

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL001-165	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 02/13/2020
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NAME OF PROVIDER OR SUPPLIER NEW DIMENSIONS INTERVENTIONS, INC	STREET ADDRESS, CITY, STATE, ZIP CODE 2856 ANDERSON ROAD BURLINGTON, NC 27217
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V 000	<p>INITIAL COMMENTS</p> <p>An annual and follow up survey was completed on 2/13/20. Deficiencies were cited.</p> <p>The facility is licensed for the following service category: 10A NCAC 27 G .5600 A Supervised Living for Adults with Mental Illness.</p>	V 000		
V 112	<p>27G .0205 (C-D) Assessment/Treatment/Habilitation Plan</p> <p>10A NCAC 27G .0205 ASSESSMENT AND TREATMENT/HABILITATION OR SERVICE PLAN</p> <p>(c) The plan shall be developed based on the assessment, and in partnership with the client or legally responsible person or both, within 30 days of admission for clients who are expected to receive services beyond 30 days.</p> <p>(d) The plan shall include:</p> <ol style="list-style-type: none"> (1) client outcome(s) that are anticipated to be achieved by provision of the service and a projected date of achievement; (2) strategies; (3) staff responsible; (4) a schedule for review of the plan at least annually in consultation with the client or legally responsible person or both; (5) basis for evaluation or assessment of outcome achievement; and (6) written consent or agreement by the client or responsible party, or a written statement by the provider stating why such consent could not be obtained. 	V 112		

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

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V 112	<p>Continued From page 1</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, the facility failed to assure the treatment plan for 1 of 3 clients (#1) was reviewed annually. The findings are:</p> <p>Review on 2/13/20 of Client #1's record revealed: - Admission date of 4/20/12 - Diagnoses of Bipolar Disorder; Schizoaffective Disorder; Chronic Obstructive Pulmonary Disease (COPD) and Hyperlipidemia. - A treatment plan in the client's record dated 7/20/18. - No current treatment plan and with updated goals was found.</p> <p>Interview on 2/13/20 with the Staff on duty confirmed the above findings.</p> <p>This deficiency constitutes a re-cited deficiency and must be corrected within 30 days</p>	V 112		
V 118	<p>27G .0209 (C) Medication Requirements</p> <p>10A NCAC 27G .0209 MEDICATION REQUIREMENTS (c) Medication administration: (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. (2) Medications shall be self-administered by clients only when authorized in writing by the client's physician. (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</p>	V 118		

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V 118	<p>Continued From page 2</p> <p>privileged to prepare and administer medications. (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; (B) name, strength, and quantity of the drug; (C) instructions for administering the drug; (D) date and time the drug is administered; and (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 file followed up by appointment or consultation with a physician.</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, the facility failed to assure written physician's orders were available for all medications being administered affecting 1 of 3 audited clients (#1) and medications ordered by a physician were available to be administered affecting 2 of 3 audited clients (#1 and #2.) The findings are:</p> <p>Review on 2/13/20 of Client #1's record revealed:</p> <ul style="list-style-type: none"> - Admission date of 4/20/12 - Diagnoses of Bipolar Disorder; Schizoaffective Disorder; Chronic Obstructive Pulmonary Disease (COPD) and Hyperlipidemia. - January 2020 and February 2020 MAR's documenting the client was being administered included the following medication: <p>1) Vitamin D 5000, 1 every day</p>	V 118		

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V 118	<p>Continued From page 3</p> <p>Observation on 2/13/20 at 5:15PM of Client #1's medication box revealed his medications-on-hand included the following: - 1) Vitamin D 5000, with a dispense date of 1/14/20 and</p> <p>Additional review on 2/13/20 of Client #1's record revealed: - No authorized physician's order was found for the above medication to be administered to Client #1.</p> <p>Further review on 2/13/20 of Client #1's record revealed: - A physician's order for Ventolin HFA 90 micrograms (mcg) to be administered for wheezing related to the client's diagnosis of COPD as "Inhale 2 puffs every 4 hours as needed."</p> <p>Additional observation on 2/13/20 at 5:15PM of Client #1's medication box revealed: - No container of Ventolin HFA 90 was available for the client to use if he experienced wheezing.</p> <p>Review on 2/13/20 of Client #2's record revealed: - Admission date of 8/24/20 - Diagnoses of Bipolar I Disorder and Diabetes - Physician's order dated 6/29/19 for the client to be administered Fluticasone Prop 50 micrograms (mcg,) one spray in each nostril two times a day.</p> <p>Observation on 2/13/20 at 5:30PM of Client #2's medication box revealed: - No container of Fluticasone Prop 50 micrograms (mcg,) was included in the medications-on-hand in his medication box.</p> <p>Interview on 2/13/20 with the Staff on duty confirmed the above findings.</p>	V 118		

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V 133	<p>G.S. 122C-80 Criminal History Record Check</p> <p>G.S. §122C-80 CRIMINAL HISTORY RECORD CHECK REQUIRED FOR CERTAIN APPLICANTS FOR EMPLOYMENT.</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</p>	V 133		

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V 133	<p>Continued From page 5</p> <p>record checks for employment positions not covered by Public Law 105-277 to the Department of Health and Human Services, 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> <p>(1) The level and seriousness of the crime.</p>	V 133		

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V 133	<p>Continued From page 6</p> <p>(2) The date of the crime.</p> <p>(3) The age of the person at the time of the conviction.</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</p>	V 133		

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V 133	Continued From page 7 have responsibility for the safety and well-being of persons needing mental health, developmental disabilities, or substance abuse services. These 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. (f) Penalty for Furnishing False Information. - Any	V 133		

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V 133	<p>Continued From page 8</p> <p>applicant for employment who willfully furnishes, supplies, or otherwise gives false information on an employment application that is the basis for a 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 state and national criminal records check and fingerprint check was requested within five days of the offer of employment for 1 of 3 audited staff (#1.) The findings are:</p> <p>Review on 2/13/20 of Staff #1's record revealed:</p> <ul style="list-style-type: none"> - Hire date unavailable. - Employed as Habilitation Technician - Current Driver's License was from the state of Tennessee. 	V 133		

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V 133	Continued From page 9 - Criminal record check was dated 1/7/2020 and did not include a national check nor fingerprints. Interview on 2/13/20 with the Staff on duty confirmed the above findings.	V 133		
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, the facility failed to be maintained in a safe, clean and orderly manner. The findings are: Observation on 2/13/20 of the interior of the facility revealed the following: Bedroom to the left of the living room area upon entry: - large area of the ceiling sheetrock in the center of the ceiling was missing - residue from the ceiling was covering the floor - multiple areas of the ceiling had dark brown stains as from a water leak - area on ceiling near fan was bulging, appeared damp and protruding from the ceiling. During interview on 2/13/20, the Facility Director: - confirmed the above findings - no client was currently using the room with the	V 736		

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V 736	Continued From page 10 roof leaks. - the building owner said she was selling/renting the building, therefore they were planning to move to another location. This deficiency constitutes a re-cited deficiency and must be corrected within 30 days	V 736		