

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: IL6001986	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 12/10/2020
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NAME OF PROVIDER OR SUPPLIER GRANITE NURSING & REHABILITATION	STREET ADDRESS, CITY, STATE, ZIP CODE 3500 CENTURY DRIVE GRANITE CITY, IL 62040
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S 000	Initial Comments Complaint Investigation 2049300/IL129003 2049411/IL129138	S 000		
S9999	Final Observations Statement of Licensure Violations 300.625 Section 300.625 Identified Offenders a) The facility shall review the results of the criminal history background checks immediately upon receipt of these checks. b) The facility shall be responsible for taking all steps necessary to ensure the safety of residents while the results of a name-based background check or a fingerprint-based check are pending; while the results of a request for a waiver of a fingerprint-based check are pending; and/or while the Identified Offender Report and Recommendation is pending. c) If the results of a resident's criminal history background check reveal that the resident is an identified offender as defined in Section 1-114.01 of the Act, the facility shall do the following: 1) Immediately notify the Department of State Police, in the form and manner required by the Department of State Police, that the resident is an identified offender. 2) Within 72 hours, arrange for a fingerprint-based criminal history record inquiry to be requested on the identified offender resident. The inquiry shall be based on the subject's name, sex, race, date of birth, fingerprint images, and other identifiers required by the Department of State Police. The inquiry shall be processed	S9999	Attachment A Statement of Licensure Violations	

Illinois Department of Public Health LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE	TITLE	(X6) DATE
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S9999	<p>Continued From page 1</p> <p>through the files of the Department of State Police and the Federal Bureau of Investigation to locate any criminal history record information that may exist regarding the subject. The Federal Bureau of Investigation shall furnish to the Department of State Police, pursuant to an inquiry under this subsection (c)(2), any criminal history record information contained in its files.</p> <p>d) The facility shall comply with all applicable provisions contained in the Uniform Conviction Information Act.</p> <p>e) All name-based and fingerprint-based criminal history record inquiries shall be submitted to the Department of State Police electronically in the form and manner prescribed by the Department of State Police. The Department of State Police may charge the facility a fee for processing name-based and fingerprint-based criminal history record inquiries. The fee shall be deposited into the State Police Services Fund. The fee shall not exceed the actual cost of processing the inquiry. (Section 2-201.5(c) of the Act)</p> <p>f) If identified offenders are residents of a facility, the facility shall comply with all of the following requirements:</p> <p>1) The facility shall inform the appropriate county and local law enforcement offices of the identity of identified offenders who are registered sex offenders or are serving a term of parole, mandatory supervised release or probation for a felony offense who are residents of the facility. If a resident of a licensed facility is an identified offender, any federal, State, or local law enforcement officer or county probation officer shall be permitted reasonable access to the individual resident to verify compliance with the requirements of the Sex Offender Registration Act, to verify compliance with the requirements of Public Act 94-163 and Public Act 94-752, or to</p>	S9999		

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S9999	<p>Continued From page 2</p> <p>verify compliance with applicable terms of probation, parole, or mandatory supervised release. (Section 2-110(a-5) of the Act) Reasonable access under this provision shall not interfere with the identified offender's medical or psychiatric care.</p> <p>2) The facility staff shall meet with local law enforcement officials to discuss the need for and to develop, if needed, policies and procedures to address the presence of facility residents who are registered sex offenders or are serving a term of parole, mandatory supervised release or probation for a felony offense, including compliance with Section 300.695 of this Part.</p> <p>3) Every licensed facility shall provide to every prospective and current resident and resident's guardian, and to every facility employee, a written notice, prescribed by the Department, advising the resident, guardian, or employee of his or her right to ask whether any residents of the facility are identified offenders. The facility shall confirm whether identified offenders are residing in the facility.</p> <p>A) The notice shall also be prominently posted within every licensed facility.</p> <p>B) The notice shall include a statement that information regarding registered sex offenders may be obtained from the Illinois State Police website, www.isp.state.il.us, and that information regarding persons serving terms of parole or mandatory supervised release may be obtained from the Illinois Department of Corrections website, www.idoc.state.il.us. (Section 2-216 of the Act)</p> <p>4) If the identified offender is on probation, parole, or mandatory supervised release, the facility shall contact the resident's probation or parole officer, acknowledge the terms of release, update contact information with the probation or parole office, and maintain updated contact information</p>	S9999		
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S9999	<p>Continued From page 3</p> <p>in the resident's record. The record must also include the resident's criminal history record.</p> <p>g) Facilities shall maintain written documentation of compliance with Section 300.615 of this Part.</p> <p>h) Facilities shall annually complete all of the steps required in subsection (f) of this Section for identified offenders. This requirement does not apply to residents who have not been discharged from the facility during the previous 12 months.</p> <p>i) For current residents who are identified offenders, the facility shall review the security measures listed in the Identified Offender Report and Recommendation provided by the Department of the State Police.</p> <p>j) Upon admission of an identified offender to a facility or a decision to retain an identified offender in a facility, the facility, in consultation with the medical director and law enforcement, shall specifically address the resident's needs in an individualized plan of care.</p> <p>k) The facility shall incorporate the Identified Offender Report and Recommendation into the identified offender's care plan. (Section 2-201.6(f) of the Act)</p> <p>l) If the identified offender is a convicted (see 730 ILCS 150/2) or registered (see 730 ILCS 150/3) sex offender or if the Identified Offender Report and Recommendation prepared pursuant to Section 2-201.6(a) of the Act reveals that the identified offender poses a significant risk of harm to others within the facility, the offender shall be required to have his or her own room within the facility subject to the rights of married residents under Section 2-108(e) of the Act. (Section 2-201.6(d) of the Act)</p> <p>m) The facility's reliance on the Identified Offender Report and Recommendation prepared pursuant to Section 2-201.6(a) of the Act shall not relieve or indemnify in any manner the facility's liability or responsibility with regard to the</p>	S9999		

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S9999	<p>Continued From page 4</p> <p>identified offender or other facility residents.</p> <p>n) The facility shall evaluate care plans at least quarterly for identified offenders for appropriateness and effectiveness of the portions specific to the identified offense and shall document such review. The facility shall modify the care plan if necessary in response to this evaluation. The facility remains responsible for continuously evaluating the identified offender and for making any changes in the care plan that are necessary to ensure the safety of residents.</p> <p>o) Incident reports shall be submitted to the Division of Long-Term Care Field Operations in the Department's Office of Health Care Regulation in compliance with Section 300.690 of this Part. The facility shall review its placement determination of identified offenders based on incident reports involving the identified offender. In incident reports involving identified offenders, the facility shall identify whether the incident involves substance abuse, aggressive behavior, or inappropriate sexual behavior, as well as any other behavior or activity that would be reasonably likely to cause harm to the identified offender or others. If the facility cannot protect the other residents from misconduct by the identified offender, then the facility shall transfer or discharge the identified offender in accordance with Section 300.3300 of this Part.</p> <p>p) The facility shall notify the appropriate local law enforcement agency, the Illinois Prisoner Review Board, or the Department of Corrections of the incident and whether it involved substance abuse, aggressive behavior, or inappropriate sexual behavior that would necessitate relocation of that resident.</p> <p>q) The facility shall develop procedures for implementing changes in resident care and facility policies when the resident no longer meets the definition of identified offender.</p>	S9999		

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S9999	<p>Continued From page 5</p> <p>These requirements were not met as evidenced by:</p> <p>Based on observation, interview, and record review, the facility failed to determine a resident's Identified and Sex Offender Status therefore forgoing all applicable recommendations of practice for 1 (R13) of 3 resident reviewed for new admission screening in the sample of 24. The failure has the potential to affect all 57 residents residing within the facility.</p> <p>Findings include:</p> <p>An undated policy titled "Abuse Prevention - Illinois Only" states, "The facility is committed to protecting the residents from abuse by anyone including but not necessarily limited to: facility staff, other residents, consultants, volunteer and staff from other agencies providing services to our residents, family members, legal guardians, surrogates, sponsors, friends, visitors, or any other individual." The same policy goes on to document, "The facility will pre-screen all potential new employees, volunteers, and residents for a history of abusive behavior."</p> <p>Review of R13's face sheet, located in his Clinical Record, documents an admission date to the facility as 8/26/20. The same document lists R13 as being his own responsible party.</p> <p>Review of "Criminal History Information Response" for R13 dated 8/21/20 documents results as "HIT/SID (State Identification Number) POSTING." Although requested, this is the only background check document the facility was able to provide that was completed on R13 prior to his admission.</p>	S9999		

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S9999	<p>Continued From page 6</p> <p>On 12/2/20 at 12:23 PM, V16 (Interim Executive Director) acknowledged that although requested, the facility was unable to provide evidence a thorough and complete background check was completed on R13 prior to his admission. V16 stated with R13's "HIT/SID POSTING" status, a fingerprint check would normally have been initiated but was on hold due to the Covid-19 pandemic. V16 stated after a complaint allegation was made on 12/1/20 and the background check information could not be located, the facility initiated a new background check review which included checking R13's Sexual Offender Status, Illinois State Police Background Check, and Criminal History Information Response. It was discovered at that time R13 was a Registered Sex Offender, with an extensive criminal record including imprisonment, multiple felony and other convictions. V16 stated once R13's status was known, he was placed on 1:1 supervision with staff and the facility is seeking alternative placement for him outside of the facility. V16 stated she is unsure if R13's status would have disqualified him from admitting to the facility but does state had the Sexual Offender status been known upon admission, he would have at the very least been placed in a private room near the nurses' station and signage placed on the facility door indicating the Sexual Offender status. V16 acknowledged those things were not done, but stated the facility is now working with the Illinois State Police conducting a facility wide audit to ensure correct resident offender status. V16 stated no other Identified Offenders reside within the facility.</p> <p>Review of R13's care plan in its entirety as provided by the facility does not include enhanced supervision and/or facility initiated goals and</p>	S9999		

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S9999	<p>Continued From page 7</p> <p>approachs to appropriately provide and maintain a safe living environment given R13's Criminal and Registered Sexual Offender status.</p> <p>The facility "Census List" provided on 12/1/20 documents 57 residents reside within the facility.</p> <p style="text-align: center;">(B)</p>	S9999		