

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

<b>Citation Number:</b> #7063					<b>Date:</b> November 14, 2019
<b>Facility Name:</b> Trinity Center at Luther Park		<b>Survey Dates:</b> October 15-30, 2019			
<b>Facility Address/City/State/Zip</b>  1555 Hull Ave. Des Moines, IA 50316		<b>MW/DC</b>			
<b>Rule or Code Section</b>	<b>Nature of Violation</b>	<b>Class</b>	<b>Fine Amount</b>	<b>Correction date</b>	

<b>58.28(3)e</b>	<p><b>481—58.28(135C) Safety.</b> The licensee of a nursing facility shall be responsible for the provision and maintenance of a safe environment for residents and personnel. (III)</p> <p><b>58.28(3) Resident safety.</b></p> <p>e. Each resident shall receive adequate supervision to protect against hazards from self, others, or elements in the environment. (I, II, III)</p> <p><b>DESCRIPTION:</b></p> <p>Based on clinical record review, staff interview and review of facility policy and procedure the facility failed to ensure each resident received adequate supervision and assistance devices to prevent accidents for for residents, (Resident #6, #5, #3 and #4). The facility census was 118 residents.</p> <p>Findings include:</p> <p>1. A reentry Minimum Data Set (MDS) assessment tool, dated 9/24/19, documented Resident #6 with impaired short term memory and moderately impaired decision making abilities. The resident required extensive assistance with all aspects of daily living. The MDS documented the resident with diagnoses of anxiety, dementia without behavioral disturbance, personal history of other mental and behaviors and</p>	<b>I</b>	<b>\$7,500.00</b>	<b>UPON RECEIPT</b>	
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	<p>major depression. The resident had a fall with no injuries.</p> <p>Resident #6's Plan of Care with a initiated dated 2/10/19 and a revision date 8/14/19, had a focus area for high risk for falls related to confusion, history of falls, incontinence, psychoactive drug use, unaware of safety needs, and attempts to self transfer at times. Interventions include: *Uses pressure pad alarm in chairs and wheelchair. has floor mat alarm by bed. Ensure the devices are in place as needed.</p> <p>A Fall Incident Report dated 9/24/19 at 1:38 a.m., documented Registered Nurse with another resident when Certified Nursing Assistant reported the fall. Upon entering the hall, Resident #6 was laying in front of the wheelchair, head towards wall and feet towards wheelchair. Vital signs taken, went to assess range of motion but pain with movement of left hip. When asked if hurt, resident put hand on left hip and said "right here". When lightly touching left leg or foot resident would jerk/jump. No other injuries noted at this time. Phoned Power of Attorney, and physician, orders received to send to Emergency room.</p> <p>The Post Fall Evaluation dated 9/24/19 at 1:54 a.m., documented Resident #6 had a fall which resulted in an Emergency room visit/hospitalization, with pain in the left leg/foot, with prior history of falls in the facility.</p> <p>The Emergency Department Notes dated 9/24/19 at 2:07 a.m., documented Resident #6 had a witnessed</p>				
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	<p>fall while walking, fell onto left side, no injury to the head or neck, complaints of low back and left hip pain with a diagnosis of intertrochanteric fracture of left hip, closed, initial encounter.</p> <p>The X-ray Report dated 9/24/19 at 4:14 a.m., documented acute proximal left femur fracture due to a fall with left hip pain, findings include: an acute proximal left femur fracture noted involving the trochanters and base of the femoral neck.</p> <p>A Major Injury Determination Form, signed and dated by the physician on 9/27/19 at 1:34 p.m., stated after reviewing the circumstances of the incident causing the injury the previous functional ability of the patient, and the patients prognosis, I believe the injury sustained is a major injury.</p> <p>During an interview on 10/17/19 at 12:25 p.m., Staff H, Certified Nursing Assistant stated there was no pad alarm on the wheelchair, and didn't know one had to be on the wheelchair as care planned.</p> <p>During an interview on 10/17/19 at 11:40 a.m., Staff F, RN confirmed and verified there was no alarm sounding when came out of another resident room to assist with the resident that fell.</p> <p>During an interview on 10/17/19 at 4:30 p.m., Staff G, LPN stated the expectation of the staff is to follow the residents plan of care and to have had the pad alarm while the resident was in the wheelchair.</p>			
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	<p>During an interview on 10/21/19 at 1:08 p.m., Staff I, CNA confirmed and verified there was no alarm sounding as staff came out of another resident room.</p> <p>2. An Annual MDS assessment tool, dated 7/14/19, documented Resident #5 had a Brief Interview for Mental Status score of 12, moderately impaired cognition for decision making skills. The resident required staff assistance for transfers, ambulation, toileting, and personal hygiene and had no falls since the latest admission. The resident's diagnoses included anemia, hypertension, arthritis, anxiety, depression and chronic pain. The MDS documented the resident was on a scheduled pain medication regimen and received an opioid in the last 7 days of the reference period.</p> <p>The Care Area Assessment dated 7/14/19, documented the resident had potential for falls with difficulty maintaining sitting balance, impaired balance during transitions, anti-depressants, anti-anxiety medications, diagnoses of anemia, arthritis, cognitive impairment, dementia, anxiety and depression. Resident was at risk for falling due to taking anti-depressant, anti-anxiety and opioid and will proceed with the plan of care.</p> <p>Resident #5's Plan of Care had a focus area, with a initiated date of 2/20/19, stated resident is at risk for falls related to confusion, psychoactive drug use, unaware of safety needs. Interventions include:</p>				
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	<p>*Uses a FMA (floor mat alarm) and motion sensor alarm. Ensure the devices are in place. Motion sensor alarm alerts staff in the hallway.</p> <p>The Progress Notes dated 8/17/19 at 12:40 p.m., documented Resident #5 on floor, upon arrival in room, this nurse found resident on the floor next to recliner. Lying horizontally on left side, head against the wall. Alert and conscious, stating " I fell, can I get up". Noted moderate amount of blood on floor, from deep cut on the left shin. Applied pressure, asked house keeper to call supervisor, who came right away, called family right away and family gave OK to send to hospital. Order received per phone from the Doctor. 911 called and they arrived shortly thereafter. Left with the resident on the stretcher. Prior to the fall, the Certified Nursing Assistant had assisted resident to the recliner and covered with blanket as normally does, per the Certified Nursing Assistant the FMA was not in use due to the refusal by the resident which does at times.</p> <p>The Progress Notes dated 8/17/19 at 4:30 p.m., documented Resident #5 arrived back to facility in daughters car. This nurse and supervisor assisted with getting resident into wheelchair. Resident appeared tired and weak, family informed by this nurse and supervisor the trauma and movement may be contributing factors. Resident appears in good mood. Laceration is covered with dressing upon arrival. No drainage noted. Per daughters, Resident #5 received 35 staples and the Emergency Room physician told them to remove the staples in 14 days.</p>			
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	<p>Review of the Post Fall Evaluation completed on 8/17/19 at 12:40 p.m., documented resident had injury related to this fall with an Emergency Room visit due to a laceration on the left shin. Resident with prior history of falls in the facility with similarities between current and post falls, attempting to get out of the recliner.</p> <p>3. A reentry MDS with an assessment date 9/24/19, documented Resident #3 with moderately impaired for decision making abilities, inattention and disorganized thinking, hallucinations, delusion, physical behavioral symptoms directed toward others, and other behaviors directed toward others and wandering 1-3 days during the reference period. The resident required supervision in how resident walks between locations in his/her room, and how resident walks in corridor on unit. The resident's diagnosis included anxiety, psychotic disorder, dementia without behavioral disturbance, major depression and paranoid personality disorder.</p> <p>The Resident #3's Plan of Care with a revision dated 9/10/19, identified resident had a behavior problem due to dementia, wandering, anxiety and delusional disorder, aggressive behaviors to family members and other residents. Interventions include:          *Anticipate and meet needs.          *Assure resident is safe.          *Be mindful of location when resident is up and ambulatory and attempt to keep at arms length from other residents.          *Provide 1-1 activities with resident if anxious.</p>			
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	<p>*Provide divisional activities like snack and encourage fluids.</p> <p>*Provide 1-1 with staff due to recent behaviors and aggressive altercation with another resident with a date of 9/21/19.</p> <p>*Red Rose program, high risk for resident to resident behavior.</p> <p>*Redirect or distract resident is being over affectionate toward other residents. Staff to redirect resident from getting into other resident rooms.</p> <p>The Physical Incident Report dated 9/21/19 at 10:04 p.m., documented Resident #3 allegedly put their hand on the right side of another resident face.</p> <p>The Progress Notes dated 9/21/19 at 1:06 p.m., noted Resident #3 before lunch and after lunch started to show signs and symptoms of anxiousness, pacing the halls and inability to redirect at times and several episodes of tear-fullness. Nurse and staff have redirected resident with activities of daily living, communication, snacks. Currently resident is watching television in main area with stuffed animal.</p> <p>The Progress Notes dated 9/21/19 at 9:53 p.m., documented alleged resident to resident altercation. Investigation on going, no injuries observed. Resident had multiple tearful episodes this shift along with getting irritated and upset and yelling multiple times. Resting quietly in bed.</p> <p>A Significant Change in Status (MDS) assessment with a reference dated 8/20/19, documented Resident #4</p>			
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	<p>with a Brief Interview for Mental Status score of 4, indicated severe decision impairment. The resident had verbal behavior symptoms directed towards others, and other behaviors directed towards others and wandering 4 to 6 days occurred and change in behaviors had gotten worse. The resident required limited assistance with how walks between locations in his/her room and walks in the corridor. The residents diagnoses included Non-Alzheimer Dementia, depression and weakness.</p> <p>Resident #4's Plan of Care with a initiated date 7/12/19, identified the resident as potential to be physically aggressive related to history of altercation, dementia, poor impulse control. Interventions include:          *Provide emotional support to the resident.          *When agitated: intervene before agitation escalates, guide away form source of distress, engage calmly in conversation, if response is aggressive, staff to walk away calmly and approach later.</p> <p>A Physical Incident Report dated 9/21/19 at 10:14 p.m., documented no physical contact was seen by this author. No injuries observed at time of incident.</p> <p>The Progress Notes dated 9/21/19 at 10:22 p.m., documented the resident reported to Certified Nursing Assistant "I was hit by that lady" when resident asked to point out the lady that did this resident was able to recall and then stated, "oh hell I don't know". No redness regarding injury noted to resident face at this time. Son was notified and reassured this matter would</p>			
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	<p>be investigated and would get back to him as soon as we knew something.</p> <p>Review of the facility footage on 10/16/19 at 1:01 p.m., for the incident on 9/21/19, revealed the following:  *5:27 p.m., no resident or staff in the Birch hallway, then Resident #3 started to ambulate down the hall way towards the double doors into the unit.  *5:29:14 p.m., Resident #3 started to ambulate with the merry walker into Resident #4's doorway of the residents room, able to see the right rear of the merry walker as ambulated through the door way.  *5:29:35 p.m., Resident #3 sat down in the merry walker in the door way of Resident #4's room.  *5:29:55 p.m., Resident #4 started to push Resident #3 out of the door way while Resident #3 was still sitting in the merry walker, Resident #4 had a walker in front of him, both residents started to punch each other back and forth. Resident #4 pushed Resident #3 out into the middle of the hall way and attempted to go around the merry walker, and Resident #3 hit Resident #4, Resident #4 hit Resident #3 back. Resident #4 finally was able to move around Resident #3 and started to ambulate down the hallway to the common area. Resident #3 immediately turned the merry walker around and chased Resident #4 to the common area, Resident #3 caught the other resident and they both turned towards each other and started throwing punches back and forth with both hands to the face, arms and shoulders, Resident #4 started to loose balance and grabbed onto Resident #3's arm for stability, while Resident #3 continued to punch the other resident in the face, neck, arm and shoulders.</p>			
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	<p>*5:32:09 p.m., Staff J, Certified Nursing Assistant came into view of the camera and took Resident #4 away from Resident #3 and proceeded to assist out of view of the camera. Resident #3 sat down in the merry walker and began to cry.</p> <p>*5:32:32 p.m., Staff K, Certified Nursing Assistant was seen coming down the hallway to the common area and looked at Resident #3 sitting in the merry walker crying and continued to walk on by.</p> <p>*5:33:56 p.m., Staff L, Llicensed Practical Nurse came into view of the camera and walked by Resident #3 who was still in the merry walker, and continued to walk out of the unit through the double doors.</p> <p>*5:37:49 p.m., Staff L came back through the double doors onto Birch unit and stopped at Resident #3 still in the merry walker, and did a quick look over the residents arms, face and neck, then walked out of view of the camera into the common area.</p> <p>During an interview on 10/15/19 at 4:20 p.m., Staff G and Staff M (Registered Nurse) both stated the facility Director of Nursing spoke to the staff on the Birch unit and explained to them Resident #3 had just been readmitted back to the facility on 9/20/19 for behaviors and staff needed to keep a close eye on her at all times to make sure there is no altercation between any of the residents on the Birch unit.</p> <p>During an interview on 10/16/19 at 12:36 p.m., Staff K confirmed and verified the facility Director of Nursing brought each of the staff into the office and explained the staff needed to keep a close eye on the resident at all times, which is different from 1-1 supervision.</p>			
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	<p>Keeping a close eye on the resident means they are in your vision at all times, 1-1 supervision means that you are with in an arms length away from the resident at all times.</p> <p>During an interview on 10/14/19 at 4:01 p.m., Staff J confirmed and verified the facility Director of Nursing brought each of the staff into the office and explained the staff needed to keep a close eye on the resident at all times, which is different from 1-1 supervision. Keeping a close eye on the resident means they are in your vision at all times, 1-1 supervision means that you are with in an arms length away from the resident at all times. Staff J stated it was their responsibility to make sure Resident #3 was in their line of vision at all times and Staff J got distracted from that due to being called over by the charge nurse whom was passing medications to assist in identifying who the residents were. Staff J confirmed that not until there was a commotion in the Birch hallway the resident was not in the line of vision as requested by the facility Director of Nursing. Staff J stated the last time Resident #3 was in their line of vision was around 4:30 p.m., and could not recall where the resident was after that time.</p> <p>During an interview on 10/16/19 at 12:38 p.m., Staff L confirmed and verified the facility Director of Nursing brought each of the staff into the office and explained the staff needed to keep a close eye on the resident at all times, which is different from 1-1 supervision. Keeping a close eye on the resident means they are in your vision at all times, 1-1 supervision means that you are with in an arms length away from the resident at all</p>			
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	<p>times. Staff L stated no assessments were completed on Resident #3 or Resident #4 as no red marks were seen as they did a quick eye over the residents.</p> <p>During an interview on 10/21/19 at 12:40 p.m., the facility Director of Nursing stated all the staff were brought into the office and explained that Resident #3 needs to have an eye on them at all times due to just being readmitted to the facility on 9/20/19 and that it is different from being a 1-1 supervision. Keeping an eye on a resident is the expectation the resident is always in your line of vision and 1-1 supervision is the expectation that staff are at a arms length away from the resident.</p> <p>The Allegation for Abuse/Resident to Resident checklist dated 8/24/16, instructed staff to:          *Ensure Residents are safe/separate the residents and keep them separated the remainder of the shift.          *If staff is suspected remove staff from the floor immediately.          *Resident to Resident: Complete head to toe assessment and complete progress note on both residents.          *Obtain witness statements from all staff on the hallway including house keeping, maintenance, activities and dietary.          *Notify Director of Nursing once you have obtained all statements.          *Notify DIA hotline. Document the time you called DIA.          *Notify physician for both residents.          *Notify both residents Family/POA.</p>			
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	<p>*Complete incident report for both aggressor and victim. *Place both residents on alert charting times 72 hours.</p> <p style="text-align: center;"><b>FACILITY RESPONSE:</b></p>			
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<b>Rule or Code Section</b>	<b>Nature of Violation</b>	<b>Class</b>	<b>Fine Amount</b>	<b>Correction date</b>

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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).**