

**Iowa Department of Inspections and Appeals
Health Facilities Division
Adult Services Civil Penalty Citation**

Date: November 13, 2019
Program Name: Heartwood Heights
Address: 409 9 th Ave North Sibley, IA 51249
Type of Action: Recertification Visit
Date(s) of Action: 9/24/19 – 9/25/19

State Rule #	State Rule	Amount of Civil Penalty
67.19(3)c	<p>481-67.19(135C,231B,231C,231D) Criminal, dependent adult abuse, and child abuse record checks.</p> <p>67.19(3)c If a person considered for employment has been convicted of a crime. If a person being considered for employment in a program has been convicted of a crime under a law of any state, the department of public safety shall notify the program that upon the request of the program the department of human services will perform an evaluation to determine whether the crime warrants prohibition of the person's employment in the program.</p> <p>Based on record review and staff interview, the Program failed to request an evaluation with the Department of Human Services (DHS) to determine whether an employee's crime warrants prohibition of the person's employment on 2 of 2 files reviewed that required DHS follow up. (Staff B and Staff C) Findings include:</p> <p>Record review on 9/24/19 at 3:58p.m. revealed Staff C hired by the Program on 8/01/19. The Program initiated Staff C's background checks on 7/08/19. The background checks identified the need to complete further research and to await DCI's final response for criminal history. DCI's attached criminal record for Staff C was returned to the Program on 7/15/2019 with a record of operating while intoxicated, first offense. There was no record of the Program's request for an evaluation with the Department of Human Services to determine whether the crime warrants prohibition of the person's employment.</p> <p>Record review on 9/24/19 at 4:24p.m. revealed Staff B hired by the Program on 8/07/19. The Program initiated Staff B's background checks on 7/23/19. These background checks identified the need to complete further research and to await DCI's final response for criminal history. DCI's attached criminal record for Staff B was returned to the Program on 7/26/19 with a record of Theft 5th degree. There was no record of the Program's request for an evaluation with the Department of Human Services to determine whether the crime warranted prohibition of the person's employment.</p> <p>On 9/24/19 at 4:30p.m. Staff A confirmed these findings.</p>	\$500.00