

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL088-020</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>06/21/2021</b>
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NAME OF PROVIDER OR SUPPLIER  <b>TRAILS CAROLINA</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>500 WINDING GAP ROAD LAKE TOXAWAY, NC 28747</b>
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V 000	<p><b>INITIAL COMMENTS</b></p> <p>An annual and complaint survey was completed on June 21, 2021. The complaints were unsubstantiated (intake #NC00176883 and #NC00177877). Deficiencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G. 5200 Residential Therapeutic Camps for Children and Adolescents of all Disability Groups.</p>	V 000		
V 119	<p><b>27G .0209 (D) Medication Requirements</b></p> <p><b>10A NCAC 27G .0209 MEDICATION REQUIREMENTS</b></p> <p>(d) Medication disposal:                      (1) All prescription and non-prescription medication shall be disposed of in a manner that guards against diversion or accidental ingestion.                      (2) Non-controlled substances shall be disposed of by incineration, flushing into septic or sewer system, or by transfer to a local pharmacy for destruction. A record of the medication disposal shall be maintained by the program. Documentation shall specify the client's name, medication name, strength, quantity, disposal date and method, the signature of the person disposing of medication, and the person witnessing destruction.                      (3) Controlled substances shall be disposed of in accordance with the North Carolina Controlled Substances Act, G.S. 90, Article 5, including any subsequent amendments.                      (4) Upon discharge of a patient or resident, the remainder of his or her drug supply shall be disposed of promptly unless it is reasonably expected that the patient or resident shall return to the facility and in such case, the remaining drug supply shall not be held for more than 30 calendar days after the date of discharge.</p>	V 119		

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

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V 119	<p>Continued From page 1</p> <p>This Rule is not met as evidenced by: Based on record review, observation and interview the facility failed to ensure that medications were disposed of in a manner that guards against accidental ingestion affecting 1 of 7 audited clients (Client #6). The findings are:</p> <p>Review on 6/17/21 of Client #6's record revealed: -Date of Admission: 5/27/21. -Age: 15. -Diagnoses: Attention Deficit Hyperactivity Disorder Combined Type; Parent-Child Relational Problem.</p> <p>Observation on 6/17/21 at 2:00 pm of Client #6's medications revealed: -1 bottle of Melatonin 3 milligrams which had an expiration date of 10/2020 -1 bottle of Natural Fiber capsules which had an expiration date of 8/2019.</p> <p>Review on 6/17/21 and 6/18/21 of Client #6's Medication Administration Record (MAR) for May 2021 and June 2021 revealed: -Client #6 received 1 tablet of the expired Melatonin by mouth daily from 5/27/21 through 6/16/21. -Client #6 received 1 tablet of the the expired Natural Fiber capsules by mouth daily from 5/27/21 through 6/16/21.</p> <p>Interview on 6/18/21 with the Health and Wellness Director revealed: -The staff member who reviewed the medications</p>	V 119		

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V 119	Continued From page 2  for Client #6 during the admission intake had not noted the medication expiration dates on the intake form. -She stated, "It was an error on our department. It was missed."	V 119		
V 364	G.S. 122C- 62 Additional Rights in 24 Hour Facilities  § 122C-62. Additional Rights in 24-Hour Facilities. (a) In addition to the rights enumerated in G.S. 122C-51 through G.S. 122C-61, each adult client who is receiving treatment or habilitation in a 24-hour facility keeps the right to: (1) Send and receive sealed mail and have access to writing material, postage, and staff assistance when necessary; (2) Contact and consult with, at his own expense and at no cost to the facility, legal counsel, private physicians, and private mental health, developmental disabilities, or substance abuse professionals of his choice; and (3) Contact and consult with a client advocate if there is a client advocate. The rights specified in this subsection may not be restricted by the facility and each adult client may exercise these rights at all reasonable times. (b) Except as provided in subsections (e) and (h) of this section, each adult client who is receiving treatment or habilitation in a 24-hour facility at all times keeps the right to: (1) Make and receive confidential telephone calls. All long distance calls shall be paid for by the client at the time of making the call or made collect to the receiving party; (2) Receive visitors between the hours of 8:00 a.m. and 9:00 p.m. for a period of at least six hours daily, two hours of which shall be after 6:00	V 364		

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V 364	<p>Continued From page 3</p> <p>p.m.; however visiting shall not take precedence over therapies;</p> <p>(3) Communicate and meet under appropriate supervision with individuals of his own choice upon the consent of the individuals;</p> <p>(4) Make visits outside the custody of the facility unless:</p> <p>a. Commitment proceedings were initiated as the result of the client's being charged with a violent crime, including a crime involving an assault with a deadly weapon, and the respondent was found not guilty by reason of insanity or incapable of proceeding;</p> <p>b. The client was voluntarily admitted or committed to the facility while under order of commitment to a correctional facility of the Division of Adult Correction of the Department of Public Safety; or</p> <p>c. The client is being held to determine capacity to proceed pursuant to G.S. 15A-1002; A court order may expressly authorize visits otherwise prohibited by the existence of the conditions prescribed by this subdivision;</p> <p>(5) Be out of doors daily and have access to facilities and equipment for physical exercise several times a week;</p> <p>(6) Except as prohibited by law, keep and use personal clothing and possessions, unless the client is being held to determine capacity to proceed pursuant to G.S. 15A-1002;</p> <p>(7) Participate in religious worship;</p> <p>(8) Keep and spend a reasonable sum of his own money;</p> <p>(9) Retain a driver's license, unless otherwise prohibited by Chapter 20 of the General Statutes; and</p> <p>(10) Have access to individual storage space for his private use.</p> <p>(c) In addition to the rights enumerated in G.S.</p>	V 364		

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V 364	<p>Continued From page 4</p> <p>122C-51 through G.S. 122C-57 and G.S. 122C-59 through G.S. 122C-61, each minor client who is receiving treatment or habilitation in a 24-hour facility has the right to have access to proper adult supervision and guidance. In recognition of the minor's status as a developing individual, the minor shall be provided opportunities to enable him to mature physically, emotionally, intellectually, socially, and vocationally. In view of the physical, emotional, and intellectual immaturity of the minor, the 24-hour facility shall provide appropriate structure, supervision and control consistent with the rights given to the minor pursuant to this Part. The facility shall also, where practical, make reasonable efforts to ensure that each minor client receives treatment apart and separate from adult clients unless the treatment needs of the minor client dictate otherwise.</p> <p>Each minor client who is receiving treatment or habilitation from a 24-hour facility has the right to:</p> <p>(1) Communicate and consult with his parents or guardian or the agency or individual having legal custody of him;</p> <p>(2) Contact and consult with, at his own expense or that of his legally responsible person and at no cost to the facility, legal counsel, private physicians, private mental health, developmental disabilities, or substance abuse professionals, of his or his legally responsible person's choice; and</p> <p>(3) Contact and consult with a client advocate, if there is a client advocate.</p> <p>The rights specified in this subsection may not be restricted by the facility and each minor client may exercise these rights at all reasonable times.</p> <p>(d) Except as provided in subsections (e) and (h) of this section, each minor client who is receiving treatment or habilitation in a 24-hour facility has the right to:</p>	V 364		

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V 364	<p>Continued From page 5</p> <p>(1) Make and receive telephone calls. All long distance calls shall be paid for by the client at the time of making the call or made collect to the receiving party;</p> <p>(2) Send and receive mail and have access to writing materials, postage, and staff assistance when necessary;</p> <p>(3) Under appropriate supervision, receive visitors between the hours of 8:00 a.m. and 9:00 p.m. for a period of at least six hours daily, two hours of which shall be after 6:00 p.m.; however visiting shall not take precedence over school or therapies;</p> <p>(4) Receive special education and vocational training in accordance with federal and State law;</p> <p>(5) Be out of doors daily and participate in play, recreation, and physical exercise on a regular basis in accordance with his needs;</p> <p>(6) Except as prohibited by law, keep and use personal clothing and possessions under appropriate supervision, unless the client is being held to determine capacity to proceed pursuant to G.S. 15A-1002;</p> <p>(7) Participate in religious worship;</p> <p>(8) Have access to individual storage space for the safekeeping of personal belongings;</p> <p>(9) Have access to and spend a reasonable sum of his own money; and</p> <p>(10) Retain a driver's license, unless otherwise prohibited by Chapter 20 of the General Statutes.</p> <p>(e) No right enumerated in subsections (b) or (d) of this section may be limited or restricted except by the qualified professional responsible for the formulation of the client's treatment or habilitation plan. A written statement shall be placed in the client's record that indicates the detailed reason for the restriction. The restriction shall be reasonable and related to the client's treatment or habilitation needs. A restriction is effective for a</p>	V 364		

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V 364	<p>Continued From page 6</p> <p>period not to exceed 30 days. An evaluation of each restriction shall be conducted by the qualified professional at least every seven days, at which time the restriction may be removed. Each evaluation of a restriction shall be documented in the client's record. Restrictions on rights may be renewed only by a written statement entered by the qualified professional in the client's record that states the reason for the renewal of the restriction. In the case of an adult client who has not been adjudicated incompetent, in each instance of an initial restriction or renewal of a restriction of rights, an individual designated by the client shall, upon the consent of the client, be notified of the restriction and of the reason for it. In the case of a minor client or an incompetent adult client, the legally responsible person shall be notified of each instance of an initial restriction or renewal of a restriction of rights and of the reason for it. Notification of the designated individual or legally responsible person shall be documented in writing in the client's record.</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, the facility failed to ensure clients could communicate and consult with their parents, guardian, agency, or individual having legal custody affecting 6 of 7 audited clients (Clients #2, #3, #4, #5, #6 and #7). The findings are:</p> <p>Review on 6/17/21 of Client #1's record revealed: -Date of Admission: 6/3/21. -Age: 16. -Diagnoses: Major Depressive Disorder in Partial</p>	V 364		

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V 364	<p>Continued From page 7</p> <p>Remission; Attention Deficit Hyperactivity Disorder Predominantly Inattentive Presentation; Specific Learning Disorder with Impairment in Reading; Parent-Child Relational Problem.</p> <p>Review on 6/17/21 of Client #2's record revealed: -Date of Admission: 4/18/21. -Age: 16. -Diagnoses: Generalized Anxiety Disorder; Cannabis Use, Mild; Parent-Child Relational Problem; Major Depressive Disorder.</p> <p>Review on 6/17/21 of Client #3's record revealed: -Date of Admission: 4/29/21. -Age: 15. -Diagnoses: Attention Deficit Hyperactivity Disorder Combined Type; Parent-Child Relational Problem.</p> <p>Review on 6/17/21 of Client #4's record revealed: -Date of Admission: 5/13/21. -Age: 15. -Diagnoses: Generalized Anxiety Disorder; Parent-Child Relational Problem.</p> <p>Review on 6/17/21 of Client #5's record revealed: -Date of Admission: 4/22/21. -Age: 16. -Diagnoses: Autism Spectrum Disorder; Gender Dysphoria, Unspecified Depressive Disorder; Parent-Child Relational Problem.</p> <p>Review on 6/17/21 of Client #6's record revealed: -Date of Admission: 5/27/21. -Age: 15. -Diagnoses: Attention Deficit Hyperactivity Disorder Combined Type; Parent-Child Relational Problem.</p> <p>Review on 6/17/21 of Client #7's record revealed:</p>	V 364		



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V 364	<p>Continued From page 8</p> <ul style="list-style-type: none"> <li>-Date of Admission: 4/22/21.</li> <li>-Age: 16.</li> <li>-Diagnoses: Attention Deficit Hyperactivity Disorder Combined Type; Unspecified Depressive Disorder; Parent-Child Relational Problem.</li> </ul> <p>Interview on 6/18/21 with Client #1 revealed: -He had never asked to call his parents.</p> <p>Interview on 6/18/21 with Client #2 revealed: -He had not been able to call his parents. -He wrote letters to his parents. -He liked being at Trails Carolina.</p> <p>Interview on 6/18/21 with Client #3 revealed: -He had not been able to call his parents. -There was limited phone service.</p> <p>Interview on 6/18/21 with Client #4 revealed: -His Therapist did not allow him to call home. -He stated, "I'm pretty certain nobody in my group has called home but only have sent letters."</p> <p>Interview on 6/18/21 with Client #5 revealed: -He was not allowed to call his parents while at Trails Carolina.</p> <p>Interview on 6/18/21 with Client #6 revealed: -He was only able to communicate with his parents by writing letters to them.</p> <p>Interview on 6/18/21 with Client #7 revealed: -He requested to make a phone call. -His Therapist denied the request. -The Therapist would only allow emergency phone calls. -He stated, "I'm fine with it because I will be graduating in a few weeks."</p>	V 364		

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V 364	<p>Continued From page 9</p> <p>Interview on 6/18/21 with Staff #2 revealed: -Client phone calls were made through the therapist. -Clients could utilize facetime when they reached phase 5. -During intake, clients were usually sad about leaving their parents and staff would reach out to the therapist to have them engage with the parents, or guardian.</p> <p>Interview on 6/18/21 with the Therapist revealed: -Typically, phone calls "were not a regular thing out in the woods." -Staff did not deny the privilege of phone calls. -Clients rarely made requests to call home.</p> <p>Interview on 6/18/21 with the Adolescent Program Manager revealed: -Clients could use the phone if it was "deemed therapeutically important by the therapist."</p> <p>Interview on 6/18/21 with the Clinical Director revealed: -She state, "Field staff always encourage the clients to write letters while in the field to stay in contact, but each staff has a cell phone in the field and if a child wishes to call their parents, the staff call me and let me know and the child is able to reach out to their family."</p>	V 364		
V 722	<p>27G .0302 (a) DHSR Construction Approval</p> <p>10A NCAC 27G .0302 FACILITY CONSTRUCTION/ALTERATIONS/ ADDITIONS (a) When construction, use, alterations or additions are planned for a new or existing facility, work shall not begin until after consultation with the DHSR Construction Section and with the local building and fire officials</p>	V 722		

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V 722	<p>Continued From page 10</p> <p>having jurisdiction. Governing bodies are encouraged to consult with DHSR prior to purchasing property intended for use as a facility.</p> <p>This Rule is not met as evidenced by: Based on observation and interviews, the facility failed to consult with the Division of Health Service Regulation (DHSR) Construction Section prior to making alterations to an existing structure. The findings are:</p> <p>Observation on 6/16/21 at 1:40 pm revealed: -Wooden boards had been installed to cover the existing windows alongside one wall of Cabin #6.</p> <p>Interview on 6/16/21 with the Facilities Repair and Maintenance Assistant revealed: -The boards had been placed over the windows to provide privacy and avoid distractions in the event the cabin would be used to house clients. -The cabin would only be used if there was a situation that required all clients to be housed on base camp at the same time.</p> <p>Interview on 6/18/21 with a Project Reviewer for the DHSR Construction Section revealed: -The facility had not received construction approval for the alterations to Cabin #6.</p>	V 722		