

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

Citation Number: <b>#8024</b>	<b>Fine Amount Reduced by 35% to \$5,200.00 on March 19, 2020 pursuant to Iowa Code Section 135C.43A</b>	Date: <b>March 10, 2020</b>		
Facility Name: <b>Corydon Specialty Care</b>	Survey Dates:  <b>February 25 – 27, 2020</b>			
Facility Address/City/State/Zip  <b>745 East South Street Corydon, IA 50060</b>	<b>JS</b>			
<b>Rule or Code Section</b>	<b>Nature of Violation</b>	<b>Class</b>	<b>Fine Amount</b>	<b>Correction date</b>

<b>56.12</b>	481—56.12(135C) Class I violation as a result of multiple lesser violations. The director of the department of inspections and appeals may issue a citation for a class I violation when a physical condition or one or more practices exist in a facility which are a result of multiple lesser violations of the statutes or rules, but which taken as a whole constitute an imminent danger or a substantial probability of resultant death or physical harm to the residents of the facility.	<b>I</b>	<b>\$8, 000</b>	<b>Upon Receipt</b>
<b>58.43(1)</b>	<b>481—58.43(135C) Resident abuse prohibited.</b> Each resident shall receive kind and considerate care at all times and shall be free from mental, physical, sexual, and verbal abuse, exploitation, neglect, and physical injury. Each resident shall be free from chemical and physical restraints except as follows: when authorized in writing by a physician for a specified period of time; when necessary in an emergency to protect the resident from injury to the resident or to others, in which case restraints may be authorized by designated professional personnel who promptly report the action taken to the physician; and in the case of an intellectually disabled individual when ordered in writing by a physician and authorized by a designated qualified intellectual disabilities professional for use during behavior modification sessions.			

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	<p>Mechanical supports used in normative situations to achieve proper body position and balance shall not be considered to be a restraint. (II)</p> <p><b>58.43(1)</b> Mental abuse includes, but is not limited to, humiliation, harassment, and threats of punishment or deprivation. (II)</p> <p><b>DESCRIPTION:</b></p> <p>Based on staff interviews and record review, the facility failed to ensure residents remained free from abuse for 2 of 4 sampled (Residents #1, and #2). Resident #1 and Resident #2 were spoken to by a Nurse Aide in a humiliating and intimidating manner which upset both residents emotionally. The facility reported a census of 66.</p> <p>Findings include:</p> <p>1. According to Resident #1's Minimum Data Set (MDS) assessment dated 12/29/19 Resident #1 had short and long term memory deficits and severely impaired cognitive abilities for daily decision making. Resident #1 required extensive assistance with transfers, mobility, dressing, toilet use and personal</p>			
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	<p>hygiene needs. Resident #1 had diagnoses of hypertension and dementia.</p> <p>During an interview on 3/1/20 at 9:38 a.m. Staff A (Nurse Aide Trainee) stated she shadowed Staff B and Staff C on the 2:00 p.m. to 10:00 p.m. shift on 11/27/19. Staff A, Staff B, and Staff C assisted Resident #1 in her room. Resident #1 had unopened birthday cards. Staff C opened the cards and read them. Staff C stated in the presence of Resident #1, "I'm surprised they wrote you, because they don't f***** visit you". Staff B stated, "You can't say that". Staff C stated, "Well, it's true". Staff C stated to Resident #1, "We don't like you, you're mean to us". Staff A stated Resident #1 did not respond to Staff C's comments. The staff finished Resident #1's cares and left the room.</p> <p>During an interview on 2/26/20 at 2:00 p.m., Staff B (Nurse Aide) stated she had Staff A shadowing her. Staff A and Staff B entered Resident #1's room after supper. Staff C already in the room, read Resident 1's birthday cards to her. Staff C comment about the family not visiting and Staff B stated she told Staff C not to make comments in front of the resident. Staff B stated Staff C did not swear or use profanity, but spoke negatively about the family not visiting. Staff B was informed that Staff A claimed Staff C said "I'm surprised they wrote you because they don't f*****</p>			
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	<p>visit you" and "We don't like you, you are mean to us". Staff B stated she was in the room the entire time and Staff C never said anything like that. Staff B stated both she and Staff A left the room at the same time.</p> <p>2. According to Resident #2's MDS assessment dated 2/18/20 Resident #2 had a Brief Interview for Mental Status score of 6 indicating severely impaired cognitive status. Resident #2 required extensive assistance with transfers, mobility, dressing, toilet use and personal hygiene needs. Resident #2's had diagnoses of cerebrovascular accident, hypertension and hip fracture.</p> <p>During an interview on 3/1/20 at 9:38 a.m., Staff A (Nurse Aide Trainee) reported following the incident with Resident #1, Staff A and Staff C entered Resident #2's room. Staff B not present. Staff C assisted Resident #2 onto the toilet. Resident #2 cried and stated, "I'm sorry, I know I'm mean to you and they don't like me". Staff C stated in the presence of Resident #2, "You're right, we fucking hate you, you should just die". Resident #2 responded, "I know, I want to die". Staff C closed the bathroom door and sat in Resident #2's wheelchair and got on her cell phone. Resident #2 continued to cry and stated she was done and wanted up. Staff C yelled through the closed door, "Shut up, you're not done shitting because I can still hear you". Resident #2 then turned on her call</p>			
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	<p>light and Staff C shut it back off. Finally when Resident #2 seemed finished, Staff C paged Staff B who responded and assisted with wiping and cleaning Resident #2's bottom, while Staff C again stated out loud and in the presence of Resident #2, "Don't shit on Staff B". They finished, got Resident #2 into bed and left the room. Staff A stated Resident #2 was upset and crying during the entire interactions with staff. Staff A stated she did not know what to do until she completed the Dependent Adult Abuse for Mandatory Reporter training on 12/8/19. Staff A reported the incident the next day she returned to work on 12/12/19.</p> <p>During an interview on 2/26/20 at 2:00 p.m. Staff B (Nurse Aide) reported she had Hall 3 with Staff A (Nurse Aide Trainee). Staff B stated following the encounter with Resident #1 another incident occurred. Resident #2 used the toilet and started to stand up and decided still needed to use the toilet. Staff B told Resident #2 she needed to sit down and Resident #2 started crying, which was not unusual for her. Staff C stated something like "you will not be shitting on my aide". Staff B stated she felt uncomfortable with the comment and started to leave the room. Staff B reported she stood outside Resident #2's room with Staff A. Staff B decided to return to the room to help Resident #2. Staff B stated no further inappropriate</p>			
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	<p>comments were made. Staff B stated she left the room at the same time as Staff A. Staff B learned Staff A claimed Staff C stated to Resident #2, "We f***** hate you, you should just die", you're not done yet, you've shit on my aide for the last time", "Shut up, you're not done shitting because I can still hear you" and "Don't shit on her (Staff B)". Staff B reported the only inappropriate comment by Staff C had something to the effect of "you will not be shitting on my aide". Staff B stated the other alleged comments were false. Staff B stated she was in the room the entire time and left with Staff A. Staff B reported they had two aides and a trainee for three halls. The staff were frustrated and on edge.</p> <p>During an interview on 2/27/20 at 4:10 p.m. the Administrator reported all staff completed the Dependent Adult Abuse for Mandatory Reporters training after Staff A and Staff B failed to report the two allegations. All staff completed the training by 12/31/19. The Administrator suspended Staff C on 12/12/19 and terminated on 12/16/19 for verbal abuse. The Administrator suspended Staff B on 12/12/19 pending the investigation. Staff B received a written disciplinary action on 12/16/19 for failing to report verbal abuse. Staff B resigned after the disciplinary</p>			
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	action. Staff A resigned after reporting the verbal abuse on 12/12/19.  <b>FACILITY RESPONSE:</b>			
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