

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: IL6004758	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 02/02/2022
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NAME OF PROVIDER OR SUPPLIER RIVER VIEW REHAB CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 50 NORTH JANE ELGIN, IL 60123
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S 000	Initial Comments Complaint Investigation: 2270330/IL142393	S 000		
S9999	Final Observations Statement of Licensure Violations: 300.1210b) 300.3210t) Section 300.1210 General Requirements for Nursing and Personal Care b) The facility shall provide the necessary care and services to attain or maintain the highest practicable physical, mental, and psychological well-being of the resident, in accordance with each resident's comprehensive resident care plan. Adequate and properly supervised nursing care and personal care shall be provided to each resident to meet the total nursing and personal care needs of the resident. Section 300.3210 General t) The facility shall ensure that residents are not subjected to physical, verbal, sexual or psychological abuse, neglect, exploitation, or misappropriation of property. These Requirements were not met as evidenced by: Based on observation, interview, and record review, the facility failed to protect a resident from abuse perpetrated by a facility staff member. As a result of this failure, R1 was exposed to abusive behaviors from V4 (PRSC - Psychiatric Rehabilitation Services Coordinator). This applies to 1 of 3 residents (R1) who were	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>reviewed for abuse in the sample of 8.</p> <p>As a result of this failure, R1 was exposed to abusive behaviors from V4 (PRSC - Psychiatric Rehabilitation Services Coordinator).</p> <p>V1 (Administrator) and V2 (Director of Nursing) were notified of the IJ on 1/31/22 at 10:38 AM. V1 was provided with the IJ Template outlining the failures. The surveyor confirmed by interview and record review that IJ was removed on 1/31/22, but non-compliance remains at Level Two because additional time is needed to evaluate the implementation and effectiveness of the in-service training.</p> <p>The findings include:</p> <p>Face sheet, dated 1/14/22, shows R1 was admitted to the facility on 5/21/21, was 43 years old, and her diagnoses included alcoholic cirrhosis of the liver with ascites, Wernicke's encephalopathy, alcohol dependence with alcohol-induced persisting amnesic disorder, alcohol abuse with intoxication, and anxiety.</p> <p>R1's psychology note, dated 12/14/21, shows R1 stated she had significant difficulty with short term memory and, for that reason, is kept safe by the facility and her freedom of movement outside the facility is significantly restricted. The psychology exam showed R1 had marginal judgement, marginal impulse control, and impaired insight.</p> <p>R1's behavior note dated 9/14/21, shows "Resident continues to have cognitive and memory impairments. Resident oftentimes confuses how long she has been at the facility, stating clothing is missing even though it is in her room, asking questions of why she is here and</p>	S9999		

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S9999	<p>Continued From page 2</p> <p>that she needs to go home to her son ([Department of Children and Family Services] has custody)."</p> <p>Elopement Risk Review dated 12/19/21, shows R1 becomes agitated, confused and/or disoriented or displays consistently poor judgement (i.e... would not be able to safely care for him/herself outside the facility ...)</p> <p>On 1/14/22 at 11:06 AM, V10 (PRSC) stated R1 reported to her on 1/11/22 she was having a relationship with V4. V10 stated R1 reported she and V4 would kiss in V4's office and when V4 took R1 on smoking breaks. V10 stated on the day R1 reported to the staff she was having a relationship with V4, V10 reported to V6 (PRSC) and V12 (PRSC) that V4 joked around about thinking R1 was cute and wanting to have a relationship with R1. V10 stated V4 was flirty with staff and had a history of stating R1 was cute. V10 stated V4 consistently volunteered to take R1 out for smoking breaks. At 12:28 PM, V10 stated that on the day prior to R1 reporting her relationship with V4, V4 had asked V10, "What would you say or what would you do if I told you I found [R1] attractive and she found me attractive?" V10 stated the next day she discussed V4's comments with V6 and V9 (PRSC) and they agreed to report the comments to V1 (Administrator), when R1 appeared and reported her relationship with V4. V10 stated she reported R1's allegations to V3 (Assistant Administrator).</p> <p>On 1/14/22 at 10:07 AM, V6 (PRSC) stated R1 reported to V6 that R1 and V4 had kissed, but R1 could not remember when. R1 reported the incident happened while she was smoking outside and V4 was supervising her smoking</p>	S9999		

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S9999	<p>Continued From page 3</p> <p>because she was on smoking restrictions. R1 told V6 that V4 would take R1 to the North side of the building. V6 stated R1 reported V4 also kissed R1 during online classes she attended under V4's supervision. V6 stated she told V1 (Administrator) and V3 (Assistant Administrator) immediately. V6 stated a Police Officer arrived the prior day to retrieve video footage from the facility. V6 also stated R1 told V6 the relationship was consensual and R1 informed the police she did not want to press charges. V6 stated the Officer told V6 the actions were not criminal and there was nothing the police could do.</p> <p>On 1/21/22 at 11:48 AM during facility video surveillance review with V1 (Administrator) and V14 (Psychiatric Rehabilitation Services Director, PRSD), the facility video footage from Camera 9 (dated 1/6/22) showed the following:</p> <p>- At 7:37 PM-7:40 PM, R1 and V4 (PRSC) appeared in view of the facility camera located outside the building and above the Northeast exit door of the building. R1 began to smoke a cigarette and V4 began hugging R1 from behind by placing the front of his body up against R1's back of her body while placing V4's arms around the front of R1's body. V4 occasionally placed his nose in R1's hair and stroked R1's hair with his hand. Occasionally, V4 briefly loosened his grip on R1, and once stepped away placing his hands in his pocket, however quickly reconnected in a hug.</p> <p>-At 7:40 PM, V4 released his hands from hugging R1 from behind, turned R1 around to face V4, and began to hug R1 closely as they faced each other. V4 began stroking R1's hair and appeared to kiss R1 on the left side of her head while holding R1 in a tight frontal hug embrace. V4</p>	S9999		

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S9999	<p>Continued From page 4</p> <p>then leaned his head to the left and kissed R1 while continuing to hold R1 in a hug.</p> <p>-At 7:41 PM, V4 began kissing R1 on the lips in a deep kiss lasting until 7:41 PM at which time they disengaged and continued their face-to-face hug. At 7:42 V4 began kissing R1 again and re-embraced, placing each of their chins on the other's shoulder. V4 again leaned back and kissed R1 quickly on the mouth and then quickly released R1 while looking toward the street and quickly stepped away from R1 while placing his hand in his pockets. Seconds later, V4 stood behind R1 and placed his hands on R1's arms while placing his face against the left side of R1's head and occasionally kissing R1. V4 hugged R1 from behind until 7:44 PM.</p> <p>-At 7:44 PM, V4 briefly let go of R1 but reconnected hugging R1 from behind but occasionally released R1 while looking toward the street. R1 continued to smoke and talk with V4 while being hugged.</p> <p>-At 7:49 PM, V4 and R1 faced each other as V4 leaned toward R1 and kissed her on the mouth twice. V4 then placed his hand on the back of R1's head and pulled her head toward V4's chest. V4 released R1 and the two stood independently near each other, then walked out of camera view.</p> <p>On 1/21/22 at 11:48 AM and following video review, V1 (Administrator) stated he did not think what he witnessed on the video between R1 and V4 was abuse because R1 could make her own decisions. V14 (PRSD) also stated she did not think she witnessed abuse in the video, but stated she would have to think about it.</p> <p>As of 1/31/22 at 10:06 AM, the facility had not</p>	S9999		

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S9999	<p>Continued From page 5</p> <p>submitted any further update regarding the investigation of R1's allegation she and V4 had a relationship at the facility.</p> <p>On 1/14/22 at 10:30 AM, R1 stated, "He just kissed me, that's it." R1 stated V4 kissed her while sitting in chairs across from one another inside the facility but could not specifically remember further details. R1 stated "...my memory is all over the place.... I can't tell you a timeline!" R1 could not describe if the kiss occurred a month, a week, or a day ago. Originally, R1 stated she could not remember if she and V4 only kissed once, but then stated they kissed outside while she was having a cigarette. R1 stated she was not sure how long the kissing had gone on and could not remember she told staff about her kissing V4. R1 stated she was unsure why her kissing V4 was being discussed.</p> <p>On 1/24/22 at 9:08 AM, V8 (Psychiatrist) stated he could not determine if R1 was able to consent to a relationship and that R1 needed a neuropsychological evaluation to determine her ability to consent. V8 stated R1's alcoholic dementia was most likely mild and V8 did not believe R1 could manage her medications independently or live on her own without assistance with cognitive functions.</p> <p>On 1/24/22 at 3:22 PM, V13 (Psychologist) stated R1 had "areas of cognitive impairment." V13 stated, "Clearly she is not cognitively intact. Is the extent of her cognitive impairment to the extent that she could be seduced by a staff? It is certainly possible."</p> <p>On 1/24/22 at 11:18 AM, V15 (Primary Physician) stated because of R1's complications, R1 would require a neurocognitive evaluation to determine</p>	S9999		
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S9999	<p>Continued From page 6</p> <p>her cognitive status.</p> <p>Facility Abuse Prevention Policy, adopted 1/2020, shows, "Residents have the right to be free from abuse, neglect, exploitation, misappropriation of property or mistreatment. This includes but is not limited to corporal punishment, involuntary seclusion, and any physical or chemical restraint not required to treat the resident's medical symptoms Exploitation means taking advantage of a resident for personal gain through the use of manipulation, intimidation, threats or coercion "</p> <p>(B)</p>	S9999		