

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>IL6007983</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>C</b> <b>10/02/2024</b>
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NAME OF PROVIDER OR SUPPLIER  <b>BRIA OF CAHOKIA</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>3354 JEROME LANE CAHOKIA, IL 62206</b>
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S 000	Initial Comments  Investigation of Facility Reported Incident dated 9-20-24/IL178581	S 000		
S9999	Final Observations  Statement of Licensure Violations: 300.610a) 300.1210b) 300.3210t)  Section 300.610 Resident Care Policies  a) The facility shall have written policies and procedures governing all services provided by the facility. The written policies and procedures shall be formulated by a Resident Care Policy Committee consisting of at least the administrator, the advisory physician or the medical advisory committee, and representatives of nursing and other services in the facility. The policies shall comply with the Act and this Part. The written policies shall be followed in operating the facility and shall be reviewed at least annually by this committee, documented by written, signed and dated minutes of the meeting.  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	S9999		

Illinois Department of Public Health  
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE  
Electronically Signed

TITLE

(X6) DATE  
10/14/24

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S9999	<p>Continued From page 1</p> <p>care needs of the resident.</p> <p>Section 300.3210 General</p> <p>t) The facility shall ensure that residents are not subjected to physical, verbal, sexual or psychological abuse, neglect, exploitation, or misappropriation of property.</p> <p>These requirements were not met as evidenced by:</p> <p>Based on observation, interview and record review the facility failed to ensure that residents are free from sexual abuse for 2 of 3 residents (R3, R4) reviewed for sexual abuse in the sample of 10. The failure resulted in R4 touching R3 in a sexual manner without R3's consent causing R3 to trigger memories of past sexual traumas, feelings of fear, worthless, being dirty with increased showering, and attempting to avoid R4 as he remains in the facility.</p> <p>The findings include:</p> <p>1. R3's Care Plan, dated 4/1/2024, documents ABUSE: (R3) is at risk for abuse and neglect r/t (related to) hypertension, hld (Hyperlipidemia), COPD (Chronic Obstructive Pulmonary disease), Psychosis, anxiety, hydrocephalus, and Schizophrenia. 9/23-inappropriate behavior received. It continues 9/23- res (resident) room moved. Assure resident that he/she is in a safe and secure environment with caring professionals. Explain that psychosocial adjustment is often facilitated by developing a trusting relationship with another person (i.e., social worker, nurse, CNA, peer) and by verbalizing thoughts, needs and feelings. Establish a counseling schedule with resident.</p>	S9999		

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S9999	<p>Continued From page 2</p> <p>Encourage the resident to verbalize/share thoughts, anxieties, fears, concerns, and general feelings. Observe the resident for signs of fear and insecurity during delivery of care. Take steps to calm the resident and help him/her feel safe. Review assessment information. Emphasize treatment of casual factors and/or interventions designed to moderate/reduce symptoms (make treatment of compulsive behavior, substance abuse, anger, and mental health issues available to the resident, as indicated).</p> <p>R3's Minimum Data Set (MDS), dated 9/18/2024, documents that R3 is cognitively intact.</p> <p>R3's Progress Notes, dated 9/23/2024 at 2:29 PM, documents Nurses Notes Note Text: On the night of 09/20/2024, patient (R4) entered (Room and bed of R3) where (R3) was sleeping. According to (R3), (R4), woke her up touched her leg and knee, hugged her he then proceeded and touched her genital area, (R3) told (R4) to stop. (R4) was wearing pajama pants, he then walked away after (R3) said No. Following this incident, patient (R4) has been placed on 1:1 observation to monitor his behavior and prevent further incidents. (R3) was moved to a different hall to room 18-1 that she had previously requested, patient stated no such incident had ever happened in the facility, family was notified of the incident, Psych NP (V6) was made aware, and Md (medical doctor) was made aware. Administrator was notified of the incident. Patient had head to toe done by (V7) pupils reactive, no complains of pain or discomfort, no bruising was noted on head to toes assessment. Resident was alert and oriented x3. Patient v/s (vital signs) 117/83 (blood pressure),95 (respirations) ,98.1 (temperature in Fahrenheit),98% (blood oxygen saturation levels). Patient was referred to psych</p>	S9999		

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S9999	<p>Continued From page 3</p> <p>social to get assistance to dealing with traumatic events. Patient is calm and cooperative. Nurse continues to monitor patient through the shift."</p> <p>R3's Progress Note, dated 9/23/2024 2:56 PM, documents Nurse Practitioner Narrative/Physician Assistant Relevant Content: Therapist met with patient for ongoing psychotherapy. Patient continues to have concerns over her health and with current living situation. Patient shared with therapist that she had been awakened in the night on Friday night (9/20/24) by a male resident. Patient reports that this resident sat on her bed and touched her inappropriately. Patient states that she initially did not report it because she was afraid of being dismissed or invalidated. She states that she did report the incident to Social Services today. Patient shared with therapist how this incident brought up past trauma and abuse issues for her. Therapist provided safe space for patient to express her feelings as well as interactive feedback and emotional support. While with patient, (V1) came into the room to let patient know that she would be moved to a different hallway. Explored the themes with patient that she is innocent of any wrongdoing and that she did the right thing by speaking out. Patient appeared to be relieved to be moving to a different room where she voices, she will feel more safe. Voiced understanding and empathy for patient during a difficult time and encouraged patient toward treatment goals. Will continue with ongoing therapy twice weekly.</p> <p>R3's Progress Note, dated 9/30/2024, documents Relevant Content: Therapist met with patient for ongoing psychotherapy. Patient continues to have concerns over her health. Patient recently moved to a new room due to an incident with another resident. She shared concerns about the</p>	S9999		

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S9999	<p>Continued From page 4</p> <p>adjustment to new room/roommate including managing TV, who comes in the room, and a change in where she is allowed to take a shower. Therapist allowed for safe expression of feelings and concerns by patient. Patient and therapist continue to process feelings related to recent incident and the trauma history that has resurfaced from the incident. Continued to support and validate feelings of patient. Encouraged patient to have compassion with herself with recent incident as well as her change in room/roommate. Will continue with ongoing therapy twice weekly.</p> <p>On 9/23/2024 at 12:30 PM R3 stated that she was sleep in her room and at about 11:44 PM she was awakened by R4. R3 stated that R4 had his hand on the inside of her leg above her knee. R3 stated that she asked what he was doing and R4 said he was checking to see if R3 was ok. R3 stated that R4 then sat on her bed. R3 stated that R4 leaned in, hugged her, and grabbed her vaginal area. R3 stated that she had on her pajama pants. R3 stated that she felt his hand on her through the pants. R3 stated that she yelled No and R4 got up and left her room. R3 stated that she feels dirty and have started taking long showers. R3 stated that she is afraid. R3 stated that this caused her to relive childhood abuse trauma. R3 stated that R4 is still in the facility, and she goes in the opposite direction when she sees him or tries to stay away from any area. R3 stated that she has PTSD (Post Traumatic Stress Disorder) from her childhood trauma, and this just brought up all those feelings and fears. R3 stated that she did not want to be touched by R4. R3 stated that she felt uncomfortable. R3 stated that she doesn't know what is wrong with her that R4 would do that to her.</p>	S9999		

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S9999	<p>Continued From page 5</p> <p>R4's Care Plan, dated 5/31/2023, documents ABUSE: At risk for abuse and neglect r/t his Dx of Schizophrenia. 5/22/23 Resident was accused of inappropriate behavior with a peer. 9/23-inappropriate behavior towards another resident. It continues 9/23 1 to 1.</p> <p>R4's MDS, dated 8/27/2024, documents that R4 is cognitively intact.</p> <p>R4's Progress Note, dated 9/23/2024 3:35 PM, documents Nurses Notes Note Text: On the night of 09/20/2024, patient (R4) entered (R3's room), where a female patient was sleeping. According to (R4) he walked into the room late at night while the lights were on. (R4) stated that he sat by the female patient's bed and noticed that she was asleep. (R4) admitted that he touched her knee and leg, which caused the female patient (R3) to wake up. R4 then gave her a hug which he states the patient requested, and afterward, he left the room. (R4) states the patient did not say anything during the encounter. (R4) denied touching patient on the genital area. (R4) expressed regret for his actions, stating that he lost control and does not know why he acted in that manner. He apologized for his behavior, acknowledging that it was inappropriate. Following this incident, patient (R4) has been placed on 1:1 observation to monitor his behavior and prevent further incidents.</p> <p>R4's Physician's Order, with revision date of 9/25/24, documented "1:1 observation, enhanced monitoring dt (due to) behaviors."</p> <p>R4's Progress Note, dated 9/24/2024 at 12:50 PM, documents Psychotropic Notes Late Entry: Note Text: Update obtained from patient and staff. Patient pleasant and cooperative with</p>	S9999		

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S9999	<p>Continued From page 6</p> <p>assessment. Staff report that patient recently entered a female patient's room and initiated contact with her but denied touching her genital reason but did give her a consensual hug. Patient counseled on the impropriety of the situation and counseled that he may need to be transferred to a different facility with a more separate male wing. Patient endorsed understanding of possible repercussion. Patient continues to deny SI's/HI's, appetite changes, anxiety, depression, sleep disturbances, or auditory/visual hallucinations. Patient diagnosed with paranoid schizophrenia, disorganized schizophrenia, and MDD.</p> <p>On 9/30/2024, at 10:40 AM and 1:15 PM, R4 was seen, and staff were providing 1:1 observation of R4.</p> <p>On 9/30/2024 at 11:08 AM R4 stated that he knows that he is not supposed to go in the female rooms. R4 stated that he did go in R3's room. R4 stated that the light was on. R4 stated that it was somewhere around 1100, 1130. R4 stated that there was no staff on the hall. R4 stated that there is usually staff on the hall, but it wasn't that night. R4 stated that he went into R3's room and woke her. R4 stated that he sat on the side of R3's bed. R4 stated that he hugged R3 and touched her on the inside of her leg, thigh area and knee and R3 told him to stop, and he did. R4 stated that it didn't matter what he wanted to happen she said stop and he did. R4 stated that it was his fault he shouldn't have gone in there, but he did. R4 stated that R3 was nice to him and that they did therapy at the same time, and he was attracted to R3. R3 stated that he did not touch R3's genital area, he did touch inside her leg, but it was his fault that he went into the room he should not have gone in there.</p>	S9999		

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S9999	<p>Continued From page 7</p> <p>On 9/30/2024 at 11:00 AM V4, Social Services Director, stated that R3 notified her of an incident. V4 stated that R3 reported the incident to her on the following Monday. V4 stated that R3 reported that the incident occurred on a Friday. V4 stated that R3 reported that it was at night and that she did not feel comfortable with discussing it with the staff in the psych social. V4 stated that R3 does come and talk with her from time to time and she has built a good rapport with R3. V4 stated that R3 is alert, oriented and able to describe events appropriately. V4 stated that R3 informed her that she was sleep in her room and was awoken by R3. V4 stated that R3 reported that R4 touched R3's leg and sat on the bed. V4 stated that R3 reported that R4 then hugged R3 and then touched her genitals. V4 stated that R3 reported that R3 said No and R4 then left the room. V4 stated that R3 stated that the touch was unwanted by R3.</p> <p>On 9/30/2024 at 2:43 PM V9, Psychosocial Aide, stated that she is familiar with R4. V9 stated that R4 is a sexual man and have had some issues with sexual behavior. V9 stated that she is not aware of him doing anything that is not consensual, but he does have sexual inappropriate behaviors.</p> <p>On 9/30/2024 at 2:57 PM V10, Psychosocial Director, stated that she was made aware of the incident on the following Monday. V10 stated that R3 did not report the event to her. V10 stated that R3 is alert and does not have a history of making up stories. V10 stated that R3 voiced that she wanted a room to move before this happened. V10 stated that she is not aware of R4 having this behavior before.</p> <p>On 9/30/2024 at approximately 2:15 PM V1,</p>	S9999		



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S9999	<p>Continued From page 8</p> <p>Administrator, stated that she could not substantiate the allegation because it's his word against hers. V1 stated that R3 reported that R4 entered room touched her leg, knee and grouped her genitals. V1 stated that R4 admitted that he went in the room, touch R4's knee and hugged R3 but denies touching R3's genitals.</p> <p>On 10/1/2024 at 1:20 PM V1 stated that the policy that was provided is the Abuse Prevention policy.</p> <p>On 10/2/2024 at 1:40 PM V5, License Social Worker, stated that R3 reported to V5 the incident on the following morning. V5 stated that R3 reported that she was sleep in her room and R4 touched her on her leg above her knee. R4 gave her a hug and then reached down to R3's pubic region. V5 stated that she was informed by R3 that she told R4 no and he left the room. V5 stated that she asked R3 why she didn't report the incident earlier and was notified by R3 that she was but when she goes to the psych social, they tell her to be quiet and go away. V5 stated that R3 voiced that she didn't think they would believe her. V5 stated that R3 reported that she did inform the V4. V5 stated that R3 does have a history of childhood trauma and abuse. V5 stated that R3 voiced that this triggered R3 and reminded her of details of the childhood abuse. V5 stated that R3 voiced she it made her feel scared. V5 stated that R3 is religious and believed that a hug that R4 gave her a while ago was R4 being friendly. V5 stated that R3 did indicate that the touch was unwanted. V5 stated that she did see R4 on that same day and R4 admitted to going in room, touching R3's leg and hugging R3 but denies touching R3's genital. V5 stated that she has not witness R4 being sexually inappropriate but have been notified by stated that R4 has had inappropriate sexual behaviors in</p>	S9999		

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S9999	<p>Continued From page 9</p> <p>the past.</p> <p>The facility's Abuse policy, dated 9/2017, documents POLICY: This facility affirms the right of our residents to be free from abuse, neglect, exploitation, misappropriation of property or mistreatment. This facility therefore prohibits abuse, neglect, exploitation, misappropriation of property, and mistreatment of residents. In order to do so, the facility has attempted to establish a resident sensitive and resident secure environment. The purpose of this policy is to assure that the facility is doing all that is within its control to prevent occurrences of abuse, neglect, exploitation, misappropriation of property and mistreatment of residents. Abuse: Abuse means any physical or mental injury or sexual assault inflicted upon a resident other than by accidental means (210 ILCS 45/1-103). Abuse is the willful infliction of injury, unreasonable confinement, intimidation, or punishment with resulting physical harm, pain, or mental anguish to a resident (42 CFR 483.5). This also includes the deprivation by an individual, including a caretaker, of goods or services that are necessary to attain and/or maintain physical, mental, and psychosocial well-being. This assumes that all instances of abuse of residents, even those in a coma, cause physical harm or pain or mental anguish (42 CFR 483.12 Interpretive Guidelines). The term "willful" in the definition of "abuse" means the individual must have acted deliberately, not that the individual must have intended to inflict injury or harm. (42 CFR 483.5). Sexual Abuse includes, but is not limited to, sexual harassment, sexual coercion, or sexual assault by a licensee, Employee, or agent (77 Ill. Adm. Code 300.330). Sexual abuse is non-consensual sexual contact of any type with a resident. (42 CFR 483.5 and 483.12 Interpretive Guidelines).</p>	S9999		

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