

SUMMARY SHEET  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

September 10, 2015

\_\_\_\_\_ ACTION/DECISION

  X   INFORMATION

- I. TITLE: Administrative Orders and Consent Orders issued by Health Regulation.
- II. SUBJECT: Administrative Orders and Consent Orders issued by Health Regulation for the period of July 1, 2015, through July 31, 2015.
- III. FACTS: For the period of July 1, 2015, through July 31, 2015, Health Regulation issued three (3) Consent Orders with a total of thirty-three hundred dollars (\$3,300) in assessed penalties.

<b>Program Area</b>	<b>Health Care Facility or Provider</b>	<b>Administrative Orders</b>	<b>Consent Orders</b>	<b>Assessed Penalties</b>
Bureau of Health Facilities Licensing (BHFL)	Adult Day Care Facility	0	1	\$500
	Hospice Program	0	1	\$800
	Community Residential Care Facility	0	1	\$2,000
TOTAL		0	3	\$3,300

Approved By:

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Shelly Bezanson Kelly  
Director of Health Regulation

HEALTH REGULATION ENFORCEMENT REPORT  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

September 10, 2015

Bureau of Health Facilities Licensing

**1. River Oaks (Community Residential Care Facility) – Port Royal, South Carolina**

Investigation: DHEC conducted a general inspection on May 13, 2014 and a complaint investigation on February 17, 2015. As a result, DHEC determined River Oaks was in violation of Regulation 61-84, *Standards for Licensing Community Residential Care Facilities*.

Violations: River Oaks failed to update residents' individual care plans on at least two occasions. River Oaks retained a resident in need of total care and assistance with all activities of daily living and skilled nursing care. River Oaks also retained a resident with a Foley catheter that could not be independently managed by the resident. In considering an enforcement action for violations of Regulation 61-84, DHEC considers a number of factors including, but not limited to, the conditions and practices at the facility and their impact or potential impact on the health and welfare of the residents and the facility's history of compliance. In addition, DHEC considers the frequency and severity of all violations of Regulation 61-84 cited at the facility over a thirty-six month period of time in determining the dollar amount of the monetary penalty.

Enforcement Action: DHEC invited River Oaks to participate in an enforcement conference, which took place on May 28, 2015. After reaching an agreement at the meeting, the parties executed the Consent Order on July 14, 2015 with a \$2,000 monetary penalty imposed against River Oaks. River Oaks was required to pay \$1,000 of the penalty within the first thirty days of executing the Consent Order.

Prior Sanctions: None.

<b>All Community Residential Care Facilities</b>	<b>TOTAL</b>
Licensed Community Residential Care Facilities (CRCF) in South Carolina	470
Licensed CRCF Beds in South Carolina	17,416
CRCF Resident Rooms in South Carolina	12,576
<b>River Oaks CRCF</b>	<b>TOTAL</b>
Licensed CRCF Beds at River Oaks	62
Resident Rooms at River Oaks	48

## 2. Ginger’s Adult Day Care (Adult Day Care Facility) – North Augusta, Georgia

Investigation: DHEC performed a routine inspection on December 5, 2014, and as a result, DHEC determined Ginger’s Adult Day Care (“the facility”) was in violation of Regulation 61-75, *Standards for Licensing Day Care Facilities for Adults*.

Violations: On at least nine different occasions, the facility had more participants than permitted by its license. DHEC determined the facility’s excessive enrollment of participants during its on-site inspection as well as in reviewing the facility’s attendance sheets. In addition, in the facility’s participant bathroom, the hand sink hot water temperature was observed as reaching 116 degrees Fahrenheit. The hand sinks for in participants’ bathroom are required to have a hot water temperature range only between 100 and 110 degrees Fahrenheit.

In determining an enforcement action for violations of Regulation 61-75, DHEC considers a number of factors including, but not limited to, specific conditions and their impact or potential impact on health, safety or welfare of the participants, the efforts by the facility to correct violations, the overall conditions of the facility, the facility’s history of compliance, and any other pertinent conditions. In addition, DHEC considers the frequency and severity of all violations of Regulation 61-75 cited at the facility over a twenty-four month period of time in determining the dollar amount of the monetary penalty.

Enforcement Action: DHEC invited the facility to participate in an enforcement conference, which took place on June 15, 2015. As a result, the parties executed the Consent Order on July 22, 2015 with a \$500 monetary penalty imposed against the facility to be paid within the first thirty days.

Prior Sanctions: None.

<b>Adult Day Care Facilities</b>	<b>TOTAL</b>
Licensed Adult Day Care (ADC) Facilities in South Carolina	88
Number of ADC Participants in South Carolina	3,805
<b>Ginger’s Adult Day Care</b>	<b>TOTAL</b>
Maximum Number of Participants Permitted by License	5

### 3. Ahava Hospice of Columbia (Hospice Program) – Columbia, South Carolina

Investigation: DHEC conducted a general inspection on April 24, 2015, and as a result of its findings, DHEC determined Ahava was in violation of Regulation 61-78, *Standards for Licensing Hospices*.

Violations: Ahava was serving fifty-seven patients in ten counties for which it was not licensed.

In determining an enforcement action for violations of Regulation 61-78, DHEC considers a number of factors including, but not limited to, the conditions and practices at the hospice program and their impact or potential impact on the health and welfare of the patients, the program's history of compliance, and any other pertinent conditions. In addition, DHEC considers the frequency and severity of all violations of Regulation 61-78 cited at the facility over a thirty-six month period of time in determining the dollar amount of the monetary penalty.

Enforcement Action:

Prior Sanctions: None.

<b>Hospice Programs</b>	<b>TOTAL</b>
Licensed Hospice Programs in South Carolina	91
<b>Hospice Facilities</b>	<b>TOTAL</b>
Licensed Hospice Facilities in South Carolina	12
<b>Ahava Hospice of Columbia (Hospice Program)</b>	<b>TOTAL</b>
Number of Counties Served	34