

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

PRINTED: 08/30/2010  
FORM APPROVED  
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>145142</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>05/11/2010</b>
NAME OF PROVIDER OR SUPPLIER  <b>ALDEN ALMA NELSON MANOR</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>550 SOUTH MULFORD AVENUE ROCKFORD, IL 61108</b>		
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F 490  F9999	Continued From page 36 familiar with those regulations according to the level of their responsibilities.  FINAL OBSERVATIONS  LICENSURE VIOLATIONS  300.695b)3) 300.695c)1)2) 300.695d) 300.1210a) 300.3240a) 300.3240f)  Section 300.695 Contacting Local Law Enforcement  b) The facility shall immediately contact local law enforcement authorities (e.g., telephoning 911 where available) in the following situations: 3) Sexual abuse of a resident by a staff member, another resident, or a visitor;  c) The facility shall develop and implement a policy concerning local law enforcement notification, including: 1) Ensuring the safety of residents in situations requiring local law enforcement notification; 2) Contacting local law enforcement in situations involving physical abuse of a resident by another resident;  d) Facility staff shall be trained in implementing the policy developed pursuant to subsection (c).  Section 300.1210 General Requirements for Nursing and Personal Care  a) The facility must provide the necessary care	F 490  F9999			

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F9999	<p>Continued From page 37</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>Section 300.3240 Abuse and Neglect</p> <p>a) An owner, licensee, administrator, employee or agent of a facility shall not abuse or neglect a resident. (Section 2-107 of the Act)</p> <p>f) Resident as perpetrator of abuse. When an investigation of a report of suspected abuse of a resident indicates, based upon credible evidence, that another resident of the long-term care facility is the perpetrator of the abuse, that resident's condition shall be immediately evaluated to determine the most suitable therapy and placement for the resident, considering the safety of that resident as well as the safety of other residents and employees of the facility. (Section 3-612 of the Act)</p> <p>These regulations were not met as evidenced by:</p> <p>Based on observation, record review, and interview the facility failed to keep 3 residents free from being physically and sexually abused by R1. The facility failed to ensure that R4 was not sexually exploited by R1. The facility also failed to contact law enforcement after receiving an allegation of sexual abuse against R1.</p>	F9999			

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F9999	<p>Continued From page 38</p> <p>Findings include:</p> <p>1 R1's April, 2010 Physician's Order Sheet documents that R1's diagnoses include Bipolar Disorder, and Post Traumatic Stress Disorder.</p> <p>R1's Minimum Data Set dated 4/20/10 shows an admission date of 4/7/10 and documents that R1's behaviors include wandering, verbal abuse, physical abuse, socially inappropriate behavioral symptoms, and resisting care. The same assessment shows that R1 is 6 feet tall (72 inches) and weighs 224 pounds.</p> <p>The Nursing Facility Placement Assessment Summary Information dated 4/14/10 documents that R1's diagnoses include Bipolar Disorder, Antisocial Personality Disorder, Polysubstance Dependency. The same assessment shows that R1 has Criminal Justice system involvement and is currently on probation for theft.</p> <p>Z1 (R1's Probation Officer's Supervisor) was interviewed on 4/29/10 at 11:25 AM. Z1 said that Z2 (Probation Officer) had brought a situation to her attention that R1 had made numerous contacts with residents and the facility wanted Z2 to remove R1 from the nursing home within 24 hours. Z1 said that it was reported to Z2 that R1 had sexual contacts with 3 victims. Z1 said that 2 of the 3 victims had been previously sexually assaulted. Z1 said that the facility needed to contact the police. Z1 said that she had spoken to E3 (facility Behavioral Health Unit Director) and told her she was responsible for this and that it was abuse and that she needed to contact the police. Z1 said that E3 said she had to speak to her supervisor (E1 Administrator) first. Z1 said</p>	F9999			

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F9999	<p>Continued From page 39</p> <p>she was concerned for the safety of other residents when she heard that R1 had assaulted three people. Z1 said, "I was concerned when E3 said that she wanted to keep the police out of it."</p> <p>The Social Service Progress Sheet dated 4/28/10 shows the following: E3 (Behavioral Health Unit Director) and E4 (PRSC) Psychiatric Rehabilitative Services Counselor had received reports that R1 had made sexually inappropriate statements, gestures, and physical contact on numerous occasions with a minimum of three other residents. The reports show they were filed yesterday evening. (4/27)</p> <p>On 4/29/10, R2 was interviewed at 1:00 PM. R2 said that R1 was telling her he wanted to marry her and was kissing her. R2 said that R1 took her hand and put it on his penis (his pants were on) and said to her to feel how hard he was. I told him I have a girlfriend and I was not interested in him. R2 said that R1 said he was excited that R2 had a girlfriend and asked to have a threesome with them. R2 said that R1 enters her room uninvited. One night when she was in bed, R1 entered her room, slapped her on the ass when she was sound asleep. R2 said that R1 threw some money (\$40.00) on the foot of the bed and asked her to go into the bathroom with him. R2 said she was talking to her roommate R3 and she told her that R1 had been doing things to her too. R2 said that's when we decided we should report it. R2 said " I wish I would have reported it earlier." R2 said she reported this to E6 Certified Nursing Assistant (CNA) on the evening of 4/27/10. R2 said that E6 (CNA) filled out some paperwork. R2 said that R1 had been telling R4 he wants to marry her. R2 said that R4 "doesn't</p>	F9999			

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F9999	<p>Continued From page 40</p> <p>see things the same way we do, she thinks R1 is just trying to be nice." R2 said we (R3 and self) have been sticking together, eating together and going to groups together, but we mainly just stay in our room. R2 said " it will definately take a lot of stress off me if he (R1) doesn't come back."</p> <p>R3 was interviewed on 4/29/10 at 1:10 PM. R3 said " It started with me, I clean the dining room and R1 does too. We would be in there alone, he gave me a hickey." R3 said that R1 started biting me and kissing me, he grabs me and holds me. R3 said I don't want to fight a man. R3 showed a dime size dark area on the left side of her neck. R3 said she had been covering it with make- up. R3 said, " I told him to stay away from me.They don't let us know what they are going to do to take care of it. Is he (R1) coming back here?" R3 said " I didn't tell anyone, I just keep things inside."</p> <p>R3 was interviewed a second time on 5/4/10 at 2:25 PM. R3 said " I tried to forget it." R3 said that when she was in the dining room, bending over to scrub the table, R1 got right in my face." R3 said that R1 was supposed to be cleaning tables too. R3 said that R1 had tried to kiss her and hug her on several occasions and she did not want it. R3 said it was usually after supper in the dining room when no one was around. R3 said, "I tried to cover up the hickey." R3 said that R1 gave her the hickey in the dining room. R3 said she didn't really want to talk about this anymore, " It brings back bad memories."</p> <p>R4's May, 2010 Physician's Order Sheet documents that R4's diagnoses include Bipolar Disorder, and Psychosis. R4's Minimum Data Set (MDS) Assessment of 1/8/10 assessed R4 with</p>	F9999			

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F9999	<p>Continued From page 41</p> <p>short and long term memory problems. The same assessment showed that R4 had moderately impaired cognitive skills for daily decision making.(decisions poor, cues/ supervision required.) R4 had indicators of delirium and periodic disordered thinking and awareness. These indicators included, easily distracted, periods of altered perception or awareness of surroundings, and episodes of disorganized speech.</p> <p>R4 was interviewed on 4/29/10 at 2:25 PM. R4 said, "There's one guy he is in the hospital right now. He (R1) is a womanizer, he says he loves me and wants to marry me. I don't want to get him in trouble. I asked him to come into my room to fix my Karaoke machine, and our attraction was so strong we kissed. All the girls loved it when R1 kissed and hugged them, girls like touch. R1 is very strong, he was a sniper in Panama. He is a really nice guy, he has a prayer list 3 pages long. R1 has the power prayer, he has prayed for people who could not walk and then they can walk again." R4 then went to the vacant bed next to hers and lifted the mattress and removed some drawings. R4 said "Keep the door closed, I don't want the staff to see these." R4 laid several drawings of fairies out on the bed. R4 pointed to one of the drawings and said, "This is the protector fairy, she protects and comes to the aid of all the others of the village." R4 placed the pictures back under the mattress and then said, "Ok you can open the door now."</p> <p>A Social Service Note dated 4/29/10 documents that R4 reported to E4 (PRSC) that she had a intimate kiss with another resident who was off the unit. R4's Nursing Notes for 4/11/10 at 2:00 PM, document that R4 had been following around</p>	F9999			

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F9999	<p>Continued From page 42</p> <p>one of the male residents all day. R4 was reminded that she needs to keep the door open when visiting and no kissing in public places.</p> <p>The Social Service Note for 4/12/10 written by E4 documents that complaints were received concerning R4 "spending too much time in his roommate's room." The writer (E4) suggested that they use her room as she did not have a roommate at the time and to keep the door open.</p> <p>The Social Service Note for 4/20/10 written by E4 documents that R4 was reporting that someone stole her tan. The Social Service Note of 4/26/10 written by E4 documents that R4 stated that she had a "strong interaction with another resident which resulted in a kiss."</p> <p>R5 was interviewed on 5/4/10 at 2:10 PM. R5 said that R1 kissed R4 on the head, "She didn't like it, she yelled at him." R5 said that sometimes R4 was nice to R1 and R1 thought she liked him. R5 said that R1 called his mother and told her he was going to marry R4. R5 said that R1 "Saw things differently, he was simple and good natured. He prayed alot. He said he would get a wife sometime." E4 (PRSC) was present during this interview.</p> <p>R6 was interviewed on 5/4/10 at 2:05 PM. R6 said that she saw R1 kiss R3 and R4. R6 said that she saw R1 kiss R3 in the dining room. R6 said "afterward she (R3) told me she didn't like it, said she just went along with him. He never did that to me, if he did, I wouldn't like it. R1 called R4 a bitch. That messes her up you know." E4 (PRSC) was present during this interview.</p> <p>E5 CNA was interviewed on 4/29/10 at 1:30 PM.</p>	F9999			

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F9999	<p>Continued From page 43</p> <p>E5 said that she routinely works on the unit. E5 said " I was off, but I heard that the girls were complaining about sexual harassment."</p> <p>E3 (Behavioral Health Unit Director) was interviewed on 4/29/10 at 2:10 PM. E3 said that on the Mental Health Unit it is always hard to tell about allegations. E3 said that the females tended to say the same thing, that they were uncomfortable with R1. E3 said that R1 had once had a relationship with R4 who is very delusional. E3 said it was on again, off again. E3 said that R4 had no idea of boundaries and this is something they were working on with R4. E3 said that the unit has cameras but they are not rolling. E3 said that they would not know if a resident entered someone's room uninvited unless the other person reported it.</p> <p>E4 (PRSC) was interviewed on 4/29/10 at 1:55 PM. E4 said that R2 reported to her what had happened. E4 said that she then spoke to R3. R3 said R1 had tried to kiss her, and entered her room a few times. R1 wanted to get married and have sex. E4 said that she instructed R3 to stay away from R1. E4 said that she observed the hickey on R3's neck this morning. E4 said that R2 reported that R1 grabbed her hand and placed it over his genitals. He said that R2 was his girl. E4 said that R2 reported that R1 was entering their room unannounced, and offered to pay R2 to have a threesome with him. E4 said she advised R2 to stay in her room. E4 said that R1 is "Very sneaky; was in the military; knows how to do things without being seen .When we talked to R1 about this, his demeanor changed. He hung his head, closed his eyes, there was obvious fault by his behavior and exaggerated responses."</p>	F9999			



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F9999	<p>Continued From page 44</p> <p>B. Based on record review, interview the facility failed to ensure that R10 was not physically abused by R1.</p> <p>This applies to one resident, R10</p> <p>A Social Service Note dated 4/29/10 documents that R4 reported to E4 (PRSC) that she had a intimate kiss with another resident who was off the unit.</p> <p>R4's Nursing Notes for 4/11/10 at 2:00 PM, documents that R4 had been following around one of the male residents all day. R4 was reminded that she needs to keep the door open when visiting and no kissing in public places.</p> <p>The Social Service Note for 4/12/10 written by E4 documents that complaints were received concerning R4 " spending too much time in his room mates room." The writer (E4) suggested that they use her room as she did not have a room mate at the time and to keep the door open.</p> <p>The Social Service Note for 4/20/10 written by E4 documents that R4 was reporting that someone stole her tan.</p> <p>The Social Service Note of 4/26/10 written by E4 documents that R4 stated that she had a "strong interaction" with another resident which resulted in a kiss."</p> <p>R5 was interviewed on 5/4/10 at 2:10 PM. R5 said that R1 kissed R4 on the head, " She didn't like it, she yelled at him." R5 said that sometimes R4 was nice to R1 and R1 thought she liked him. R5 said that R1 called his mother and told her he was going to marry R4. R5 said that R1 " Saw things differently, he was simple and good natured. He prayed alot. He said he would get a</p>	F9999			

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F9999	<p>Continued From page 45</p> <p>wife sometime." E4 (PRSC) was present during this interview.</p> <p>R6 was interviewed on 5/4/10 at 2:05 PM. R6 said that she saw R1 kiss R3 and R4. R6 said that she saw R1 kiss R3 in the dining room. R6 said "afterward she (R3) told me she didn't like it, said she just went along with him. He never did that to me, if he did, I wouldn't like it. R1 called R4 a bitch. That messes her up you know." E4 (PRSC) was present during this interview.</p> <p>E5 CNA was interviewed on 4/29/10 at 1:30 PM. E5 said that she routinely works on the unit. E5 said " I was off, but I heard that the girls were complaining about sexual harassment."</p> <p>E3, (Behavioral Health Unit Director) was interviewed on 4/29/10 at 2:10 PM. E3 said that on the Mental Health Unit it is always hard to tell about allegations. E3 said that the females tended to say the same thing, that they were uncomfortable with R1. E3 said that R1 had once had a relationship with R4 who is very delusional. E3 said it was on again, off again. E3 said that R4 had no idea of boundaries and this is something they were working on with R4. E3 said that the unit has cameras but they are not rolling. E3 said that they would not know if a resident entered someone's room uninvited unless the other person reported it.</p> <p>E4 (PRSC) was interviewed on 4/29/10 at 1:55 PM. E4 said that R2 reported to her what had happened. E4 said that she then spoke to R3. R3 said R1 had tried to kiss her, and entered her room a few times R1 wanted to get married and have sex. E4 said that she instructed R3 to stay away from R1. E4 said that she observed the</p>	F9999			

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F9999	<p>Continued From page 46</p> <p>hickey on R3's neck this morning. E4 said that R2 reported that R1 grabbed her hand and placed it over his genitals. He said that R2 was his girl. E4 said that R2 reported that R1 was entering their room unannounced, and offered to pay R2 to have a threesome with him. E4 said she advised R2 to stay in her room. E4 said that R1 is "Very sneaky; was in the military; knows how to do things without being seen .When we talked to R1 about this, his demeanor changed. He hung his head, closed his eyes, there was obvious fault by his behavior and exaggerated responses."</p> <p>Z2 (Probation Officer) was interviewed on 5/3/10 at 12:15 PM. Z2 said that he had spoke with E8 (PRSC) and was told that R1 was adjusting to the unit. Z2 said that E8 said R1 had some social issues such as asking females "if they want be my girlfriend?" Z2 said E8 said it was not serious. Z2 said then he received a call from E8 informing him that R1 had pushed another resident. Z2 said the following week he received a call from E3 (E8's Supervisor) stating that R1 had been inappropriate with 3 female residents. Z2 said that E3 said R1 had touched them and forced them to touch his genitals. Z2 said he asked E3 for the victims names and was told that she could not release them. Z2 said he was concerned about the residents on the unit who may not be able to report.</p> <p>On 4/29/10 at 11:25am, Z1(Supervisor) said that Z2 (Parole) had received a report from facility staff that R1 had sexual contact with 3 residents and the facility wanted Z2 to remove R1 from the facility within 24 hours. Z1 spoke to E3 (Behavioral Health Unit Director) and told her she was responsible, it was abuse and she needed to</p>	F9999			

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

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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>145142</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>05/11/2010</b>
NAME OF PROVIDER OR SUPPLIER  <b>ALDEN ALMA NELSON MANOR</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>550 SOUTH MULFORD AVENUE</b> <b>ROCKFORD, IL 61108</b>		
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F9999	<p>Continued From page 47 contact the police.</p> <p>A statement dated 4/28/10 (11:30am) submitted by E3 documented, "Contacted Z2 and asked since R1 is here part of Mental Health Court could he simply be removed from the facility as he has allegedly made some unwanted sexual advances toward females here. Z2 said he would check and get back to me. Received call from Z1 (Supervisor), Z1 suggested we contact the police if we feel R1 has been sexually inappropriate in some way. I stated that bringing the police onto a unit like ours, other than when a crime is actually occurring, can be devastating to our residents psyche, so I would prefer not to do this."</p> <p>On 4/29/10 at 3:10pm, E1 (Administrator) said E3 was handling the incident [with R1, R2 and R3]. "The residents on the unit are unstable. It disrupts the whole unit when something happens."</p> <p>On 5/3/10 at 12:15pm, Z2 stated "E3 (Behavioral Health Unit Director) calls to inform me R1 had been inappropriate with 3 female clients. E3 said R1 had touched them and forced them to touch his genitals. I asked E3 if a police report had been filed? E3 said that it did not rise to the level where the police had to be called and that an inhouse investigation had been done."</p> <p>The facility's policy for "Contacting Law Enforcement" showed "The facility shall immediately contact law enforcement authorities in the following situations:</p> <p>c. Sexual abuse of a resident by a staff member, another resident or visitor.</p>	F9999			

