

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

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PRINTED: 02/17/2009  
FORM APPROVED  
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>344007</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>02/05/2009</b>
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NAME OF PROVIDER OR SUPPLIER  <b>OLD VINEYARD YOUTH SERVICES</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>3637 OLD VINEYARD ROAD WINSTON SALEM, NC 27104</b> <i>RM 3/23/2009</i>
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A 023	<p><b>482.11(c) LICENSURE OF PERSONNEL</b></p> <p>The hospital must assure that personnel are licensed or meet other applicable standards that are required by State or local laws.</p> <p>This STANDARD is not met as evidenced by: Based on staff interview, the facility's personnel file reviews, the North Carolina Board of Nursing License Verification Website, and the facility's job descriptions, the facility failed to prevent an unlicensed department supervisory director from supervising patient care employees in patient care areas.</p> <p>The findings include:</p> <p>Interview on 02/04/2009 at 1320 with the facility's administration revealed that the facility's Director of Acute Services was a registered nurse that lost his nursing license in August of 2007. The interview revealed that the employee was currently responsible for the supervision of mental health technicians. The interview revealed that when the employee first began work at the facility, he was licensed in the State of North Carolina as a Registered Nurse. The interview further revealed that when the employee had his license taken away, he was immediately moved into another role and then into the current role as a Director of the Acute Unit in the facility. The interview also revealed, "We did not think it was problem since he was not supervising Registered Nurses."</p> <p>A review of the the facility's personnel files revealed that the employee (Director of Acute Unit) was hired by the facility on 06/19/2006 as a Registered Nurse in patient care. The review revealed that the employee was transferred on</p>	A 023	<p>The Director of Acute Services was removed from that position effective 2/5/09, he will not be eligible to return to this position until or unless such time restrictions are lifted from the NC licensure or a plan has been accepted and approved by NC Board of Nursing and Old Vineyard Behavioral Health Services.</p>	2/5/09
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LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE <i>[Signature]</i>	TITLE <b>Chief Executive Officer</b>	(X6) DATE <b>3-13-09</b>
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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.

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A 023	<p>Continued From page 1</p> <p>08/18/2007 to the ARC (Assessment and Referral Center) as a clinician where there was no required supervision of employees. No reason for the transfer was documented in the employees personnel file. Review of a letter in the personnel file of the employee on 05/14/2008 from the human resource director of the facility revealed "that he would utilize his training and skills as a Registered Nurse in a full time capacity." Review revealed on 07/03/2008 that the employee was offered the interim position of Director of Acute Services and offered the permanent position on 09/29/2008.</p> <p>Further review in the employees personnel file revealed that the facility documented a letter to the North Carolina Board of Nursing explaining the employees new title and job of the Director of Acute Services. No reply could be produced from the facility from the North Carolina Board of Nursing approving the revoked licensed employee to be put in the title at the facility. A review of the facility's job description for the title of Director of Acute Services revealed that licensure and/or certification was required for "LCSW" (Licensed Clinical Social Worker). The review of the employees licensure history revealed that he was not licensed as a LCSW. Further review of the facility's job description revealed that the Director of Acute Services would "carry out personnel management associated with direct supervision, including screening and selection, orientation, training, and development."</p> <p>Review of the facility's employee's Licensure Verification on the North Carolina Board of Nursing Website revealed that the facility's employee had "No license due to Discipline."</p>	A 023		
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A 023	<p>Continued From page 2</p> <p>Further review of the website revealed that the employee signed a contract with the North Carolina Board of Nursing that during the time of his license suspension, that he could not work as an nursing assistant II (2) and would be recommended to the Division of Facility Service (Now Division of Health Service Regulation) that the licensee not be allowed to list as a nursing assistant I (1).</p> <p>An interview on 02/04/2009 at 1500 with an acute unit mental health technician revealed that the supervisor (Director of Acute Services) was a "nurse" and did mental health technicians. The interview also revealed that she thought that the supervisor did also supervise other nurses, but that she was not sure.</p> <p>Another interview on 02/04/2009 at 1512 with an acute unit mental health technician also revealed that the supervisor of the Acute Services did supervise mental health technicians. She also revealed that a nurse did get upset because he felt that the Director of Acute Services should not be signing off on any of his nursing paperwork. The nurse that she referred to, was not available for interview during the survey.</p> <p>An interview with the facility's chief executive officer on 02/04/2009 at 1530 revealed that the employee (Director of Acute Services) had been transferred on 02/04/2009 to a position in risk management where he would not function in any nursing activities or supervision of other patient care employees. The interview revealed that the chief executive officer could see how the employee serving in a supervisors role while having a revoked nursing license could be a problem.</p>	A 023			

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A 023	Continued From page 3  Reference NC00051658 and NC00053208.	A 023		