

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  MHL020-025	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____		(X3) DATE SURVEY COMPLETED  12/21/2022
NAME OF PROVIDER OR SUPPLIER  GUTIERREZ HOME		STREET ADDRESS, CITY, STATE, ZIP CODE 19 HOLLOWAY DRIVE MARBLE, NC 28905			
(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	INITIAL COMMENTS  An annual survey was completed on December 21, 2022. A deficiency was cited.  This facility is licensed for the following service category: 10A NCAC 27G .5600F Supervised Living for Alternative Family Living.  The facility is licensed for 2 and currently has a census of 1 client. The survey sample consisted of an audit of 1 current client.	V 000	The Unsupervised Time Assessment measures a variety of ways that a client can have unsupervised time. The form for this consumer was not specific in clarifying that time alone was only for within the home with AFL still on the property but not within eyesight.		1/11/23
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	V 290	All professionals will be trained on 1/11/23 to assure that all forms are specific as to when time alone is used and under what circumstances. If time alone is without staff being on property, professionals will be responsible for assuring time alone is reflected in the ISP		

Division of Health Service Regulation  
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

(X6) DATE

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V 290	<p>Continued From page 1</p> <p>(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.</p> <p>(d) In facilities which serve clients whose primary diagnosis is substance abuse dependency:</p> <p>(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</p> <p>(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 record review and interview, the facility failed to ensure the client's treatment or habilitation plan documented that the client was capable of remaining in the home or community without supervision affecting 1 of 1 audited client (Client #1). The findings are:</p> <p>Review on 12/21/22 of Client #1's record revealed: -Admission date December of 2012. -Diagnoses of Intellectual Developmental Disability, Severe; Legally Blind, Down Syndrome, Hearing Impairment, Hypothyroidism, Hyperglycemia, Hyperlipidemia, and Retinitis Pigmentosa.</p> <p>Review on 12/21/22 of an "Unsupervised Time</p>	V 290		

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V 290	<p>Continued From page 2</p> <p>Assessment" for Client #1 dated 3/11/22 revealed:</p> <p>-At home assessment questions included, but was not limited to:</p> <p>"...Can the individual dial 911?...Is the individual able to read emergency phone numbers from a list?...Using pictorial icons could the individual differentiate between police, hospital and fire?...Is the individual able to safely prepare meals/use appliances appropriately?...Does the individual remember things (i.e. turning off oven, locking doors)?..."</p> <p>"[Client #1] is at risk for being taken advantage of or being easily persuaded into things. This will limit unsupervised time."</p> <p>"Amount of Unsupervised Time: 1 hour" completed by the Qualified Professional (QP).</p> <p>-There was no indication the unsupervised time assessment was to evaluate the client's capability to have alone time in their room.</p> <p>Review on 12/21/22 of Client #1's most recent "Person-Centered Profile" dated 6/8/22 revealed:</p> <p>-There were no goals and strategies regarding the client's capability of remaining in the home or community unsupervised.</p> <p>Interview on 12/20/22 with Client #1 revealed:</p> <p>-She was difficult to understand and said "yeah" to most questions.</p> <p>-It was unable to be determined if the client was understanding surveyor's questions.</p> <p>Interview on 12/21/22 with the AFL Provider revealed:</p> <p>-Client #1 had been with her for approximately 20 years.</p> <p>-She had never left Client #1 alone at home or in community and she never would.</p>	V 290		

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V 290	<p>Continued From page 3</p> <p>Interview on 12/21/22 with the QP revealed:</p> <ul style="list-style-type: none"> <li>-She was responsible to complete Client #1's treatment plan.</li> <li>-The 6/8/22 treatment plan reviewed was the client's most current plan.</li> <li>-The treatment team reviewed the plan every 6 months and they just discussed unsupervised time for Client #1 this month.</li> <li>-It was "...just a matter of me putting that on paper."</li> <li>-She was "pretty sure" Client #1 has had some unsupervised time; she had up to one hour approved.</li> <li>-She tried to make sure all of her clients had at least one hour of unsupervised time.</li> </ul> <p>Interview on 12/21/22 with the Program Manager revealed:</p> <ul style="list-style-type: none"> <li>-The unsupervised time assessment "does not mean home alone..." it was for "...like if she wanted privacy in her room...."</li> <li>-If the assessment was for unsupervised time while at home it would say "...home alone for 2 hours for example...."</li> </ul>	V 290		