

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL078-282	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 05/21/2019
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NAME OF PROVIDER OR SUPPLIER LUMBERTON TREATMENT CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 2200 CLYBOURN CHURCH ROAD LUMBERTON, NC 28358
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V 000	<p>INITIAL COMMENTS</p> <p>An annual, complaint and follow up survey was completed on May 21, 2019. The complaint was unsubstantiated (intake #NC00145839). Deficiencies were cited.</p> <p>This facility is licensed for the following category: 10A NCAC 27G .3600 Outpatient Opioid Treatment.</p> <p>The census at the time of the survey was 311.</p>	V 000		
V 238	<p>27G .3604 (E-K) Outpt. Opiod - Operations</p> <p>10A NCAC 27G .3604 OUTPATIENT OPIOD TREATMENT. OPERATIONS.</p> <p>(e) The State Authority shall base program approval on the following criteria:</p> <ol style="list-style-type: none"> (1) compliance with all state and federal law and regulations; (2) compliance with all applicable standards of practice; (3) program structure for successful service delivery; and (4) impact on the delivery of opioid treatment services in the applicable population. <p>(f) Take-Home Eligibility. Any client in comprehensive maintenance treatment who requests unsupervised or take-home use of methadone or other medications approved for treatment of opioid addiction must meet the specified requirements for time in continuous treatment. The client must also meet all the requirements for continuous program compliance and must demonstrate such compliance during the specified time periods immediately preceding any level increase. In addition, during the first year of continuous treatment a patient must attend a minimum of two counseling sessions per month. After the first year and in all subsequent</p>	V 238		

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

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V 238	<p>Continued From page 1</p> <p>years of continuous treatment a patient must attend a minimum of one counseling session per month.</p> <p>(1) Levels of Eligibility are subject to the following conditions:</p> <p>(A) Level 1. During the first 90 days of continuous treatment, the take-home supply is limited to a single dose each week and the client shall ingest all other doses under supervision at the clinic;</p> <p>(B) Level 2. After a minimum of 90 days of continuous program compliance, a client may be granted for a maximum of three take-home doses and shall ingest all other doses under supervision at the clinic each week;</p> <p>(C) Level 3. After 180 days of continuous treatment and a minimum of 90 days of continuous program compliance at level 2, a client may be granted for a maximum of four take-home doses and shall ingest all other doses under supervision at the clinic each week;</p> <p>(D) Level 4. After 270 days of continuous treatment and a minimum of 90 days of continuous program compliance at level 3, a client may be granted for a maximum of five take-home doses and shall ingest all other doses under supervision at the clinic each week;</p> <p>(E) Level 5. After 364 days of continuous treatment and a minimum of 180 days of continuous program compliance, a client may be granted for a maximum of six take-home doses and shall ingest at least one dose under supervision at the clinic each week;</p> <p>(F) Level 6. After two years of continuous treatment and a minimum of one year of continuous program compliance at level 5, a client may be granted for a maximum of 13 take-home doses and shall ingest at least one dose under supervision at the clinic every 14</p>	V 238		

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V 238	<p>Continued From page 2</p> <p>days; and</p> <p>(G) Level 7. After four years of continuous treatment and a minimum of three years of continuous program compliance, a client may be granted for a maximum of 30 take-home doses and shall ingest at least one dose under supervision at the clinic every month.</p> <p>(2) Criteria for Reducing, Losing and Reinstatement of Take-Home Eligibility:</p> <p>(A) A client's take-home eligibility is reduced or suspended for evidence of recent drug abuse. A client who tests positive on two drug screens within a 90-day period shall have an immediate reduction of eligibility by one level of eligibility;</p> <p>(B) A client who tests positive on three drug screens within the same 90-day period shall have all take-home eligibility suspended; and</p> <p>(C) The reinstatement of take-home eligibility shall be determined by each Outpatient Opioid Treatment Program.</p> <p>(3) Exceptions to Take-Home Eligibility:</p> <p>(A) A client in the first two years of continuous treatment who is unable to conform to the applicable mandatory schedule because of exceptional circumstances such as illness, personal or family crisis, travel or other hardship may be permitted a temporarily reduced schedule by the State authority, provided she or he is also found to be responsible in handling opioid drugs. Except in instances involving a client with a verifiable physical disability, there is a maximum of 13 take-home doses allowable in any two-week period during the first two years of continuous treatment.</p> <p>(B) A client who is unable to conform to the applicable mandatory schedule because of a verifiable physical disability may be permitted additional take-home eligibility by the State authority. Clients who are granted additional</p>	V 238		

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V 238	<p>Continued From page 3</p> <p>take-home eligibility due to a verifiable physical disability may be granted up to a maximum 30-day supply of take-home medication and shall make monthly clinic visits.</p> <p>(4) Take-Home Dosages For Holidays: Take-home dosages of methadone or other medications approved for the treatment of opioid addiction shall be authorized by the facility physician on an individual client basis according to the following:</p> <p>(A) An additional one-day supply of methadone or other medications approved for the treatment of opioid addiction may be dispensed to each eligible client (regardless of time in treatment) for each state holiday.</p> <p>(B) No more than a three-day supply of methadone or other medications approved for the treatment of opioid addiction may be dispensed to any eligible client because of holidays. This restriction shall not apply to clients who are receiving take-home medications at Level 4 or above.</p> <p>(g) Withdrawal From Medications For Use In Opioid Treatment. The risks and benefits of withdrawal from methadone or other medications approved for use in opioid treatment shall be discussed with each client at the initiation of treatment and annually thereafter.</p> <p>(h) Random Testing. Random testing for alcohol and other drugs shall be conducted on each active opioid treatment client with a minimum of one random drug test each month of continuous treatment. Additionally, in two out of each three-month period of a client's continuous treatment episode, at least one random drug test will be observed by program staff. Drug testing is to include at least the following: opioids, methadone, cocaine, barbiturates, amphetamines, THC, benzodiazepines and</p>	V 238		

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V 238	<p>Continued From page 4</p> <p>alcohol. Alcohol testing results can be gathered by either urinalysis, breathalyzer or other alternate scientifically valid method.</p> <p>(i) Client Discharge Restrictions. No client shall be discharged from the facility while physically dependent upon methadone or other medications approved for use in opioid treatment unless the client is provided the opportunity to detoxify from the drug.</p> <p>(j) Dual Enrollment Prevention. All licensed outpatient opioid addiction treatment facilities which dispense Methadone, Levo-Alpha-Acetyl-Methadol (LAAM) or any other pharmacological agent approved by the Food and Drug Administration for the treatment of opioid addiction subsequent to November 1, 1998, are required to participate in a computerized Central Registry or ensure that clients are not dually enrolled by means of direct contact or a list exchange with all opioid treatment programs within at least a 75-mile radius of the admitting program. Programs are also required to participate in a computerized Capacity Management and Waiting List Management System as established by the North Carolina State Authority for Opioid Treatment.</p> <p>(k) Diversion Control Plan. Outpatient Addiction Opioid Treatment Programs in North Carolina are required to establish and maintain a diversion control plan as part of program operations and shall document the plan in their policies and procedures. A diversion control plan shall include the following elements:</p> <p>(1) dual enrollment prevention measures that consist of client consents, and either program contacts, participation in the central registry or list exchanges;</p> <p>(2) call-in's for bottle checks, bottle returns or solid dosage form call-in's;</p>	V 238		

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V 238	<p>Continued From page 5</p> <p>(3) call-in's for drug testing; (4) drug testing results that include a review of the levels of methadone or other medications approved for the treatment of opioid addiction; (5) client attendance minimums; and (6) procedures to ensure that clients properly ingest medication.</p> <p>This Rule is not met as evidenced by: Based on records review, observations and interviews, the facility failed to ensure staff implemented policies and procedures on take home dosages affecting 1 of 15 current clients (#15) and failed to administer a breathalyzer test as ordered by a physician for 2 of 15 current clients (#994 and #1247) . The findings are:</p> <p>Finding #1: Review on 01/09/19 of client #15's record revealed: - 52 year old male. - Admission date of 10/20/11. - Diagnoses of Opiate Use Disorder-Severe, Post Traumatic Stress Disorder and Stimulant Use Disorder. - MD order: 09/27/18 - 64 milligrams (mg) Methadone - may taper 1mg every 2 weeks and hold at 40mg or upon client request.</p> <p>Review on 01/09/19 of client #15's Urine Drug Screens from June 2018 thru October 2018 revealed the following positive results: - 10/16/18 - Positive - Amphetamines. - 09/26/18 - Positive - Amphetamines. - 06/01/18 - Positive - Amphetamines.</p>	V 238		

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V 238	<p>Continued From page 6</p> <p>Review on 01/09/19 of client #15's Patient Medication Record for October 2018 through December 2018 revealed the following dates of take home doses:</p> <ul style="list-style-type: none"> - 10/13/18 and 10/14/18. - 10/20/18 and 10/21/18. - 10/27/18 and 10/28/18. - 11/03/18 and 11/04/18. - 11/10/18 and 11/11/18. - 11/17/18 and 11/18/18. - 11/22/18. - 11/24/18 and 11/25/18. - 12/08/18 and 12/09/18. - 12/22/18 and 12/23/18. <p>Interview on 01/09/19 client #15 stated:</p> <ul style="list-style-type: none"> - She had been receiving services for 8 years at the facility. - She was currently tapering her dose of methadone. - She had take homes on Saturday and Sunday. - She was eligible for more take homes but medicaid would not cover take homes. <p>Interview on 01/10/19 Certified Substance Abuse Counselor - Registered (CSAC-R) #1 stated:</p> <ul style="list-style-type: none"> - She had worked at the facility since 10/2018. - Clients had to qualify for take homes and the facility used an 8 point criteria for eligibility. - Client needed to have 3 months of negative urine drug screens for take homes. <p>Interview on 01/10/19 the Program Director stated:</p> <ul style="list-style-type: none"> - Client #15 had not received take homes since 12/24/18. - She was aware client #15 was not in compliance with facility treatment due to positive urine drug screens. 	V 238		

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V 238	<p>Continued From page 7</p> <p>Finding #2:</p> <p>A. Review on 01/10/19 of client #994's record revealed:</p> <ul style="list-style-type: none"> - 48 year old male. - Admission date of 11/28/18. - Diagnoses of Opiate Use Disorder. - Breathalyzer results on 12/24/18 and 01/07/19. <p>Review on 01/10/19 of client #994's physician order dated 11/28/18 revealed:</p> <ul style="list-style-type: none"> - "Breathalyze 3 (times a) week for 30 days..." <p>B. Review on 01/09/19 of client #1247's record revealed:</p> <ul style="list-style-type: none"> - 36 year old female. - Admission date of 10/02/18. - Diagnoses of Opiate Abuse Disorder-Severe. - No documented breathalyzer results documented. <p>Review on 01/09/19 of a signed physician order for client #1247 dated 10/02/18 revealed:</p> <ul style="list-style-type: none"> - "Breathalyze Saturday's and Sunday's (weekend in general as she (client #1247) endorses drinking alcohol Friday's and Saturday's)." <p>Interview on 01/09/19 and 01/10/19 the Program Director stated:</p> <ul style="list-style-type: none"> - She was not able to locate any additional breathalyzer results for client #994. - Client #1247's record was reviewed in a staff meeting on 01/09/19. - She was aware staff needed to follow physician orders. 	V 238		
V 752	27G .0304(b)(4) Hot Water Temperatures	V 752		

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V 752	<p>Continued From page 8</p> <p>10A NCAC 27G .0304 FACILITY DESIGN AND EQUIPMENT</p> <p>(b) Safety: Each facility shall be designed, constructed and equipped in a manner that ensures the physical safety of clients, staff and visitors.</p> <p>(4) In areas of the facility where clients are exposed to hot water, the temperature of the water shall be maintained between 100-116 degrees Fahrenheit.</p> <p>This Rule is not met as evidenced by: Based on observation and interview, the facility water temperatures were not maintained between 100-116 degrees Fahrenheit in areas where clients were exposed to hot water. The findings are:</p> <p>Observations on 12/09/19 between 10:00am and 10:30am revealed: -Hall bathroom #1 water temperature read 72 degrees Fahrenheit in the sink. -Hall bathroom #2 water temperature read 120 degrees Fahrenheit in the sink.</p> <p>Interview on 12/09/18 the Program Director stated: -She would make sure the temperature was adjusted to proper range.</p>	V 752		