

DEPARTMENT OF HEALTH AND HUMAN SERVICES
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 04/18/2009
FORM APPROVED
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 145497	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED C 12/16/2008
NAME OF PROVIDER OR SUPPLIER THREE SPRINGS LODGE NURSING H			STREET ADDRESS, CITY, STATE, ZIP CODE 161 THREE SPRINGS ROAD CHESTER, IL 62233		
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F 353	Continued From page 17 check R3 after E3 stated she had expired. E4 stated in an interview on 12/10/08, she did not know R3 was a full code until later. E4 stated E3 did not tell her R3 was a full code. E4 stated she would have started Cardiopulmonary Resuscitation if she would have known. In an interview with Z1, Physician, on 12/10/08 by phone, she stated that she would expect the nurse to call her or 911 in an emergency and before R3 expired. Z1 stated she would expect staff to perform Cardiopulmonary Resuscitation and provide life support if a resident was a full code.	F 353			
F9999	FINAL OBSERVATIONS LICENSURE VIOLATIONS 300.1030a) 300.1030c) 300.1035a)3)4)5) 300.1210a) 300.1210b)3) Section 300.1030 Medical Emergencies a) The advisory physician or medical advisory committee shall develop policies and procedures to be followed during the various medical emergencies that may occur from time to time in long-term care facilities. These medical emergencies include, but are not limited to, such things as: 1) Pulmonary emergencies (for example, airway obstruction, foreign body aspiration, and acute respiratory distress, failure, or arrest). 2) Cardiac emergencies (for example, ischemic pain, cardiac failure, or cardiac arrest). 3) Traumatic injuries (for example, fractures,	F9999			

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F9999	<p>Continued From page 18 burns, and lacerations). 4) Toxicologic emergencies (for example, untoward drug reactions and overdoses). 5) Other medical emergencies (for example, convulsions and shock).</p> <p>c) There shall be at least one staff person on duty at all times who has been properly trained to handle the medical emergencies in subsection (a) of this Section. This staff person may also be conducted in fulfilling the requirement of subsection (d) of this Section, if the staff person meets the specified certification requirements.</p> <p>Section 300.1035 Life-Sustaining Treatments</p> <p>a) Every facility shall respect the residents' right to make decisions relating to their own medical treatment, including the right to accept, reject, or limit life sustaining treatment. Every facility shall establish a policy concerning the implementation of such rights. Included within this policy shall be: 3) procedures for providing life-sustaining treatments available to residents at the facility; 4) procedures detailing staff's responsibility with respect to the provision of life-sustaining treatment when a resident has chosen to accept, reject or limit life-sustaining treatment, or when a resident has failed or has not yet been given the opportunity to make these choices; 5) procedures for educating both direct and indirect care staff in the application of those specific provisions of the policy for which they are responsible.</p> <p>Section 300.1210 General Requirements for Nursing and Personal Care</p> <p>a) The facility must provide the necessary care</p>	F9999			

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F9999	<p>Continued From page 19</p> <p>and services to attain or maintain the highest practicable physical, mental, and psychological well-being of the resident, in accordance with each resident's comprehensive assessment and plan of care. Adequate and properly supervised nursing care and personal care shall be provided to each resident to meet the total nursing and personal care needs of the resident. Restorative measures shall include at a minimum the following procedures:</p> <p>b) General nursing care shall include at a minimum the following and shall be practiced on a 24-hour, seven day a week basis:</p> <p>3) Objective observations of changes in a resident's condition, including mental and emotional changes, as a means for analyzing and determining care required and the need for further medical evaluation and treatment shall be made by nursing staff and recorded in the resident's medical record.</p> <p>These Requirements were not met as evidenced by:</p> <p>Based on record review and interview it was determined that the facility failed to recognize a life threatening situation, perform the Heimlich maneuver, call 911 and/or start Cardiopulmonary Resuscitation or other life saving measures for 1 (R3) of 1 resident reviewed. This failure to provide life sustaining treatment after R3 aspirated food at the evening meal resulted in R3 suffering respiratory distress from 7:00 PM until she expired at 7:40 PM.</p> <p>Findings include:</p> <p>R3 was originally admitted to the facility on 5/6/08</p>	F9999			

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F9999	<p>Continued From page 20</p> <p>with diagnoses, in part, of Parkinsons disease, increased confusion, hypothyroidism, hypertension, and diabetes-type two. The Minimum Data Set dated 11/4/08 assessed R3 as moderately cognitively impaired with short term memory problems. R3 was also assessed as needing extensive assist with the help of one person physical assist for all activities of daily living except eating where she required only supervision with set up help.</p> <p>The care plan dated 9/4/08 identified the code status as "Code Status: CPR." The "Illinois Statutory Short Form Power of Attorney for Health Care" dated 9/13/08 and signed by R3 states "I want my life to be prolonged and I want life-sustaining treatment to be provided or continued unless I am in a coma which my attending physician believes to be irreversible, in accordance with reasonable medical standards at the time of reference. If and when I have suffered irreversible coma, I want life-sustaining treatment to be withheld or discontinued."</p> <p>On 11/24/08 R3 was admitted to the hospital for abdominal discomfort and confused behaviors. R3 was readmitted to the facility on 11/29/08 with final diagnosis of acute gastritis. R3 had an order for diet as tolerated. The attending physician, Z1's, progress note dated 11/29/08 indicated, "(R3) is sitting upright in the bed. She is smiling. She is happy. She says she doesn't want to go back to the nursing home, but she realizes that she has to. She is eating well. Appetite is very good. She is eating (brand name) candy. Husband is at the bedside and she is laughing with him. She has had no nausea and no abdominal pain and her appetite is good. She wants to advance to a soft diet instead of liquids."</p>	F9999			

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F9999	<p>Continued From page 21</p> <p>According to the nurses notes by E3, Licensed Practical Nurse, dated 11/29/08, R3 returned to the facility at 2:30 PM. The nurses notes stated "Res (resident) alert with confusion. Res unaware of where she is. Res kept saying "I want to go home...."</p> <p>The next nurses notes on 11/29/08 at 6:30 PM by E3 contained the following information: "up in G/C (geriatric chair) for supper. taken to CDR. (Central Dining Room) Had diff (difficulty) taking meds (medication). Meds crushed and put in jelly. Took without diff.(difficulty) Res.(resident) eyes glassy & tearful. answered question appropriately Served soft food & ground meat ate 25% (cont)(to next page) Took swallow of liqs (liquids). Started coughing. Eyes rolled back. Became cyanotic. took to room. Swabed (swabbed) mouth out. obtained sm (small) amt (amount) food. O2 (oxygen) applied @ 3 Lm (liters) per N/C (nasal cannula). color and resp. (respirations) improved. assisted res to bed. I returned 15 min later. Res was coughing & gargling. Suctioned and obtained sm (small) amt (amount) mucous& frothy foam. Res stopped breathing, (no) pulse, (no) B/P (blood pressure). Notified on call Dr. (Z1) pronounce res dead. Notified Res. daughter (name) that res has expired. She stated she would notify her brother and father of res death. Called (Z2, Coroner) notified him of res death. Notified (name) funeral Home of (town). Res expired @ 7:40 PM. 8:15 Body released to (name) Funeral Home attendant."</p> <p>In an interview with E3, Licensed Practical Nurse, on 12/10/08 at 2:10 PM, she stated that R3 had come back to the facility around 3:00 PM and</p>	F9999			

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F9999	Continued From page 22 was confused. E3 stated R3 was in bed until the evening meal when she was taken to the main dining room in a geriatric chair. E3 stated R3 was talking and answering questions appropriately. E3 stated she tried to give R3 her medication but R3 spit them out and said she couldn't swallow. E3 stated she crushed the meds and gave the meds in jelly which she took fine. E3 stated that the Certified Nurse Assistant (CNA), E5, fed R3 her meal. E3 stated she was not aware of how R3 did eating her meal as she was finishing other work. E3 stated that the aides came and got her and stated that she needed to come and check R3 as she was not acting right around 7:00 PM. E3 stated the aides had R3 by her room in the hall and R3 was a "really grayish color" and "gasping for air." E3 stated she cleaned R3's mouth out and there was some food in it. E3 stated she told the aides to put R3 in bed and went to get the oxygen equipment. E3 stated in an interview on 12/11/08 that she had the oxygen equipment with her when she first arrived to see R3. E3 stated she put the oxygen on at 2 liters and R3 began to breath better. E3 stated something interrupted her and she left R3. When she returned "a few minutes later" R3 was gasping for air. In an interview on 12/11/08 E3 stated it was possibly five minutes. When asked about the nurses notes stating she had returned in 15 minutes she stated she was not sure of the time. E3 stated she went to get the suction machine. E3 stated when she suctioned R3 no food was obtained and just some frothy mucous. E3 stated after she suctioned R3 she was still gasping and within a few minutes stopped breathing with no pulse or blood pressure. E3 stated she took the suction machine, cleaned it up and put it away. E3 stated she then went and asked E4, Registered	F9999			

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F9999	<p>Continued From page 23</p> <p>Nurse, to come and check R3. E3 stated E6, CNA, came and told her R3 had gasped another breath. E3 stated she went in but didn't see any respirations.</p> <p>E3 stated she called Z1, physician, after R3 had passed, and told her what happened. E3 stated she told Z1 that she thought it was heart related. E3 stated Z1 stated R3 had no heart problems and could have choked or aspirated. E3 stated when she told Z1 that R3 had expired Z1 stated that there was nothing you can do now. E3 stated she did not begin Cardiopulmonary Resuscitation (CPR) based on Z1's remarks. E3 confirmed that she did not begin CPR.</p> <p>E3 stated she then called the family and told the son that possibly R3 had a stroke or heart attack. E3 stated the son stated R3 did not have any heart problems and asked if she had choked. When asked by the surveyor if she knew what the code level was she stated "not off hand." E3 confirmed that she did not call the physician until after R3 had expired. E3 stated that she did check the code status on the chart and was "thinking it was full code." E3 stated that she would not call 911 but she would call the physician in any emergency situation.</p> <p>In an interview with E5, Certified Nurse Aide, on 12/10/08 at 3:45 PM, she stated that she had fed R3 her evening meal. E5 stated that R3 was "not coherent" and ate about 10 bites of food. E5 stated she was putting up R3's tray when R3 started having a seizure and "aspirating"-choking on her food but nothing was there. E5 stated she went to get the nurse while E6, CNA, sat with R3.</p> <p>In an interview with E6, Certified Nurse Aide, on</p>	F9999			

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F9999	<p>Continued From page 24</p> <p>12/10/08 at 3:45 PM, she stated that after R3 had the seizure she was "totally gone" and acting like she was choking. E6 stated that it took about 5 minutes for the nurse, E3, to come. E6 stated that she and E5 both stated R3 needed to go to the hospital. E6 stated E3 put the oxygen on R3 in the chair in the hall. E6 stated she told E3 that R3 would not eat, was not alert and had a seizure and began aspirating. E6 stated E3 put on the oxygen, said R3 would be OK and left. E6 stated R3 was in the room by herself for about 7 minutes. E6 stated when she returned and got vitals on R3 the blood pressure was 88/42 and she could not find a pulse. E6 stated E3 came into the room also, suctioned R3 and then R3 was gone. E6 stated she and E3 were in the room when R3 passed.</p> <p>In an interview with E4, Registered Nurse, on 12/10/08 at 3:15 PM by phone, she stated that E3 came to her and said she thought R3 was dead. E4 stated she told E3 to call the physician, family and coroner. E4 stated that E3 said R3 apparently choked while being fed by the CNA's. E4 checked R3 and she had expired. E4 stated she found out later that R3 was a full code and that E3 had not told her R3 was a full code. E4 stated that if she would have known R3 was a full code she would have started CPR.</p> <p>In an interview with Z1, Physician, on 12/10/08 at 2:45 PM by phone, she stated that E3 had called her and said R3 had passed away after she choked. Z1 stated that E3 said she put the oxygen on her and she continued to get blue. E3 stated she tried to get the food out of her mouth. Z1 confirmed that E3 called her after R3 expired. Z1 stated that she would expect E3 to call her when R3 was in distress. Z1 was not sure of</p>	F9999			

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F9999	<p>Continued From page 25</p> <p>R3's code status but stated she had not changed it from the previous order when she was in the hospital. Z1 stated that staff should have called 911 or called her. Either way in an emergency was fine. Z1 stated that the cause of death was aspiration with the Parkinsons disease contributing to the aspiration. Review of the "Certificate of Death" dated 11/29/08 for R3 it noted the "Immediate Cause" of death was "Aspiration." The "underlying cause" was listed as "Parkinsons Disease."</p> <p>In an interview with Z2, Coroner, on 12/11/08 at 10:30 AM by phone, he stated that an autopsy was not conducted for R3. Z2 stated that he was not aware that R3 may have choked until after the fact. Z2 stated that E3 stated that R3 had just returned to the facility that day and had been doing well until after eating. Z2 stated E3 had put oxygen on R3 and she did improve. Z2 stated that E3 checked her later and found her deceased. Z2 stated that he did request information for the facility but he did with all the nursing homes. Z2 stated that he did feel there was a good chance that R3 aspirated. Z2 stated that he did not feel there was a complete airway obstruction as R3 was eating pureed food. The nurses notes dated 11/29/08 documented that R3 ate ground meat for the evening meal. Z2 stated he felt the Parkinsons would make R3 more inclined to choke.</p> <p>In an interview with E2, Director of Nursing, on 12/11/08 at 10:15 AM, she stated that she did not do an investigation into the incident or report it to the Department. E2 confirmed that E3 and E4 had worked since the incident and no inservice had been conducted. E2 confirmed that E3 should have began CPR and called 911 if R3</p>	F9999			

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F9999	<p>Continued From page 26</p> <p>was in distress. Review of the nursing schedule noted that E3 had worked 8 shifts since 11/29/08 and E4 had worked 6 shifts.</p> <p>Review of the policy and procedure "Heimlich Maneuver," it states the purpose is to prevent the resident from choking. The procedure is discussed. There is no information regarding indications of choking to look for, or contacting the physician or 911. The policy and procedure titled "Cardiopulmonary Resuscitation" states the purpose is to ventilate and establish circulation on a resident with absence of respirations and pulse. The procedure states to notify the physician. The policy and procedure "for reporting notification of changes" states the purpose is to inform the physician when there is a significant change in the residents condition. The procedure states if the change is life threatening to call EMS and then the physician. None of the above policy and procedures provided discussed checking code level status of the resident. The above policy and procedures provided did not discuss what to do if the life threatening event is not the normal dying process, such as choking.</p> <p>(A)</p>	F9999			