



STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600

April 29, 2016

CERTIFIED MAIL 7007 1490 0003 4196 2171

Licensee, Lillian A. Harris
LaoCadie Maison
7802 Oakridge Drive SW
Lakewood, WA 98498

Adult Family Home License #751068

**IMPOSITION OF CIVIL FINES,
CONDITIONS ON A LICENSE AND
STOP PLACEMENT ORDER PROHIBITING ADMISSIONS**

Dear Licensee:

On April 7, 2016, the Department of Social and Health Services (DSHS), Residential Care Services completed an inspection/investigation at your facility. This letter is formal notice of the imposition of civil fines, conditions on a license, and stop placement order prohibiting admissions on the license of your adult family home, located at **7802 Oakridge Drive SW, Lakewood**, by the State of Washington, Department of Social and Health Services, pursuant to the Revised Code of Washington (RCW) 70.128.160 and Washington Administrative Code (WAC) 388-76-10940.

The civil fines, conditions on a license, and stop placement order prohibiting admissions are based on the following violations of the RCW and/or WAC determined by the department in your adult family home and described in the attached Statement of Deficiencies (SOD) report dated **April 7, 2016**.

Civil Fine

WAC 388-76-10161(3) – Background checks—Who is required to have. **\$500.00**

The licensee failed to ensure a background check was completed for a person living in the adult family home.

This is a repeat deficiency from May 13, 2013, July 10, 2014 and September 24, 2014.

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WAC 388-76-10750(1)(6) – Safety and maintenance.

\$500.00

The licensee failed to ensure the adult family home was maintained in a safe, comfortable, sanitary and homelike manner.

This is a repeat deficiency from May 13, 2013, July 31, 2013, July 10, 2014 and September 24, 2014.

WAC 388-76-10895(1) – Emergency evacuation drills—Frequency and participation.

\$500.00

The licensee failed to ensure emergency evacuation drills were conducted every two months.

This is a repeat deficiency from May 13, 2013 and July 31, 2013.

Stop Placement Order Prohibiting Admissions

WAC 388-76-10135(7) – Qualifications—Caregiver.

The licensee failed to ensure two caregivers maintained current valid CPR and first-aid certification as required.

WAC 388-76-10161(3) – Background checks—Who is required to have.

The licensee failed to ensure a background check was completed for a person living in the adult family home.

This is a repeat deficiency from May 13, 2013, July 10, 2014 and September 24, 2014.

WAC 388-76-10165(1)(a)(b) – Background checks—Washington state name and date of birth background check—Valid for two years—National fingerprint background check—Valid indefinitely.

The licensee failed to ensure the Washington State background checks were kept current for two caregivers and one person living in the adult family home.

This is a repeat deficiency from November 13, 2013.

WAC 388-76-10230(3) – Pets.

The licensee failed to ensure rabies vaccinations for one pet was kept current.

This is a repeat deficiency from September 24, 2014.

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WAC 388-76-10320(1)(3)(5)(6)(10)(a)(b) – Resident record—Content.

The licensee failed to ensure a complete resident record for one resident.

WAC 388-76-10375(1)(2) – Negotiated care plan—Signatures—Required.

The licensee failed to ensure the negotiated care plan (NCP) for one resident was agreed to, signed and dated by the resident and provider.

WAC 388-76-10380(4) – Negotiated care plan—Timing of reviews and revisions.

The licensee failed to ensure the negotiated care plans (NCP) for two residents were reviewed and updated every twelve months.

WAC 388-76-10430(1)(3) – Medication system.

The licensee failed to ensure the medication system for one resident was sufficient to meet the needs of the resident.

WAC 388-76-10460(1)(a)(b)(2) – Medication—Negotiated care plan.

The licensee failed to ensure information regarding the medication assistance levels and plans for how residents receive medications when not in the home was noted on negotiated care plans (NCP).

WAC 388-76-10520(1)(2)(3) – Resident rights—General notice.

The licensee failed to ensure one resident was informed of his rights as a resident.

WAC 388-76-10522(1)(2)(3)(4)(5)(6) – Resident rights—Notice—Policy on accepting Medicaid as a payment source.

The licensee failed to ensure one resident received a copy of the home's policy on accepting Medicaid as a payment source.

This is a repeat deficiency from May 13, 2013.

WAC 388-76-10530(1)(2)(3) – Resident rights—Notice of services.

The licensee failed to ensure one resident had received the home's Notice of Services before he was admitted.

This is a repeat deficiency from September 24, 2014.

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WAC 388-76-10685(3) – Bedrooms.

The licensee failed to ensure one resident had direct, unrestricted access from his bedroom into the rest of the home.

WAC 388-76-10685(11) – Bedrooms.

The licensee failed to have a call bell or intercom system in place for three residents.

This is a repeat deficiency from July 31, 2013.

WAC 388-76-10715(1)(2) – Doors—Ability to open.

The licensee failed to ensure the bedroom and closet doors for three residents could be opened from the inside and the outside.

WAC 388-76-10740(2) – Lighting.

The adult family home failed to ensure there was readily accessible emergency lighting in the home for three residents and four caregivers.

WAC 388-76-10750(1)(6) – Safety and maintenance.

The licensee failed to ensure the adult family home was maintained in a safe, comfortable, sanitary and homelike manner.

This is a repeat deficiency from May 13, 2013, July 31, 2013, July 10, 2014 and September 24, 2014.

WAC 388-76-10760(1)(d) – Site.

The licensee failed to maintain a smoke-free environment for three residents.

WAC 388-76-10810(1) – Fire extinguishers.

The licensee failed to ensure the fire extinguishers in the home were the required size and specifications.

WAC 388-76-10845(1)(2) – Emergency drinking water supply.

The licensee failed to ensure there was enough emergency drinking water in the home for three residents and three people living in the home.

This is a repeat deficiency from May 13, 2013.

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WAC 388-76-10865(2) – Emergency evacuation from adult family home.

The licensee failed to ensure three residents could be safely evacuated from the adult family home in five minutes or less.

This is a repeat deficiency from July 31, 2013.

WAC 388-76-10870(2) – Resident evacuation capability levels—Identification required.

The licensee failed to ensure the evacuation levels for two residents were identified in their negotiated care plans (NCP).

WAC 388-76-10895(1) – Emergency evacuation drills—Frequency and participation.

The licensee failed to ensure emergency evacuation drills were conducted every two months.

This is a repeat deficiency from May 13, 2013 and July 31, 2013.

WAC 388-76-101632(2)(i) – Background checks—National fingerprint background check.

The licensee continued to employ one caregiver after receiving notice of a disqualifying crime.

WAC 388-112-0106(1) – Who is required to obtain certification as a home care aide, and when?

The licensee failed to ensure one caregiver obtained home care aide certification within 200 days of hire as required.

WAC 388-112-0110(3)(c) – What is specialty training and who is required to take specialty training?

The licensee failed to ensure one caregiver completed mental health specialty training as required.

WAC 388-112-0205(1)(c) – Who is required to complete continuing education training, and how many hours of continuing education are required each year?

The licensee failed to ensure two caregivers completed twelve hours of continuing education as required.

This is a repeat deficiency from July 31, 2013 and September 24, 2014.

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WAC 388-112-0205(1)(d) – Who is required to complete continuing education training, and how many hours of continuing education are required each year?

The licensee failed to ensure two caregivers completed the required one-half hour per year of safe food handling.

The stop placement order prohibiting admissions to your adult family home is effective immediately upon notice to you on **April 29, 2016** and certified mail receipt of this letter and the attached Statement of Deficiencies report. The stop placement order prohibiting admissions will not be postponed pending an administrative hearing or informal dispute resolution process, as is required by RCW 70.128.160(5). The stop placement applies to all new admissions, re-admissions, and transfer of residents.

During the stop placement, you may not admit any new resident to your adult family home. In addition, you may not allow any resident who was absent from the home due to a temporary non-out-patient stay (not including out-patient treatment) at a hospital, nursing home or other treatment center to return during the stop placement unless you obtain advance approval from the department. You may request such approval by contacting Lisa Cramer, Field Manager at (253) 983-3826.

Because it may not be possible to reach the Field Manager on a weekend or holiday, any pre-approval requests should be made as soon as possible during the business week. Such exceptions are made at the sole discretion of the department on a case-by-case basis. The department may impose sanctions or take other legal action if you fail to comply with the stop placement order prohibiting admissions.

The department will terminate the stop placement order prohibiting admissions when the violations necessitating the stop placement have been corrected and you exhibit the capacity to maintain adequate care and service.

Conditions on License

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WAC 388-112-0205(1)(d) – Who is required to complete continuing education training, and how many hours of continuing education are required each year?

The licensee failed to ensure two caregivers completed the required one-half hour per year of safe food handling.

The department has determined that the following conditions shall be placed on your adult family home license:

- *The provider must attend Adult Family Home Administrator training.*
- *The licensee must post this Notice of Conditions of Operation, with the license, in a visible location in a common use area.*

These conditions are effective on **April 29, 2016** and remain in effect until lifted by formal Department of Social and Health Services notice.

NOTE: These are the violations which resulted in the fines, conditions on your license, and stop placement order prohibiting admissions; see the attached Statement of Deficiencies for any additional violations.

Attestation (Plan of Correction):

Return the enclosed SOD within 10 calendar days with the following:

- The date you have or will have each deficiency corrected;
- A signature and date attesting that you are taking actions to correct and maintain correction for each cited deficiency.

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Return the signed and dated SOD to:

Lisa Cramer, Field Manager
Region 3, Unit A
PO Box 98907
Lakewood, WA 98496
Phone: (253) 983-3826 / Fax: (253) 589-7240

Appeal Rights:

You have two appeal rights: Informal Dispute Resolution (IDR) and an Administrative Hearing. Each has a different request timeline.

Informal Dispute Resolution [RCW 70.128]

You have an opportunity to challenge the deficiencies and/or enforcement actions through the state's IDR process. **All IDR requests must be in writing and include:**

- The deficiencies you are disputing; and
- The method of review you prefer (face-to-face, telephone conference or documentation review).
- If you are requesting an **expedited** hearing for a summary suspension, stop placement or conditions on your home within **60 days**, you must provide a statement stating that you wish to have an **expedited** review. **Note:** No other actions qualify for an expedited review hearing.

The written request must be received by the 10th working day from receipt of this letter.

During the IDR process you will have the opportunity to present written and/or oral evidence to dispute the deficiencies.

Send your written request to:

Informal Dispute Resolution Program Manager
Residential Care Services
PO Box 45600
Olympia, Washington 98504-5600
Fax: (360) 725-3225

Formal Administrative Hearing

You may contest the civil fines, conditions, and stop placement by requesting a formal administrative hearing to challenge the deficiencies which resulted in the civil fines, conditions, and stop placement. **All hearing requests must be in writing and include:**

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- A copy of this letter; and
- A copy of the Statement of Deficiencies.

The written request must be received within twenty-eight (28) calendar days of receipt of this letter.

Send your **written** request to:

Office of Administrative Hearings
PO Box 42489
Olympia, Washington 98504-2489

Payment:

If you do not request a formal administrative hearing, the civil fines are due to the Office of Financial Recovery twenty-eight (28) calendar days after receipt of this letter.

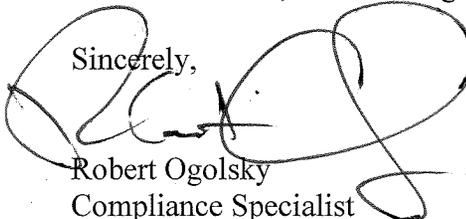
Mail a check for **\$1,500.00** payable to the 'Department of Social and Health Services' at:

DSHS Office of Financial Recovery
PO Box 9501
Olympia, Washington 98507-9501

If the Office of Financial Recovery has not received your payment within twenty-eight (28) days after receipt of this letter, interest will begin to accrue immediately on the balance, at the rate of one percent per month. If you do not submit a hearing request or make payment within twenty-eight (28) days, the balance due will be recovered.

If you have any questions, please contact Lisa Cramer, Field Manager at (253) 983-3826.

Sincerely,



Robert Ogolsky
Compliance Specialist
Residential Care Services

Enclosure

cc: Field Manager, Region 3, Unit A
RCS Regional Administrator, Region 3
HCS Regional Administrator, Region 3
DDA Regional Administrator, Region 3
WA LTC Ombuds
Office of Financial Recovery, Vendor Program Unit
HQ Central Files
ndl