

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>IL6001663</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>07/15/2015</b>
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NAME OF PROVIDER OR SUPPLIER  <b>HIGHLAND HEALTH CARE CENTER</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>1450 26TH STREET HIGHLAND, IL 62249</b>
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S9999	<p>Final Observations</p> <p>Statement of Licensure Violation 300.3300 Section 300.3300 Transfer or Discharge a) A resident may be discharged from a facility after he or she gives the administrator, a physician, or a nurse of the facility written notice of his or her desire to be discharged. If a guardian has been appointed for a resident or if the resident is a minor, the resident shall be discharged upon written consent of his or her guardian or if the resident is a minor, his or her parent unless there is a court order to the contrary. In such cases, upon the resident's discharge, the facility is relieved from any responsibility for the resident's care, safety or well-being. (Section 2-111 of the Act) b) Each resident's rights regarding involuntary transfer or discharge from a facility shall be as described in subsections (c) through (y) of this Section. c) Reasons for Transfer or Discharge 1) A facility may involuntarily transfer or discharge a resident only for one or more of the following reasons: A) for medical reasons. B) for the resident's physical safety. C) for the physical safety of other residents, the facility staff or facility visitors. d) Involuntary transfer or discharge of a resident from a facility shall be preceded by the discussion required under subsection (j) of this Section and by a minimum written notice of 21 days, except in one of the following instances: 1) When an emergency transfer or discharge is ordered by the resident's attending physician because of the resident's health care needs; (Section 3-402(a) of the Act) 2) When the transfer or discharge is mandated by the physical safety of other residents, the facility</p>	S9999	<p style="text-align: center;"><b>Attachment A</b> <b>Statement of Licensure Violations</b></p>	
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Illinois Department of Public Health LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE	TITLE	(X6) DATE <b>08/07/15</b>
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S9999	<p>Continued From page 1</p> <p>staff, or facility visitors, as documented in the clinical record. The Department shall be notified prior to any such involuntary transfer or discharge. The Department will immediately offer transfer, or discharge and relocation assistance to residents transferred or discharged under this subsection (d), and the Department may place relocation teams as provided in Section 3-419 of the Act; or (Section 3-402(b) of the Act)</p> <p>e) For transfer or discharge made under subsection (d), the notice of transfer or discharge shall be made as soon as practicable before the transfer or discharge. The notice required by subsection (d) of this Section shall be on a form prescribed by the Department and shall contain all of the following:</p> <ol style="list-style-type: none"> <li>1) The stated reason for the proposed transfer or discharge; (Section 3-403(a) of the Act)</li> <li>2) The effective date of the proposed transfer or discharge; (Section 3-403(b) of the Act)</li> <li>3) A statement in not less than 12-point type, which reads: "You have a right to appeal the facility's decision to transfer or discharge you. If you think you should not have to leave this facility, you may file a request for a hearing with the Department of Public Health within 10 days after receiving this notice. If you request a hearing, it will be held not later than 10 days after your request, and you generally will not be transferred or discharged during that time. If the decision following the hearing is not in your favor, you generally will not be transferred or discharged prior to the expiration of 30 days following receipt of the original notice of the transfer or discharge. A form to appeal the facility's decision and to request a hearing is attached. If you have any questions, call the Department of Public Health at the telephone number listed below."; (Section 3-403(c) of the Act)</li> </ol>	S9999		
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S9999	<p>Continued From page 2</p> <p>4) A hearing request form, together with a postage paid, preaddressed envelope to the Department; and (Section 3-403(d) of the Act)</p> <p>5) The name, address, and telephone number of the person charged with the responsibility of supervising the transfer or discharge. (Section 3-403(e) of the Act)</p> <p>g) A copy of the notice required by subsection (d) (1) of this Section and Section 3-402 of the Act shall be placed in the resident's clinical record and a copy shall be transmitted to the Department, the resident, the resident's representative, and, if the resident's care is paid for in whole or part through Title XIX, to the Department of Healthcare and Family Services. (Section 3-405 of the Act)</p> <p>l) A resident subject to involuntary transfer or discharge from a facility, the resident's guardian or if the resident is a minor, his or her parent shall have the opportunity to file a request for a hearing with the Department within 10 days following receipt of the written notice of the involuntary transfer or discharge by the facility. (Section 3-410 of the Act)</p> <p>This requirement was not met as evidenced by:</p> <p>Based on record review and interview the facility failed to properly administer the involuntary discharge notification for 1 of 3 residents (R2) reviewed for discharge requirements in the sample of 3.</p> <p>Findings include:</p> <p>1. R2's clinical record documents that R2 was discharged to the behavioral unit of the local hospital 2 times in two days because of suicidal behaviors.</p> <p>R2's Social Service Contact Log documents the</p>	S9999		
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S9999	<p>Continued From page 3</p> <p>following : "6/10/15 - Resident was trying to harm herself with a butter knife. Resident did not harm herself, but states she would like to die. Resident was put on 1 : 1 and then sent to [local hospital]."</p> <p>R2's Nurses Notes documents the following: "6/10/15, 7:50 PM - Returned from [local hospital] ER with new order for Synthroid... 6/11/15, 12 PM - told aid...she just wants to die but we won't let her. 6 PM - had res. sign consent ...to transport to [local hospital]. 6:15 PM Ambulance here ...to to transport res."</p> <p>R2's Patient Progress Notes (of the local hospital), dated 06/17/2015 and written by Z3 (local hospital Licensed Practical Nurse), documents the following: "at 12:03 PM, Phone call received from Highland Healthcare regarding pt. [R2]. Facility stated that they are no longer able to meet the needs of pt and are no longer willing to accept pt back."</p> <p>On 07/13/2015, at 2:15 PM, E1 (Administrator) and E2 (Director of Nurses) stated that on the 17th of July they did ask the local hospital to fax information to them about R2's status. After reviewing the information they told Z2 (hospital Social Worker) that they would not be able to take R2 back due to the facility not being able to care for her. They stated it was based on R2's previous suicidal behaviors and that R2 had stopped eating at the hospital.</p> <p>E1 and E2 also stated, at that time, that they interpret the regulations to be that the facility was not obligated to issue a 30-day notice for this "emergency transfer" to the hospital. They stated that their interpretation remained the same when R2 was ready to be discharged from the hospital</p>	S9999		

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S9999	<p>Continued From page 4</p> <p>back to the facility on the 17th. They stated they never issued a 30-day notice document when they declined to take R2 back on the 17th because they were still "unable" to care for R2. They stated R2 was "still a high risk" based on their review of hospital documents.</p> <p>R2's clinical record contained no involuntary discharge notice for the involuntary discharge of R2 on 06/11/2015 and again no involuntary documentation was in her record for the subsequent refusal to take R2 back when the hospital was ready to discharge R2 back to the facility on 06/17/2015.</p> <p>On 07/14/2015, at 2:30 PM, Z2 (local hospital Social Worker) stated that she called the facility on 06/17/2015 at 12:45 PM and, with E1 and E2 on the line, told them more about R2 and her family's wish to be discharged there. Z2 stated E1 and E2 wanted more information so she faxed what they requested. Z2 stated that a short while later, while she was on the phone, she received a message from E1 that the facility would not be able to take R2 back.</p> <p>Z2 stated that she sought other placement after that and it was two days later, 06/19/2015 at 10:30 AM, when R2 was discharged to another Long Term Care facility.</p> <p>(B)</p>	S9999		
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FAC. NAME: HIGHLAND HEALTH CARE CENTER

COMPLAINT #: 0078132

LIC. ID #: 0042853

DATE COMPLAINT RECEIVED: 06/22/15 16:25:00

IDPH Code	Allegation Summary	Determination
401	INVOLUNTARY TRANSFER	1
406	ADMINISTRATION	2

The facility has committed violations as indicated in the attached\*  
 No Violation

\*Facilities participating in the Medicare and/or Medicaid programs will not receive a copy of the certification deficiencies as they have already received a copy through the certification program process.

Determination Codes

- 1 = VALID - A complaint allegation is considered "valid" if the Department determines that there is some credible evidence that there has been a deficiency (non-compliance with the Act or rules & regulations) relating to the complaint allegation.
- 2 = INVALID - A complaint allegation is considered "invalid" if the Department determines that there is no credible evidence that there has been a deficiency (non-compliance with the Act or rules & regulations) relating to the complaint allegation.
- 3 = UNDETERMINED - A complaint allegation is considered "undetermined" if the Department finds there is insufficient information reported to initiate or complete an investigation.

RESIDENT INJURY - Per the P&A v. Lumpkin consent decree, allegations of resident injury will always be "valid" if the resident who is the subject of the allegation was injured.