

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>IL6008528</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>03/14/2024</b>
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NAME OF PROVIDER OR SUPPLIER  <b>SHAWNEE SENIOR LIVING</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>1901 13TH STREET HERRIN, IL 62948</b>
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(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
S 000	Initial Comments  Complaint investigation 2451980/IL170758	S 000		
S9999	Final Observations  Statement of Licensure Violations:  300.650d) 300.661  Section 300.650 Personnel Policies d) The facility shall check the status of all applicants with the Health Care Worker Registry prior to hiring.  Section 300.661 Health Care Worker Background Check A facility shall comply with the Health Care Worker Background Check Act and the Health Care Worker Background Check Code.  These Regulations are not met as evidenced by:  Based on interview and record review, the facility failed to ensure the Healthcare Worker Registry and all required background check websites were checked for employees. This has the potential to affect all 95 residents residing at the facility.  Findings Include:  The facility Census sheet, dated March 12, 2024, documents 95 residents reside at the facility.  1. The facility provided V3's (Former Business Office Manager) employee file. V3's employee file contained a document from (Name of 3rd Party Administrative Unemployment Company) which documented V3's hire date of 02/25/21, and a	S9999		

Illinois Department of Public Health  
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE  
Electronically Signed

TITLE

(X6) DATE  
03/18/24

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S9999	<p>Continued From page 1</p> <p>separation date of 02/28/24. Under "Specific Reason for Separation" discharge is circled. Under "Please provide details and supporting documents to explain the above answer" it documents "disqualifying conviction." V3's file did not include background checks provided by the facility for the Healthcare Worker Registry, Department of Corrections (DOC) website, Health and Human Services Office of Inspector General (OIG) website, or the state and national sex offender.</p> <p>On 03/13/24 at 1:15PM, V1 (Administrator) stated she was contacted by the corporate Human Resources department about V3 having a problem with her background. V1 said the corporate Human Resources department asked her to check V3's employee file for the Healthcare Worker Registry and for the background check. V1 said when she went to check V3's employee file, there was no file to be found. V1 stated corporate Human Resources department told her V3 had stuff on her background that disqualified her from working at the facility. V1 said she called V3 to let her know she had to terminate her related to her background. V1 said V3 told her that her records should have been sealed, and that nothing was supposed to show up on her background check. V1 said she told V3 that unless it was removed from her background, she couldn't work in healthcare or at the facility.</p> <p>The Healthcare Worker Registry website checked on 03/14/24 at 11:24AM for V3 documents under "Work Eligibility: Ineligible." Under "IDPH (Illinois Department of Public Health) Determination of Illinois State Police Background Check" it documents "09/16/2014 FEE_APP."</p> <p>The Facilities "Employee Handbook and Benefit</p>	S9999		

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S9999	<p>Continued From page 2</p> <p>Guide", revised 10/1/2019, documents in part under Criminal background checks "Any conviction may be considered as justification for the refusal, suspension, revocation, or termination of employment to the greatest extent permitted by law. The Human Resources department will initiate and complete the processing of all criminal background checks within the time frames mandated by state guidelines for the company. The applicant will not be hired, or the employee, if hired conditionally, may be terminated if the criminal record indicates conviction history of a disqualifying nature. Likewise, if conviction history is verified, a job offer will be withdrawn, or termination of employment will occur."</p> <p>The Healthcare Worker Background Check Act documents, "...Initiate" means obtaining from a student, applicant, or employee his or her social security number, demographics, a disclosure statement, and an authorization for the Department of Public Health or its designee to request a fingerprint-based criminal history records check; transmitting this information electronically to the Department of Public Health; conducting Internet searches on certain web sites, including without limitation the Illinois Sex Offender Registry, the Department of Corrections' Sex Offender Search Engine, the Department of Corrections' Inmate Search Engine, the Department of Corrections Wanted Fugitives Search Engine, the National Sex Offender Public Registry, and the List of Excluded Individuals and Entities database on the website of the Health and Human Services Office of Inspector General to determine if the applicant has been adjudicated a sex offender, has been a prison inmate, or has committed Medicare or Medicaid fraud, or conducting similar searches as defined by rule;</p>	S9999		

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S9999	<p>Continued From page 3</p> <p>and having the student, applicant, or employee's fingerprints collected and transmitted electronically to the Illinois State Police....Health care employer files. The health care employer shall retain on file for a period of 5 years records of criminal records requests for all employees. The health care employer shall retain a copy of the disclosure and authorization forms, a copy of the livescan request form, all notifications resulting from the fingerprint-based criminal history records check and waiver, if appropriate, for the duration of the individual's employment. The files shall be subject to inspection by the agency responsible for inspecting, licensing, or certifying the health care employer. A fine of up to \$500 may be imposed by the appropriate agency for failure to maintain these records. The Department of Public Health must keep an electronic record of criminal history background checks for an individual for as long as the individual remains active on the Health Care Worker Registry."</p> <p>(C)</p>	S9999		