

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  335742	(X2) MULTIPLE CONSTRUCTION A. Building B. Wing	(X3) DATE SURVEY COMPLETED  11/20/2024
NAME OF PROVIDER OR SUPPLIER  Niagara Rehabilitation and Nursing Center		STREET ADDRESS, CITY, STATE, ZIP CODE  822 Cedar Avenue Niagara Falls, NY 14301	

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 0728</p> <p>Level of Harm - Minimal harm or potential for actual harm</p> <p>Residents Affected - Some</p>	<p>Ensure that nurse aides who have worked more than 4 months, are trained and competent; and nurse aides who have worked less than 4 months are enrolled in appropriate training.</p> <p>50512</p> <p>Based on observation, interview, and record review conducted during an Abbreviated survey (Complaint #NY00354751), the facility did not ensure any individual working in the facility as a nurse aide on a full time basis for more than 4 months was competent to provide nursing and nursing related services and that individual has completed a training and competency evaluation program or a competency evaluation program approved by the State meeting the requirements for two (certified nurse aide trainee #1 and #2) of seven staff members reviewed for training. Specifically Certified Nurse Aide Trainee #1 and #2 had been employed by the facility and functioned in the role of a nurse aide for greater than 4 months without receiving a nurse aide certification.</p> <p>The finding is:</p> <p>Review of the policy and procedure titled Nurse Aide Qualifications and Training Requirements dated October 2017, documented the facility will not employ any individual as a nurse aide for more than 4 months full time, temporary, per diem, or otherwise, unless that individual is competent to provide designated nursing care and nursing related services, and has completed a training program and competency evaluation program approved by the state. Additionally, the policy documented that nursing assistants failing to successfully complete the required training program within the first 4 months of their date of employment may be terminated or may be reassigned to non-nursing related services.</p> <p>Review of the Certified Nursing Assistant Trainee job description dated 4/1/98, documented the qualifications included that the trainee would complete the approved 100-hour Nurse Aide Trainee program, clinical, and written competency examination within 120 days from the date of hire.</p> <p>Review of Certified Nurse Aide Trainee #1's employee file documented that they had transitioned from the dietary department to the nursing department on 6/2/24 and was a full-time employee. Review of Certified Nurse Aide Trainee #1's CNA Training Program Checklist, revealed they had enrolled in the training program on 6/3/24 and had completed training on 6/24/24. There was no documented evidence in the employees file of exam scheduling attempts, success, or failed exam attempts.</p> <p>Review of Certified Nurse Aide Trainee #2's employee file, documented that their date of hire was 5/30/24 and that they were a full-time employee. Review of Certified Nurse Aide Trainee #2's CNA Training Program Checklist, revealed that they had enrolled in the training program on 6/3/24 and had completed training on 6/24/24. There was no documented evidence of exam scheduling attempts, success, or failed exam attempts.</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
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<p>F 0728</p> <p>Level of Harm - Minimal harm or potential for actual harm</p> <p>Residents Affected - Some</p>	<p>During an interview on 11/18/24 at 10:05 AM, Certified Nurse Aide Trainee #1 stated they had completed their training in June 2024 and had not yet been scheduled for testing. Certified Nurse Aide Trainee #1 stated they did not have another staff member overseeing the care they provided to residents. They provided care to residents that were a one assist level of care which included toileting, dressing and transfers. Certified Nurse Aide Trainee #1 stated that at times they had been given a full assignment due to staffing shortages.</p> <p>During an interview on 11/18/24 at 10:31 AM, Licensed Practical Nurse #1 stated the nurse aide trainees should not get full assignments, would assist the certified nurse assistants with their assignment and could provide care to residents that required only a one-assist level of care.</p> <p>During an interview on 11/19/24 at 3:23 PM, Certified Nurse Aide Trainee #2 stated that they had completed their nurse aide training at the end of June 2024 and had not yet been scheduled for testing. They stated while working as a trainee they did not get a full assignment, would be assigned 7 or 8 residents that were independent and would oversee their care, which included answering call lights, passing meal trays, and assisting with toileting.</p> <p>During an interview on 11/20/24 at 10:15 AM, Licensed Practical Nurse #2 stated they believed the nurse aid trainees worked alongside the certified nursing assistants. They stated they were unsure what duties they could perform independently and they did not have to sign off for the care the nurse aide trainees had provided to residents.</p> <p>During an interview on 11/20/24 at 10:50 AM, Licensed Practical Nurse Care Coordinator #1 stated certified nurse aide trainee's job duties included cleaning rooms, passing trays, and grooming. They stated they could not provide any hands-on care without another certified nurse assistant present. Licensed Practical Nurse Care Coordinator stated there was no documentation for the nurses or certified nurse assistants to sign off for supervision of the trainees.</p> <p>During a telephone interview on 11/20/24 at 1:34 PM, the Senior Nurse Aide Evaluator for (name of educational testing service) stated they had just spoke to the facility's Director of Quality Assurance and had forwarded documentation from the New York State Nursing Home Nurse Aide Training Program and Certification dated January 2017.</p> <p>Review of the email documentation provided by (name of educational testing service) Senior Nurse Aide Evaluator on 11/20/24 at 1:42 PM, included the New York State Nursing Home Aide Training Program and Certification manual dated January 2017 that documented if an individual had not passed the certification examination within three attempts and /or within 120 days of their first day of training or employment, the individual may no longer work as a nurse aide trainee in the nursing home.</p> <p>(continued on next page)</p>		

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<p>F 0728</p> <p>Level of Harm - Minimal harm or potential for actual harm</p> <p>Residents Affected - Some</p>	<p>During an interview on 11/20/24 at 1:45 PM, the Director of Nursing stated they had been the previous Certified Nurse Aide Trainer and were responsible to submit all nurse aide trainee's testing applications to (name of testing site for nurse aide certification examinations) and would have been responsible to schedule their test dates. The Director of Nursing stated testing applications were submitted when the nurse aid trainee class was completed and that they would need to have at least four trainees available to schedule testing. They stated they currently had five trainees in the facility that were waiting to test. The Director of Nursing stated they were under the impression nurse aide trainees had up to 24 months to obtain their certification and could continue working as a trainee up until that time. They stated they were just informed as of 11/20/24 that the nurse aide trainees should have completed testing within 120 days of their training. The Director of Nursing stated that both Certified Nurse Aide Trainee #1 and Certified Nurse Aide Trainee #2 had finished their training on 6/24/24 and had not completed their certification testing within the required timeframe.</p> <p>During an interview on 11/20/24 at 2:17 PM, the Director of Quality Assurance, stated they were not previously aware that the nurse aide trainees needed to complete testing within 120 days of their training. They stated that Certified Nurse Aide Trainee #1 and Certified Nurse Aide Trainee #2 should have been removed from the nursing department and assigned to another department with nonresident contact duties after they passed the timeframe required to test.</p> <p>During an interview on 11/20/24 at 2:27 PM, the Administrator stated based on the (name of the educational testing service) guidelines they were under the impression that nurse aide trainees had 24 months to complete their certification testing. They stated if they had been aware nurse aide trainees needed to completed testing within 120 days of training they would have expected testing to have been scheduled and completed.</p> <p>10NYCRR 415.13 (d)(2)(iii)</p>		