

Bureau of Health Care Quality & Compliance

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>NVS2489AGC</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED  <b>02/05/2009</b>
NAME OF PROVIDER OR SUPPLIER  <b>CHANCELLOR GARDENS OF THE LAKE</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>2620 LAKE SAHARA DRIVE LAS VEGAS, NV 89117</b>		
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Y 000	<p>Initial Comments</p> <p>This Statement of Deficiencies was generated as a result of the annual state licensure survey and complaint investigation conducted at your facility on February 4 and 5, 2009.</p> <p>The survey was conducted using Nevada Administrative Code (NAC) 449, Residential Facility for Groups Regulations, adopted by the Nevada State Board of Health on July 14, 2006.</p> <p>The facility is licensed for 150 total beds: 120 elderly or disabled persons, and/or persons with mental illnesses, and/or persons with chronic illnesses, Category 2 residents. The facility has an endorsement to provide care for 30 persons with Alzheimer's disease, Category 2 residents.</p> <p>The census at the time of the survey was 94 residents. Twenty current resident files, 2 discharged resident files, and 11 employee files were reviewed.</p> <p>The following complaints were investigated: #NV00018987 unsubstantiated #NV00020672 unsubstantiated</p> <p>The findings and conclusions of any investigation by the Health Division shall not be construed as prohibiting any criminal or civil investigations, actions or other claims for relief that may be available under to any party under the applicable federal, state, or local laws.</p> <p>The following regulatory deficiencies were identified at the time of the survey:</p>	Y 000		
Y 070 SS=E	449.196(1)(f) Qualifications of Caregiver-8 hours training	Y 070		

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TITLE

(X6) DATE

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

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Y 070	Continued From page 1  NAC 449.196 1. A caregiver of a residential facility must: (f) Receive annually not less than 8 hours of training related to providing for the needs of the residents of a residential facility.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure that 4 of 11 caregivers received eight hours of annual training (Employee #2, #4, #5, and #7).  Severity: 2 Scope: 2	Y 070		
Y 103 SS=F	449.200(1)(d) Personnel File - NAC 441A  NAC 449.200 1. Except as otherwise provided in subsection 2, a separate personnel file must be kept for each member of the staff of a facility and must include: (d) The health certificates required pursuant to chapter 441A of NAC for the employee.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure that 11 of 11 caregivers complied with NAC 441A.375 regarding tuberculin screening (Employee #1, #2, #3, #4, #5, #6, #7, #8, #9 #10, and #11) for the protection of the residents.	Y 103		

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Y 103	Continued From page 2  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 2 Scope: 3	Y 103		
Y 106 SS=F	449.200(2)(a) Personnel File - 1st aid & CPR  NAC 449.200 2. The personnel file for a caregiver of a residential facility must include, in addition to the information required pursuant to subsection 1, (a) A certificate stating that the caregiver is currently certified to perform first aid and cardiopulmonary resuscitation.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure that 5 of 8 employees were trained in first aid and cardiopulmonary resuscitation (Employee #1, #3, #4, #6, and #7).  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 2 Scope: 3	Y 106		
Y 173 SS=D	449.209(3) Health and Sanitation-Inside garbage  NAC 449.209 3. Containers used to store garbage in the kitchen and laundry room of the facility must be covered with a lid unless the containers are kept	Y 173		

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Y 173	Continued From page 3  in an enclosed cupboard that is clean and prevents infestation by rodents or insects. Containers used to store garbage in bedrooms and bathrooms are not required to be covered unless they are used for food, bodily waste or medical waste.  This Regulation is not met as evidenced by: Based on observation on 2/4/09, the facility failed to ensure 3 garbage containers in the kitchen were covered with a lid.  Severity: 2      Scope: 1	Y 173		
Y 175 SS=F	449.209(4)(b) Health and Sanitation-Hazards  NAC 449.209 4. To the extent practicable, the premises of the facility must be kept free from: (b) Hazards, including obstacles that impede the free movement of residents within and outside the facility.  This Regulation is not met as evidenced by: Based on observation on 2/4/09, the facility failed to ensure the back walkway and surrounding area were kept free of hazards including a tray cart, a food cart, a garbage container, and 2 shopping carts.  Severity: 2      Scope: 3	Y 175		
Y 179 SS=D	449.209(6) Health and Sanitation-Screens	Y 179		

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Y 179	Continued From page 4  NAC 449.209 6. All windows that are capable of being opened in the facility and all doors that are left open to provide ventilation for the facility must be screened to prevent the entry of insects.  This Regulation is not met as evidenced by: Based on observation on 2/4/09, the facility failed to ensure multiple window screens in both the front and back of the building were intact and not broken or loose .  Severity: 2      Scope: 1	Y 179		
Y 250 SS=D	449.217(1) Kitchens-Equipment works; Clean and Sanitary  NAC 449.217 1. The equipment in a kitchen of a residential facility and the size of the kitchen must be adequate for the number of residents in the facility. The kitchen and the equipment must be clean and must allow for the sanitary preparation of food. The equipment must be in good working condition.  This Regulation is not met as evidenced by: Based on observation on 2/4/09, the facility failed to ensure the kitchen and equipment, including the exterior of the ovens, walls, floor, and dry storage, were clean and sanitary.  Severity: 2      Scope: 1	Y 250		

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Y 251 SS=D	449.217(2) Storage of Food-Perishable foods refrigerated  NAC 449.217 2. Perishable foods must be refrigerated at a temperature of 40 degrees Fahrenheit or less. Frozen foods must be kept at a temperature of 0 degrees or less.  This Regulation is not met as evidenced by: Based on observation on 2/4/09, the facility failed to ensure refrigerator #4 (in the main kitchen) was kept at a temperature of 40 degrees Fahrenheit or less.  Severity: 2    Scope: 1	Y 251		
Y 278 SS=B	449.2175(9)(a)(b) Dietary Consultant - More Than 10 Residents  NAC 449.2175 9. A residential facility with more than 10 residents shall employ or otherwise obtain the services of a person to serve as a consultant for the planning and serving of meals who: (a) Is registered as a dietitian by the Commission on Dietetic Registration. (b) Is a graduate from an accredited college with a major in food and nutrition and has 2 years of supervisory experience in a medical facility or facility for the dependent or has participated in a course of training for a supervisor of the service of food.	Y 278		

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Y 278	Continued From page 6  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure the Dietitian was currently registered as a dietitian by the Commission on Dietetic Registration.  Severity: 1      Scope: 2	Y 278		
Y 352 SS=C	449.222(2)(b) Bathrooms and Toilet Facilities  NAC 449.222 2. Each residential facility that was issued an initial license on or after January 14, 1997 must have: (b) A tub or shower for each six residents.  This Regulation is not met as evidenced by: Based on observation on 2/4 and 2/5/09, the facility failed to ensure there was a tub or shower for each six residents in the Alzheimer's unit.  Severity: 1      Scope: 2	Y 352		
Y 451 SS=D	449.231(2)(a)-(f) First Aid Kit  NAC 449.231 2. A first-aid kit must be available at the facility. The first-aid kit must include, without limitation:	Y 451		

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Y 451	Continued From page 7  (a) A germicide safe for use by humans. (b) Sterile gauze pads; (c) Adhesive bandages, rolls of gauze and adhesive tape; (d) Disposable gloves; (e) A shield or mask to be used by a person who is administering cardiopulmonary resuscitation; and (f) A thermometer or device that may be used to determine the bodily temperature of a person.  This Regulation is not met as evidenced by: Based on observation on 2/4 and 2/5/09, the facility failed to ensure the first aid kit in the Assisted Living unit contained germicide, a Cardio-pulmonary resuscitation mask, and a thermometer.  Severity: 2    Scope: 1	Y 451		
Y 645 SS=B	449.2704(1)-(5) Rate Agreement  NAC 449.2704 The administrator of a residential facility shall, upon request, make the following information available in writing: 1. The basic rate for the services provided by the facility; 2. The schedule for payment; 3. The Services included in the basic rate; 4. The charges for potional services which are not included in the basic rate; and 5. The residential facility's policy on refunds of	Y 645		

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Y 645	Continued From page 8 amounts paid but not used.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to provide a rate agreement for 6 of 20 residents (Resident #2, #3, #4, #6, #8 and #13).  Severity: 1 Scope: 2	Y 645		
Y 859 SS=E	449.274(5) Periodic Physical examination of a resident  NAC 449.274 5. Before admission and each year after admission, or more frequently if there is a significant change in the physical condition of a resident, the facility shall obtain the results of a general physical examination of the resident by his physician. The resident must be cared for pursuant to any instructions provided by the resident's physician.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to ensure that 8 of 20 residents received an initial and/or annual physical (Resident #3, #4, #5, #10, #12, #13, #17 and #19).  This was a repeat deficiency from the 8/14/08	Y 859		

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Y 859	Continued From page 9 State Licensure survey.  Severity: 2 Scope: 2	Y 859		
Y 870 SS=F	449.2742(1)(a)(1)(2)(b)(c) 449.2742(1)(a)(1) Medication Administration  NAC 449.2742 1. The administrator of a residential facility that provides assistance to residents in the administration of medications shall: (a) Ensure that a physician, pharmacist or registered nurse who does not have a financial interest in the facility: (1) Reviews for accuracy and appropriateness, at least once every 6 months the regimen of drugs taken by each resident of the facility, including, without limitation, any over-the-counter medications and dietary supplements taken by a resident. (2) Provides a written report of that review to the administrator of the facility; (b) Include a copy of each report submitted to the administrator pursuant to paragraph (a) in the file maintained pursuant to NAC 449.2749 for the resident who is the subject of the report. (c) Make and maintain a report of any actions of any actions that are taken by the caregivers employed by the facility in response to a report submitted pursuant to paragraph (a).  This Regulation is not met as evidenced by:	Y 870		

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Y 870	Continued From page 10  Based on record review on 2/4-5/09, the facility did not ensure that a medication profile review was performed by a physician, pharmacist or registered nurse at least once every six months for 7 of 12 residents residing in the facility for longer than six months (Resident #3, #6, #8, #9, #10, #12, and #14).  Severity: 2 Scope: 3	Y 870		
Y 876 SS=B	449.2742(4) NRS 449.037  NAC 449.2742 4. Except as otherwise provided in this subsection, a caregiver shall assist in the administration of medication to a resident if the resident needs the caregiver's assistance. A caregiver may assist the ultimate user of controlled substances or dangerous drugs only if the conditions prescribed in subsection 6 of NRS 449.037 are met.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to ensure that an ultimate user agreement was obtained for 9 of 20 residents (Resident #3, #6, #8, #9, #10, #14, #16, #17 and #18).  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 1 Scope: 2	Y 876		
Y 878 SS=D	449.2742(6)(a)(1) Medication / Change order  NAC 449.2742	Y 878		

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Y 878	Continued From page 11  6. Except as otherwise provided in this subsection, a medication prescribed by a physician must be administered as prescribed by the physician. If a physician orders a change in the amount or times medication is to be administered to a resident: (a) The caregiver responsible for assisting in the administration of the medication shall: (1) Comply with the order.  This Regulation is not met as evidenced by: Based on record review and interview on 2/4-5/09, the facility failed to ensure that 2 of 20 residents received medications as prescribed (Resident #4 and #12).  Severity: 2 Scope: 1	Y 878		
Y 882 SS=D	449.2742(6)(c) Medication / change order  NAC 449.2742 6. Except as otherwise provided in this subsection, a medication prescribed by a physician must be administered as prescribed by the physician. If a physician orders a change in the amount or times medication is to be administered to a resident: (c) If the label prepared by a pharmacist does not match the order or prescription written by a physician, the physician, registered nurse or pharmacist must interpret that order or prescription and, within 5 days after the change	Y 882		

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Y 882	Continued From page 12  is ordered, the interpretation must be included in the record maintained pursuant to paragraph (b) of subsection 1 of NAC 449.2744.  This Regulation is not met as evidenced by: Based on observation and record review on February 5, 2009, the labels on 2 of the medications prescribed for 1 of 20 residents do not reflect the prescription written by the physician (Resident #5).  Severity: 2      Scope: 1	Y 882		
Y 922 SS=D	449.2748(3)(a) Medication Labeling  NAC 449.2748 3. Medication, including, without limitation, any over-the-counter medication or dietary supplement, must be: (a) Plainly labeled as to its contents, the name of the resident for whom it is prescribed and the name of the prescribing physician.  This Regulation is not met as evidenced by: Based on observation on 2/4-5/09, the facility failed to ensure medications were plainly labeled for 4 of 20 residents (Resident #1, #5, #12 and #17).	Y 922		

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Y 922	Continued From page 13 Severity: 2 Scope: 1	Y 922		
Y 933 SS=B	449.2749(1)(d)(1)-(3) Resident File  NAC 449.2749 1. A separate file must be maintained for each resident of a residential facility and retained for at least 5 years after he permanently leaves the facility. The file must be kept locked in a place that is resistant to fire and is protected against unauthorized use. The file must contain all records, letters, assessments, medical information and any other information related to the resident, including without limitation: (d) A statement from the resident's physician concerning the mental and physical condition of the resident that includes: (1) A description of any medical conditions which require the performance of medical services. (2) The method in which those services must be performed; and (3) A statement of whether the resident is capable of performing the required medical services.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to ensure a physician statement was provided for 5 of 20 residents (Resident #4, #5, #10, #17 and #19).  This is a repeat deficiency from the 8/14/08	Y 933		

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>NVS2489AGC</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED  <b>02/05/2009</b>
NAME OF PROVIDER OR SUPPLIER  <b>CHANCELLOR GARDENS OF THE LAKE</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>2620 LAKE SAHARA DRIVE LAS VEGAS, NV 89117</b>		
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Y 933	Continued From page 14 State Licensure Survey.  Severity: 1 Scope: 2	Y 933		
Y 936 SS=F	449.2749(1)(e) Resident file  NAC 449.2749 1. A separate file must be maintained for each resident of a residential facility and retained for at least 5 years after he permanently leaves the facility. The file must be kept locked in a place that is resistant to fire and is protected against unauthorized use. The file must contain all records, letters, assessments, medical information and any other information related to the resident, including without limitation: (e) Evidence of compliance with the provisions of chapter 441A of NRS and the regulations adopted pursuant thereto.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to ensure that 12 of 20 residents complied with NAC 441A.380 regarding tuberculosis (Resident #2, #3, #4, #7, #9, #10, #11, #12, #15, #18, #19 and #20) which affected all residents.  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 2 Scope: 3	Y 936		
Y 938 SS=B	449.2749(1)(g)(1) Resident file  NAC 449.2749	Y 938		

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Y 938	Continued From page 15  1. A separate file must be maintained for each resident of a residential facility and retained for at least 5 years after he permanently leaves the facility. The file must be kept locked in a place that is resistant to fire and is protected against unauthorized use. The file must contain all records, letters, assessments, medical information and any other information related to the resident, including without limitation: (g) An evaluation of the resident's ability to perform the activities of daily living and a brief description of any assistance he needs to perform those activities. The facility shall prepare such an evaluation: (1) Upon the admission of the resident.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility did not perform an evaluation on 6 of 20 residents for their abilities to perform the activities of daily living (ADL) upon admission to the facility (Resident #5, #9, #11, #15, #18 and #19).  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 1 Scope: 2	Y 938		
Y 941 SS=C	449.2749(1)(h) Resident file  NAC 449.2749	Y 941		

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Y 941	Continued From page 16  1. A separate file must be maintained for each resident of a residential facility and retained for at least 5 years after he permanently leaves the facility. The file must be kept locked in a place that is resistant to fire and is protected against unauthorized use. The file must contain all records, letters, assessments, medical information and any other information related to the resident, including without limitation: (h) A list of the rules for the facility that is signed by the administrator of the facility and the resident or a representative of the resident.  This Regulation is not met as evidenced by: Based on record review on 2/4-5/09, the facility failed to have the rules of the facility signed by the administrator of the facility for 20 of 20 residents (Resident #1, #2, #3, #4, #5, #6, #7, #8, #9, #10, #11, #12, #13, #14, #15, #16, #17, #18, #19 and #20).  This was a repeat deficiency from the 8/14/08 State Licensure survey.  Severity: 1 Scope: 3	Y 941		
Y 991 SS=F	449.2756(1)(b) Alzheimer's Fac door alarm  NAC 449.2756 1. The administrator of a residential facility which provides care to persons with Alzheimer's disease shall ensure that: (b) Operational alarms, buzzers, horns or other	Y 991		

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Y 991	Continued From page 17  audible devices which are activated when a door is opened are installed on all doors that may be used to exit the facility.  This Regulation is not met as evidenced by: Based on observation and interview, the facility failed to ensure an audible device was activated when the patio exit door was opened in the Memory Care Unit.  Severity: 2 Scope: 3	Y 991		
Y 993 SS=F	449.2756(1)(d) Alzheimer's training  NAC 449.2756 1. The administrator of a residential facility which provides care to persons with Alzheimer's disease shall ensure that: (d) Each employee of the facility who has direct contact with and provides care to residents with any form of dementia, including, without limitation, dementia caused by Alzheimer's disease, successfully completes the training and continuing education required pursuant to NAC 449.2768.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure 4 of 8 employees completed the Alzheimer's training required pursuant to NAC 449.2768 (Employee #3, #4, #5, and #7).	Y 993		

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Y 993	Continued From page 18 Severity: 2 Scope: 3	Y 993		
Y 999 SS=F	449.2754(1)(g) Alzheimer's Facility  NAC 449.2756 1. The administrator of a residential facility which provides care to persons with Alzheimer's disease shall ensure that: (g) All toxic substances are not accessible to the residents of the facility.  This Regulation is not met as evidenced by: Based on observation, the facility failed to ensure all toxic substances were not accessible to the residents of the Alzheimer's unit (shower room and Room 160).  Severity: 2 Scope: 3	Y 999		
Y1001 SS=F	449.2758(1) Training Requirements  NAC 449.2758 1. Within 60 days after being employed by a residential facility for elderly or disabled persons, a caregiver must receive not less than 4 hours of training related to the care of those residents.  2. As used in this section, " residential facility for elderly or disabled persons " means a residential facility that provides care to elderly or disabled persons who require assistance or protective supervision because they suffer from infirmities or disabilities.	Y1001		

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Y1001	Continued From page 19  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure that a minimum of 4 hours of training related to the care of elderly and disabled residents was received within 60 days of hire by 5 of 8 employees (Employee #1, #2, #3, #4, and #6).  Severity: 2 Scope: 3	Y1001		
Y1010 SS=F	449.2764(1) MI Training  NAC 449.2764 1. A person who provides care for a resident of a residential facility for persons with mental illnesses shall, within 60 days after he becomes employed at the facility, attend not less than 8 hours of training concerning care for residents who are suffering from mental illnesses.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure 6 of 8 employees	Y1010		

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Y1010	Continued From page 20  obtained 8 hours of training related to the care of persons with mental illnesses within 60 days of hire (Employee #1, #2, #3, #4, #6, and #11).  Severity: 2    Scope: 3	Y1010		
Y1020 SS=F	449.2766(1) Chronic Illness Training  NAC 449.2766 1. Within 60 days after being employed by a residential facility for persons with chronic illnesses, an employee of the facility shall obtain at least 4 hours of in-service training related to the care provided to such persons and in the actions necessary to control infections.  This Regulation is not met as evidenced by: Based on record review on 2/4 and 2/5/09, the facility failed to ensure 6 of 8 employees obtained 4 hours of training related to the care of persons with chronic illnesses within 60 days of hire (Employee #1, #2, #3, #4, #6, and #11).  Severity: 2    Scope: 3	Y1020		

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