<p>stated that he never instructed staff not to use the harness safety belt when using the lift to transfer his wife but he occasionally reminded staff not to place the belt directly over her PEG (feeding) tube site.</p> <p>During interview on 9/5/19 at 5:32 p.m., the Physician stated she had been chair-ridden for ten plus years and had "very fragile bones" that could have broken very easily without trauma. The Physician indicated he previously talked to the resident's husband about this. He stated the fracture of the femur contributed to her death but it was not a significant factor.</p> <p>2. The MDS dated 7/12/19 documented Resident #9 had diagnoses of left hip fracture, age-related osteoporosis, ataxia and depression. Resident #9 had severe cognitive impairments. Resident #9 required extensive assistance of staff with bed mobility and walking, utilized a walker and a wheelchair for mobility and had 1 fall without injury.</p> <p>The Occupational Therapy Plan of Care dated 8/14/19, documented Resident #9 suffered a left hip fracture and right humeral fracture on 6/10/19 (prior to admission) as a result of a fall.</p> <p>The Care Plan dated 6/19/19 identified Resident</p>			

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	<p>#9 had an actual fall with minor skin abrasion due to unsteady gait and poor safety awareness due to cognitive deficits, used antidepressant medication and required assistance with mobility due to weakness. The update on 9/6/19 directed staff to assist Resident #9 from the dining area when finished with meals and redirect attempts to stand up on own when in the wheelchair, assist to the dining area and assist with eating and then remove from the dining area to the nurse station after eating.</p> <p>The Morse Fall Scale dated 6/14/19, revealed Resident #9 had a score of "90" which indicated high risk for falls.</p> <p>On 9/6/19 at 2:50 p.m., Staff M (Dietary Aide) reported she observed Resident #9 in the dining room on two occasions without staff supervision when the falls occurred. Staff M stated it is a facility policy for nursing staff to supervise the dining room when occupied by residents.</p> <p>An Incident Report dated 9/2/19 at 9:59 a.m., completed by Staff K (Registered Nurse), documented Dietary staff reported Resident #9 on the floor in the dining room. The Staff found Resident #9 on her back. Resident #9 had adequate range of motion and no noted injuries but resident complained of a headache in the</p>				

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	<p>back of her head.</p> <p>An Incident Report dated 9/6/19 at 10:57 a.m., completed by Staff K, documented the Staff found Resident #9 sitting on the floor in the dining room with the wheelchair at the table. Resident #9 walked 10 feet independently, became weak, and went to the floor. Resident #9 struck her upper back and back of the head on the table.</p> <p>During interview on 9/6/19 at 3:25 p.m., Staff K stated she had the medication cart outside the dining room. Staff K reported she could not visualize the whole dining area from the cart. Staff K prepared medications and not always attentive to the dining room activity. She stated Staff M alerted her on 9/2 and 9/6 of Resident #9's falls. Staff K reported today she was down the hall administering medications when Staff M summoned her. Staff M stated it is difficult to supervise the dining room and pass medications in a timely manner as not all residents are in the dining room at the same time.</p> <p>During interview on 9/6/19 at 4:55 p.m., the Director of Nurses (DON) stated she would address the dining room supervision immediately. On 9/11/19, the DON presented a copy of the dining room supervision plan implemented on 9/7/19, which directed specific staff to supervise</p>				

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	the dining room at specific times through the day. The plan directed the staff to remain in the dining room with residents still eating.			

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