



STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Aging and Disability Services
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600

February 20, 2014

CERTIFIED MAIL 7008 1300 0000 7187 5922

Administrator
Sharon Care Center Special Care Unit
1509 Harrison Avenue
Centralia WA 98531

Assisted Living Facility License #1427
Licensee: Sharon Care Center, Inc.

**STOP PLACEMENT OF ADMISSIONS
AND IMPOSITION OF CIVIL FINE**

Dear Administrator:

On February 13, 2014, the Department of Social and Health Services (DSHS), Residential Care Services verbally imposed a stop placement prohibiting admissions pending completion of an investigation alleging possible violations of WAC 388-78A-2660 Resident rights. On February 13, 2014, the Department completed the investigation. This letter constitutes formal notice of the stop placement prohibiting admissions and civil fine for your assisted living facility, also known as **Sharon Care Center Special Care Unit**, located at **1509 Harrison Avenue, Centralia**, by the State of Washington, Department of Social and Health Services. These actions are taken under the authority granted pursuant to Laws of 1998, Chapter 272 and RCW 18.20.190.

Stop Placement Order Prohibiting Admissions

The stop placement order prohibiting admissions is based on the following violations of the RCW and/or WAC as described in the attached Statement of Deficiencies (SOD) report dated **February 13, 2014**.

WAC 388-78A-2600(2)(a) Policies and procedures.

The licensee failed to implement the facility's policy and procedure which address what staff must do related to suspected abuse of a resident.

WAC 388-78A-2630(1)(a)(b) Reporting abuse and neglect.

The licensee failed to immediately report to law enforcement regarding incidents of a caregiver abuse of two residents. This is a repeat violation of deficiencies cited on May 25, 2011.

WAC 388-78A-2660(7) Resident rights.

The licensee failed to report incidents of abuse for two residents. The licensee failed to ensure abuse was identified, appropriately reported, and to implement actions to protect resident from abuse.

WAC 388-78A-2700(2)(c)(i) Safety measures and disaster preparedness.

The licensee failed to determine the circumstances and timeframes of incidents of abuse of two residents.

As provided in RCW 70.128.160(4), WAC 388-76-10990 (7), the effective date of the stop placement will not be postponed pending an administrative hearing or informal dispute resolution review.

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 Joan Pierce, Field Manager, at (360) 664-8428.

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.

Civil Fine

The civil fine is based on the following violation of the RCW and/or WAC as described in the attached Statement of Deficiencies (SOD) report dated **February 13, 2014**.

WAC 388-78A-2660(7) Resident rights.

\$2,000.00
\$100.00 x 20 residents

The licensee failed to immediately report incidents of abuse for two residents.

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.

Return the signed and dated SOD to:

Joan Pierce, Field Manager
District 3, Unit C
PO Box 45819
Olympia, WA 98504-5819
Phone: (360) 664-8428 / Fax: (360) 664-8451

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 18.20.195]

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).

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

Administrator
Sharon Care Center Special Care Unit
February 20, 2014
Page 4

Formal Administrative Hearing

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

- 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 fine is due to the Office of Financial Recovery twenty-eight (28) calendar days after receipt of this letter.

Mail a check for **\$2,000.00** 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 Joan Pierce, Field Manager, at (360) 664-8428

Sincerely,



Lori Melchiori, Ph.D.
Assistant Director
Residential Care Services

Enclosure

Administrator
Sharon Care Center Special Care Unit
February 20, 2014
Page 5

cc: Bett Schlemmer, Compliance Specialist
Field Manager, District 3, Unit C
RCS District Administrator, District 3
HCS District Administrator, District 3
DDD District Administrator, District 3
WA LTC Ombuds
Office of Financial Recovery, Vendor Program Unit
Judy Plesha, HCS
BAM