

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

Citation Number: 9081		Date: 3-29-21		
Facility Name: OSAGE REHAB AND HEALTH CARE CENTER		Survey Dates: 03/01/21-03/11/21		
Facility Address/City/State/Zip 830 SOUTH FIFTH STREET OSAGE, IA 50461		VV		
Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction date

135C.33 58.11(3)	<p>135C.33 Employees and certified nurse aide trainees — child or dependent adult abuse information and criminal record check options — evaluations — application to other providers — penalty.</p> <p><i>58.11(3) 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. The facility shall comply with the requirements found in Iowa Code section <u>135C.33</u> and rule <u>481—50.9(135C)</u> related to completion of criminal record checks, child abuse checks, and dependent adult abuse checks and to employment of individuals who have committed a crime or have a founded abuse. (I, II, III) [ARC 0903C, IAB 8/7/13, effective 9/11/13; ARC 5421C, IAB 2/10/21, effective 3/17/21]</i></p>	II	\$500	Upon Receipt
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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>DESCRIPTION:</p> <p>Based on personnel file reviews, document review, policy review, and staff interview the facility failed to obtain a complete criminal background check within 30 days prior to the date of hire for 1 of 5 currently employed staff (Staff I). The facility reported a census of 33 residents.</p> <p>FINDINGS INCLUDE:</p> <p>The personnel file for Staff I, Certified Nurse's Aide (CNA), documented a hire date of 07/27/20. The file contained a Single Contact License and Background Check with an event timestamp of 07/31/21 at 1:01:59 p.m. The file contained the following information:</p> <ul style="list-style-type: none"> - Dependent Adult Abuse Registry check completed 07/31/20. - Criminal History check completed 08/03/20. - Sex Offender check completed 07/31/20. - Nurse Aide Registry documented eligible. - Child Abuse Registry check completed 07/31/20. 			
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	<p>A Position and Status report for employment provided by the Administrator on 03/04/21 documented Staff I's position start date as 07/27/20.</p> <p>On 03/04/21 at 8:40 a.m., the Administrator reported the previous Director of Nursing had started the employee before the background checks had been completed. She reported she did not have a reason as to why this had occurred, but all employee hire information must now go through corporate for review.</p> <p>Review of, "Abuse Prevention Program and Reporting Policy", dated reviewed 8/19, provided by the facility directed screening all potential employees prior to hire for a history of abuse, neglect or mistreating residents, exploitation and/or misappropriation of resident property during the hiring process. Screening will consist of, but not be limited to:</p> <ul style="list-style-type: none"> - Inquiries into State licensing authorities - Inquiries into State nurse aide registry/Dependent child/adult abuse registry - Criminal background checks. 			
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	<p>For those prospective employees and other individual engaged to provide services who hold certificates (e.g. certified nurses' aides), the facility will conduct a check with the appropriate registry to assure that there is no finding of abuse, neglect, exploitation, or mistreatment of residents or misappropriation of resident property.</p> <p style="text-align: center;"><u>FACILITY RESPONSE:</u></p>			
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