

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL001-149</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>05/16/2023</b>
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NAME OF PROVIDER OR SUPPLIER  <b>JUST IN TIME YOUTH SERVICES</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>1710 SYKES STREET</b> <b>BURLINGTON, NC 27215</b>
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V 000	<p><b>INITIAL COMMENTS</b></p> <p>A complaint survey was completed on May 16, 2023. The complaint (intake #NC00201409) and (Intake #NC00201614) were unsubstantiated. Deficiencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G. 1700 Residential Treatment Staff Secure for Children or Adolescents</p> <p>The facility is licensed for 4 and currently has a census of 4. The survey sample consisted of audits of 2 current clients, 1 former client.</p>	V 000		
V 132	<p>G.S. 131E-256(G) HCPR-Notification, Allegations, &amp; Protection</p> <p>G.S. §131E-256 HEALTH CARE PERSONNEL REGISTRY</p> <p>(g) Health care facilities shall ensure that the Department is notified of all allegations against health care personnel, including injuries of unknown source, which appear to be related to any act listed in subdivision (a)(1) of this section. (which includes:</p> <ol style="list-style-type: none"> <li>a. Neglect or abuse of a resident in a healthcare facility or a person to whom home care services as defined by G.S. 131E-136 or hospice services as defined by G.S. 131E-201 are being provided.</li> <li>b. Misappropriation of the property of a resident in a health care facility, as defined in subsection (b) of this section including places where home care services as defined by G.S. 131E-136 or hospice services as defined by G.S. 131E-201 are being provided.</li> <li>c. Misappropriation of the property of a healthcare facility.</li> <li>d. Diversion of drugs belonging to a health care</li> </ol>	V 132		

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

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V 132	<p>Continued From page 1</p> <p>facility or to a patient or client.</p> <p>e. Fraud against a health care facility or against a patient or client for whom the employee is providing services).</p> <p>Facilities must have evidence that all alleged acts are investigated and must make every effort to protect residents from harm while the investigation is in progress. The results of all investigations must be reported to the Department within five working days of the initial notification to the Department.</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to assure an allegation of abuse was reported to the Health Care Personal Registry (HCPR) nor did the facility initiate a plan of protection to protect clients while an investigation was in progress. The finding is:</p> <p>Record review and interviews on 5/2/23 - 5/16/23 revealed no allegations of abuse had been reported to the HCPR.</p> <p>Review on 5/2/23 of FC#1's record revealed: -Age: 17. -Admission date of 3/14/23.</p>	V 132		

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V 132	<p>Continued From page 2</p> <p>-Diagnoses of Conduct Disorder, Childhood-Onset Type, Unspecified Trauma and Stressor-related Disorder, Provisional Disruptive Mood Dysregulation Disorder, High Risk Sexual Behavior, Child Sexual Abuse, Suspected, Subsequent Encounter and Parent-Child Relational Problem.</p> <p>-Involuntary Commitment 4/15/23.</p> <p>-Discharged 4/15/23.</p> <p>-FC#1 reported allegations to the Police on 4/22/23.</p> <p>Review on 5/9/23 of the Police Report Narrative dated 4/22/23 revealed: -"On 4/22/23, at approximately 1933 (7:33 p.m.), [Officer] responded to [County Hospital] for a sexual assault case. [Officer] spoke with [FC#1] who stated that he had been sexually and physically assaulted at the Just in Time Youth Services home. This interview took place at the [County Hospital] behavioral health unit where [FC#1] was committed. [FC#1] stated that a male named [Staff #2] had approached [FC#1] when he originally came to stay at the home. This would have been around the end of March. [Staff #2] came into [FC#1's] room to speak with him. At the time, [FC#1] was in a room that had two beds, but [FC#1] was the only staying in the room. [FC#1] sat on the bed nearest to the back of the room, toward a window. [Staff #2] sat on the bed nearest to the bedroom door.</p> <p>-[Staff #2] told [FC#1] a joke that he described as, "inappropriate." [FC#1] stated that he did laugh at the joke. [Staff #2] then bent over to tie his shoe, stood up and sat down next to [FC#1] on his bed. [Staff #2] then put his hand on [FC#1's] thigh and asked [FC#1] if he was gay. [FC#1] stated that he was bisexual but had not publicly announced that information and did not feel comfortable discussing it with [Staff #2]. [Staff</p>	V 132		

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V 132	<p>Continued From page 3</p> <p>#2] told [FC#1] that he was gay. [FC#1] stated that he froze, but eventually told [Staff #2] to stop. -A couple of days after the incident, [Staff #2] approached [FC#1] again in his room. [Staff #2] began to take his hand and feel [FC#1's] thigh. [FC#1] stated that he was wearing pants that had a button on them, but that it did not actually button. [Staff #2] tried unbuttoning his pants, realized he did not need to, then slipped his hand down [FC#1's] pants. [Staff #2] then began to fondle [FC#1's] penis.</p> <p>-[FC#1] could not give much detail about what exactly had occurred. Whenever [FC#1] would begin to discuss what happened, he would hide his face and cry. [FC#1] stated that he had not reported the incident to anyone because he did not want to cause problems. [FC#1] stated that he froze due to being previously raped.</p> <p>-While disclosing this information to [Officer], [FC#1] began to discuss a separate incident in which another employee [Staff #1] had physically assaulted him. [FC#1] stated the incident happened a day before he had been committed to the hospital 4/14/23. [Staff #1] told [FC#1] that he was going to search his room for something. [Staff #1] then grabbed [FC#1] while he was on his bed and put his forearm on [FC#1's] neck. [Staff #1] then picked [FC#1] up and threw him onto the ground. [FC#1] stated that he hit part of the bed so hard that the wood broke. [FC#1] grabbed a nearby desk leg and was going to pick it up and use it against [Staff #1] but [Staff #1] grabbed [FC#1] and punched him in the eye. At one point, [Staff #1] punched [FC#1] in the arm. [Staff #1] told [FC#1] that he hit him because [FC#1] was going to hit him first. [FC#1] stated that this incident led [FC#1] to run away and that he had seen, [FC#1] assault other kids as well. [FC#1] could not recall the name of the other victim. [FC#1] was able to provide much more</p>	V 132		

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V 132	<p>Continued From page 4</p> <p>detail about this assault than he was about the sexual assault.</p> <p>-[FC#1] stated that he had been punched in the right eye. [Officer] could not see any obvious injuries to [FC#1's] eye. [FC#1] also had bruises to his left arm. One bruise was closer to his shoulder and other closer to his bicep. [FC#1] stated that he had frequently reported physical abuse to his mother but had only just told her today about the sexual abuse.</p> <p>-[Officer] checked with medical personnel to see if [FC#1] had entered the hospital with injuries. None of [FC#1's] records noted any obvious injuries upon his arrival. [FC#1] did have a history of self-harm."</p> <p>"Interview with [FC#1's] mother: -[Officer] spoke with [FC#1's] mother, over the phone. [FC#1's] mother stated that [FC#1] had called her approximately 20 times that day. [FC#1's] mother suspected that [FC#1] was upset because it was [FC#1's] grandmother's birthday and she was getting a lot of attention. [FC#1's] mother stated that [FC#1] would make up stories to make himself the center of attention. The final time [FC#1] called [FC#1's] mother, [FC#1] disclosed that he had been sexually assaulted. [FC#1's] mother stated that [FC#1] had described the suspect that had sexually assaulted him as an 18-year-old boy who lived in the group home. [FC#1] stated that this suspect was not an employee, but also not a patient. [FC#1] had given [FC#1's] mother a name of the suspect, but she could not remember it. -[FC#1's] mother stated that she was not sure whether the sexual assault allegations were true, but she thought that the physical assault allegations were. [FC#1] had run away from the group home and stated that, the reason why [FC#1] had, was because of the physical abuse.</p>	V 132		

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V 132	<p>Continued From page 5</p> <p>[FC#1's] mother stated that [FC#1] wanted to be able to live with her at home but due to [FC#1's] mental health issues and past homicidal attempts, [FC#1] was not allowed to.</p> <p>-[Officer] explained to [FC#1's] mother that there would be an investigation into [FC#1's] allegation. [FC#1's] mother had not seen [FC#1] since [FC#1] had been taken to the hospital, so she could not say whether [FC#1] had arrived with injuries.</p> <p>- ...[Officers] responded to [County Hospital] to take pictures of [FC#1's] injuries. [Officer] contact CPS and made a report about the incident."</p> <p>Interview on 5/2/23 with the Director/Associate Professional and Program Director revealed:</p> <ul style="list-style-type: none"> <li>-They learned of the allegation on 4/16/23 when the county social worker arrived at the home.</li> <li>-The social worker did not provide details of the allegations.</li> <li>-They also learned FC#1 reported an allegation while at the hospital.</li> <li>-In the future they would conduct an internal investigation and report all allegations of abuse to HCPR.</li> <li>-They would submit a report to HCPR and/or call about this allegation.</li> </ul>	V 132		