Iowa Department of Inspections and Appeals
Health Facilities Division
Citation

Number 6701	Fine amount reduced by 35% to $325.00 on December 11, 2017 pursuant to Iowa Code Section 135C.43A.	Report Date December 1, 2017
Facility Name Sigourney Health Care		Survey Dates November 6-9, 2017
Facility Address 900 South Stone Street		
City Sigourney, IA 52591	HL	

Rule or Code Section	Nature of Violation	Class	Fine Amount	Correction Date
58.11(3)	**481—58.11(135C) Personnel.** **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 135C.33 as amended by 2013 Iowa Acts, Senate File 347, and rule 481—50.9(135C) 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]**	II	$500.00	Upon Receipt
50.9(3)b	**50.9(3) *Requirements for employer prior to employing an individual.* Prior to employment of a person in a facility, the facility shall request that the department of public safety perform a criminal history check and the department of human services perform child and dependent adult abuse record checks of the person in this state. b. *Conducting a background check.* The facility may access the single contact repository (SING) to perform the required background check. If the SING is used, the facility shall submit the person's maiden name, if applicable, with the background check request. If the SING is not used, the facility must obtain a criminal history check from the department of public safety and a check of the child and dependent adult abuse registries from the department of human services. (I, II, III)** DESCRIPTION: Based on personnel file review, policy review and staff interview, the facility failed to obtain timely criminal and abuse background checks prior to hire for 1 of 5 new employee personnel records selected for review. The facility identified a census of 30 residents.			

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 (2015).

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	Findings include: Review of the personnel file for the Director of Nursing, Registered Nurse (RN), revealed a hire date of 6/28/17. The Single Contact License & Background Check showed the criminal/abuse background check had been completed on 7/13/17 after the employee's hire date. An interview on 11/8/17 at 12:35pm with the Business Office Manager acknowledged the Single Contact License and Background Check (SING) was done after the Director of Nursing was hired (6/28/17). Business Office Manager acknowledged that all employees SING are to be done prior to the first day of employment. Policy dated 6/21/17 stated under Employee Screening: The facility will conduct an Iowa criminal record check and dependent adult/child abuse registry check on all prospective employees and other individuals engaged to provide services to residents, prior to hire, in the manner prescribed under 481 Iowa Administrative Code. **FACILITY RESPONSE:**			

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