

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL054-159	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 12/07/2018
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NAME OF PROVIDER OR SUPPLIER MAPLEWOOD FACILITY	STREET ADDRESS, CITY, STATE, ZIP CODE 2002-G SHACKLEFORD ROAD KINSTON, NC 28502
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V 000	<p>INITIAL COMMENTS</p> <p>A complaint and follow up survey was completed on December 7, 2018. The complaint was unsubstantiated (intake #NC00145018). Deficiencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G .1900, Psychiatric Residential Treatment for Children and Adolescents.</p>	V 000		
V 105	<p>27G .0201 (A) (1-7) Governing Body Policies</p> <p>10A NCAC 27G .0201 GOVERNING BODY POLICIES</p> <p>(a) The governing body responsible for each facility or service shall develop and implement written policies for the following:</p> <p>(1) delegation of management authority for the operation of the facility and services;</p> <p>(2) criteria for admission;</p> <p>(3) criteria for discharge;</p> <p>(4) admission assessments, including:</p> <p>(A) who will perform the assessment; and</p> <p>(B) time frames for completing assessment.</p> <p>(5) client record management, including:</p> <p>(A) persons authorized to document;</p> <p>(B) transporting records;</p> <p>(C) safeguard of records against loss, tampering, defacement or use by unauthorized persons;</p> <p>(D) assurance of record accessibility to authorized users at all times; and</p> <p>(E) assurance of confidentiality of records.</p> <p>(6) screenings, which shall include:</p> <p>(A) an assessment of the individual's presenting problem or need;</p> <p>(B) an assessment of whether or not the facility can provide services to address the individual's needs; and</p> <p>(C) the disposition, including referrals and</p>	V 105		

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LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE _____ TITLE _____ (X6) DATE _____

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V 105	<p>Continued From page 1</p> <p>recommendations;</p> <p>(7) quality assurance and quality improvement activities, including:</p> <p>(A) composition and activities of a quality assurance and quality improvement committee;</p> <p>(B) written quality assurance and quality improvement plan;</p> <p>(C) methods for monitoring and evaluating the quality and appropriateness of client care, including delineation of client outcomes and utilization of services;</p> <p>(D) professional or clinical supervision, including a requirement that staff who are not qualified professionals and provide direct client services shall be supervised by a qualified professional in that area of service;</p> <p>(E) strategies for improving client care;</p> <p>(F) review of staff qualifications and a determination made to grant treatment/habilitation privileges:</p> <p>(G) review of all fatalities of active clients who were being served in area-operated or contracted residential programs at the time of death;</p> <p>(H) adoption of standards that assure operational and programmatic performance meeting applicable standards of practice. For this purpose, "applicable standards of practice" means a level of competence established with reference to the prevailing and accepted methods, and the degree of knowledge, skill and care exercised by other practitioners in the field;</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to develop and implement a written policy</p>	V 105		

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V 105	<p>Continued From page 2</p> <p>for adoption of standards of practice related to federal requirements for the reporting of events that result in the use of restraint or seclusion. The findings are:</p> <p>Review on 12/7/18 of LME-MCO (Local Management Entity-Managed Care Organization) Communication Bulletin J287, "Clarifying the Reporting Standards for Psychiatric Residential Treatment Facilities [PRTF]" dated 5/11/18 revealed:</p> <ul style="list-style-type: none"> - "As a reminder, Serious Occurrences are any event that result in Restraint or Seclusion, Resident's Death, Any Serious Injury to a Resident, and a Resident's Suicide Attempt. NC [North Carolina] 483.374 specifies that facilities must report each Serious Occurrence to both the State Medicaid agency (Division of Medical Assistance - DMA) . . . " - "DMA receives reports of Serious Occurrences via the Incident Response and Improvement System (IRIS) managed by the Division of Mental Health, Developmental Disabilities and Substance Abuse Services . . . " <p>Review on 12/7/18 of the facility's "INCIDENT AND DEATH RESPONSE SYSTEM" policy last revised 11/1/17 revealed:</p> <p>"Upon learning of a Level II/III incident involving a consumer currently receiving services, [Licensee] shall document the event within the time frames specified in this policy using the DHHS [Department of Health and Human Services] Incident Response Improvement System (IRIS). Level II/III DHHS Incident and Death Report include:...b) Restrictive Intervention: additional documentation is required on the restrictive intervention details report. Level II any emergency, unplanned use or any planned use that exceeds Licensure Rules is administered by</p>	V 105		

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V 105	<p>Continued From page 3</p> <p>an unauthorized person, requires treatment by a licensed health professional. Level III any restrictive intervention that results in permanent physical or psychological impairment within 7 days. . ."</p> <p>Review on 12/7/18 of the facility's "LEVEL I INCIDENT REPORTING" policy effective 9/1/10 revealed that it did not address reporting of restrictive interventions.</p> <p>Review on 12/7/18 of the facility's "Consumer Death or Serious Occurrence/Sentinel Event" policy, last revised 11/1/17 revealed: "It is the policy of [Licensee] to define a Serious Occurrence/Sentinel Event as the death of a Consumer or any significant impairment of the physical condition of a Consumer as determined by [Licensee's] Primary Care Medical Director or other qualified Medical Personnel. This includes, but shall not be limited to, burns, lacerations, bone fractures, substantial hematomas, and injuries to internal organs, whether self-inflicted or inflicted by another person. Any allegation of abuse, neglect or exploitation shall also be considered a Serious Occurrence and reported and documented accordingly. Each Consumer Death or Serious Occurrence shall be reported and documented in accordance with Federal and State rules . . ."</p> <p>Review on 12/6/18 of client #13's record revealed: 17 year old male admitted to the facility 8/23/18. Diagnoses included Bipolar I Disorder, Conduct Disorder, Attention Deficit Hyperactivity Disorder, Mild Intellectual/Developmental Disability, Post-Traumatic Stress Disorder, and Oppositional Defiant Disorder. - Person Centered Plan signed 11/28/18 with</p>	V 105		

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V 105	<p>Continued From page 4</p> <p>"Crisis Prevention and Intervention Plan" that included "Restrictive Interventions: Every attempt will be made to de-escalate the crisis prior to the use of physical restraint or seclusion. Restrictive Intervention should be used when he is at imminent risk of, or in the process of injuring self or others. Type: Physical Restraint 1. Duration Limit: The use of Physical Restraint will be immediately discontinued at any indication of Consumer risk or distress, or immediately when the Consumer gains control over at-risk behaviors, or when 10 minutes has elapsed. . . Type: Seclusion 1. Duration Limit: The use of Seclusion will be immediately discontinued at any indication of Consumer risk or distress, or immediately when the Consumer gains control over at-risk behaviors, or when 1 hour elapsed. . . "</p> <p>Medical Progress Note dated 11/19/18 "@ [at] 2334 [11:34 pm] Consumer in hallway of Maplewood extremely aggressive, wild, agitated, cursing, doing property destruction; hitting at staff. Eyes wild, could not reason with consumer or calm him in anyway. Required TW [therapeutic wrap] x2 [abbreviation for with] multiple staff d/t [due to] these extreme behaviors."</p> <p>Medical Progress Note dated 11/20/18 "@ 0310 [3:10 am] - Consumer has continued to have aggressive behaviors & property destruction, refusing to go to bed since earlier note @ 2334 [11:34 pm]. Consumer has been monitored by staff 2 & 3 on 1 since that time. Consumer had to be placed in seclusion @ 0230-0232 [2:30 am - 2:32 am] d/t aggressive behavior escalating toward staff & punching walls. . . "</p> <p>During interview on 12/7/18 client #13 stated he had been placed in therapeutic "wraps" since his admission. Once when he tried to walk out of his</p>	V 105		

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V 105	<p>Continued From page 5</p> <p>unit, and when he was in fights with peers. He had seen peers placed in therapeutic holds and thought the holds were necessary and appropriately used.</p> <p>Review on 12/6/18 and 12/7/18 of the North Carolina Incident Response Improvement System revealed no Level II incident report entries for incidents of restraint and seclusion of client #13 dated 11/19/18 and 11/20/18.</p> <p>During interview on 12/7/18 the Program Director stated the Executive Director had met with officials from the Division of Mental Health regarding requirements for reporting events that result in the use of restraint or seclusion in PRTF's as outlined in LME-MCO Communication Bulletin J287 and corresponding federal requirements . They were awaiting clarification of the requirements.</p> <p>This deficiency constitutes a re-cited deficiency and must be corrected within 30 days.</p>	V 105		
V 367	<p>27G .0604 Incident Reporting Requirements</p> <p>10A NCAC 27G .0604 INCIDENT REPORTING REQUIREMENTS FOR CATEGORY A AND B PROVIDERS</p> <p>(a) Category A and B providers shall report all level II incidents, except deaths, that occur during the provision of billable services or while the consumer is on the providers premises or level III incidents and level II deaths involving the clients to whom the provider rendered any service within 90 days prior to the incident to the LME responsible for the catchment area where services are provided within 72 hours of becoming aware of the incident. The report shall be submitted on a form provided by the</p>	V 367		

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V 367	<p>Continued From page 6</p> <p>Secretary. The report may be submitted via mail, in person, facsimile or encrypted electronic means. The report shall include the following information:</p> <p>(1) reporting provider contact and identification information;</p> <p>(2) client identification information;</p> <p>(3) type of incident;</p> <p>(4) description of incident;</p> <p>(5) status of the effort to determine the cause of the incident; and</p> <p>(6) other individuals or authorities notified or responding.</p> <p>(b) Category A and B providers shall explain any missing or incomplete information. The provider shall submit an updated report to all required report recipients by the end of the next business day whenever:</p> <p>(1) the provider has reason to believe that information provided in the report may be erroneous, misleading or otherwise unreliable; or</p> <p>(2) the provider obtains information required on the incident form that was previously unavailable.</p> <p>(c) Category A and B providers shall submit, upon request by the LME, other information obtained regarding the incident, including:</p> <p>(1) hospital records including confidential information;</p> <p>(2) reports by other authorities; and</p> <p>(3) the provider's response to the incident.</p> <p>(d) Category A and B providers shall send a copy of all level III incident reports to the Division of Mental Health, Developmental Disabilities and Substance Abuse Services within 72 hours of becoming aware of the incident. Category A providers shall send a copy of all level III incidents involving a client death to the Division of Health Service Regulation within 72 hours of</p>	V 367		

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V 367	<p>Continued From page 7</p> <p>becoming aware of the incident. In cases of client death within seven days of use of seclusion or restraint, the provider shall report the death immediately, as required by 10A NCAC 26C .0300 and 10A NCAC 27E .0104(e)(18).</p> <p>(e) Category A and B providers shall send a report quarterly to the LME responsible for the catchment area where services are provided. The report shall be submitted on a form provided by the Secretary via electronic means and shall include summary information as follows:</p> <ol style="list-style-type: none"> (1) medication errors that do not meet the definition of a level II or level III incident; (2) restrictive interventions that do not meet the definition of a level II or level III incident; (3) searches of a client or his living area; (4) seizures of client property or property in the possession of a client; (5) the total number of level II and level III incidents that occurred; and (6) a statement indicating that there have been no reportable incidents whenever no incidents have occurred during the quarter that meet any of the criteria as set forth in Paragraphs (a) and (d) of this Rule and Subparagraphs (1) through (4) of this Paragraph. <p>This Rule is not met as evidenced by: Based on record reviews and interviews the facility failed to submit Level II incident reports as required. The findings are:</p> <p>Refer to Tag v105 for details.</p> <p>This deficiency constitutes a re-cited deficiency and must be corrected within 30 days.</p>	V 367		