

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL079-109</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>04/06/2023</b>
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NAME OF PROVIDER OR SUPPLIER  <b>ACADEMY PLACE</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>1216 WEST ACADEMY STREET MADISON, NC 27025</b>
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V 000	<p><b>INITIAL COMMENTS</b></p> <p>An annual and follow up survey was completed on April 6, 2023. Deficiencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G .5600C Supervised Living for Adults with Developmental Disabilities.</p> <p>This facility is licensed for 6 and currently has a census of 4. The survey sample consisted of audits of 3 current clients.</p>	V 000		
V 503	<p><b>27D .0103 Client Rights - Search And Seizure Policy</b></p> <p><b>10A NCAC 27D .0103 SEARCH AND SEIZURE POLICY</b></p> <p>(a) Each client shall be free from unwarranted invasion of privacy.</p> <p>(b) The governing body shall develop and implement policy that specifies the conditions under which searches of the client or his living area may occur, and if permitted, the procedures for seizure of the client's belongings, or property in the possession of the client.</p> <p>(c) Every search or seizure shall be documented. Documentation shall include:</p> <p>(1) scope of search;</p> <p>(2) reason for search;</p> <p>(3) procedures followed in the search;</p> <p>(4) a description of any property seized; and</p> <p>(5) an account of the disposition of seized property.</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, 1 of 5 paraprofessionals (the Group Home Manager (GHM)) failed to ensure 1 of 4 clients (#1) was</p>	V 503		

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

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V 503	<p>Continued From page 1</p> <p>free from unwarranted invasion of privacy and failed to document the search or seizure. The findings are:</p> <p>Review on 4/5/23 of the GHM's record revealed: -A hire date of 10/25/10 -A job description of Group Home Manager</p> <p>Review on 4/5/23 of client #1's record revealed: -An admission date of 6/1/11 -Diagnoses of Pervasive Developmental Disorder, Mild Mental Retardation, Autistic Disorder, and Problem with Social Environment -An assessment dated 6/1/11 noted "was previously hospitalized, presents with a childhood history of Pervasive Developmental Disorder and Mild Mental Retardation, placed in a group home in 1996 due to aggressive behavior which caused his mother to fear him, is currently being treated for Schizoaffective Disorder, Moderate Intellectual Disability with Agitation, Insomnia and Pica, continues to have temper outbursts every few months, has threatened to kill staff, at times he appears to hear voices and talk to unseen persons, will bang his head against the wall, will eat cigarette butts, leaves and twigs and has a full scale IQ of 50. People need to be patient with him, keep all sharp objects away from him and to ensure his safety and well-being, he lives in a group home with 24-hour awake staff that monitors him throughout the night, and his speech is difficult to understand at times." -A treatment plan dated 1/10/23 noted "After dinner, he will sweep the dining room floor daily with no more than 1 verbal prompt, will complete his hygiene routine with no more than 2 verbal prompts, will sort his dirty clothes for laundering independently, will clean his bedroom twice a week with no more than 3 verbal prompts, will straighten his closet and drawers once a week</p>	V 503		

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V 503	<p>Continued From page 2</p> <p>with no more than 3 verbal prompts, will store his clothes in the appropriate place after washing and drying them, will assist with meal preparation at least once a week remaining on task, will practice calming techniques when upset, will communicate with others clearly and by using the appropriate tone of voice with no more than 2 verbal prompts, will participate in an exercise regime for at least 30 minutes three times per week and will refrain from consuming non edible items in his room with no more than 1 verbal prompt."</p> <p>-No goals or strategies to search client #1 or his living area</p> <p>Observations on 4/5/23 from 10:38am to 10:49am of client #1 revealed:            10:38am 4/5/23 The GHM asked client #1 were the soap dispenser was and told him to go look in his room and put it back in the bathroom. Client #1 went into the living room            10:39am 4/5/23 The GHM stated to client #1 why aren't you looking for the soap? Go into your room and get it. Client #1 stood up and started walking in the direction of his room            10:40am 4/5/23 Client #1 walked down the 2nd hallway in the facility            10:41am 4/5/23 The GHM walked down the 1st hallway in the facility            10:42am 4/5/23 The GHM met up with client #1 in front of the dining room area            10:42am 4/5/23 The GHM told client #1 to go to his room and find the soap dispenser            10:43am 4/5/23 The GHM followed client #1 to his bedroom            10:44am to 10:49am While the GHM and client #1 were in his bedroom, the GHM stated "Why is this in here? It is not yours."</p> <p>Interview on 4/5/23 with client #1 revealed:</p>	V 503		

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V 503	<p>Continued From page 3</p> <p>-"The soap goes in the kitchen ...I have a brain disorder. It causes me to eat soap."</p> <p>-"[The GHM]. Pulled my stuff out (of his dresser drawers).I put all my stuff up."</p> <p>-"I tiptoed it in there (the bathroom). It (the soap) was in a bottle ..."</p> <p>Interview on 4/5/23 with staff #1 revealed:</p> <p>-Client #1 was very soft spoken</p> <p>-Had a diagnosis of Pica and "he will walk around and pick stuff up and will chew and swallow it ..."</p> <p>-Client #1 had a bad habit of taking the soap bottle out of the bathroom and hiding it.</p> <p>-"Usually, we will ask him if he took the bottle (of soap), and he will go get it and bring it back to us. He did not do that today...Usually, we will ask did you take the bottle? And get it and bring it back to us ..."</p> <p>-"[The GHM] went to fill the soap bottle and it was missing. She asked [client #1] if he had it in his room. She asked him several times. Then she went into his room to search for it. [Staff #2] was in and out of his room looking for it also."</p> <p>Interview on 4/5/23 with staff #2 revealed:</p> <p>-Client #1 had a history of removing the soap dispenser from the bathroom and hiding it in his room</p> <p>-The GHM noticed the soap dispenser was missing this morning</p> <p>-"[The GHM] told him to go find it and bring it back to the bathroom. She tells him that and he will bring it right back. He didn't bring it back ...Somehow or another it was back on the counter. [The GHM] searched his room. That's the first time I have seen that. I would say it was a violation of his rights ..."</p> <p>-" ... I did not help with the search. I just stood by. She did pull right much out (of his dresser). The dresser drawers, all of them, the stuff on the rack</p>	V 503		

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V 503	<p>Continued From page 4</p> <p>above the closet like the folded blankets and items. It was all in the middle of the floor .She took stuff out of the dresser. She did not help put it all back. It caught me off guard to tell you the truth ..."</p> <p>Interview on 4/5/23 with the GHM revealed: -"With [client #1] this morning, I was trying to find the soap. He takes the soap bottles out of the bathroom, and he hides them in his room ..." -The facility staff does not search the clients' rooms -"We don't do that here. I did pull things out of his drawers ...we were both searching, and I had to walk away to decompress ...it was wrong." -Had not documented the search of client #1's living area</p> <p>Exit interview on 4/6/23 with the Qualified Professional revealed: -The facility did not conduct search and seizures of a client's living area -Completed the 24-hour initial report -Notified HCPR/DSS/HDSR -Immediately suspended the GHM -Had obtained three written statements for the investigation -Still working on interviews, background information (past history) and to see if there were any prior write ups -"I took over this house in November/December 2022, so I will discuss with the Former Qualified Professional and review any prior notes." -Will discuss the investigation with the Clinical Director and the Executive Director prior to finalizing the investigative results</p>	V 503		
V 513	27E .0101 Client Rights - Least Restrictive Alternative	V 513		

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V 513	<p>Continued From page 5</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 observations, record reviews and interviews, 1 of 5 paraprofessionals (the Group Home Manager (GHM)) failed to provide services/supports that promoted a safe and respectful environment for 1 or 4 clients (#1). The findings are:</p> <p>Review on 4/5/23 of the GHM's record revealed: -A hire date of 10/25/10 -A job description of Group Home Manager</p>	V 513		

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V 513	<p>Continued From page 6</p> <p>Review on 4/5/23 of client #1's record revealed:                      -An admission date of 6/1/11                      -Diagnoses of Pervasive Developmental Disorder, Mild Mental Retardation, Autistic Disorder, and Problem with Social Environment                      -An assessment dated 6/1/11 noted "was previously hospitalized, presents with a childhood history of Pervasive Developmental Disorder and Mild Mental Retardation, placed in a group home in 1996 due to aggressive behavior which caused his mother to fear him, is currently being treated for Schizoaffective Disorder, Moderate Intellectual Disability with Agitation, Insomnia and Pica, continues to have temper outbursts every few months, has threatened to kill staff, at times he appears to hear voices and talk to unseen persons, will bang his head against the wall, will eat cigarette butts, leaves and twigs and has a full scale IQ of 50. People need to be patient with him, keep all sharp objects away from him and to ensure his safety and well-being, he lives in a group home with 24-hour awake staff that monitors him throughout the night, and his speech is difficult to understand at times."                      -A treatment plan dated 1/10/23 noted "After dinner, he will sweep the dining room floor daily with no more than 1 verbal prompt, will complete his hygiene routine with no more than 2 verbal prompts, will sort his dirty clothes for laundering independently, will clean his bedroom twice a week with no more than 3 verbal prompts, will straighten his closet and drawers once a week with no more than 3 verbal prompts, will store his clothes in the appropriate place after washing and drying them, will assist with meal preparation at least once a week remaining on task, will practice calming techniques when upset, will communicate with others clearly and by using the appropriate tone of voice with no more than 2</p>	V 513		

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V 513	<p>Continued From page 7</p> <p>verbal prompts, will participate in an exercise regime for at least 30 minutes three times per week and will refrain from consuming non edible items in his room with no more than 1 verbal prompt."</p> <p>Observations on 4/5/23 from 10:38am to 10:49am of client #1 revealed:            10:38am 4/5/23 The GHM asked client #1 were the soap dispenser was and told him to go look in his room and put it back in the bathroom. Client #1 went into the living room            10:39am 4/5/23 The GHM stated to client #1 why aren't you looking for the soap? Go into your room and get it. Client #1 stood up and started walking in the direction of his room            10:40am 4/5/23 Client #1 walked down the 2nd hallway in the facility            10:41am 4/5/23 The GHM walked down the 1st hallway in the facility            10:42am 4/5/23 The GHM met up with client #1 in front of the dining room area            10:42am 4/5/23 The GHM told client #1 to go to his room and find the soap dispenser            10:43am 4/5/23 The GHM followed client #1 to his bedroom            10:44am to 10:49am While the GHM and client #1 were in his bedroom, the GHM stated "Why is this in here? It is not yours."</p> <p>Interview on 4/5/23 with client #1 revealed:            -"The soap goes in the kitchen ...I have a brain disorder. It causes me to eat soap."            -"[The GHM]. Pulled my stuff out (of his dresser drawers).I put all my stuff up."</p> <p>Interview on 4/5/23 with staff #1 revealed:            -Client #1 was very soft spoken            -Had a diagnosis of Pica and "he will walk around and pick stuff up and will chew and swallow it ..."</p>	V 513		



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V 513	<p>Continued From page 8</p> <p>-Client #1 had a bad habit of taking the soap bottle out of the bathroom and hiding it. -"Usually, we will ask him if he took the bottle (of soap), and he will go get it and bring it back to us. He did not do that today..." -Not usually we will ask did you take the bottle? And get it and bring it back to us. I have only been in this house a few weeks. -"[The GHM] went to fill the soap bottle and it was missing. She asked [client #1] if he had it in his room. She asked him several times. Then she went into his room to search for it. [Staff #3] was in and out of his room looking for it also." -Had never heard the GHM "be abusive or heard her say anything inappropriate (to the clients). If I had, I would have stepped in and pulled her aside ...to be honest with you, I was not paying attention as I was working with [client #4] ..."</p> <p>Interview on 4/5/23 with staff #2 revealed: -Client #1 had a history of removing the soap dispenser from the bathroom and hiding it in his room -The GHM noticed the soap dispenser was missing this morning (4/5/23) -"She's a pretty blunt person and tells them (the clients) what she expects. I was concerned this morning when she raised her tone ...I think she was stressed with you being here. It is not a common thing that she did. It was a little harsh. I did not help with the search. I just stood by. She did pull right much out (of his dresser). The dresser drawers, all of them, the stuff on the rack above the closet like the folded blankets and items. It was all in the middle of the floor .She took stuff out of the dresser. She did not help put it all back. It caught me off guard to tell you the truth ..."</p> <p>Interview on 4/5/23 with the GHM revealed:</p>	V 513		

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V 513	<p>Continued From page 9</p> <p>-"With [client #1] this morning, I was trying to find the soap. He takes the soap bottles out of the bathroom, and he hides them in his room ...my tone (of voice) got higher than it usually does ..."</p> <p>-"I did not sleep well last night. They (the clients) were over top of me. They crowded me a little too much ...I had a headache ..."</p> <p>-"There is something going on (with me) and I can't put my finger on it. It is concerning to me ...It happened out of the blue. It was stressful to have you here ..."</p> <p>-"I know my tone was not appropriate. I recognized it. I asked [staff #2] to go and work with him (client #1)..."</p> <p>-The facility staff does not search the clients' rooms</p> <p>-"We don't do that here. I did pull things out of his drawers ...we were both searching, and I had to walk away to decompress ...it (speaking to client #1 in an inappropriate tone) should not have happened ...it was wrong."</p> <p>Exit interview on 4/6/23 with the QP revealed:</p> <ul style="list-style-type: none"> <li>-Completed the 24-hour initial report on 4/5/23</li> <li>-Notified Health Care Personnel Registry, the Department of Social Services, the Local Management Entity/Managed Care Organization and the Division of Health Service Regulation on 4/5/23</li> <li>-Immediately suspended the GHM on 4/5/23</li> <li>-Had obtained three written statements for the investigation</li> <li>-Was still working on interviews, background information (past history) and to see if there were any prior write ups</li> <li>-"I took over this house in November/December 2022, so I will discuss with the Former Qualified Professional and review any prior notes."</li> <li>-Would discuss the investigation with the Clinical Director and the Executive Director prior to</li> </ul>	V 513		

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V 513	Continued From page 10  finalizing the investigative results	V 513		