

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL078-170	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 07/12/2024
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NAME OF PROVIDER OR SUPPLIER CHAPARRAL YOUTH SERVICES, LLC	STREET ADDRESS, CITY, STATE, ZIP CODE 5973 MCLEOD DRIVE MAXTON, NC 28364
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V 000	<p>INITIAL COMMENTS</p> <p>An annual, complaint and follow up survey was completed on July 12, 2024. The complaint was substantiated (intake #NC00217776). 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>This facility is licensed for 4 and currently has a census of 4. The survey sample consisted for audits of 3 current clients.</p>	V 000		
V 298	<p>27G .1706 Residential Tx. Child/Adol - Operations</p> <p>10A NCAC 27G .1706 OPERATIONS</p> <p>(a) Each facility shall serve no more than a total of 12 children and adolescents.</p> <p>(b) Family members or other legally responsible persons shall be involved in development of plans in order to assure a smooth transition to a less restrictive setting.</p> <p>(c) The residential treatment staff secure facility shall coordinate with the local education agency to ensure that the child's educational needs are met as identified in the child's education plan and the treatment plan. Most of the children will be able to attend school; for others, the facility will coordinate services across settings such as alternative learning programs, day treatment, or a job placement.</p> <p>(d) Psychiatric consultation shall be available as needed for each child or adolescent.</p> <p>(e) If an adolescent has his 18th birthday while receiving treatment in the facility, he may remain for six months or until the end of the state fiscal year, whichever is longer.</p>	V 298		

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

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V 298	<p>Continued From page 1</p> <p>(f) Each child or adolescent shall be entitled to age-appropriate personal belongings unless such entitlement is counter-indicated in the treatment plan.</p> <p>(g) Each facility shall operate 24 hours per day, seven days per week, and each day of the year.</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews the facility failed to coordinate with the local education agency to ensure the clients' educational needs were met affecting 3 of 3 audited current clients (#1, #2, #3). The findings are:</p> <p>Review on 7/11/24 of client #1's record revealed: -13 year old male. -Admitted on 4/8/24. -Diagnoses of Attention Deficient Hyperactivity Disorder (ADHD) combined type, Conduct Disorder and Exhibitionism. -No documentation of coordination with the local education agency (LEA).</p> <p>Interview on 7/11/24 client #1 stated: -He wanted to attend "regular school." -They were on summer break. -He worked with the Licensee/Associate Professional (L/AP) to do school work.</p> <p>Review on 7/11/24 of client #2's record revealed: -17 year old male. -Admitted on 5/17/24. -Diagnoses of ADHD and Disruptive Mood Dysregulation Disorder.</p>	V 298		

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V 298	<p>Continued From page 2</p> <p>-No documentation of coordination with the LEA.</p> <p>Interview on 7/11/24 client #2 stated: -They were on summer break. -The L/AP was the teacher and taught them one on one.</p> <p>Review on 7/11/24 of client #3's record revealed: -14 year old male. -Admitted on 1/28/24. -Diagnoses of Conduct Disorder and Cannabis Use. -No documentation of coordination with the LEA.</p> <p>Interview on 7/11/24 client #3 revealed: -The L/AP was the teacher at the facility. -The L/AP taught clients one to one. -They were currently on summer break.</p> <p>Interview on 7/12/24 the Qualified Professional stated: -He had not coordinated with the LEA.</p> <p>Interview on 7/11/24 and 7/12/24 the L/AP stated: -She had not coordinated with the LEA. -The facility had a private school and she was the teacher. -She reviewed the client's school records prior to admission.</p>	V 298		
V 364	<p>G.S. 122C- 62 Additional Rights in 24 Hour Facilities</p> <p>§ 122C-62. Additional Rights in 24-Hour Facilities.</p> <p>(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:</p>	V 364		

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V 364	<p>Continued From page 3</p> <p>(1) Send and receive sealed mail and have access to writing material, postage, and staff assistance when necessary;</p> <p>(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</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 adult client may exercise these rights at all reasonable times.</p> <p>(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:</p> <p>(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;</p> <p>(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 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</p>	V 364		

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V 364	<p>Continued From page 4</p> <p>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. 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</p>	V 364		

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V 364	<p>Continued From page 5</p> <p>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> <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>	V 364		

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V 364	<p>Continued From page 6</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 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</p>	V 364		

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V 364	<p>Continued From page 7</p> <p>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 restricted the rights of 3 of 3 audited clients from the common areas and failed to document the restrictions as required. The findings are:</p> <p>Finding #1 Review on 7/11/24 of client #1's record revealed: -13 year old male. -Admitted on 4/8/24. -Diagnoses of Attention Deficient Hyperactivity Disorder (ADHD) combined type, Conduct Disorder and Exhibitionism. -No documentation by the Qualified Professional (QP) of the detailed reason for the restriction of common areas and the clients ability to socially engage with other clients.</p> <p>Interview on 7/11/24 client #1 stated: -Clients were not allowed to talk to each other, go outside together or eat together. -He would sit in the living room with staff. -If he was in the living room with staff, another client could not come into the living room.</p> <p>Finding #2</p>	V 364		

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V 364	<p>Continued From page 8</p> <p>Review on 7/11/24 of client #2's record revealed: -17 year old male. -Admitted on 5/17/24. -Diagnoses of ADHD and Disruptive Mood Dysregulation Disorder. -No documentation by the QP of the detailed reason for the restriction of common areas and clients ability to socially engage with other clients.</p> <p>Interview on 7/11/24 client #2 stated: -Staff had to supervise clients when they were together.</p> <p>Finding #3 Review on 7/11/24 of client #3's record revealed: -14 year old male. -Admitted on 1/28/24. -Diagnoses of Conduct Disorder and Cannabis Use. -No documentation by the QP of the detailed reason for the restriction of common areas and clients ability to socially engage with other clients.</p> <p>Interview on 7/11/24 client #3 revealed: -He stayed to himself and played the video game. -He did not talk to any of the clients. -Client's were not allowed to "hang out" with other clients. -They were not allowed to be in the common/living area together. -He heard staff stopped allowing it because of a fight or something that happened prior to him being admitted.</p> <p>Interview on 7/12/24 staff #3 stated: -All the clients were not allowed in the living room at one time. -Clients were allowed to come out individually. -If a client wanted to go into the living room and another client was there first. The client would</p>	V 364		

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V 364	<p>Continued From page 9</p> <p>have to return to his room until the other client left the living room.</p> <p>Interview on 7/12/24 the Qualified Professional stated:</p> <ul style="list-style-type: none"> -The facility limited the client's interactions with other clients. -The facility tried to keep the client's separated as much as possible. -The facility had a lot of fighting with former clients. -The clients were not allowed in the living room with other clients. -There were no incidents with the current clients. -If one client was in the living room and a second client was not allowed to go into the living room. -The second client would have to return to his room until the first client left the living room. <p>Interview on 7/11/24 and 7/12/24 the Licensee/Associate Professional stated:</p> <ul style="list-style-type: none"> -Staff discouraged clients from "just hanging out together." -The facility had not documented any restriction of the client rights. 	V 364		