

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL036-269	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 07/09/2024
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NAME OF PROVIDER OR SUPPLIER NEW HOPE HOME	STREET ADDRESS, CITY, STATE, ZIP CODE 320 WEST HUDSON BOULEVARD GASTONIA, NC 28054
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V 000	<p>INITIAL COMMENTS</p> <p>An annual, complaint and follow up survey was completed on 7/9/24. The complaint was unsubstantiated (intake #NC00214319). 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 3 and has a current census of 3. The survey sample consisted of audits of 3 current clients.</p>	V 000		
V 118	<p>27G .0209 (C) Medication Requirements</p> <p>10A NCAC 27G .0209 MEDICATION REQUIREMENTS (c) Medication administration: (1) Prescription or non-prescription drugs shall only be administered to a client on the written order of a person authorized by law to prescribe drugs. (2) Medications shall be self-administered by clients only when authorized in writing by the client's physician. (3) Medications, including injections, shall be administered only by licensed persons, or by unlicensed persons trained by a registered nurse, pharmacist or other legally qualified person and privileged to prepare and administer medications. (4) A Medication Administration Record (MAR) of all drugs administered to each client must be kept current. Medications administered shall be recorded immediately after administration. The MAR is to include the following: (A) client's name; (B) name, strength, and quantity of the drug; (C) instructions for administering the drug;</p>	V 118		

Division of Health Service Regulation LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE	TITLE	(X6) DATE
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V 118	<p>Continued From page 1</p> <p>(D) date and time the drug is administered; and (E) name or initials of person administering the drug.</p> <p>(5) Client requests for medication changes or checks shall be recorded and kept with the MAR file followed up by appointment or consultation with a physician.</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to ensure medications were administered to clients on the written order of a person authorized by law to prescribe drugs and failed to keep the MAR current affecting 1 of 3 clients (#1). The findings are:</p> <p>Review on 3/13/24 and 3/20/24 of client #1's record revealed: -Admission date of 9/8/23. -10 years old. -Diagnoses of Disruptive Mood Dysregulation Disorder, Attention Deficit Hyperactivity Disorder, Post Traumatic Stress Disorder. -Physician's Order 12/7/23 Buspirone (anxiety) 10 milligrams (mg) 2 tablets 2 times daily.</p> <p>Review on 3/30/24 of client #1's January 2024 through March 2024 MARs revealed: -February MAR Buspirone 10 mg 2 tablets were administered 1 time daily.</p> <p>Interview on 7/12/24 with client #1 revealed: -Denied missing any medications.</p>	V 118		

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V 118	<p>Continued From page 2</p> <p>Interview on 7/8/24 with staff #1 revealed: - "I gave whatever it said on the bubble pack."</p> <p>Interview on 6/25/24 with the Qualified Professional revealed: - Buspirone changed to 10mg 2 tablets twice a day on 12/7/23. - Client #1 was "probably" getting the correct dose because it was bubble packed by the pharmacy. - "Looks like we have some typographical errors going on."</p> <p>Interview on 6/25/24 with the Director/ Licensee revealed: - Was responsible to update the MARs when medications changed. - "I must have missed that one (updating the MAR with the Buspirone change on 12/7/23)." - "She (client #1) was getting the correct amount (of Buspirone) because it is bubble packed." - "When there are changes the meds (medications) are taken back to the pharmacy to be repackaged." - "I had a lot going on. It must not have been updated on the MAR."</p>	V 118		
V 132	<p>G.S. 131E-256(G) HCPR-Notification, Allegations, & Protection</p> <p>G.S. §131E-256 HEALTH CARE PERSONNEL REGISTRY (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: a. Neglect or abuse of a resident in a healthcare facility or a person to whom home care services</p>	V 132		

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V 132	<p>Continued From page 3</p> <p>as defined by G.S. 131E-136 or hospice services as defined by G.S. 131E-201 are being provided.</p> <p>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.</p> <p>c. Misappropriation of the property of a healthcare facility.</p> <p>d. Diversion of drugs belonging to a health care 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 report an allegation of abuse against health care personnel to the Health Care</p>	V 132		

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V 132	<p>Continued From page 4</p> <p>Personnel Registry (HCPR) for 1 of 3 audited staff (#1). The findings are:</p> <p>Review on 3/25/24 of staff #1's personnel record revealed: -Hire date of 8/4/24. -Position of Paraprofessional.</p> <p>Review on 6/25/24 of the facility's incident report completed by the Qualified Professional (QP) and dated 3/5/24 revealed: -Client #2 "ran to her room and slammed her door creating property damage (left door hanging by its hinges)." -"She (client #2) attempted to close the door and prevent staff (#1) from entering in efforts of ensuring her safety and completing the task of processing with her." -Client #2 told the residential coordinator "that staff repeatedly told her to open the door and then he went to open the door because she was trying to block him from entering, she was struck by the door and it created a bruise on her right cheek." -"At the time of this incident, no bruises or marks were noticed and no other incidents were reported for the remainder of the shift." -"The QP responded to a call from the school on 3/5/24 stating that [client #2] told them she was 'punched in the face by staff (#1).'"</p> <p>Review on 3/8/24 and 6/20/24 of the North Carolina Incident Response Improvement System (IRIS) from 1/1/24 to 6/20/24 revealed: -No allegations of abuse by staff #1 reported.</p> <p>Interview on 7/8/24 with staff #1 revealed: -Client #2 "was trying to barricade herself in her room." -"She had her leg up against the door."</p>	V 132		

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V 132	<p>Continued From page 5</p> <p>-"She slipped and fell." -"I think she hit the door knob." -"I didn't see. I know because I had my hand on the door knob." -"I didn't know she was accusing me." -"I found out (about the abuse allegation) the next day when [the QP] informed me what she (client #2) said."</p> <p>Interview on 6/25/24 with the QP revealed: -Was made aware of the allegation of abuse on 3/5/24 by the school counselor. -Did not report the allegation to the HCPR.</p> <p>Interview on 6/25/24 with the Director/Licensee revealed: -"We did not do the IRIS report for abuse allegation...there was a lot going on."</p>	V 132		
V 296	<p>27G .1704 Residential Tx. Child/Adol - Min. Staffing</p> <p>10A NCAC 27G .1704 MINIMUM STAFFING REQUIREMENTS</p> <p>(a) A qualified professional shall be available by telephone or page. A direct care staff shall be able to reach the facility within 30 minutes at all times.</p> <p>(b) The minimum number of direct care staff required when children or adolescents are present and awake is as follows:</p> <p>(1) two direct care staff shall be present for one, two, three or four children or adolescents;</p> <p>(2) three direct care staff shall be present for five, six, seven or eight children or adolescents; and</p> <p>(3) four direct care staff shall be present for nine, ten, eleven or twelve children or adolescents.</p>	V 296		

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V 296	<p>Continued From page 6</p> <p>(c) The minimum number of direct care staff during child or adolescent sleep hours is as follows:</p> <p>(1) two direct care staff shall be present and one shall be awake for one through four children or adolescents;</p> <p>(2) two direct care staff shall be present and both shall be awake for five through eight children or adolescents; and</p> <p>(3) three direct care staff shall be present of which two shall be awake and the third may be asleep for nine, ten, eleven or twelve children or adolescents.</p> <p>(d) In addition to the minimum number of direct care staff set forth in Paragraphs (a)-(c) of this Rule, more direct care staff shall be required in the facility based on the child or adolescent's individual needs as specified in the treatment plan.</p> <p>(e) Each facility shall be responsible for ensuring supervision of children or adolescents when they are away from the facility in accordance with the child or adolescent's individual strengths and needs as specified in the treatment plan.</p> <p>This Rule is not met as evidenced by: Based on observation and interview the facility failed to ensure the minimum staffing ratio of two direct care staff for one, two, three, or four children or adolescents. The findings are:</p> <p>Review on 3/13/24 of client #1's record revealed:</p>	V 296		

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V 296	<p>Continued From page 7</p> <p>-Admission date of 9/8/23. -10 years old. -Diagnoses included Disruptive Mood Dysregulation Disorder, Attention Deficit Hyperactivity Disorder, Post Traumatic Stress Disorder.</p> <p>Review on 3/20/24 of client #2's record revealed: -Admission date of 11/1/23. -13 years old. -Diagnoses included Attention Deficit Hyperactivity Disorder, Post Traumatic Stress Disorder, Conduct Disorder, Oppositional Defiant Disorder.</p> <p>Review on 3/20/24 of client #3's record revealed: -Admission date of 3/15/23. -13 years old. -Diagnoses included Attention Deficit Hyperactivity Disorder, Combined Type; Oppositional Defiant Disorder; Conduct Disorder.</p> <p>Observation on 3/20/24 in the facility at 1:16 pm revealed: -One staff transported two clients.</p> <p>Observation on 6/20/24 of the facility from 1:25 pm to 2:55 pm revealed: -The Qualified Professional (QP) was the only staff present with client #1 for 90 minutes.</p> <p>Interview on 3/20/24 with client #1 revealed: -"One staff is here with us (3 clients) when we get home from school." -"It is usually one staff here with us."</p> <p>Interview on 6/20/24 with client #1 revealed: -There was "never" two staff present. -"There is supposed to be two people (staff)."</p>	V 296		

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V 296	<p>Continued From page 8</p> <p>Interview on 3/20/24 with client #2 revealed: -"One staff picked me up from school." -"It's one staff on each shift."</p> <p>Interview on 3/8/24 with client #3 revealed: -"One staff is in the facility "all the time." -"The Director (Director/Licensee) watches the camera all the time, so it counts as the second staff."</p> <p>Interview on 7/8/24 with staff #1 revealed: -"Was the only staff in the facility with three clients on 3/4/24 during the incident that resulted in an abuse allegation.</p> <p>Interview on 3/21/24 with staff #2 revealed: -"Worked second and third shift alone.</p> <p>Interview on 3/21/24 with staff #4 revealed: -"There was one staff per shift. -"I worked last night (3/30/24) and relieved [staff #1]. He was there by himself."</p> <p>Interview on 3/21/24 with staff #6 revealed: -"Worked third shift 11 pm to 7 am. -"There was "usually one staff when I get there."</p> <p>Interview on 3/21/24 with the Residential Coordinator revealed: -"We are struggling with staffing, and we can't hire anybody. So, me and [the Qualified Professional] try to fill in."</p> <p>Interview on 7/8/24 with the QP revealed: -"Typically had 8 hour shifts during the week and 12 hour shifts on the weekends. -"We always have two people except when somebody calls out or is late." -"We are short staffed so we have to flex a lot."</p>	V 296		

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V 296	Continued From page 9 Interview on 6/25/24 with the Director/ Licensee revealed: -There should be two staff on duty each shift.	V 296		
V 366	27G .0603 Incident Response Requirements 10A NCAC 27G .0603 INCIDENT RESPONSE REQUIREMENTS FOR CATEGORY A AND B PROVIDERS (a) Category A and B providers shall develop and implement written policies governing their response to level I, II or III incidents. The policies shall require the provider to respond by: (1) attending to the health and safety needs of individuals involved in the incident; (2) determining the cause of the incident; (3) developing and implementing corrective measures according to provider specified timeframes not to exceed 45 days; (4) developing and implementing measures to prevent similar incidents according to provider specified timeframes not to exceed 45 days; (5) assigning person(s) to be responsible for implementation of the corrections and preventive measures; (6) adhering to confidentiality requirements set forth in G.S. 75, Article 2A, 10A NCAC 26B, 42 CFR Parts 2 and 3 and 45 CFR Parts 160 and 164; and (7) maintaining documentation regarding Subparagraphs (a)(1) through (a)(6) of this Rule. (b) In addition to the requirements set forth in Paragraph (a) of this Rule, ICF/MR providers shall address incidents as required by the federal regulations in 42 CFR Part 483 Subpart I. (c) In addition to the requirements set forth in Paragraph (a) of this Rule, Category A and B providers, excluding ICF/MR providers, shall develop and implement written policies governing	V 366		

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V 366	<p>Continued From page 10</p> <p>their response to a level III incident that occurs while the provider is delivering a billable service or while the client is on the provider's premises. The policies shall require the provider to respond by:</p> <p>(1) immediately securing the client record by:</p> <p>(A) obtaining the client record;</p> <p>(B) making a photocopy;</p> <p>(C) certifying the copy's completeness; and</p> <p>(D) transferring the copy to an internal review team;</p> <p>(2) convening a meeting of an internal review team within 24 hours of the incident. The internal review team shall consist of individuals who were not involved in the incident and who were not responsible for the client's direct care or with direct professional oversight of the client's services at the time of the incident. The internal review team shall complete all of the activities as follows:</p> <p>(A) review the copy of the client record to determine the facts and causes of the incident and make recommendations for minimizing the occurrence of future incidents;</p> <p>(B) gather other information needed;</p> <p>(C) issue written preliminary findings of fact within five working days of the incident. The preliminary findings of fact shall be sent to the LME in whose catchment area the provider is located and to the LME where the client resides, if different; and</p> <p>(D) issue a final written report signed by the owner within three months of the incident. The final report shall be sent to the LME in whose catchment area the provider is located and to the LME where the client resides, if different. The final written report shall address the issues identified by the internal review team, shall</p>	V 366		

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V 366	<p>Continued From page 11</p> <p>include all public documents pertinent to the incident, and shall make recommendations for minimizing the occurrence of future incidents. If all documents needed for the report are not available within three months of the incident, the LME may give the provider an extension of up to three months to submit the final report; and</p> <p>(3) immediately notifying the following:</p> <p>(A) the LME responsible for the catchment area where the services are provided pursuant to Rule .0604;</p> <p>(B) the LME where the client resides, if different;</p> <p>(C) the provider agency with responsibility for maintaining and updating the client's treatment plan, if different from the reporting provider;</p> <p>(D) the Department;</p> <p>(E) the client's legal guardian, as applicable; and</p> <p>(F) any other authorities required by law.</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to determine the cause of the incident, develop and implement corrective measures to prevent similar incidents, assign a person to be responsible for implementation of the corrections and preventive measures, and report the incident to the Local Management Entity (LME)/Managed Care Organization (MCO).</p> <p>Review on 6/25/24 of the facility's incident report completed by the Qualified Professional (QP) and</p>	V 366		

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V 366	<p>Continued From page 12</p> <p>dated 3/5/24 revealed:</p> <ul style="list-style-type: none"> -Client #2 "ran to her room and slammed her door creating property damage (left door hanging by its hinges)." -"She (client #2) attempted to close the door and prevent staff (#1) from entering in efforts of ensuring her safety and completing the task of processing with her." -Client #2 told the residential coordinator "that staff repeatedly told her to open the door and then he went to open the door because she was trying to block him from entering, she was struck by the door and it created a bruise on her right cheek." -"At the time of this incident, no bruises or marks were noticed and no other incidents were reported for the remainder of the shift." -"The QP responded to a call from the school on 3/5/24 stating that [client #2] told them she was 'punched in the face by staff (#1).'" -No documentation of an assigned person to be responsible for the implementation or corrections and preventive measures. -No documentation of the cause of the incident, or recommendations for minimizing the occurrence of future incidents. -No evidence that written preliminary findings had been sent to the LME/MCO. <p>Interview on 6/25/24 and 7/8/24 with the QP revealed:</p> <ul style="list-style-type: none"> -Was made aware on 3/5/24 of the abuse allegation against staff #1 by the school social worker. -Did not report the incident to the LME/MCO. "The school did that." -Had not documented the cause of the incident, or recommendations for minimizing the occurrence of future incidents. 	V 366		

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: MHL036-269	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED R 07/09/2024
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NAME OF PROVIDER OR SUPPLIER NEW HOPE HOME	STREET ADDRESS, CITY, STATE, ZIP CODE 320 WEST HUDSON BOULEVARD GASTONIA, NC 28054
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V 366	Continued From page 13 Interview on 6/25/24 with the Director/Licensee revealed: -Had not documented the cause of the incident, or recommendations for minimizing the occurrence of future incidents. -Had not submitted written preliminary findings of the incident to the LME/MCO.	V 366		
V 367	27G .0604 Incident Reporting Requirements 10A NCAC 27G .0604 INCIDENT REPORTING REQUIREMENTS FOR CATEGORY A AND B PROVIDERS (a) Category A and B providers shall report all level II incidents, except deaths, that occur during the provision of billable services or while the consumer is on the providers premises or level III incidents and level II deaths involving the clients to whom the provider rendered any service within 90 days prior to the incident to the LME responsible for the catchment area where services are provided within 72 hours of becoming aware of the incident. The report shall be submitted on a form provided by the Secretary. The report may be submitted via mail, in person, facsimile or encrypted electronic means. The report shall include the following information: (1) reporting provider contact and identification information; (2) client identification information; (3) type of incident; (4) description of incident; (5) status of the effort to determine the cause of the incident; and (6) other individuals or authorities notified or responding. (b) Category A and B providers shall explain any missing or incomplete information. The provider	V 367		

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V 367	<p>Continued From page 14</p> <p>shall submit an updated report to all required report recipients by the end of the next business day whenever:</p> <p>(1) the provider has reason to believe that information provided in the report may be erroneous, misleading or otherwise unreliable; or</p> <p>(2) the provider obtains information required on the incident form that was previously unavailable.</p> <p>(c) Category A and B providers shall submit, upon request by the LME, other information obtained regarding the incident, including:</p> <p>(1) hospital records including confidential information;</p> <p>(2) reports by other authorities; and</p> <p>(3) the provider's response to the incident.</p> <p>(d) Category A and B providers shall send a copy of all level III incident reports to the Division of Mental Health, Developmental Disabilities and Substance Abuse Services within 72 hours of becoming aware of the incident. Category A providers shall send a copy of all level III incidents involving a client death to the Division of Health Service Regulation within 72 hours of becoming aware of the incident. In cases of client death within seven days of use of seclusion or restraint, the provider shall report the death immediately, as required by 10A NCAC 26C .0300 and 10A NCAC 27E .0104(e)(18).</p> <p>(e) Category A and B providers shall send a report quarterly to the LME responsible for the catchment area where services are provided. The report shall be submitted on a form provided by the Secretary via electronic means and shall include summary information as follows:</p> <p>(1) medication errors that do not meet the definition of a level II or level III incident;</p> <p>(2) restrictive interventions that do not meet the definition of a level II or level III incident;</p>	V 367		

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V 367	<p>Continued From page 15</p> <p>(3) searches of a client or his living area;</p> <p>(4) seizures of client property or property in the possession of a client;</p> <p>(5) the total number of level II and level III incidents that occurred; and</p> <p>(6) a statement indicating that there have been no reportable incidents whenever no incidents have occurred during the quarter that meet any of the criteria as set forth in Paragraphs (a) and (d) of this Rule and Subparagraphs (1) through (4) of this Paragraph.</p> <p>This Rule is not met as evidenced by: Based on record reviews and interviews, the facility failed to report all Level III incidents to the Local Management Entity (LME)/Managed Care Organization (MCO) responsible for the catchment area where services were provided within 72 hours of becoming aware of the incident. The findings are:</p> <p>Review on 3/8/24 of the North Carolina Incident Response Improvement System (IRIS) revealed: -No level III incidents had been submitted for client #2 related to the abuse allegation reported on 3/5/24.</p> <p>Review on 6/25/24 of the facility's internal incident report completed by the Qualified Professional (QP) and dated 3/5/24 revealed: -Client #2 "ran to her room and slammed her door creating property damage (left door hanging by its hinges)."</p>	V 367		

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V 367	<p>Continued From page 16</p> <p>- "She (client #2) attempted to close the door and prevent staff (#1) from entering in efforts of ensuring her safety and completing the task of processing with her."</p> <p>- Client #2 told the residential coordinator "staff repeatedly told her to open the door and then he went to open the door because she was trying to block him from entering, she was struck by the door and it created a bruise on her right cheek."</p> <p>- "At the time of this incident, no bruises or marks were noticed and no other incidents were reported for the remainder of the shift."</p> <p>- "The QP responded to a call from the school on 3/5/24 stating that [client #2] told them she was 'punched in the face by staff (#1).'"</p> <p>Interview on 6/25/24 with the QP revealed: - Did not complete the Level III incident report. - "We didn't do one because we found out she (client #2) ended up lying about the whole situation."</p> <p>Interview on 6/25/24 with the Director/Licensee revealed: - "We did not do the IRIS report for the abuse allegation...there was a lot going on."</p>	V 367		
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</p>	V 536		

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V 536	<p>Continued From page 17</p> <p>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, 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 	V 536		

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V 536	<p>Continued From page 18</p> <p>decisions about their life;</p> <p>(7) skills in assessing individual risk for escalating behavior;</p> <p>(8) communication strategies for defusing and de-escalating potentially dangerous behavior; and</p> <p>(9) positive behavioral supports (providing means for people with disabilities to choose activities which directly oppose or replace behaviors which are unsafe).</p> <p>(h) Service providers shall maintain documentation of initial and refresher 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 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>	V 536		

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V 536	<p>Continued From page 19</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 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>	V 536		

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V 536	<p>Continued From page 20</p> <p>This Rule is not met as evidenced by: Based on record review and interview, the facility failed to ensure 3 of 3 audited staff (#1, #2, and the Qualified Professional (QP) had completed annual training on alternatives to restrictive interventions. The findings are:</p> <p>Review on 3/5/24 of staff #1's personnel record revealed: -Hire date of 8/4/17. -Evidenced Based Protective Interventions (EBPI) expired on 2/21/24.</p> <p>Review on 3/5/24 of staff #2's personnel record revealed: -Hire date of 11/3/20. -EBPI expired on 2/21/24.</p> <p>Review on 3/5/24 of the QP personnel record revealed: -Hire date of 1/1/09. -EBPI expired on 2/21/24.</p> <p>Interview on 7/8/24 with staff #1 revealed: -Had received training on alternatives to restrictive interventions but could not remember when.</p> <p>Interview on 7/8/24 with the QP revealed: -Did not remember when he received EBPI training.</p>	V 536		

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V 536	Continued From page 21 Interview on 6/25/24 with the Director/Licensee revealed: -Was the facility's EBPI trainer. -"I am behind on doing the recertification class."	V 536		
V 752	27G .0304(b)(4) Hot Water Temperatures 10A NCAC 27G .0304 FACILITY DESIGN AND EQUIPMENT (b) Safety: Each facility shall be designed, constructed and equipped in a manner that ensures the physical safety of clients, staff and visitors. (4) In areas of the facility where clients are exposed to hot water, the temperature of the water shall be maintained between 100-116 degrees Fahrenheit. This Rule is not met as evidenced by: Based on observations and interviews, the facility failed to maintain water temperatures of 100-116 degrees Fahrenheit in areas where clients were exposed to hot water. The findings are: Observation on 3/20/24 in the facility at 1:18 pm revealed: -Water temperature in the bathroom and kitchen sink was 95 degrees. Interview on 3/21/24 with staff #2 revealed: -The hot water is "too cold sometimes." Interview on 3/21/24 with staff #4 revealed: -"The clients never complained about the water. It was always warm. It is not hot, but a little over lukewarm."	V 752		

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V 752	<p>Continued From page 22</p> <p>Interview on 3/25/24 with staff #5 revealed: -The clients complained about the hot water running out. -"I have complained about the water (temperature) being low."</p> <p>Interview on 6/20/24 with the Qualified Professional revealed: -Water temperature was adjusted "the other day." -Could not remember the specific date the temperature was adjusted.</p>	V 752		