

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL092-950</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/08/2019</b>
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NAME OF PROVIDER OR SUPPLIER  <b>ABUNDANT GRACE FAMILY CARE HOME INC</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>5040 KAPLAN DRIVE</b> <b>RALEIGH, NC 27606</b>
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(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
V 000	<p><b>INITIAL COMMENTS</b></p> <p>A complaint survey was completed on August 8, 2019. The complaints (Intake #NC00153088 and Intake #NC00153307) were unsubstantiated. Deficiencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G .5600A Supervised Living for Adults with Mental Illness.</p>	V 000		
V 118	<p><b>27G .0209 (C) Medication Requirements</b></p> <p><b>10A NCAC 27G .0209 MEDICATION REQUIREMENTS</b></p> <p>(c) Medication administration:</p> <p>(1) Prescription or non-prescription drugs shall only be administered to a client on the written order of a person authorized by law to prescribe drugs.</p> <p>(2) Medications shall be self-administered by clients only when authorized in writing by the client's physician.</p> <p>(3) Medications, including injections, shall be administered only by licensed persons, or by unlicensed persons trained by a registered nurse, pharmacist or other legally qualified person and privileged to prepare and administer medications.</p> <p>(4) A Medication Administration Record (MAR) of all drugs administered to each client must be kept current. Medications administered shall be recorded immediately after administration. The MAR is to include the following:</p> <p>(A) client's name;</p> <p>(B) name, strength, and quantity of the drug;</p> <p>(C) instructions for administering the drug;</p> <p>(D) date and time the drug is administered; and</p> <p>(E) name or initials of person administering the drug.</p> <p>(5) Client requests for medication changes or checks shall be recorded and kept with the MAR</p>	V 118		

Division of Health Service Regulation  
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE \_\_\_\_\_ TITLE \_\_\_\_\_ (X6) DATE \_\_\_\_\_

Division of Health Service Regulation

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V 118	<p>Continued From page 1</p> <p>file followed up by appointment or consultation with a physician.</p> <p>This Rule is not met as evidenced by: Based on observation, interview, record review the facility failed to assure MARs remained current for 1 of 3 audited clients (#3). The facility also failed to assure medications were available to be administered as prescribed for 1 of 3 audited clients (#4). The findings are:</p> <p>a. The following evidence reveals the facility's failure to assure MARs were kept current.</p> <p>Review on 8/07/19 of client #3's record revealed -an admission date of 05/07/19 -Diagnoses included: Prediabetic, Hypertriglycerdemia, Chronic Pain of the left knee, Tardive Dyskinesia &amp; Seizures -A physician's order dated 5/23/19 for Clonazepan 1 mg to be administered once daily by mouth at bedtime (used to treat seizures) -MAR for July 2019 and August 2019 had no evidence of documentation that the above medication was administered on 7/01/19 thru 7/31/19 and 8/01/19 thru 8/07/19.</p> <p>During interview on 8/07/19 Staff #1 reported he administered the medications on those dates but failed to document he had given them. Staff reported signing the count sheet daily.</p> <p>During interview on 8/07/19 the Qualified Professional reported medications should have been documented as given on the medication administration record and on the count sheet.</p>	V 118		

Division of Health Service Regulation

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V 118	<p>Continued From page 2</p> <p>b. The following evidence reveals the facility's failure to assure medications were available to be administered as prescribed.</p> <p>Review on 8/7/19 and 8/8/19 of client #4's record revealed:</p> <ul style="list-style-type: none"> <li>- an admission date of 7/30/19</li> <li>- an FL2 dated 6/12/19 with diagnoses including Paranoid Schizophrenia, Developmental Disability, Hypertension and Type II Diabetes</li> <li>- a physician's order dated 6/12/19 for Colace 100 mg to be given once daily at hour of sleep, Ranitidine 150 mg and Clonazepam 0.5 mg to be given once daily</li> <li>- MAR for August 2019 had no documentation to reflect the above medications were administered 8/6/19 or that Ranitidine or Clonazepam was administered 8/7/18</li> </ul> <p>Observation on 8/7/19 at approximately 11:15 AM of client #4's medications revealed Colace 100 mg, Ranitidine 150 mg and Clonazepam 0.5 mg were not present.</p> <p>During an interview on 8/7/19, staff #1 reported the medications had been ordered but had not been delivered by the pharmacy yet. Staff #1 reported he expected the medications to be delivered "today."</p> <p>During an interview on 8/8/19, the Qualified Professional reported the above medications would be delivered that day.</p>	V 118		
V 133	<p>G.S. 122C-80 Criminal History Record Check</p> <p>G.S. §122C-80 CRIMINAL HISTORY RECORD CHECK REQUIRED FOR CERTAIN</p>	V 133		

Division of Health Service Regulation

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V 133	<p>Continued From page 3</p> <p><b>APPLICANTS FOR EMPLOYMENT.</b></p> <p>(a) Definition. - As used in this section, the term "provider" applies to an area authority/county program and any provider of mental health, developmental disability, and substance abuse services that is licensable under Article 2 of this Chapter.</p> <p>(b) Requirement. - An offer of employment by a provider licensed under this Chapter to an applicant to fill a position that does not require the applicant to have an occupational license is conditioned on consent to a State and national criminal history record check of the applicant. If the applicant has been a resident of this State for less than five years, then the offer of employment is conditioned on consent to a State and national criminal history record check of the applicant. The national criminal history record check shall include a check of the applicant's fingerprints. If the applicant has been a resident of this State for five years or more, then the offer is conditioned on consent to a State criminal history record check of the applicant. A provider shall not employ an applicant who refuses to consent to a criminal history record check required by this section. Except as otherwise provided in this subsection, within five business days of making the conditional offer of employment, a provider shall submit a request to the Department of Justice under G.S. 114-19.10 to conduct a criminal history record check required by this section or shall submit a request to a private entity to conduct a State criminal history record check required by this section. Notwithstanding G.S. 114-19.10, the Department of Justice shall return the results of national criminal history record checks for employment positions not covered by Public Law 105-277 to the Department of Health and Human Services,</p>	V 133		

Division of Health Service Regulation

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V 133	<p>Continued From page 4</p> <p>Criminal Records Check Unit. Within five business days of receipt of the national criminal history of the person, the Department of Health and Human Services, Criminal Records Check Unit, shall notify the provider as to whether the information received may affect the employability of the applicant. In no case shall the results of the national criminal history record check be shared with the provider. Providers shall make available upon request verification that a criminal history check has been completed on any staff covered by this section. A county that has adopted an appropriate local ordinance and has access to the Division of Criminal Information data bank may conduct on behalf of a provider a State criminal history record check required by this section without the provider having to submit a request to the Department of Justice. In such a case, the county shall commence with the State criminal history record check required by this section within five business days of the conditional offer of employment by the provider. All criminal history information received by the provider is confidential and may not be disclosed, except to the applicant as provided in subsection (c) of this section. For purposes of this subsection, the term "private entity" means a business regularly engaged in conducting criminal history record checks utilizing public records obtained from a State agency.</p> <p>(c) Action. - If an applicant's criminal history record check reveals one or more convictions of a relevant offense, the provider shall consider all of the following factors in determining whether to hire the applicant:</p> <ol style="list-style-type: none"> <li>(1) The level and seriousness of the crime.</li> <li>(2) The date of the crime.</li> <li>(3) The age of the person at the time of the conviction.</li> </ol>	V 133		
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Division of Health Service Regulation

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V 133	<p>Continued From page 5</p> <p>(4) The circumstances surrounding the commission of the crime, if known.</p> <p>(5) The nexus between the criminal conduct of the person and the job duties of the position to be filled.</p> <p>(6) The prison, jail, probation, parole, rehabilitation, and employment records of the person since the date the crime was committed.</p> <p>(7) The subsequent commission by the person of a relevant offense.</p> <p>The fact of conviction of a relevant offense alone shall not be a bar to employment; however, the listed factors shall be considered by the provider. If the provider disqualifies an applicant after consideration of the relevant factors, then the provider may disclose information contained in the criminal history record check that is relevant to the disqualification, but may not provide a copy of the criminal history record check to the applicant.</p> <p>(d) Limited Immunity. - A provider and an officer or employee of a provider that, in good faith, complies with this section shall be immune from civil liability for:</p> <p>(1) The failure of the provider to employ an individual on the basis of information provided in the criminal history record check of the individual.</p> <p>(2) Failure to check an employee's history of criminal offenses if the employee's criminal history record check is requested and received in compliance with this section.</p> <p>(e) Relevant Offense. - As used in this section, "relevant offense" means a county, state, or federal criminal history of conviction or pending indictment of a crime, whether a misdemeanor or felony, that bears upon an individual's fitness to have responsibility for the safety and well-being of persons needing mental health, developmental disabilities, or substance abuse services. These</p>	V 133		

Division of Health Service Regulation

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V 133	<p>Continued From page 6</p> <p>crimes include the criminal offenses set forth in any of the following Articles of Chapter 14 of the General Statutes: Article 5, Counterfeiting and Issuing Monetary Substitutes; Article 5A, Endangering Executive and Legislative Officers; Article 6, Homicide; Article 7A, Rape and Other Sex Offenses; Article 8, Assaults; Article 10, Kidnapping and Abduction; Article 13, Malicious Injury or Damage by Use of Explosive or Incendiary Device or Material; Article 14, Burglary and Other Housebreakings; Article 15, Arson and Other Burnings; Article 16, Larceny; Article 17, Robbery; Article 18, Embezzlement; Article 19, False Pretenses and Cheats; Article 19A, Obtaining Property or Services by False or Fraudulent Use of Credit Device or Other Means; Article 19B, Financial Transaction Card Crime Act; Article 20, Frauds; Article 21, Forgery; Article 26, Offenses Against Public Morality and Decency; Article 26A, Adult Establishments; Article 27, Prostitution; Article 28, Perjury; Article 29, Bribery; Article 31, Misconduct in Public Office; Article 35, Offenses Against the Public Peace; Article 36A, Riots and Civil Disorders; Article 39, Protection of Minors; Article 40, Protection of the Family; Article 59, Public Intoxication; and Article 60, Computer-Related Crime. These crimes also include possession or sale of drugs in violation of the North Carolina Controlled Substances Act, Article 5 of Chapter 90 of the General Statutes, and alcohol-related offenses such as sale to underage persons in violation of G.S. 18B-302 or driving while impaired in violation of G.S. 20-138.1 through G.S. 20-138.5.</p> <p>(f) Penalty for Furnishing False Information. - Any applicant for employment who willfully furnishes, supplies, or otherwise gives false information on an employment application that is the basis for a</p>	V 133		

Division of Health Service Regulation

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V 133	<p>Continued From page 7</p> <p>criminal history record check under this section shall be guilty of a Class A1 misdemeanor.</p> <p>(g) Conditional Employment. - A provider may employ an applicant conditionally prior to obtaining the results of a criminal history record check regarding the applicant if both of the following requirements are met:</p> <p>(1) The provider shall not employ an applicant prior to obtaining the applicant's consent for criminal history record check as required in subsection (b) of this section or the completed fingerprint cards as required in G.S. 114-19.10.</p> <p>(2) The provider shall submit the request for a criminal history record check not later than five business days after the individual begins conditional employment. (2000-154, s. 4; 2001-155, s. 1; 2004-124, ss. 10.19D(c), (h); 2005-4, ss. 1, 2, 3, 4, 5(a); 2007-444, s. 3.)</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to assure a statewide criminal history record check was requested within 5 business days for 1 of 3 staff (#1). The findings are:</p> <p>Review on 8/8/19 of staff #1's record revealed: - a hire date of 6/28/19 - a county criminal check completed 12/13/18</p> <p>During an interview on 8/7/19, staff #1 reported he had worked at the facility one month.</p> <p>During an interview on 8/8/19, the Qualified Professional reported she was aware no</p>	V 133		
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Division of Health Service Regulation

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V 133	Continued From page 8  statewide check had been completed. The QP reported she would inform the Administrator.	V 133		
V 290	27G .5602 Supervised Living - Staff  10A NCAC 27G .5602 STAFF (a) Staff-client ratios above the minimum numbers specified in Paragraphs (b), (c) and (d) of this Rule shall be determined by the facility to enable staff to respond to individualized client needs. (b) A minimum of one staff member shall be present at all times when any adult client is on the premises, except when the client's treatment or habilitation plan documents that the client is capable of remaining in the home or community without supervision. The plan shall be reviewed as needed but not less than annually to ensure the client continues to be capable of remaining in the home or community without supervision for specified periods of time. (c) Staff shall be present in a facility in the following client-staff ratios when more than one child or adolescent client is present: (1) children or adolescents with substance abuse disorders shall be served with a minimum of one staff present for every five or fewer minor clients present. However, only one staff need be present during sleeping hours if specified by the emergency back-up procedures determined by the governing body; or (2) children or adolescents with developmental disabilities shall be served with one staff present for every one to three clients present and two staff present for every four or more clients present. However, only one staff need be present during sleeping hours if specified by the emergency back-up procedures determined by the governing body.	V 290		

Division of Health Service Regulation

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V 290	<p>Continued From page 9</p> <p>(d) In facilities which serve clients whose primary diagnosis is substance abuse dependency:                      (1) at least one staff member who is on duty shall be trained in alcohol and other drug withdrawal symptoms and symptoms of secondary complications to alcohol and other drug addiction; and                      (2) the services of a certified substance abuse counselor shall be available on an as-needed basis for each client.</p> <p>This Rule is not met as evidenced by:                      Based on observation, record review and interview the facility failed to ensure 2 of 3 audited clients (#3, #4) were supervised by staff in the home. The findings are:</p> <p>Observation on 8/7/19 at 10:30 AM revealed there was no answer at the door. At approximately 10:35 AM staff #1 arrived at the facility with juice and grocery items. Once in the house, 5 of 5 clients were found to have been in the home unsupervised.</p> <p>a. Review on 8/8/19 of client #3's record revealed:                      - admission date 05/07/19                      - diagnoses of Prediabetic, Hypertriglycerdemia, Chronic Pain of the left knee, Tardive Dyskinesia, Seizures                      - a treatment plan dated 6/20/19 with "... it is not recommended that he be approved for unsupervised time..."                      - admission summary recommendation dated 5/23/19 "...The Administration , guardian and client has agreed that unsupervised time in the community is not recommended at this time..."</p>	V 290		

Division of Health Service Regulation

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V 290	<p>Continued From page 10</p> <p>During interview on 8/8/19 the Qualified Professional reported client #3 was allowed unsupervised time but she had not updated the plan.</p> <p>b. Review on 8/7/19 of client #4's record revealed:</p> <ul style="list-style-type: none"> <li>- an admission date of 7/30/19</li> <li>- an FL2 dated 6/12/19 with diagnoses including Paranoid Schizophrenia, Developmental Disability, Hypertension and Type II Diabetes</li> <li>- an admission assessment dated 7/30/19 that included client #4 must register as a sex offender</li> <li>- a Level of Supervision assessment completed by the Qualified Professional and dated 7/30/19 revealed client #4 was not eligible for unsupervised time</li> </ul> <p>During interview on 8/7/19 staff #1 reported all clients in the home had unsupervised time. Staff #1 reported he had just gone to the store for a "few minutes".</p> <p>During an interview on 8/8/19, the Qualified Professional reported she would review client record information, including level of supervision information, with the staff.</p>	V 290		
V 291	<p>27G .5603 Supervised Living - Operations</p> <p>10A NCAC 27G .5603 OPERATIONS</p> <p>(a) Capacity. A facility shall serve no more than six clients when the clients have mental illness or developmental disabilities. Any facility licensed on June 15, 2001, and providing services to more than six clients at that time, may continue to provide services at no more than the facility's licensed capacity.</p>	V 291		

Division of Health Service Regulation

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V 291	<p>Continued From page 11</p> <p>(b) Service Coordination. Coordination shall be maintained between the facility operator and the qualified professionals who are responsible for treatment/habilitation or case management.</p> <p>(c) Participation of the Family or Legally Responsible Person. Each client shall be provided the opportunity to maintain an ongoing relationship with her or his family through such means as visits to the facility and visits outside the facility. Reports shall be submitted at least annually to the parent of a minor resident, or the legally responsible person of an adult resident. Reports may be in writing or take the form of a conference and shall focus on the client's progress toward meeting individual goals.</p> <p>(d) Program Activities. Each client shall have activity opportunities based on her/his choices, needs and the treatment/habilitation plan. Activities shall be designed to foster community inclusion. Choices may be limited when the court or legal system is involved or when health or safety issues become a primary concern.</p> <p>This Rule is not met as evidenced by: Based on observation, record review and interviews, the facility failed to assure services were coordinated to meet the needs of 1 of 3 audited clients (#4). the Findings are:</p> <p>Observation on 8/7/19 at 10:30 AM revealed there was no answer at the door. At approximately 10:35 AM staff #1 arrived at the facility with juice and grocery items. Once in the house, 5 of 5 clients were found to be in the home unsupervised.</p> <p>Review on 8/7/19 of client #4's record revealed: - an admission date of 7/30/19</p>	V 291		

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL092-950</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/08/2019</b>
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NAME OF PROVIDER OR SUPPLIER  <b>ABUNDANT GRACE FAMILY CARE HOME INC</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>5040 KAPLAN DRIVE RALEIGH, NC 27606</b>
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V 291	<p>Continued From page 12</p> <ul style="list-style-type: none"> <li>- an FL2 dated 6/12/19 with diagnoses including Paranoid Schizophrenia, Developmental Disability, Hypertension and Type II Diabetes</li> <li>- an admission assessment dated 7/30/19 that included client #4 must register as a sex offender</li> <li>- a Level of Supervision assessment completed by the Qualified Professional and dated 7/30/19 revealed client #4 was not eligible for unsupervised time</li> <li>- no evidence in the record client #4's address had been updated in the Sex Offender Registry</li> </ul> <p>Review on 8/8/19 of the NC Sex Offender Registry revealed no one at the facility address was registered as a sex offender.</p> <p>During an interview on 8/8/19, client #4's guardian reported the Qualified Professional was going to register client #4 with the sex offender registry. The guardian reported the client had 30 days to update his address with the sex offender registry.</p> <p>The Qualified Professional reported the guardian was supposed to be updating client #4's address with the sex offender registry but it was not done yet. The QP reported she thought an offenders address had to be updated within 3 days of moving. The QP reported she would assure she or the Owner would take care of it.</p> <p>During an interview on 8/8/19 a Wake County Sheriff's officer reported a sex offender was required to update a change in address with 3 business days.</p>	V 291		
V 513	27E .0101 Client Rights - Least Restrictive Alternative	V 513		

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL092-950</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/08/2019</b>
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V 513	<p>Continued From page 13</p> <p>10A NCAC 27E .0101 LEAST RESTRICTIVE ALTERNATIVE</p> <p>(a) Each facility shall provide services/supports that promote a safe and respectful environment. These include:</p> <p>(1) using the least restrictive and most appropriate settings and methods;</p> <p>(2) promoting coping and engagement skills that are alternatives to injurious behavior to self or others;</p> <p>(3) providing choices of activities meaningful to the clients served/supported; and</p> <p>(4) sharing of control over decisions with the client/legally responsible person and staff.</p> <p>(b) The use of a restrictive intervention procedure designed to reduce a behavior shall always be accompanied by actions designed to insure dignity and respect during and after the intervention. These include:</p> <p>(1) using the intervention as a last resort; and</p> <p>(2) employing the intervention by people trained in its use.</p> <p>This Rule is not met as evidenced by: Based on observation and interview, the governing body failed to assure the home promoted a respectful environment and used the least restrictive setting and methods for 5 of 5 clients (#1, #2, #3, #4, #5). The findings are:</p> <p>Observation on 8/8/18 at approximately 10:40 AM of the kitchen revealed a lock on the refrigerator door. The lock was present but not in the locked position.</p> <p>During an interview on 8/8/19, staff #1 reported</p>	V 513		
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Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL092-950</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>08/08/2019</b>
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NAME OF PROVIDER OR SUPPLIER  <b>ABUNDANT GRACE FAMILY CARE HOME INC</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>5040 KAPLAN DRIVE</b> <b>RALEIGH, NC 27606</b>
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V 513	Continued From page 14  the refrigerator was locked when the clients went to bed and was unlocked in the morning at 5:00 AM. Staff #1 reported the lock was in place because "someone might get up" and eat food items during the night.	V 513		
V 736	27G .0303(c) Facility and Grounds Maintenance  10A NCAC 27G .0303 LOCATION AND EXTERIOR REQUIREMENTS (c) Each facility and its grounds shall be maintained in a safe, clean, attractive and orderly manner and shall be kept free from offensive odor.  This Rule is not met as evidenced by: Based on observation and interviews, facility staff failed to assure the home was maintained in a safe and attractive manner. The findings are:  Observation on 8/07/19 at approximately 10:35am revealed: -smoke detectors beeping in the living room area, hallway area and in client #2's bedroom.  During an interview on 8/07/19, staff #1 reported he changed all the batteries in the smoke detectors but there may be another problem since he had changed the batteries and the beeping continued.  During an interview on 8/07/19, client #2 reported smoke detector has been beeping for a while.	V 736		