

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL034-382	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 05/02/2019
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NAME OF PROVIDER OR SUPPLIER HOME CARE SOLUTIONS AT FOLKSTONE RIDGE	STREET ADDRESS, CITY, STATE, ZIP CODE 1166 FOLKSTONE RIDGE LANE WINSTON SALEM, NC 27127
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V 000	<p>INITIAL COMMENTS</p> <p>A complaint survey was completed on May 2, 2019. The complaint was substantiated (intake #NC00150954). A deficiency was cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G .5600C Supervised Living for Adults with Developmental Disabilities.</p> <p>The sister facility will be identified as sister facility A. Sister facility staff and clients will be identified using the letter of the facility and a numerical identifier.</p>	V 000		
V 115	<p>27G .0208 Client Services</p> <p>10A NCAC 27G .0208 CLIENT SERVICES</p> <p>(a) Facilities that provide activities for clients shall assure that:</p> <p>(1) space and supervision is provided to ensure the safety and welfare of the clients;</p> <p>(2) activities are suitable for the ages, interests, and treatment/habilitation needs of the clients served; and</p> <p>(3) clients participate in planning or determining activities.</p> <p>(h) Facilities or programs designated or described in these Rules as "24-hour" shall make services available 24 hours a day, every day in the year, unless otherwise specified in the rule.</p> <p>(c) Facilities that serve or prepare meals for clients shall ensure that the meals are nutritious.</p> <p>(d) When clients who have a physical handicap are transported, the vehicle shall be equipped with secure adaptive equipment.</p> <p>(e) When two or more preschool children who require special assistance with boarding or riding in a vehicle are transported in the same vehicle, there shall be one adult, other than the driver, to assist in supervision of the children.</p>	V 115		

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

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V 115	<p>Continued From page 1</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, the facility staff failed to assure space and supervision were provided in a way that ensured the safety and welfare of the clients for 1 of 2 clients (#1). The findings are:</p> <p>Review on 4/30/19 of the facility's level II incident, dated 4/18/19 and written by the QP, revealed: -Interviewed client #1 and client #A2 about being left alone during a church function on 4/15/19. -The interviews revealed client #1 and client #A2 were sitting at a table in a church classroom -"On Sunday (4/15/19) there was a church event. [Client #1] and [client #A2] were sitting opposite of each other (at a table) and [client #A2] was sitting next to his 1:1 (staff #A2). The 1:1 staff left and when he came back, [client #A2] was saying she (client #1) was too young for him" -The length of time the 1:1 was out of the room was unknown</p> <p>Review on 4/29/19 of client #1's record revealed: -An admission date of 3/11/19 -Diagnoses of Mild Intellectual Disability, Bipolar Disorder, Post-Traumatic Disorder, Attention Deficit Hyperactivity Disorder, Conduct Disorder, Fetal Alcohol Syndrome, Personal History of Neglect in Childhood, Physical and Sexual Abuse -An assessment dated 3/11/19 noting "Was previously at a state psychiatric facility, previously attempted to send inappropriate sexual notes to others, displays self-harm behaviors, has</p>	V 115		

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V 115	<p>Continued From page 2</p> <p>sexualized thoughts towards her peers, needs constant reminders and coping skills, history of physical aggression and suicide threats, will bite herself until she bleeds, if a peer tells her to do something, she will, was in a PRTF (Psychiatric Residential Treatment Facility) for 5 years, had sexually reactive behavior towards her brother and was removed from her mother's care, exposed to drug use and extensive domestic violence, has thought about stabbing peers with scissors and nails, was sexually molested by her mother's boyfriend between the age of 3 and 5, previously attacked foster parents, has assaulted the principal at school, first used alcohol at the age of 10, needs ongoing supervision and lacks the ability to make appropriate choices without direction and support, previously uncooperative in treatment, needs continued therapy and medication management, requires awake staff at night when she is awake, will relive trauma at times, exhibits a high ratio of sexual offender factors and deemed a moderate to high risk to re-offend and requires close staff supervision 24 hours per day."</p> <p>-A treatment plan dated 3/5/19 noting "will maintain a healthy lifestyle (nature walks, eating healthy and participate in activities outside the group home), will establish appropriate relationship boundaries with others by continuing to work through the trauma suffered in the past and to continue to see her psychiatrist and continue therapy, will continue to develop and implement effective coping skills through learning calming techniques, working on her anger management techniques, implement an exercise regimen as a stress release technique, learn how to verbalize feelings, will continue to increase her home living skills, operating home appliances, help with meal preparation, will help with the care of her clothing including laundering them, assist</p>	V 115		

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V 115	<p>Continued From page 3</p> <p>with housekeeping and cleaning of her bedroom and other areas of the home, will improve her community living activities will participate in recreation/leisure activities, shopping and purchasing goods, participate in preferred community activities (church, volunteering and will be monitored in all settings at all times.), will improved her social activities with monitoring in activities with others, within the household and outside in the community and requires assistance with communicating with others, will improve her lifelong learning activities with learning self-determination skills, self-management skills, learning to use problem solving techniques, health and physical education skills, interacting with others and accessing educational settings." -A behavior support plan dated 8/9/18 noting "has inappropriate sexual behaviors including disrobing in public, exposing private body parts to others, masturbating in public, verbal threats to rape staff or others or state that she wants to be rape ...she needs close staff supervision 24 hours per day ...since she appears to conflate sex and love, she has engaged in risky sexual behaviors, during a psychosexual assessment on 5/12/16, it was determined that she exhibits a high ratio of sexual offender factors and deemed a moderate to high risk to re-offend. She should never be unsupervised around children or individuals that cannot protect themselves ..."</p> <p>Review on 4/29/19 of client #A2's record revealed: -An admission date of 12/3/14 -Diagnoses of Intellectual Disability, Not Otherwise Specified and Pedophilia -An assessment dated 12/3/14 noting "exhibits physical aggression, verbal aggression, elopement, inappropriate touching/remarks and stealing. The elopement consists of leaving</p>	V 115		

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V 115	<p>Continued From page 4</p> <p>supervision or supervised areas, will touch others, invade their personal space, will grab others, history of psychiatric hospitalizations, needs assistance with some independent living skills and issues with his maladaptive behaviors, IQ of 65, needs activities to teach him similarities and differences, needs to increase his attention, memory and practice describing things and events in greater detail and needs to receive specialized therapy to address his Pedophilia Disorder as recommended by his treatment team."</p> <p>-A treatment plan dated 1/1/19 noting "will complete his daily hygiene skills, will clean his room by vacuuming, dusting and changing his bed linens, will work on his problem solving skills by talking and processing with staff, will work on not taking items that do not belong to him, will be honest about his actions when he has done something inappropriate, will follow all safety practices and appropriate behaviors while out in the community, will practice self-calming techniques, will respect other's personal space whether it is a housemate or staff, will keep his hands to himself and not touch others, will follow his call schedule and will respect his housemates' personal space and bedroom by asking if he can come into their rooms"</p> <p>-An updated behavior support plan dated 4/17/19 noting " ...requires 24 hour supports for his own health and safety as well as the protection of others, has a history of assaulting and sexually forcing himself on female (including family) and has been charged with assault leading to psychiatric hospitalizations in the past. He is considered high risk in the community. Staff can prevent him from touching, rubbing and/or entering their personal space by monitoring him appropriate which would include keeping him in front of you (close visual monitoring). Remember,</p>	V 115		

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V 115	<p>Continued From page 5</p> <p>staff can prevent most of these behaviors by not allowing [client #A2] the opportunity. In the community, staff should follow the monitoring requirements and monitor his interactions with females to ensure he does not interact inappropriately ...requires constant supervision and monitoring to stop inappropriate touching, help him recognize and process stressors that may lead toward inappropriate sexual thoughts and actions."</p> <p>Interview on 4/29/19 with client #1 revealed: -Does not have a 1:1 staff member in the community -Goes to church on Sundays and has Bible Study on Wednesday -The sister facility's clients meets with the clients with his facility -Client #A2 also attends the functions at the church -"I am not supposed to sit next to this dude (client #A2) because he touched me one time ..." -On 4/15/19, client #1 and client #A2 sat across the table from one another while at a church function. -"When [client #A2]'s 1:1 worker, [staff #A2] left to handle another consumer's behaviors and that is when he touched me. There were a whole lot of people there when it happened. That is all that I remember." -Was unable to state how long staff #A2 was gone. -Decided she did not want to continue the interview. -Denied anything occurring at the movies with client #A2 "because he was not there."</p> <p>Interview on 4/29/19 with client #A2 revealed: -Staff #A2 was his 1:1 in the community -Stated staff #A2 took all 3 clients from the sister</p>	V 115		

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V 115	<p>Continued From page 6</p> <p>facility to church on Sundays and Bible Study on Wednesdays.</p> <p>-Also present during this time are two other clients</p> <p>-"[Client #1] sits at the table with me but we are on opposite ends of the table. I can't be close to females because I have sexually inappropriate behaviors."</p> <p>-On 4/18/19, his 1:1 staff left to assist other staff members with another client's behaviors</p> <p>-"There were no staff there at the table. I was sitting next to [client #A4]. [Client #1] came and sat next to me and I told her to leave because I can't be around females."</p> <p>-When client #A2's 1:1 came back into the room, he told [client #1] to move back to her seat. That is when she said that I touched her, but I didn't."</p> <p>-Was not sure if client #1 had a 1:1, "but she needs one so she can't make up things about me."</p> <p>Interview on 4/30/19 with client #A3 revealed:</p> <p>-Was at church one day (was unable to give the exact date)</p> <p>-Present at church were client #1, client #A2, client #A3 and client #A4</p> <p>-Staff present at the church were staff #A2 and FS #2</p> <p>-"[Client #1] attacked [client #A2] because she was saying he would not be her boyfriend. [Client #1] told me he (client #A2) tried to touch her. I didn't see anything."</p> <p>-Client #A2 had a 1:1 worker (staff #A2)</p> <p>-Staff #A2 left the table in the bible study area to assist another staff</p> <p>-No other staff were present when staff #A2 left</p> <p>-Client #1 came and sat next to client #A2</p> <p>-"She was not supposed to do that. She attacked [client #A2] later when we were leaving ...I did not see [client #1] touch [client #A2] or the other way</p>	V 115		

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V 115	<p>Continued From page 7</p> <p>around. I try to stay in my own lane because I have a girlfriend."</p> <p>Interview on 4/29/19 with client #A4 revealed: -Lived at the facility with clients #A2 and #A4 -Attended church and bible study -Client #A2 had a 1:1 worker in the community (staff #A2) -Was attending church on 4/18/19 when staff #A2 left the room to help another staff -This left client #A2 without a 1:1 worker -Client #1 came and sat by client #A2 -"She knows she is not supposed to do that. She better not come near me because I don't want a "sexual person" around me. -Was not sure how long staff #A2 left client #A2.</p> <p>Interview on 4/30/19 with staff #A2 revealed: -Had been trained in client #A2's Behavior Support Plan -Was aware client #A2 had sexualized behaviors towards women and required a 1:1 at all times while in the community. -Was working with client #A2 on 4/18/19 as his 1:1 -Took the clients at the sister facility to church. -"We arrived at church. It was me, [client #A2], [client #A3] and [client #A4]. We went into the bible study room. We all sat at the table. [Client #1] was also sitting at our table but not near [client #A2]. The 1:1 workers for [client #1] were assisting another client whom had a behavior. [FS #2] was the 1:1 worker for [client #1] that day. He went to assist with the behavior. A staff from the sister facility came in and told me they needed my assistance. I left (the table) to help outside and when I came back [client #1] was sitting next to [client #A2]. I did not see them doing anything. When [client #A2] is left alone there are allegations that he has touched others</p>	V 115		

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V 115	<p>Continued From page 8</p> <p>inappropriately ..."</p> <ul style="list-style-type: none"> -Thought client #1 required a 1:1 staff while in the community -Was the only staff present with the clients. -"A female staff from the facility needed help because another consumer was having a behavior..." -Stated he left client #A2 with the other clients (client #1, client #A3 and client #A4) to assist another staff. -"When he (client #A2) is left alone that is when allegations of touching female clients occur." -Only left client #A2 alone for a brief amount of time. <p>Interview on 5/2/19 with the Qualified Professional revealed:</p> <ul style="list-style-type: none"> -Thought client #A2 only required a 1:1 staff at the day program -Staff should be monitoring him very closely -Only has staff monitoring him in the community -Stated 2 staff are to be with the clients during the day and on outings -"If in a group setting there are multiple staff supervising them). There are 2 staff from the sister facility and 1 from the other facility" -Doesn't think client #1 has a 1:1 -"At the day program, client #1 had a 1:1 but not in the community" -Stated there should have been staff from client #1's facility with her -Further stated staff from the sister facility should have been with clients #A2, #A3 and #A4 -The sexualized behaviors exhibited by client #1 and client #A2 were the reason for close supervision by the staff -Was aware staff #A2 had left client #A2 alone and unsupervised. 	V 115		