

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

Citation Number: 8001		Fine Amount reduced by 35% to \$3,575.00 on February 27, 2020 pursuant to Iowa Code Section 135C.43A		Date: 02/05/2020	
Facility Name: Panora Specialty Care		Survey Dates: January 21-23, 2020			
Facility Address/City/State/Zip 805 East Main Panora, IA 50216					
		SB			
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58.28(3)e	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) 58.28(3) <i>Resident safety.</i> e. Each resident shall receive adequate supervision to protect against hazards from self, others, or elements in the environment. (I, II, III) DESCRIPTION: Based on observation, policy review, record review, and staff interviews, the facility failed to use shin straps on an EZ Stand lift during a transfer, resulting in the resident's right foot coming off the foot plate and being wedged between the foot plate and recliner chair, causing fractures of the distal fibula, tibia, and fifth metatarsal in 1 of 3 residents reviewed for falls (Resident #26). The facility reported a census of 38 residents. Findings include:	I	\$5,500	Upon receipt
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	The Minimum Data Set (MDS) assessment dated 12/5/19 revealed Resident #26 with diagnoses that included: urinary tract infection, dementia, psychotic disorder, delirium, hypertension, Gastro-esophageal reflux disease without esophagitis, and osteoarthritis. A Brief Interview for Mental Status (BIMS), test identified the resident with a score of "9" indicating moderately impaired cognition. The MDS identified the resident transferred with extensive assist of 2 and did not walk. A care plan focus dated 3/5/19 and revised on 12/11/19, identified the resident with a problem of risk for injury related to weakness and immobility. The care plan revealed the resident did not walk and transferred with the EZ stand and assistance of 2. The care plan contained an intervention dated 12/6/19 (after discovery of fracture) that directed staff to ensure the resident's feet stay on the platform during the entire transfer when using the EZ stand. The EZ Way Smart Stand operator's instructions dated 7/30/18 directed the operator to apply shin straps prior to a transfer if deemed necessary. The facility did not have an EZ Stand policy. On 12/17/19, Staff F, LPN, (licensed practical nurse) typed a late entry progress note with an			
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	effective date of 11/28/19 at 12:31 pm which revealed Staff F assessed Resident #26 following a CNA (certified nurse aide) report that the resident stepped off the EZ Stand lift foot plate and then reported discomfort to the foot. Staff F, LPN, documented the resident's feet appeared without discoloration, had 1+ edema to both lower extremities, and following a massage, the resident denied pain. The record contained no other documentation of any assessment of the feet in the nursing progress notes until 12/6/19. On 1/21/20 at 4:25 pm, Staff F, LPN, verified that a CNA, uncertain of which CNA, notified him on 11/28/19 of the resident stepping off the footplate of the EZ Lift with the right foot. Staff F reported he went directly to the resident's room to assess her and found the resident seated in her recliner with feet elevated on the footrest. Staff F said he assessed range of motion (ROM) to the right foot as well as signs of visible injury and noted no problems with ROM and no abrasions or bruising. Staff F stated the edema observed would not be unusual for the resident. The resident reported pain which subsided with massage to the right foot. The resident also received a scheduled pain medication around this time. Resident #26 informed Staff F her foot caught under the lift during the transfer. Staff F stated he did not feel the resident sustained injury so he did not			
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	complete an incident report nor notify the resident's responsible party. He also did not document anything in the progress notes. On 1/23/20 at 8:27 am during a phone interview, Staff F reported the daughter of Resident #26 visited on 11/28/19. He did not recall informing the daughter of the incident. He stated he verbally informed the oncoming nurse in report of the resident's incident with the lift. On 1/22/20 at 11:00 AM, Staff D, CNA, reported she operated the EZ lift on 11/28/19 when the resident's foot came off of the platform. An agency CNA assisted but did not witness the resident's foot come off the lift. As Staff D pushed the resident in the lift to the resident's recliner, the resident yelled. Staff D stopped and noticed the resident's right foot came off the back of the footrest platform. She observed the top of foot wedged against the back of the platform and bottom of the foot against the recliner with the toes pointed towards the floor. Staff D reported noting no signs of injury, specifically no marks or bruising on the foot. Staff D placed the resident's foot back on the platform and completed the transfer. The resident bore weight without difficulty or report of pain. She positioned the resident in the recliner and then immediately notified Staff F, LPN, of the incident. Staff D reported she did not have the leg/calf straps in			
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	place to secure the resident's feet/legs while on the lift. On 1/23/20 at 8:17 am, Staff D reported the resident's daughter visited an hour or an hour and a half after the resident stepped off the EZ Stand and came to Staff D to clarify what occurred because the resident informed the daughter she fell. Staff D stated she informed the daughter no fall occurred and then informed her of the incident. A verbal employee-coaching document for Staff D, Certified Nursing Assistant (CNA), completed by the Director of Nursing (DON) and dated 12/6/19 recorded that that the expectation is that the leg strap is to be used with all EZ Stand transfers. The coaching document also indicated that Staff F, Licensed Practical Nurse (LPN), addressed the expectation of the leg strap being used with Staff D on 11/28/19. In addition, a Five Minute Meeting for Employees sheet dated 12/18/19 stated that the leg strap is to be used with all EZ Stand transfers. On 1/23/19 at 8:10 am, the DON and administrator stated the DON completed the Five Minute Meeting and the verbal employee coaching documents because the expectation is, and had been at the time of the incident, for staff to secure the leg straps on the EZ Stand.			
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	On 1/22/20 at 6:20 pm, Staff G, LPN, reported working the 6 pm to 6 am shift from 11/28/19 to 11/29/19 and received report from Staff F, LPN, hours after the EZ Stand incident occurred on Staff F's shift. Staff G stated she could not recall that Staff F informed her the resident stepped off the lift earlier in the day. Staff G felt if he received the information in report that he would have assessed the foot/leg if he had known about the resident stepping off the lift. On 1/22/20 at 9:15 am, Staff C, LPN, who worked the 6 am to 6 pm shift on 11/29/19, the day following the lift incident, stated she received nothing through report about the lift incident and nothing was documented about the lift incident until weeks later. On 1/22/20 at 5:50 pm, Staff C stated she would have assessed the resident's foot on 11/29/19 if she had known of the resident's foot coming off the lift. The Director of Nursing (DON) and the Administrator stated on 1/23/20 at 8:10 am, they did not have knowledge of the resident stepping off of the lift from 11/28/19 until 12/6/19. Clinical record review revealed no right foot/leg assessments documented following the late entry note on 11/28/19 through 12/5/19. Staff F, LPN, documented the late entry on 12/17/19 The			
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	Treatment Administration Record (TAR) contained pain assessments from 11/28/19 through 12/5/19. Staff documented the resident without pain. The MDS pain interview, completed on 12/3/19 on a pain evaluation form and signed on the MDS on 12/4/19, revealed that the resident answered that over the preceding 5 days she had occasional pain, rated a 4 on a 0-10 scale at its worst, and that the pain did not affect sleep or day-to-day activities. The pain evaluation form did not indicate where on the body the resident felt pain. Resident #26 received showers on 11/30/19 and 12/4/19, and the skin assessments completed by CNAs with the showers noted no skin concerns, such as discoloration. Review of the Medication Administration Record (MAR) for November and December 2019, showed that the resident received ultracet (narcotic) 37.5-235 mg four times a day, with an order start date of 7/10/18. The MAR also revealed that the resident did not receive any as needed (prn) Tylenol 11/28/19-12/6/19. Following the fracture diagnosis, the resident received Tylenol on 12/13/19 and twice on 12/31/19. The MAR did not identify anything else for pain.			
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	On 1/23/20 at 8:10 am, the DON reported doing rounds with the resident's PCP (primary care physician) on 12/4/19. The physician moved the resident's feet around, while assessing edema, without the resident verbalizing any discomfort. The DON reported she was not aware of the incident on 12/4/9 so she did not notify the physician of the resident stepping off the lift. A nursing home visit progress note signed by the physician on 12/4/19 identified the resident's extremities as weak with no standing or walking. The physician did not change any orders after the visit. Progress notes revealed Staff C, LPN, documented on 12/6/19, in the progress notes that Resident #26's right ankle contained an 11 centimeter (cm) by 7 cm bruise along the anterior aspect of the ankle that appeared to have been there for a few days. The resident voiced increased pain in the right foot and not able to bear weight on the ankle. The facility notified the PCP who ordered an x-ray of the right foot and ankle. The findings of the x-rays, dated 12/6/19, included: non-displaced fractures of the distal fibula, tibia, and the fifth metatarsal. The on-call physician, updated 12/6/19 on the x-ray results, ordered an ace wrap and non-weight bearing status to the right lower extremity and set up an			
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	appointment with the orthopedic doctor. Staff C also updated the resident's son. The 12/6/19 x-ray report revealed a history of bruising, pain and unable to bear weight. The findings included: 2 views of the right ankle demonstrated vertically oriented fracture through the medial malleolus. There was also a transverse fracture of the distal fibula. Considerable tissue swelling noted. 2 views of the right foot demonstrated soft tissue swelling over the dorsum of the foot on lateral view. The previously described tibia and fibular fractures were not well visualized. However there appeared to be an acute transverse fracture at the base of the fifth metatarsal. Old second and third metatarsal fractures noted. Following the x-ray, the physician ordered an ace wrap for support and nonweight bearing to the lower right extremity. An appointment was arranged with an orthopedic physician. On 12/11/19 the orthopedic physician saw the resident for the right foot and ankle injury. The physician documented the resident injured the right foot and ankle a few weeks ago. The nursing home staff attempted to transfer the resident from wheelchair to recliner and somehow the resident fell and got the foot and ankle drawn up underneath her and when she landed, it further			
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	complicated things. The resident thought the nurse fell on the ankle. Due to increasing pain and swelling of the ankle over the ensuing few days, a mobile x-ray was performed which showed a bimalleolar fracture of the ankle as well as a proximal fifth metatarsal fracture. The physician stated he would treat the fractures conservatively and continued the ace wrap and also initiated a boot. The resident could bear weight for transfers. Staff should use ice and elevate the right foot and ankle as needed. The resident should return in 6 weeks. On 1/22/20 at 9:15 am, Staff C, LPN, stated she assessed the resident on 12/6/19 following CNAs reporting that the resident complained of pain and did not bear weight. She reported the bruise looked as if it was there a few days but no staff reported any bruising prior to 12/6/19. Staff C completed an incident report and notified the DON after she received the x-ray reports. She also notified the resident's son. Staff C stated when she updated the son, he said he visited earlier in the day and the resident did not make mention of pain or foot concerns. On 1/22/20 at 11:00 am, Staff D, CNA, reported the resident had a slight bruise to her right foot on 12/5/19 but she did not notify anyone. Staff D reported the resident voiced no complaints of foot			
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	or leg pain to her from the initial 11/28/19 incident with the lift through 12/5/19. On 1/22/20 at 12:00 pm the DON reported the physician completed the major injury determination form as not a major injury (the resident should return to prior functional status) so the facility did not self-report it. Record review showed that Staff C, LPN, completed an incident report on 12/6/19 with nothing documented as to cause of the fractures. The major injury determination form, completed on 12/7/19 listed the fractures to the distal fibula, tibia, and fifth metatarsal as the injuries with circumstances of the incident causing the injury as: transfer with EZ Stand. The Administrator wrote in unknown for the date and time of the injury. On 1/22/20 at 4:50 pm, the Administrator stated she began the investigation on 12/6/19 as to the cause of the fractures. The electronic health record contained no documentation for the resident as to any incident which may have caused the injuries. She discovered the resident stepped off of the platform of the lift but did not know the definite day/time when she completed the form. She stated she wrote the EZ lift as the			
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	cause of the injury because the resident stepping off the lift was the only possible cause she could find; the resident did not move much on her own to cause a fracture. Clinical record review revealed Resident #26 with an appointment with the orthopedic physician on 12/11/19. The dictated physician report revealed the resident's daughter accompanied the resident to the appointment. The physician documented moderate swelling and bruising consistent with the injuries. The physician chose conservative treatment and placed the resident in a low tide boot walker since the resident did not walk. On 1/23/20 at 10:40 am, the orthopedic physician reported vaguely remembering Resident #26 coming into his office. He was at a different clinic without access to the resident's records. He stated that generally speaking, if an injury occurred causing the fractures that the resident has, he would expect pain initially but bruising can be delayed. It is conceivable that scheduled pain medication and the resident being non-ambulatory could delay pain. Observation: On 1/21/20 at 1:32 p.m., the resident stated her "right leg broke". She stated a lady tried to get her			
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	from one the chair to another and the lady slipped and landed on the resident's leg. The resident denied falling. On the same date at 1:35 p.m., observation showed 2 staff use the stand lift to stand the resident for incontinence cares. The resident hung onto the lift with her upper extremities and did not bear full weight on the lower extremities. Staff used the shin/leg strap and all other straps required for the transfer. FACILITY RESPONSE:			
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