

Department of Health & Human Services
Centers for Medicare & Medicaid Services

Printed: 06/25/2026
Form Approved OMB
No. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 676233	(X2) MULTIPLE CONSTRUCTION A. Building B. Wing	(X3) DATE SURVEY COMPLETED 04/23/2026
NAME OF PROVIDER OR SUPPLIER Avir at Bandera		STREET ADDRESS, CITY, STATE, ZIP CODE 222 Fm 1077 Bandera, TX 78003	
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)		
F 0812 Level of Harm - Minimal harm or potential for actual harm Residents Affected - Few	Procure food from sources approved or considered satisfactory and store, prepare, distribute and serve food in accordance with professional standards. Based on observation, interview, and record review, the facility failed to prepare, distribute and serve food in accordance with professional standards for food service safety for 1 of 1 kitchen observed for food safety. The facility failed to ensure staff with facial hair was covered by a hair restraint or worn properly. This failure could place residents at risk of foodborne illness. Findings included: Observation on 04/21/2026 at 10:25 a.m. Dietary Aide A was observed in the kitchen with his beard restraint over his beard but not over the mustache top of his top lip. Observation on 4/21/2026 at 10:30 a.m. Dietary Aide B was observed walking in from the back door of the kitchen through the kitchen to the dining room door and got a hair restraint placing it on his head, however, did not put on beard restraint to cover his mustache and beard growth to his chin and jaw line. Dietary Aide B proceeded to the dish room and was putting dishes up from the dish washing trays where they had air dried and then continued to the silverware where he was separating the silverware after it had been washed. Dietary Aide A adjusted his beard restraint to cover his mustache, however in doing so he pulled it up off his chin and left his beard exposed while he prepped meal trays for the meal. Observation on 04/21/2026 at 11:59 a.m. Dietary Aide B was assisting a staff member at the kitchen door by providing with a craft of juice while not wearing a beard restraint with his mustache and beard growth to side of the face and chin exposed. Dietary Aide A was also observed wearing a beard restraint; however, his mustache was not covered as he assisted with lunch service and tray preparation. During an interview on 04/21/2026 at 1:15 p.m. [NAME] C stated hair nets should always be worn when in the kitchen. [NAME] C stated she told Dietary Aide B he needed to wear a beard guard. [NAME] C stated not wearing hair nets could allow hair to get in the food and could cause cross contamination. During an interview on 04/21/2026 at 1:26 p.m. Dietary Aide A stated any time someone was in the kitchen they were to wear hair restraints. Dietary Aide A stated his beard restraint had fallen from his mustache. Dietary Aide A stated it should have been worn completely and made a motion with his hands covering his beard and his mustache. He stated the beard restraint was so that hair did not fall in the food. Dietary Aide A stated the hair if it fell in a resident's food could choke them and it could cross contaminate the food. Dietary Aide A stated residents could possibly get sick from hair if it fell in the food. During an interview on 04/21/2026 at 1:37 p.m. Dietary Aide B stated it was a mistake to walk through the kitchen without having placed a hair net on when he entered the kitchen. Dietary Aide B stated hair nets and beard guards were to be worn anytime they entered the kitchen. Dietary Aide B stated hair restraints kept the hair from falling in the food or else they would be tasting someone's DNA (a molecule that stores genetic instruction for an organism's development, growth and reproduction) if hair fell into the food. Dietary Aide B further stated it could cause cross contamination and could probably cause them to get sick. During an interview on 04/22/2026 at 10:00 a.m. the Dietary Manager stated hair nets/restraints were supposed to be put on before anyone entered the kitchen. The Dietary Manager stated beard restraints were to be worn even if you have one or two hairs on the chin/face. The Dietary Manager stated they were to wear restraint because hair could fall in the food, especially if staff scratched their chin. The Dietary Manager further stated by not wearing proper hair restraints hair could get on the residents' food. The Dietary Manager stated (continued on next page)		

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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F 0812 Level of Harm - Minimal harm or potential for actual harm Residents Affected - Few	by not wearing hair nets or beard restraints could cause contamination and this could make the resident sick. The Dietary Manager stated beard restraints should cover all face hair. During an interview on 04/23/2026 at 2:41 p.m. the DON stated a hair net should be always worn when working in the kitchen as part of cleanliness and infection control. The DON stated hair nets/beard restraints were worn so the hair would not get in the food. The DON further stated if hair got in the food, it could spread germs and could cause food borne illness. During an interview on 04/23/2026 at 2:54 p.m. the Administrator stated hair restraints should be always worn when in the kitchen. The Administrator stated hair nets/beard restraints needed to be worn to not cause some food illnesses and cross contamination. Review of facility's policy, Food Safety and Sanitation, no date, read Policy: All local, state, and federal standards and regulations will be followed to assure a safe and sanitary food and nutrition services department.Procedure: 2. C. Employees are required to.Hair restraints are required and should cover all hair on the head. [NAME] nets are required when facial hair is visible. Review of facility's policy, Employee Hygiene for Food Safety, no date, read Policy: All food and nutrition services employees will practice good personal hygiene and safe food handling procedures.Procedure: All Employees will: 1. Wear hair restraints (hair net, hat, and/or beard restraint) to prevent hair from contacting exposed food. Review of facility's policy, Personal Hygiene and Health Reporting, no date, read Policy: All food and nutrition services employees will be trained in appropriate personal hygiene and health reporting.Procedure: 2. Personal hygiene criteria to follow include the following: b. Hair should be neat and clean. Hair restraints must be worn around exposed food, in the kitchen or food service areas and dining areas. c. Beards and mustaches should be closely cropped and neatly trimmed. When near exposed foods, beards must be restrained using beard covers. Record review of the Food Code, U.S. Public Health Service, U.S. FDA, 2022, U.S. Department of H&HS, revealed, 2-402 Hair Restraints, 2-402.11, Effectiveness., (A) Except as provided in paragraph (B) of this section, FOOD EMPLOYEES shall wear hair restraints such as hats, hair coverings or nets, beard restraints, and clothing that covers body hair, that are designed and worn to effectively keep their hair from contacting exposed FOOD; clean EQUIPMENT, UTENSILS, and LINENS; and unwrapped SINGLE-SERVICE and SINGLE-USE ARTICLES.		