

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL0601379	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R-C 01/06/2022
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NAME OF PROVIDER OR SUPPLIER HARMONY RECOVERY CENTER, LLC	STREET ADDRESS, CITY, STATE, ZIP CODE 11403 NORTH TRYON STREET CHARLOTTE, NC 28262
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V 000	<p>INITIAL COMMENTS</p> <p>A complaint and follow up survey was completed on 1/6/22. The complaint was unsubstantiated (intake #NC00183025). A deficiency was cited.</p> <p>This facility is licensed for the following service categories: 10A NCAC 27G .3300 Outpatient Detoxification for Substance Abusers, 10A NCAC 27G .4400 Substance Abuse Intensive Outpatient Treatment Program and 10A NCAC 27G .4500 Substance Abuse Comprehensive Outpatient Treatment Program.</p> <p>The survey sample consisted of audits of 4 current clients and 1 former client.</p>	V 000		
V 536	<p>27E .0107 Client Rights - Training on Alt to Rest. Int.</p> <p>10A NCAC 27E .0107 TRAINING ON ALTERNATIVES TO RESTRICTIVE INTERVENTIONS</p> <p>(a) Facilities shall implement policies and practices that emphasize the use of alternatives to restrictive interventions.</p> <p>(b) Prior to providing services to people with disabilities, staff including service providers, employees, students or volunteers, shall demonstrate competence by successfully completing training in communication skills and other strategies for creating an environment in which the likelihood of imminent danger of abuse or injury to a person with disabilities or others or property damage is prevented.</p> <p>(c) Provider agencies shall establish training based on state competencies, monitor for internal compliance and demonstrate they acted on data gathered.</p> <p>(d) The training shall be competency-based, include measurable learning objectives,</p>	V 536		

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 536	<p>Continued From page 1</p> <p>measurable testing (written and by observation of behavior) on those objectives and measurable methods to determine passing or failing the course.</p> <p>(e) Formal refresher training must be completed by each service provider periodically (minimum annually).</p> <p>(f) Content of the training that the service provider wishes to employ must be approved by the Division of MH/DD/SAS pursuant to Paragraph (g) of this Rule.</p> <p>(g) Staff shall demonstrate competence in the following core areas:</p> <ol style="list-style-type: none"> (1) knowledge and understanding of the people being served; (2) recognizing and interpreting human behavior; (3) recognizing the effect of internal and external stressors that may affect people with disabilities; (4) strategies for building positive relationships with persons with disabilities; (5) recognizing cultural, environmental and organizational factors that may affect people with disabilities; (6) recognizing the importance of and assisting in the person's involvement in making decisions about their life; (7) skills in assessing individual risk for escalating behavior; (8) communication strategies for defusing and de-escalating potentially dangerous behavior; and (9) positive behavioral supports (providing means for people with disabilities to choose activities which directly oppose or replace behaviors which are unsafe). <p>(h) Service providers shall maintain documentation of initial and refresher training for</p>	V 536		

Division of Health Service Regulation

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V 536	<p>Continued From page 2</p> <p>at least three years.</p> <p>(1) Documentation shall include:</p> <p>(A) who participated in the training and the outcomes (pass/fail);</p> <p>(B) when and where they attended; and</p> <p>(C) instructor's name;</p> <p>(2) The Division of MH/DD/SAS may review/request this documentation at any time.</p> <p>(i) Instructor Qualifications and Training Requirements:</p> <p>(1) Trainers shall demonstrate competence by scoring 100% on testing in a training program aimed at preventing, reducing and eliminating the need for restrictive interventions.</p> <p>(2) Trainers shall demonstrate competence by scoring a passing grade on testing in an instructor training program.</p> <p>(3) The training shall be competency-based, include measurable learning objectives, measurable testing (written and by observation of behavior) on those objectives and measurable methods to determine passing or failing the course.</p> <p>(4) The content of the instructor training the service provider plans to employ shall be approved by the Division of MH/DD/SAS pursuant to Subparagraph (i)(5) of this Rule.</p> <p>(5) Acceptable instructor training programs shall include but are not limited to presentation of:</p> <p>(A) understanding the adult learner;</p> <p>(B) methods for teaching content of the course;</p> <p>(C) methods for evaluating trainee performance; and</p> <p>(D) documentation procedures.</p> <p>(6) Trainers shall have coached experience teaching a training program aimed at preventing, reducing and eliminating the need for restrictive interventions at least one time, with positive</p>	V 536		

Division of Health Service Regulation

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V 536	<p>Continued From page 3</p> <p>review by the coach.</p> <p>(7) Trainers shall teach a training program aimed at preventing, reducing and eliminating the need for restrictive interventions at least once annually.</p> <p>(8) Trainers shall complete a refresher instructor training at least every two years.</p> <p>(j) Service providers shall maintain documentation of initial and refresher instructor training for at least three years.</p> <p>(1) Documentation shall include:</p> <p>(A) who participated in the training and the outcomes (pass/fail);</p> <p>(B) when and where attended; and</p> <p>(C) instructor's name.</p> <p>(2) The Division of MH/DD/SAS may request and review this documentation any time.</p> <p>(k) Qualifications of Coaches:</p> <p>(1) Coaches shall meet all preparation requirements as a trainer.</p> <p>(2) Coaches shall teach at least three times the course which is being coached.</p> <p>(3) Coaches shall demonstrate competence by completion of coaching or train-the-trainer instruction.</p> <p>(l) Documentation shall be the same preparation as for trainers.</p> <p> </p> <p>This Rule is not met as evidenced by: Based on records review and interviews, the facility failed to ensure prior to providing services, staff demonstrated competence by successfully completing training in alternatives to restrictive</p>	V 536		

Division of Health Service Regulation

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V 536	<p>Continued From page 4</p> <p>interventions for 3 of 3 Group Facilitators (GF#1, GF#2, GF#3). The findings are:</p> <p>Review on 12/21/21 of GF #1's record revealed:</p> <ul style="list-style-type: none"> - Hire date 12/6/21; - Documentation of completed training in NVCI (Non-Violent Crisis Intervention) dated 12/7/21 present in the record. <p>Interview on 1/4/22 with GF #1 revealed:</p> <ul style="list-style-type: none"> - Job title group facilitator and therapist; - Job duties included sessions with clients on caseload, facilitate 1-2 groups daily; - Completed all trainings online. <p>Review on 12/21/21 of the GF #2's record revealed:</p> <ul style="list-style-type: none"> - Hire date 12/9/21; - Documentation of completed training in NVCI (Non-Violent Crisis Intervention) dated 12/9/21 present in the record. <p>Interview on 1/4/22 with GF #2 revealed:</p> <ul style="list-style-type: none"> - Job title, Group Facilitator; - Job duties included facilitate however many groups on the schedule, documentation, case management and prep for the groups; - Completed all trainings online. <p>Review on 12/21/21 of the GF #3's record revealed:</p> <ul style="list-style-type: none"> - Hire date 12/13/21; - No documentation of completed training in NVCI (Non-Violent Crisis Intervention) present in the record. <p>Interview on 1/4/21 with GF#3 revealed:</p> <ul style="list-style-type: none"> - Job title Group Facilitator; - Job duties included facilitate groups throughout the day, document individually each client in the 	V 536		

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V 536	<p>Continued From page 5</p> <p>sessions; - Completed all trainings online.</p> <p>Interview on 1/4/21 with Director of Client Services revealed: - Employees had 90 days to complete trainings; - The agency started using NCI (Nonviolent Crisis Intervention).</p> <p>Interview on 1/5/21 with Executive Director revealed: - Started using NCI; - Two classes in alternative interventions have been scheduled for January 12, 2022 and February 12, 2022.</p> <p>This deficiency constitutes a re-cited deficiency and must be corrected within 30 days.</p>	V 536		