

CITATION NUMBER: 920015905

Date: 6/18/2020 12:00:00 AM

Type Of Visit: Complaint Investig.

YOU ARE HEREBY FOUND IN VIOLATION OF APPLICABLE
CALIFORNIA STATUTES AND REGULATIONS OR APPLICABLE
FEDERAL STATUTES AND REGULATIONS

Incident/Complaint No.(s) : CA00690243

Licensee Name: Serrano Post Acute, LLC

Address: 11600 West Washington Blvd. Los Angeles, CA 90066

License Number: 970000020

Type of Ownership: Limited Liability Company

Facility Name: Hollywood Premier Healthcare Center

Address: 5401 Fountain Ave Los Angeles, CA 90029

Telephone : (323) 465-2106

Facility Type: Skilled Nursing Facility

Capacity: 99

Facility ID: 970000039

SECTIONS VIOLATED	CLASS AND NATURE OF VIOLATIONS	PENALTY ASSESSMENT	DEADLINE FOR COMPLIANCE
	CLASS: B CITATION: Refusal to Readmit	2000.00	6/28/2020 11:59:00 PM

483.15(d)(1)
(2)
483.15(e)(1)
(2)

CLASS B CITATION -- Refusal to Readmit

F- 625

§483.15(d)(1) Notice before transfer. Before a nursing facility transfers a resident to a hospital or the resident goes on therapeutic leave, the nursing facility must provide written information to the resident or resident representative that specifies-

- (i) The duration of the state bed-hold policy, if any, during which the resident is permitted to return and resume residence in the nursing facility;
- (ii) The reserve bed payment policy in the state plan, under § 447.40 of this chapter, if any;
- (iii) The nursing facility's policies regarding bed-hold periods, which must be consistent with paragraph (e)(1) of this section, permitting a resident to return; and
- (iv) The information specified in paragraph (e)(1) of this section.

§483.15(d) (2) Bed-hold notice upon transfer. At the time of transfer of a resident for hospitalization or therapeutic leave, a nursing facility must provide to the resident and the resident representative written notice which specifies the duration of the bed-hold policy described in paragraph (d)(1) of this section.

Name Of Evaluator:
Alethea Marx
HFEN

Without admitting guilt, I hereby acknowledge
receipt of this SECTION 1424 NOTICE

Signature: _____

Evaluator
Signature: _____

Name: _____

Title: _____

NOTE: IN ACCORDANCE WITH CALIFORNIA HEALTH AND SAFETY CODE, FAILURE TO CORRECT VIOLATIONS IS GROUNDS FOR SUSPENSION OR REVOCATION OF YOUR LICENSE

F - 626

§483.15(e) (1) Permitting residents to return to facility.

A facility must establish and follow a written policy on permitting residents to return to the facility after they are hospitalized or placed on therapeutic leave. The policy must provide for the following.

- (i) A resident, whose hospitalization or therapeutic leave exceeds the bed-hold period under the State plan, returns to the facility to their previous room if available or immediately upon the first availability of a bed in a semi-private room if the resident-
 - (A) Requires the services provided by the facility; and
 - (B) Is eligible for Medicare skilled nursing facility services or Medicaid nursing facility services.

(ii) If the facility that determines that a resident who was transferred with an expectation of returning to the facility, cannot return to the facility, the facility must comply with the requirements of paragraph (c) as they apply to discharges.

On 5/28/2020 at 1 p.m., an unannounced complaint visit was made at the facility to investigate a complaint regarding Admission and Discharge Rights.

The facility failed to ensure Resident 1s' rights to a bed hold and to be re-admitted were not violated. The facility failed to:

1. Implement the facility's policy on Bed Hold, by not providing Resident 1 with a written notice of the Bed-Hold policy upon or after Resident 1 was transferred to General Acute Care Hospital 1 (GACH 1).
2. Permit Resident 1 to return to the facility when ready to be discharged from GACH 1.

As result, Resident 1 remained at GACH 1 for an extended and unnecessary hospitalization waiting for readmission to the facility.

A review of Resident 1's Admission Record indicated the facility admitted Resident 1 on 1/25/2012 with diagnoses including dementia (decline in memory, language, problem-solving and other thinking skills that affect a person's ability to perform everyday activities) and abnormal gait and mobility.

A review of Resident 1's Minimum Data Set (MDS - standardized assessment and care-screening tool) dated 4/3/2020, indicated Resident 1 was confused, was unable to make decisions and needed one-person physical assistance with transfers, eating, walking, and personal hygiene.

A review of Resident 1's Change of Condition (COC) form dated 5/26/2020, time at 5:34 p.m. indicated Resident 1 was hitting and yelling at staff multiple times. Resident 1 threw juice and a food tray at staff. Resident 1's Psychiatric Nurse Practitioner was notified, and the NP ordered to transfer Resident 1 to GACH 1.

A review of Resident 1's Nursing Progress Notes dated 5/26/19, at 10:16 p.m., indicated Resident 1 was transferred to GACH 1 via ambulance.

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On 5/28/2020, at 3:03 p.m., during an interview, the Interim Director of Nursing (IDON) stated Resident 1 was transferred to GACH 1 because of his aggressive behavior. IDON stated GACH 1 called the facility on 5/27/2020 to inform them Resident 1 was ready to return but the facility declined to readmit because the facility became an approved (by the Health Officer of the Public Health Department) Designated COVID-19 (Coronavirus disease, highly contagious viral infection) facility. The IDON stated they were only accepting residents who are positive for COVID-19. The IDON stated Resident 1 will not be re-admitted because he tested negative for COVID-19.

On 5/29/2020, at 3 p.m., during a telephone interview, the Business Office Manager stated the facility did not provide Resident 1 with a Bed-hold notification upon transferred to GACH 1 because Resident 1 tested negative for COVID-19.

A review of the facility's Coronavirus Protocol, revised on 5/13/20, indicated the facility would be converted to a COVID-19 Designated and the goal was admitting COVID-19 positive residents only. The Protocol indicated the facility was currently divided into two sections, COVID-19 positive residents and COVID-19 negative residents and patients under investigation (PUIs). The facility would transfer all the COVID-19 negative residents to 11 different facilities within their network and same level of care.

During a telephone interview on 6/2/2020, at 2:21 p.m., the Administrator stated the Bed-hold policy did not apply to Resident 1 because Resident 1 did not have COVID-19. Although Resident 1 had lived in the facility since 1/25/2012 (over eight years), the Administrator did not make arrangements to have Resident 1 re-admitted to the facility in an area not affected by COVID-19 and prepare Resident 1 to transfer or discharge within the regulatory requirements. The administrator stated if Resident 1 was re-admitted, he could get infected with COVID-19.

On 6/13/2020, at 3:45 p.m., during a telephone interview, the Registered Nurse Supervisor (RNS) confirmed Resident 1 was not re-admitted to the facility.

On 6/15/2020 at 4:05 p.m., during a telephone interview with GACH 1's Social Worker, she indicated Resident 1 remained at the hospital waiting for the facility to readmit him. The Social Worker stated there was a discharge order for Resident 1 to return to the facility.

A review of the facility's policy on Bed Hold Notification, dated 1/2014, indicated the facility shall inform the resident or the resident's representative in writing of their right to exercise the bed hold provision of seven days at the time of admission and at the time of transfer for hospitalization or therapeutic leave. A copy of the Notice will be a part of the resident's health record at the time of transfer.

A review of the facility's policy on Readmission to the Facility revised 3/2017, indicated residents you have been discharged to the hospital or for therapeutic leave will be given priority in readmission to the facility. If it is determined that a resident who was transferred with an expectation that he or she cannot return to the facility, he or she will be discharged according to the Discharge Policy.

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A review of the local Public Health Department document titled, "Coronavirus Disease 2019 Facility Transfers and Home Discharge Guidelines, Patient Transfer Criteria from Hospitals" dated 4/23/20, indicated for residents who originated from a long-term care (LTC) facility experiencing an outbreak, if the resident's departure was less than 14 days prior, residents should be allowed to return to the facility. While facilities are closed to new admissions, they are not closed to returning asymptomatic residents within the 14-day period exposure.

The facility failed to ensure Resident 1s' rights to a bed hold and to be re-admitted were not violated. The facility failed to:

1. Implement the facility's policy on Bed Hold, by not providing Resident 1 with a written notice of the Bed-Hold policy upon or after Resident 1 was transferred to GACH 1.
2. Permit Resident 1 to return to the facility when ready to be discharged from GACH 1.

As result, Resident 1 remained at GACH 1 for an extended and unnecessary hospitalization waiting for readmission to the facility.

The above violation had a direct or immediate relationship to the health, safety, and security of Resident 1.

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