

New Jersey Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 83010	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 08/20/2024
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NAME OF PROVIDER OR SUPPLIER ALLAIRE CARE	STREET ADDRESS, CITY, STATE, ZIP CODE 1979 ROUTE 34 SOUTH WALL, NJ 07719
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M 000	<p>Initial Comments</p> <p>Type of Survey: Complaint</p> <p>Complaint#: NJ00 175954 & NJ00 175955</p> <p>Census: 24</p> <p>Sample Size: 4</p> <p>The facility was not in substantial compliance with all of the standards in the New Jersey Administrative Code, Chapter 8:43F, Standards for Licensure of Adult Day Health Services. The facility must submit a plan of correction, including a completion date, for each deficiency and ensure that the plan is implemented. Failure to correct deficiencies may result in enforcement action in accordance with the provisions of New Jersey Administrative Code, Title 8, Chapter 43E, Enforcement of Licensure Regulations.</p>	M 000		
M 223	<p>8:43F-3.1(b)(1-7) Administration</p> <p>(b) The administrator shall be responsible for, but not limited to, the following:</p> <ol style="list-style-type: none"> 1. Ensuring the development, implementation, and enforcement of all policies and procedures, including participant rights; 2. Planning and administering the managerial, operational, fiscal, and reporting components of the facility; 3. Participating in the quality improvement program for participant care and staff performance; 	M 223		

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

10/18/24

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M 223	<p>Continued From page 1</p> <p>4. Ensuring that all personnel are assigned duties based upon their education, training, competencies, and job descriptions;</p> <p>5. Ensuring the provision of staff orientation, staff education, and ongoing staff training in accordance with N.J.A.C. 8:43F-6.3;</p> <p>6. Establishing and maintaining liaison relationships and communication between facility staff and services providers and with participants and their caregivers; and</p> <p>7. Verifying that each Medicaid-eligible participant is eligible to receive services available at the adult day health services facility prior to the participant's entry into the program. For the purposes of this section, the administrator shall be entitled to rely on any prior authorization performed by the Department for the participant in accordance with N.J.A.C. 8:86.</p> <p>This REQUIREMENT is not met as evidenced by: Complaint#: NJ00 175954 & NJ00 175955</p> <p>Based on interview and record review it was determined that the facility failed to follow its policy and procedure titled "[Facility] Client Rights Policy and Procedures Client Abuse" regarding an</p>	M 223		

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M 223	<p>Continued From page 2</p> <p>NJ ex order 26.4b1 for 1 of 4 participants, Participant #2. This deficient practice was evidenced by the following:</p> <p>On 8/1/24, the Department of Health (DOH) investigated a Reportable Event Report (RER) received from the facility on NJ ex order 26.4b1 which indicated that on NJ ex order 26.4b1, Participant #2 NJ ex order 26.4b1.</p> <p>According to the report, Participant #2 reported NJ ex order 26.4b1. The report also indicated that Participant #2 NJ ex order 26.4b1.</p> <p>At 9:30 a.m., the surveyor reviewed the medical record (MR) of Participant #2 which revealed that the participant was admitted to the program in NJ Ex Order 26.4b1 of NJ ex order 26.4b1 with diagnoses NJ ex order 26.4b1.</p> <p>At 9:42 a.m., the surveyor interviewed a NJ Ex Order 26.4b1 from the local township at the facility NJ ex order 26.4b1. The PO stated that in review of the information, NJ ex order 26.4b1.</p> <p>At 9:50 a.m., the surveyor interviewed Participant #2 regarding the NJ ex order 26.4b1. The participant stated that on NJ ex order 26.4b1, NJ ex order 26.4b1.</p> <p>Participant #2 stated that the NJ ex order 26.4b1 at 8:00 a.m. where he/she saw NJ ex order 26.4b1. The participant stated that the NJ ex order 26.4b1.</p>	M 223		

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M 223	<p>Continued From page 3</p> <p>NJ ex order 26.4b1 [REDACTED] Participant</p> <p>#2 NJ ex order 26.4b1 [REDACTED]</p> <p>[REDACTED]</p> <p>During the interview, Participant #2 repeatedly asked if the surveyor had NJ Ex Order 26.4(b)(1) [REDACTED] and NJ Ex Order 26.4(b)(1) [REDACTED] for the participant to keep.</p> <p>At 10:25 a.m., the surveyor interviewed the Acting Administrator (AA) regarding the NJ Ex Order 26.4(b)(1) [REDACTED]. The AA stated that she was notified of the NJ ex order 26.4b1 [REDACTED]. The AA stated that upon notification of the above incident she interviewed Participant #2, NJ ex order 26.4b1 [REDACTED].</p> <p>The AA also confirmed that Resident #2 NJ ex order 26.4b1 [REDACTED].</p> <p>Additionally, the AA stated the NJ Ex Order 26.4(b)(1) [REDACTED] pending results of NJ Ex Order 26.4(b)(1) [REDACTED].</p> <p>At 10:48 a.m. the surveyor interviewed the facility manager regarding the NJ ex order 26.4b1 [REDACTED]. The facility manager stated that on NJ ex order 26.4b1 [REDACTED] he observed Participant #2 NJ Ex Order 26.4(b)(1) [REDACTED] which was NJ Ex Order 26.4(b)(1) [REDACTED] for the participant. The manager also stated that he heard Participant #2 stated the NJ ex order 26.4b1 [REDACTED] and notified the nurse. The manager stated that he translated the NJ Ex Ord [REDACTED] written statement in which the NJ ex order 26.4b1 [REDACTED].</p> <p>At 11:24 a.m. the surveyor attempted a telephone interview with the NJ Ex O [REDACTED] however, the call was not answered, and the surveyor could not leave a</p>	M 223		
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M 223	<p>Continued From page 4</p> <p>voice message on the [REDACTED] phone.</p> <p>At 11:25 a.m., the surveyor reviewed the [REDACTED] log which included the date of the [REDACTED] NJ ex order 26.4b1 on [REDACTED] NJ ex order 26.4b1. Review of the log revealed that Participant #2 [REDACTED] NJ ex order 26.4b1 at 7:55 a.m., Participant #1 at 8:12 a.m., Participant #4 at 8:22 a.m., Participant #3 at 8:30 a.m., and all the participants [REDACTED] NJ ex order 26.4b1 at 8:40 a.m. The surveyor then obtained the participant's [REDACTED] NJ Ex Order 26.4(b)(1) to each [REDACTED] NJ Ex Order 26.4 above and how long it would take to [REDACTED] NJ Ex Ord from [REDACTED] NJ Ex Ord. According to [REDACTED] NJ Ex Order 26.4(b)(1) it took [REDACTED] NJ ex order 26.4b1 Participant #2 to Participant #1's home, [REDACTED] NJ ex Participant #1's [REDACTED] NJ ex order 26.4b1 Participant #4's [REDACTED] NJ ex order 26.4b1 from Participant #4's home to Participant #3's home, and [REDACTED] NJ Ex Order 26.4(b)(1) from Participant #3's [REDACTED] NJ ex order 26.4b1 [REDACTED].</p> <p>The surveyor reviewed the facility policy and procedure titled, "[Facility] Client Rights Policy and Procedures Client Abuse" which revealed, "... 2. The Center's Administrator shall investigate the allegation, by interviewing witnesses, the alleged abuser, and the client's family. The Administrator shall prepare a written report of the investigation, and require written statements from witnesses, the alleged abuser, and the client or the client's family ..."</p> <p>At 4:12 p.m., during interview the AA confirmed a written statement was not obtained from the participant or the participant's family and witnesses as the policy stated. Additionally, the AA stated she was unaware of additional statements were needed as there was no one else on [REDACTED] NJ Ex Order 26.4 besides Participant #2 and the</p>	M 223		
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M 223	<p>Continued From page 5</p> <p>NJ ex order 26.4b1</p> <p>At 4:12 p.m. the surveyor notified the AA, the manager, and the Acting Activities Assistant were notified of the imminent danger.</p> <p>On 8/5/24 at 3:30 a.m., the surveyor received and reviewed a document titled "Event Report" with a date and time of "Date/Time Received NJ ex order 26.4b1 13:48:38" from the NJ Ex Order 26.4(b)(1) which revealed, "... The victim had NJ Ex Order 26.4(b)(1) and was providing an NJ Ex Order 26.4(b)(1) of events..."</p> <p>On 8/7/24 at 1:30 p.m., the surveyor reviewed a document titled, NJ ex order 26.4b1 "... [Resident #2] NJ ex order 26.4b1</p> <p>The AA provided the surveyor with an acceptable removal plan on NJ ex order 26.4b1</p> <p>The surveyor completed a revisit survey on 8/20/2024 and confirmed that the facility implemented the removal plan and provided in services to staff as noted in the removal plan.</p>	M 223		
M 249	<p>8:43F-3.3(d)(8)(i-vi) Administration</p> <p>(d) Policies and procedures for complying with applicable statutes and protocols to report abuse or mistreatment of participants, elopement, sexual abuse, specified communicable disease, rabies, poisonings and unattended or suspicious deaths. These policies and procedures shall include,</p>	M 249		

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M 249	<p>Continued From page 6</p> <p>but not be limited to:</p> <p>8. Policies and procedures for complying with applicable statutes and protocols to report abuse or mistreatment of elderly or disabled adults, elopement, child abuse, sexual abuse, specified communicable disease, rabies, poisonings, and unattended or suspicious deaths. These policies and procedures shall include, but not be limited to, the following:</p> <p>i. The notification of any suspected case of participant abuse or exploitation that occurs during the participant's participation in adult day health services to the Office of the Ombudsperson for the Institutionalized Elderly in the Division of Elder Advocacy of the New Jersey Department of the Public Advocate, pursuant to N.J.S.A. 52:27G-7.1 et seq., if the participant is 60 years of age or older, and if less than 60 years of age, to the Assessment and Survey Unit in the Division of Health Facilities Evaluation and Licensing of the Department;</p> <p>ii. The notification of any suspected case of participant abuse or exploitation that occurs outside of the participant's participation in adult day health services that is discovered by facility staff to Adult Protective Services, pursuant to N.J.S.A. 52:27D-46 et seq., if the participant is 60 years of age or older;</p> <p>iii. The notification of any suspected case of abuse or exploitation to the New Jersey Department of Children and Families, Division of Youth and Family</p>	M 249		

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M 249	<p>Continued From page 7</p> <p>Services of a participant who is 16 or 17 years of age;</p> <p>iv. The development of written protocols for the identification and the treatment of participants who are abused and/or neglected;</p> <p>v. The provision at least annually of education and/or training programs to appropriate persons regarding the identification and reporting of diagnosed and/or suspected cases of sexual abuse; domestic violence; abuse of participants and the facility's policies and procedures; and</p> <p>vi. Policies and procedures regarding communicable diseases, in accordance with N.J.A.C. 8:57.</p> <p>This REQUIREMENT is not met as evidenced by: Complaint#: NJ00175954 & NJ00175955</p> <p>Based on interview and record review it was determined that the facility failed to develop a comprehensive [redacted] policy that included steps to take to identify potential [redacted], for 3 of 4 participants. This deficient practice was evidenced by the following:</p> <p>At 10:25 a.m., the surveyor interviewed the Acting Administrator (AA) regarding the [redacted] [redacted] occurred [redacted] the facility during the participant's [redacted]. The AA stated that she was notified of the [redacted]</p>	M 249		

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M 249	<p>Continued From page 8</p> <p>on [redacted] NJ Ex Order 26.4(b)(1). The AA continued to state that upon notification she interviewed Participant #2 and obtained a statement from the [redacted] NJ Ex Order 26.4(b)(1). Additionally, the AA stated that the [redacted] NJ ex order 26.4b1 [redacted] once the facility was made aware of the incident, pending NJ Ex Order 26.4(b)(1) and confirmed the [redacted] completed NJ Ex Order 26.4(b)(1) and NJ Ex Order 26.4(b)(1) after the [redacted] NJ Ex Order 26.4(b)(1).</p> <p>The surveyor reviewed the medical record (MR) of the following participants all of whom were on [redacted] NJ Ex Order 26.4(b)(1) with Participant #2 NJ ex order 26.4b1 [redacted].</p> <p>At 12:00 p.m. the surveyor reviewed the MR of Participant #1 which revealed that the participant was admitted to the program in the month of NJ ex order 26.4b1 [redacted].</p> <p>At 12:15 p.m. the surveyor reviewed the MR of Participant #3 which revealed that the participant was admitted to the program in the month of NJ ex order 26.4b1 [redacted].</p> <p>At 12:30 p.m. the surveyor reviewed the MR of Participant #4 which revealed that the participant was admitted to the program in the month of NJ ex order 26.4b1 [redacted].</p> <p>The surveyor reviewed the facility policy and procedure titled, "[Facility] Client Rights Policy and Procedures Client Abuse" which revealed, "... 2. The Center's Administrator shall investigate the allegation, by interviewing witnesses, the alleged abuser, and the client's family. The Administrator shall prepare a written report of the investigation, and require written statements from witnesses,</p>	M 249		

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M 249	<p>Continued From page 9</p> <p>the alleged abuser, and the client or the client's family...."</p> <p>During continued interview the AA stated she did not interview any of the participants listed above or obtain statements from any other staff members or participant besides the NJ Ex and Participant #2. The AA stated that she did not interview or obtain statements from any other participants as part of her investigation because they were not NJ Ex Order 26.4(b)(1) at the time of the NJ Ex Order 26.4(b)(1), so she did not believe they were witnesses.</p> <p>Refer to 8:43F-3.1(b)(1-7)</p>	M 249		