

Bureau of Health Care Quality & Compliance

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>NVS2980AGZ</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED  <b>03/13/2009</b>
NAME OF PROVIDER OR SUPPLIER  <b>DESERT ROSE HOMES, LLC</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>271 EAST DESERT ROSE HENDERSON, NV 89015</b>		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
Y 000	Initial Comments  This Statement of Deficiencies was generated as a result of the annual state licensure survey and complaint investigation conducted at your facility on 3/4/09, 3/5/09 and 3/13/09. This State Licensure survey was conducted by the authority of NRS 449.150, Powers of the Health Division.  The facility was licensed for 10 Residential Facility for Group beds which provide care to persons with Alzheimer's disease, Category II residents. The census at the time of the survey was 8. Eight resident files were reviewed and 4 employee files were reviewed. One discharged resident file was reviewed.  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 to any party under applicable federal, state, or local laws.  The following complaints were reviewed: NV00019050- Substantiated with deficiencies. Please refer to Tags Y0814, Y0991 and Y0999  The following deficiencies were identified:	Y 000		
Y 020 SS=C	449.190(1)(a)-(e) Contents of License-Administrator's Name  NAC 449.190 1. A license to operate a residential facility must include: (a) The name of the administrator of the facility. (b) The name and address of the facility; (c) The type of facility; (d) The maximum number of residents authorized	Y 020		

If deficiencies are cited, an approved plan of correction must be returned within 10 days after receipt of this statement of deficiencies.

TITLE

(X6) DATE

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

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Y 020	Continued From page 1  to reside at the facility; and (e) The category of residents who may reside at the facility.  This Regulation is not met as evidenced by: Based on observation, the facility failed to provide an active facility license for 2009.  Severity: 1    Scope: 3	Y 020		
Y 067 SS=C	449.196(1)(c) Qualifications of Caregiver- Read regulation  NAC 449.196 1. A caregiver of a residential facility must: (c) Understand the provisions of NAC 449.156 to 449.2766, inclusive, and sign a statement that he has read those provisions.  This Regulation is not met as evidenced by: Based on record review and interview, the facility failed to ensure 1 of 4 caregivers read the provisions of NAC 449.156 to 449.2766 and signed a statement they have read those regulations (#4).  Severity: 1    Scope: 3	Y 067		
Y 070 SS=F	449.196(1)(f) Qualifications of Caregiver-8 hours training	Y 070		

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Y 070	Continued From page 2  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 and interview on 3/5/09, the facility failed to ensure 1 of 4 caregivers received eight hours of annual training (#3).  Severity: 2 Scope: 3	Y 070		
Y 088 SS=C	4493199(4) Staffing Schedule  NAC 449.199 4. The administrator of a residential facility shall maintain monthly a written schedule that includes the number and type of members of the staff of the facility assigned for each shift. The schedule must be amended if any changes are made to the schedule. The schedule must be retained for at least 6 months after the schedule expires.  This Regulation is not met as evidenced by: Based on record review and interview on 3/5/09, the facility failed to maintain a monthly staffing schedule that needs to be retained for at least six months.  Severity: 1 Scope: 3	Y 088		
Y 103 SS=F	449.200(1)(d) Personnel File - NAC 441A  NAC 449.200	Y 103		

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Y 103	Continued From page 3  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 and interview, the facility failed to ensure caregivers complied with NAC 441A.375 regarding tuberculosis testing for 2 of 4 employees (#3, #4).  This was a repeat deficiency from the 7/28/09 State Licensure survey.  Severity: 2    Scope: 3	Y 103		
Y 104 SS=F	449.200(1)(e) Personnel File - References  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: (e) Evidence that the references supplied by the employee were checked by the residential facility.  This Regulation is not met as evidenced by: Based on record review and interview, the facility failed to check the references on 1 of 4 employees (#4).  Severity: 2    Scope: 3	Y 104		

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Y 105	Continued From page 4	Y 105		
Y 105 SS=F	449.200(1)(f) Personnel File - Background Check  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: (f) Evidence of compliance with NRS 449.176 to 449.185, inclusive.  This Regulation is not met as evidenced by: Based on record review and interview, the facility failed to ensure criminal history background checks were completed for 1 of 4 employees (#4).  Severity: 2 Scope: 3	Y 105		
Y 179 SS=D	449.209(6) Health and Sanitation-Screens  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 3/5/09, the facility failed to ensure the all windows or doors for ventilation were screened (Bedroom #10).  Severity: 2 Scope: 1	Y 179		
Y 272 SS=C	449.2175(3) Service of Food - Menus	Y 272		

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Y 272	Continued From page 5  NAC 449.2175 3. Menus must be in writing, planned a week in advance, dated, posted and kept on file for 90 days.  This Regulation is not met as evidenced by: Based on observation and record review on 3/5/09, the facility failed to post a current menu.  Severity: 1 Scope: 3	Y 272		
Y 444 SS=F	449.229(9) Smoke Detectors  NAC 449.229 9. Smoke detectors must be maintained in proper operating conditions at all times and must be tested monthly. The results of the tests pursuant to this subsection must be recorded and maintained at the facility.  This Regulation is not met as evidenced by: Based on record review and interview, the facility failed to perform monthly smoke detector tests.  Severity: 2 Scope: 3	Y 444		
Y 450 SS=F	449.231(1) First Aid and CPR  NAC 449.231 1. Within 30 days after an administrator or caregiver of a residential facility is employed at the facility, the administrator or caregiver must be trained in first aid and cardiopulmonary resuscitation. The	Y 450		

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Y 450	Continued From page 6  advanced certificate in first aid and adult cardiopulmonary resuscitation issued by the American Red Cross or an equivalent certification will be accepted as proof of that training.  This Regulation is not met as evidenced by: Based on record review and interview, the facility failed to ensure caregivers received first aid and cardiopulmonary resuscitation (CPR) training within thirty days of employment for 1 of 4 employees (#4).  Severity: 2 Scope: 3	Y 450		
Y 527 SS=F	449.260(1)(b) Activities for Residents  NAC 449.260 1. The caregivers employed by a residential facility shall: (b) Provide group activities that provide mental and physical stimulation and develop creative skills and interests.  This Regulation is not met as evidenced by: Based on observation and interview on 3/5/09, the facility failed to provide a structured group activities for 8 of 8 residents.  Severity: 2 Scope: 3	Y 527		

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Y 859	Continued From page 7	Y 859		
Y 859 SS=F	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 and interview on 3/5/09, the facility failed to ensure residents received an annual physical examination for 6 of 8 residents (#1, #4, #5, #6, #7, #8).  Severity: 2 Scope: 3	Y 859		
Y 870 SS=D	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	Y 870		

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Y 876	Continued From page 9 449.037 are met.  This Regulation is not met as evidenced by: Based on record review and interview on 3/5/09, the facility failed to ensure an ultimate user agreement was obtained for 7 of 8 residents.  Severity: 1 Scope: 3	Y 876		
Y 877 SS=E	449.2742(5) OTC medications & Dietary Supplements  NAC 449.2742 5. An over-the-counter medication or a dietary supplement may be given to a resident only if the resident's physician has approved the administration of the medication or supplement in writing or the facility is ordered to do so by another physician. The over-the-counter medication or dietary supplement must be administered in accordance with the written instructions of the physician. The administration of over-the-counter medication and dietary supplements must be included in the record required pursuant to paragraph (b) of subsection 1 of NAC 449.2744.  This Regulation is not met as evidenced by: Based on record review and interview on 3/5/09, the facility failed to obtain physician orders to administer over-the-counter (OTC) medications to 2 of 8 residents (#2, #6).  Severity: 2 Scope: 2	Y 877		

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Y 878 SS=F	<p>449.2742(6)(a)(1) Medication / Change order</p> <p>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: (a) The caregiver responsible for assisting in the administration of the medication shall: (1) Comply with the order.</p> <p>This Regulation is not met as evidenced by: Based on record review and interview on 3/5/09, the facility failed to maintain copies of physicians' medication prescriptions in residents' files to ensure medications were administered correctly for 8 of 8 residents.</p> <p>On 3/5/09 in the afternoon, interview with the facility owner revealed, all of the residents medications were supplied directly by residents' family members.</p> <p>The facility owner further revealed, all medications were given based on the medication labels affixed to each medication container.</p> <p>Severity: 2 Scope: 3</p>	Y 878		
Y 908 SS=D	<p>449.2746(2)(a)-(f) PRN Medication Record</p>	Y 908		

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Y 920	Continued From page 12  may be misused or appropriated by a resident or any other unauthorized person is protected. Medication for external use only must be kept in a locked area separate from other medications. A resident who is capable of administering medication to himself without supervision may keep his medication in his room if the medication is kept in a locked container for which the facility has been provided a key.  This Regulation is not met as evidenced by: Based on observation and interview on 3/5/09, the facility failed to keep medications for 1 of 8 residents in a locked area (#8).  Severity: 2      Scope: 1	Y 920		
Y 933 SS=F	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:	Y 933		

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Y 933	Continued From page 13  (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 interview and record review, the facility failed to obtain statements from residents' physicians concerning the mental and physical conditions for 6 of 8 residents (#1, #2, #5, #6, #7, #8).  Severity: 2 Scope: 3	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:	Y 936		

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Y 936	Continued From page 14  Based on record review and interview, the facility failed to comply with NAC 441A.380 regarding tuberculosis for 6 of 8 residents (#1, #4, #5, #6, #7, #8).  Severity: 2    Scope: 3  This was a repeat deficiency from the 7/28/08 State Licensure survey.	Y 936		
Y 938 SS=F	449.2749(1)(g)(1) 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: (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 interview and record review, the facility failed to perform an evaluation of activities of daily living upon admission to the facility for 8 of 8	Y 938		

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Y 938	Continued From page 15 residents.	Y 938		
Y 941 SS=D	449.2749(1)(h) 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: (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 3/5/09, the facility failed to have the rules of the facility signed by the administrator of the facility and the resident for 2 of 8 residents (#2 and #6).  Severity: 1 Scope: 2	Y 941		

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