

Division of Health Service Regulation

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>MHL040-021</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>R</b> <b>02/12/2025</b>
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NAME OF PROVIDER OR SUPPLIER  <b>EDWARDS GROUP HOME #2</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>408 EAST MAIN STREET HOOKERTON, NC 28538</b>
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V 000	<p><b>INITIAL COMMENTS</b></p> <p>An annual and follow up survey was completed on February 12, 2025. Defencies were cited.</p> <p>This facility is licensed for the following service category: 10A NCAC 27G .5600A Supervised Living for Adults with Mental Illness.</p> <p>This facility is licensed for 6 and currently has a census of 5. The survey sample consisted of audits of 3 current clients.</p>	V 000		
V 114	<p><b>27G .0207 Emergency Plans and Supplies</b></p> <p><b>10A NCAC 27G .0207 EMERGENCY PLANS AND SUPPLIES</b></p> <p>(a) Each facility shall develop a written fire plan and a disaster plan and shall make a copy of these plans available to the county emergency services agencies upon request. The plans shall include evacuation procedures and routes.</p> <p>(b) The plans shall be made available to all staff and evacuation procedures and routes shall be posted in the facility.</p> <p>(c) Fire and disaster drills in a 24-hour facility shall be held at least quarterly and shall be repeated for each shift. Drills shall be conducted under conditions that simulate the facility's response to fire emergencies.</p> <p>(d) Each facility shall have a first aid kit accessible for use.</p>	V 114		

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

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V 114	<p>Continued From page 1</p> <p>This Rule is not met as evidenced by: Based on record review, observation and interviews the facility failed to ensure fire and disaster drills were held at least quarterly and repeated for each shift. The findings are:</p> <p>Review on 2/11/25 of the facility's fire and disaster drills revealed: -No documentation of fire or disaster drills held during the first quarter (January 2024-March 2024). -No documentation of fire or disaster drills held during the second quarter (April 2024-June 2024). -No documentation of fire or disaster drills held during the third quarter (July 2024-September 2024).</p> <p>Observation and interview on 2/11/25 during an onsite visit exit conference revealed: -The Licensee/Qualified Professional (L/QP) asked the House Manager if he had held fire and disaster drills. -The House Manager responded that he had not held disaster drills. -The L/QP asked the House Manager again if he held fire and disaster drills. -The House Manager confirmed that he had not held disaster drills.</p> <p>Interview on 2/11/25 client #2 stated: -"We don't do fire and disaster drills."</p> <p>Interview on 2/11/25 client #3 stated: -Drills were completed "sometimes." -Clients went into the hallway for disaster drills. -Clients went into the living room for fire drills.</p> <p>Interview on 2/11/25 client #4 stated: -Clients completed fire drills but not disaster drills.</p>	V 114		

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V 114	<p>Continued From page 2</p> <p>-Clients went outside for fire drills.</p> <p>Interview on 2/11/25 with the House Manager stated: -He was the primary staff at the facility. -There was only one shift. -He completed fire drills once a month with the clients. -Disaster drills were not completed at the facility.</p> <p>Interview on 2/11/25 with the L/QP stated: -Fire and disaster drills were completed monthly.</p> <p>-The L/QP was made aware of the deficiency on 2/11/25 and on 2/12/25 she provided additional documentation of fire and disaster drills held monthly from January 2024-September 2024.</p>	V 114		
V 133	<p>G.S. 122C-80 Criminal History Record Check</p> <p>G.S. §122C-80 CRIMINAL HISTORY RECORD CHECK REQUIRED FOR CERTAIN APPLICANTS FOR EMPLOYMENT.</p> <p>(a) Definition. - As used in this section, the term "provider" applies to an area authority/county program and any provider of mental health, developmental disability, and substance abuse services that is licensable under Article 2 of this Chapter.</p> <p>(b) Requirement. - An offer of employment by a provider licensed under this Chapter to an applicant to fill a position that does not require the applicant to have an occupational license is conditioned on consent to a State and national criminal history record check of the applicant. If the applicant has been a resident of this State for less than five years, then the offer of employment is conditioned on consent to a State and national criminal history record check of the applicant. The</p>	V 133		

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V 133	Continued From page 3  national criminal history record check shall include a check of the applicant's fingerprints. If the applicant has been a resident of this State for five years or more, then the offer is conditioned on consent to a State criminal history record check of the applicant. A provider shall not employ an applicant who refuses to consent to a criminal history record check required by this section. Except as otherwise provided in this subsection, within five business days of making the conditional offer of employment, a provider shall submit a request to the Department of Justice under G.S. 114-19.10 to conduct a criminal history record check required by this section or shall submit a request to a private entity to conduct a State criminal history record check required by this section. Notwithstanding G.S. 114-19.10, the Department of Justice shall return the results of national criminal history record checks for employment positions not covered by Public Law 105-277 to the Department of Health and Human Services, Criminal Records Check Unit. Within five business days of receipt of the national criminal history of the person, the Department of Health and Human Services, Criminal Records Check Unit, shall notify the provider as to whether the information received may affect the employability of the applicant. In no case shall the results of the national criminal history record check be shared with the provider. Providers shall make available upon request verification that a criminal history check has been completed on any staff covered by this section. A county that has adopted an appropriate local ordinance and has access to the Division of Criminal Information data bank may conduct on behalf of a provider a State criminal history record check required by this section without the provider having to submit a	V 133		

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V 133	<p>Continued From page 4</p> <p>request to the Department of Justice. In such a case, the county shall commence with the State criminal history record check required by this section within five business days of the conditional offer of employment by the provider. All criminal history information received by the provider is confidential and may not be disclosed, except to the applicant as provided in subsection (c) of this section. For purposes of this subsection, the term "private entity" means a business regularly engaged in conducting criminal history record checks utilizing public records obtained from a State agency.</p> <p>(c) Action. - If an applicant's criminal history record check reveals one or more convictions of a relevant offense, the provider shall consider all of the following factors in determining whether to hire the applicant:</p> <ol style="list-style-type: none"> <li>(1) The level and seriousness of the crime.</li> <li>(2) The date of the crime.</li> <li>(3) The age of the person at the time of the conviction.</li> <li>(4) The circumstances surrounding the commission of the crime, if known.</li> <li>(5) The nexus between the criminal conduct of the person and the job duties of the position to be filled.</li> <li>(6) The prison, jail, probation, parole, rehabilitation, and employment records of the person since the date the crime was committed.</li> <li>(7) The subsequent commission by the person of a relevant offense.</li> </ol> <p>The fact of conviction of a relevant offense alone shall not be a bar to employment; however, the listed factors shall be considered by the provider. If the provider disqualifies an applicant after consideration of the relevant factors, then the provider may disclose information contained in the criminal history record check that is relevant</p>	V 133		
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V 133	<p>Continued From page 5</p> <p>to the disqualification, but may not provide a copy of the criminal history record check to the applicant.</p> <p>(d) Limited Immunity. - A provider and an officer or employee of a provider that, in good faith, complies with this section shall be immune from civil liability for:</p> <p>(1) The failure of the provider to employ an individual on the basis of information provided in the criminal history record check of the individual.</p> <p>(2) Failure to check an employee's history of criminal offenses if the employee's criminal history record check is requested and received in compliance with this section.</p> <p>(e) Relevant Offense. - As used in this section, "relevant offense" means a county, state, or federal criminal history of conviction or pending indictment of a crime, whether a misdemeanor or felony, that bears upon an individual's fitness to have responsibility for the safety and well-being of persons needing mental health, developmental disabilities, or substance abuse services. These crimes include the criminal offenses set forth in any of the following Articles of Chapter 14 of the General Statutes: Article 5, Counterfeiting and Issuing Monetary Substitutes; Article 5A, Endangering Executive and Legislative Officers; Article 6, Homicide; Article 7A, Rape and Other Sex Offenses; Article 8, Assaults; Article 10, Kidnapping and Abduction; Article 13, Malicious Injury or Damage by Use of Explosive or Incendiary Device or Material; Article 14, Burglary and Other Housebreakings; Article 15, Arson and Other Burnings; Article 16, Larceny; Article 17, Robbery; Article 18, Embezzlement; Article 19, False Pretenses and Cheats; Article 19A, Obtaining Property or Services by False or Fraudulent Use of Credit Device or Other Means; Article 19B, Financial Transaction Card Crime</p>	V 133		

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V 133	<p>Continued From page 6</p> <p>Act; Article 20, Frauds; Article 21, Forgery; Article 26, Offenses Against Public Morality and Decency; Article 26A, Adult Establishments; Article 27, Prostitution; Article 28, Perjury; Article 29, Bribery; Article 31, Misconduct in Public Office; Article 35, Offenses Against the Public Peace; Article 36A, Riots and Civil Disorders; Article 39, Protection of Minors; Article 40, Protection of the Family; Article 59, Public Intoxication; and Article 60, Computer-Related Crime. These crimes also include possession or sale of drugs in violation of the North Carolina Controlled Substances Act, Article 5 of Chapter 90 of the General Statutes, and alcohol-related offenses such as sale to underage persons in violation of G.S. 18B-302 or driving while impaired in violation of G.S. 20-138.1 through G.S. 20-138.5.</p> <p>(f) Penalty for Furnishing False Information. - Any applicant for employment who willfully furnishes, supplies, or otherwise gives false information on an employment application that is the basis for a criminal history record check under this section shall be guilty of a Class A1 misdemeanor.</p> <p>(g) Conditional Employment. - A provider may employ an applicant conditionally prior to obtaining the results of a criminal history record check regarding the applicant if both of the following requirements are met:</p> <p>(1) The provider shall not employ an applicant prior to obtaining the applicant's consent for criminal history record check as required in subsection (b) of this section or the completed fingerprint cards as required in G.S. 114-19.10.</p> <p>(2) The provider shall submit the request for a criminal history record check not later than five business days after the individual begins conditional employment. (2000-154, s. 4; 2001-155, s. 1; 2004-124, ss. 10.19D(c), (h);</p>	V 133		

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V 133	<p>Continued From page 7</p> <p>2005-4, ss. 1, 2, 3, 4, 5(a); 2007-444, s. 3.)</p> <p>This Rule is not met as evidenced by: Based on interviews and record review, the facility failed to request the required criminal history check within 5 business days for 1 of 1 paraprofessional staff (House Manager). The findings are:</p> <p>Review on 2/11/25 of the House Manager's record revealed: -Date of Hire: 3/15/21. -No evidence of a national criminal record check to include fingerprints.</p> <p>Interview on 2/11/25 with the House Manager stated: -He lived in North Carolina a few months prior to being hired at the facility. -Fingerprints were not completed as a part of his hiring process.</p> <p>Interview on 2/11/25 with the Licensee/Qualified Professional stated: -Human Resources was responsible for the completion of the criminal background checks. -"I assumed that human resources had completed the fingerprints for [House Manager]."</p>	V 133		
V 513	<p>27E .0101 Client Rights - Least Restrictive Alternative</p> <p>10A NCAC 27E .0101 LEAST RESTRICTIVE ALTERNATIVE</p>	V 513		



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V 513	<p>Continued From page 8</p> <p>(a) Each facility shall provide services/supports that promote a safe and respectful environment. These include:</p> <ul style="list-style-type: none"> <li>(1) using the least restrictive and most appropriate settings and methods;</li> <li>(2) promoting coping and engagement skills that are alternatives to injurious behavior to self or others;</li> <li>(3) providing choices of activities meaningful to the clients served/supported; and</li> <li>(4) sharing of control over decisions with the client/legally responsible person and staff.</li> </ul> <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> <ul style="list-style-type: none"> <li>(1) using the intervention as a last resort; and</li> <li>(2) employing the intervention by people trained in its use.</li> </ul> <p>This Rule is not met as evidenced by: Based on record reviews, observation and interviews the facility failed to ensure the least restrictive and most appropriate settings and methods were used affecting 5 of 5 clients. The findings are:</p> <p>Observation on 2/11/25 at approximately 10:00 am revealed:</p> <ul style="list-style-type: none"> <li>-There was a key lock doorknob on the pantry door where foods were kept.</li> <li>-There was a key lock doorknob on the staff office door where there was a refrigerator and freezer where other foods were kept.</li> </ul>	V 513		

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V 513	<p>Continued From page 9</p> <ul style="list-style-type: none"> <li>-The House Manager used a key to unlock the pantry and the staff office with the refrigerator.</li> <li>-No foods were accessible to the clients.</li> </ul> <p>Interview on 2/11/25 client #2 stated:</p> <ul style="list-style-type: none"> <li>-He did not have a key to the pantry door or staff office.</li> <li>-He had to ask the House Manager if he wanted food.</li> </ul> <p>Interview on 2/11/25 client #3 stated:</p> <ul style="list-style-type: none"> <li>-He got enough food "but could use some more."</li> <li>-He had to ask the House Manager to get access into the pantry for food.</li> <li>-They went food shopping once a month for personal snacks.</li> </ul> <p>Interview on 2/11/25 client #4 stated:</p> <ul style="list-style-type: none"> <li>-The pantry door was kept locked.</li> <li>-He did not have a key.</li> <li>-He had to ask the House Manager for a snack.</li> </ul> <p>Interview on 2/11/25 the House Manager stated:</p> <ul style="list-style-type: none"> <li>-The pantry door and the door to the room with the refrigerator stays locked at all times.</li> <li>-The clients did not have access to the key.</li> <li>-Clients had to ask for snacks or food.</li> <li>-He would distribute snacks to clients when requested.</li> <li>-Previous clients had tried to break into the food storage that is why it is locked now.</li> </ul> <p>Interview on 2/11/25 the Licensee/Qualified Professional stated:</p> <ul style="list-style-type: none"> <li>-The food was locked up because there was a previous client that had a history of stealing food.</li> <li>-The clients had to ask the House Manager for a snack.</li> <li>-The clients could have a snack whenever they would like.</li> </ul>	V 513		

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V 736	<p>27G .0303(c) Facility and Grounds Maintenance</p> <p><b>10A NCAC 27G .0303 LOCATION AND EXTERIOR REQUIREMENTS</b> (c) Each facility and its grounds shall be maintained in a safe, clean, attractive and orderly manner and shall be kept free from offensive odor.</p> <p>This Rule is not met as evidenced by: Based on observation and interviews, the facility was not maintained in a clean, attractive and orderly manner, and kept free from offensive odor. The findings are:</p> <p>Observation on 2/11/25 from approximately 9:45 am to 10:25 am revealed:</p> <ul style="list-style-type: none"> <li>-The back door 's screen was not affixed to the door and was hanging and the pull handle was broken and would not open the door and there were a build up of cigarette butts scattered on the back porch.</li> <li>-The back porch had broken wood pieces on the criss cross railing in one of nine areas.</li> <li>-The faucet at the kitchen sink was loose and moved around when touched.</li> <li>-In the living room there was a crack on the wall approximately 1 foot long above client #1's bedroom door frame.</li> <li>-Bathroom shared by client #1 and client #4 had vinyl plank flooring strip missing under the sink approximately 1 foot long.</li> <li>-Client #1 had one drawer missing in his dresser and two cracks approximately 8 inches long on the wall between the bathroom and closet door frames.</li> <li>-Client #3's bedroom had a crack in the top left area on the closet door approximately one foot and one missing light bulb cover on the ceiling fan.</li> </ul>	V 736		

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V 736	<p>Continued From page 11</p> <ul style="list-style-type: none"> <li>-Bathroom shared by client #2 and client #3's sink stopper would not stay lifted.</li> <li>-Client #2's bedroom wall had three areas of missing paint approximately one foot long beside the bed.</li> <li>-Client #5's bathroom was missing 1 of 3 light covers above the sink and had brown build up on the bottom half of the wall to the right and back of the toilet.</li> <li>-There was a foul odor throughout the facility.</li> </ul> <p>Interview on 2/11/25 client #2 stated:</p> <ul style="list-style-type: none"> <li>-He was unsure what was wrong with the sink in the bathroom.</li> </ul> <p>Interview on 2/11/25 the House Manager stated:</p> <ul style="list-style-type: none"> <li>-He was not sure what happened to the kitchen sink.</li> <li>-He notified the Licensee/Qualified Professional (L/QP) of the maintenance issues.</li> <li>-The L/QP would send a maintenance worker to the facility to fix the maintenance issues.</li> </ul> <p>Interview on 2/11/25 the L/QP stated:</p> <ul style="list-style-type: none"> <li>-The House Manager would contact her for non-emergency maintenance issues.</li> <li>-The House Manager would contact the "repair person" if he could not reach her or for urgent maintenance issues.</li> </ul> <p>This deficiency constitutes a re-cited deficiency and must be corrected within 30 days.</p>	V 736		