

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 195180	(X2) MULTIPLE CONSTRUCTION A. Building B. Wing	(X3) DATE SURVEY COMPLETED 05/22/2024
NAME OF PROVIDER OR SUPPLIER Ochsner Medical Center Skilled Nursing Facility		STREET ADDRESS, CITY, STATE, ZIP CODE 2614 Jefferson Hwy, 3rd Floor Jefferson, LA 70121	
For information on the nursing home's plan to correct this deficiency, please contact the nursing home or the state survey agency.			
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (Each deficiency must be preceded by full regulatory or LSC identifying information)		
<p>F 0689</p> <p>Level of Harm - Actual harm</p> <p>Residents Affected - Few</p>	<p>Ensure that a nursing home area is free from accident hazards and provides adequate supervision to prevent accidents.</p> <p>**NOTE- TERMS IN BRACKETS HAVE BEEN EDITED TO PROTECT CONFIDENTIALITY** 48855</p> <p>Based on observation, interviews, and record reviews, the facility to ensure each resident received adequate supervision to prevent accidents by failing to ensure a resident assessed as being at high risk for falls and dependent on staff for showering was not left unattended and/or unseen in the shower.</p> <p>This deficient practice resulted in an actual harm on 04/29/2024, when Resident #1's Certified Nursing Assistant (CNA), S7CNA, turned her back and left Resident #1 alone in the shower of the bathroom. Resident #1 sustained a fall with injury in the shower on 04/29/2024 which required Tranforaminal Lumbar Interbody Fusion (TLIF) from Lumbar 3 spine vertebra to Lumbar 5 spine vertebra (spinal bones) repair surgery on 05/01/2024.</p> <p>This deficient practice was identified for 1 (Resident #1) of 3 (Resident #1, Resident #2, and Resident #3) sampled residents reviewed for falls.</p> <p>Findings:</p> <p>Resident #1 was admitted to the skilled nursing facility on 04/05/2024 with a diagnosis, in part, of post-operative Transforaminal Lumbar Interbody Fusion (TLIF) from Lumbar 3 to Lumbar spine 5.</p> <p>Review of Resident #1's Minimum Data Set (MDS) with Assessment Reference Date of 04/12/2024 revealed, in part, a Brief Interview for Mental Status (BIMS) score of 14, cognitively intact. Resident #1 was assessed as dependent on staff for tub/shower transfers; the resident required substantial/maximal assistance during shower/baths.</p> <p>Review of Resident #1's Fall Risk assessment dated [DATE], revealed a score of 10 and identified as being at high risk for falls.</p> <p>Review of Resident #1's Care Plan dated 04/05/2024 revealed, in part, Resident #1's injury risk prevention included to assess the assistance levels required for safety, provide support for activities of daily living, and to determine the need for increased observation.</p> <p>(continued on next page)</p>		

Any deficiency statement ending with an asterisk (*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE	TITLE	(X6) DATE
FORM CMS-2567 (02/99) Previous Versions Obsolete	Event ID:	Facility ID: 195180
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<p>F 0689</p> <p>Level of Harm - Actual harm</p> <p>Residents Affected - Few</p>	<p>Review of Resident #1's Physical Therapy Note dated 04/19/2024 revealed, in part, Resident #1 presented with limitations in performance of self-care and self-care skills, impaired endurance, impaired functional mobility, unsteady gait, decreased self-awareness, and decreased lower extremity function.</p> <p>Review of Resident #1's Nurse Progress Note dated 04/26/2024 at 11:40 a.m. revealed, in part, Resident #1 was witnessed by staff getting up multiple times without calling for assistance or waiting for help. Further review revealed Resident #1 often reported dizziness when getting up.</p> <p>Review of facility's Incident Occurrence Log dated April 2024 revealed, in part, Resident #1 experienced a fall with severe harm on 04/29/2024.</p> <p>In a phone interview on 05/21/2024 at 9:47 a.m., Resident #1's daughter-in-law indicated Resident #1 told her she (Resident #1) was left alone in the shower. Resident #1's daughter-in-law further indicated S2CNA told Resident #1 she would be back and instructed her to call if she needed anything while in the shower. Resident #1's daughter-in-law further indicated Resident #1 kept pulling the call light cord in Resident #1's bathroom prior to falling, but facility staff did not respond to the repeated calls from the call bell. Resident #1's daughter-in-law indicated S4Orthopedic Surgeon stated after Resident #1's surgery on 05/01/2024, that Resident #1's orthopedic screws in her spine that were placed on 04/02/2024 were now loose, and the only way orthopedic screws can become loose was by an incident, fall, or infection.</p> <p>In a telephone interview on 05/21/2024 at 12:04 p.m., Resident #1's son indicated he received a call from S6Director of Nursing (DON) and was told his mother, Resident #1, was left alone in the bathroom and was trying to get up from the shower bench alone in the bathroom and fell .</p> <p>In a telephone interview on 05/21/2024 at 12:07 p.m., Resident #1 indicated S2Certified Nursing Assistant put her in the shower sitting on the shower bench and then turned the water on. Resident #1 further indicated S2CNA informed her (Resident #1) that she was going down the hall, and would come back and assist her (Resident #1). Resident #1 then indicated S2CNA left the room. Resident #1 further indicated she was waiting for assistance after using the call light for a while, but staff did not respond, so she got up from the shower bench, and then slipped and fell .</p> <p>In an interview on 05/20/2024 at 11:03 a.m., S2CNA indicated, she was present in Resident #1's bathroom when Resident #1 was sitting on the shower bench showering. S2CNA further indicated she turned her back on Resident #1 to get Resident #1's clothes off of the bed, and when she turned back to face Resident #1, Resident #1 was on the floor in the bathroom near the shower. S2CNA further indicated she did not witness the fall.</p> <p>In an interview on 05/20/2024 at 1:22 p.m. the Director of Nursing (DON) stated Resident #1 was sent to an orthopedic appointment on 04/29/2024 after the fall and was admitted to an acute care hospital on 04/29/2024 and had orthopedic surgery on 05/01/2024 for fusion of spine, posterior approach L3 to pelvis revision. She further stated the resident was discharged from the acute care hospital to another skilled nursing facility on 05/08/2024.</p> <p>(continued on next page)</p>		

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<p>F 0689</p> <p>Level of Harm - Actual harm</p> <p>Residents Affected - Few</p>	<p>Review of S3Medical Doctor Progress Note dated 05/01/2024 revealed, in part, Resident #1's principle problem was status post TLIF Lumbar spine 3 to Lumbar spine 5 with [NAME] repair on 04/02/2024 and failure of TLIF Lumbar spine 3 to Lumbar spine 5 with hardware failure likely secondary to a ground level fall.</p> <p>Review of S4Orthopedic Spine Surgeon Post-Operative Progress Note dated 05/01/2024 revealed, in part, Lumbar spine 5 had loose screws and hardware failure.</p> <p>Review of S4Orthopedic Spine Surgeon Follow-Up Progress Note dated 05/02/2024 revealed, in part, Resident #1 was seen 05/02/2024 for a post-operative orthopedic visit for revision of Lumbar spine 3 to pelvis on 05/01/2024. Further review revealed Resident #1 had history of TLIF Lumbar spine 3 to Lumbar spine 5 on 04/22/24, and presented with hardware failure likely secondary to a ground level fall.</p> <p>In an interview on 05/20/2024 at 2:19 p.m., S1Administrator further indicated Resident #1 was a one person assist, and did not feel it was a wrong practice when S2CNA turned her back on Resident #1 while Resident #1 was in the shower.</p> <p>In an interview on 05/21/2024 at 10:30 a.m., S1Administrator indicated her investigation of Resident #1's fall on 04/29/2024 was based solely on facility staff reports. S1Administrator further indicated S2CNA did turn her back on Resident #1, but it was her belief S2CNA was in the room with Resident #1.</p> <p>In a telephone interview on 05/21/2024 at 11:12 a.m., S5Physicians Assistant for S4Orthopedic Spine Surgeon indicated she personally saw Resident #1 in the office after the fall at the facility on 04/29/2024, and agreed with S4Orthopedic Spine Surgeon that a result of loose orthopedic screws can occur from an incident, fall, or infections. S5Physicians Assistant further indicated cultures were taken at the time of surgery on 05/01/2024, which was negative for infection.</p> <p>Review of Resident #1's 05/01/2024 Laboratory Report for Acid Fast Bacilli (AFB) Culture (a sample of bodily fluid used to diagnose infections caused by acid-fast bacilli bacteria) revealed it was negative, with no acid fast bacilli seen.</p>		

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<p>F 0836</p> <p>Level of Harm - Minimal harm or potential for actual harm</p> <p>Residents Affected - Few</p>	<p>Ensure the facility is licensed under applicable State and local law and operates and provides services in compliance with all applicable Federal, State, and local laws, regulations, and codes, and with accepted professional standards.</p> <p>48855</p> <p>Based on record review and interview, the facility failed to ensure a Certified Nursing Assistant (CNA) was not employed after having a conviction that barred employment in accordance with state law for 1 (S7CNA) of 5 (S7CNA, S8CNA, S9CNA, S10CNA, and S11CNA), unlicensed personnel criminal background checks reviewed.</p> <p>Findings:</p> <p>Review of the Louisiana Revised Statute 40:1203.3 revealed, in part, criminal convictions that bar an employer from hiring a non-licensed person included, in part, the following:</p> <p>Distribution or possession with the intent to distribute controlled dangerous substances as listed in Schedules I through V of the Uniform Controlled Dangerous Substances Act. Statutory references for these convictions are as follows:</p> <p>40:966 Penalty for distribution or 40:966 Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule 1;</p> <p>40:967 Prohibited acts - Schedule II penalties;</p> <p>40:968 Prohibited acts - Schedule III penalties;</p> <p>40:969 Prohibited acts - Schedule IV penalties;</p> <p>40:970 Prohibited acts - Schedule V penalties; and,</p> <p>40:971 Prohibited acts - all schedules.</p> <p>Review of S7CNA's criminal background check(s) revealed, in part, the following:</p> <p>04/10/2004 RS 40:966 Manufacturing/Distribution/Possession of Schedule I (drug with no current accepted medical use and has high potential for abuse) marijuana (chemical compound in cannabis plant that has various psychological and physiological effects on the human body)</p> <p>RS 40:966 1 count.</p> <p>Further review revealed no final disposition of the above, and the provider did not present a final disposition of the above mentioned charge.</p> <p>(continued on next page)</p>

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<p>F 0836</p> <p>Level of Harm - Minimal harm or potential for actual harm</p> <p>Residents Affected - Few</p>	<p>01/16/2005 RS 40:1033 Drug Paraphernalia (equipment, product, or material used for the purpose of planting, cultivating, manufacturing, producing, processing, packaging, storing, or concealing a controlled substance); and RS 40:967 Prohibited Acts (unlawful for any person to sell, lend, rent, lease, give, exchange, or otherwise distribute to any person any drug paraphernalia). Schedule II (drugs or chemical with high potential for abuse and potentially leading to severe psychological or physical dependence) 2 counts (convicted).</p> <p>04/12/2007 RS 40:1033 Prohibited Acts/Drug Paraphernalia</p> <p>40:1033 Prohibited Acts Schedule II 40:967 2 counts.</p> <p>Further review revealed no final disposition of the above, and the provider did not present a final disposition of the above mentioned charge.</p> <p>11/18/2009 RS 40:967 Schedule II Drugs Distribution Scheduled II possession 28 to 200 grams of cocaine 2 counts (convicted), Warrant 12/06/2012.</p> <p>Review of S7CNA's criminal background check dated 08/12/2021 and with a completion date of 08/27/2024 revealed, in part:</p> <p>Distribution of Drug - Schedule II felony, guilty 01/04/2013 Sentencing summary: 5 years prison, 3 years suspended.</p> <p>Possession of Cocaine - 28 grams to 200 grams, felony, and guilty 01/04/2013 Sentencing summary: 5 years prison, 3 years suspended and was incarcerated.</p> <p>There was no documented evidence and the facility did not present any documented evidence to dispute the above mentioned findings.</p> <p>In an interview on 05/22/2024 at 10:56 a.m., S12Human Resource Director indicated he/she was aware of the above mentioned findings, that S7CNA was hired on 08/27/2024, and as of 05/22/2024, S7CNA was still employed at the facility.</p> <p>The surveyor requested a copy of S7CNA's criminal background check. The facility allowed the surveyor to review the criminal background check, but refused to provide a copy of S7CNA's criminal background check as requested.</p> <p>In an interview on 05/22/2024 at 1:03 p.m., S13Manager Regulatory and Environment Safety indicated the surveyor cannot keep a copy of S7CNA's background check to protect employees.</p>		