STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	B089091	A. BUILDING: _____ B. WING _____	C 08/29/2019

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
KARAWAY, LLC	1815 SW WESTWOOD CIRCLE TOPEKA, KS 66604

(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
S 000	INITIAL COMMENTS The following citations represent the findings of an abbreviated survey with complaint investigations 144848, 143052 at the above named home plus facility conducted on 8-27-19, 8-28-19 and 8-29-19.	S 000		
S5026 SS=J	26-42-101 (f) (1) Staff Treatment of residents ANE (f)The administrator or operator shall ensure that all of the following requirements are met: (1) No resident shall be subjected to any of the following: (A) Verbal, mental, sexual, or physical abuse, including corporal punishment and involuntary seclusion; (B) neglect; or (C) exploitation. This REQUIREMENT is not met as evidenced by: 26-42-101(f)(1)(C) The facility reported a census of 5 residents. The sample included 2 residents. Based on record review and interview for 1 (#3) sampled resident. the operator failed to ensure that no resident was subjected to exploitation, when an individual not employed by the facility/related to the operator (#BB) used the resident's debit card to make repeated, unauthorized purchases from an online website (Amazon). Findings included: - Record review for resident #3 recorded admission date of 1/21/19, with diagnosis	S5026		

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE | TITLE | (X6) DATE

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S5026	Continued From page 1	S5026		

including: Obstructive Pulmonary Disease, Diabetes Mellitus 2, hypertension, hypothyroidism, hyperlipidemia and hypokalemia.

Functional capacity screen (FCS) dated 1/21/19 recorded resident is fully cognitive with no communications difficulties.

Negotiated Service Agreement (NSA) dated 1/21/19 recorded extensive assist with activities of daily living and home health for physical and occupational therapy.

Personal Care Service Plan (HCSP) dated 1/21/19 recorded resident had left sided weakness, no feeling in left side related to stroke, wore a heart monitor. Staff to provide physical assistance with bathing, toileting, ambulation, wheel chair/walker and lift on stairs.

Interview on 8/27/19 at 10:40am with resident #3 confirmed #BB (individual not employed by the facility /related to the operator used her debit card for unauthorized purchases on Amazon (online store). Resident stated "(#BB) had no permission from me ...he/she comes in my room and on my deck when I am downstairs eating. Further stated (#BB) "steals our cigarettes and sells them." Resident #3 stated, her rent check and a payment on a credit account for clothing. "I'm more hurt by what he/she did. He/she treated me like a second mom, I treated him/her like a second son/daughter." Resident #3 stated (#BB) wanted to order his/her (family member) a $3.50 phone card and a $2.00 one for him/herself, I was putting it on my card number ...#BB was supposed to pay me back ...he/she must have been watching when I entered the numbers." Resident #3 stated [Operator #A] knew about the transactions and told resident #3 to "just let me

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S5026	Continued From page 2	S5026		

know how much it is and I'll pay you back." Resident #3 confirmed she had not given Operator #A the bill yet because "he/she's so busy." Resident #3 further stated "I've caught (#BB) going through my dresser a whole lot of times." Resident #3 stated she has a new knob/lock for her door, but it hasn't been put on yet. Stated last time (#BB) was in the building was yesterday (8/26/19).

Interview on 8/27/19 at 11:40am with certified staff #D stated, "(#BB) comes in daily. He/she comes in every day I am here."

Interview on 8/27/19 at 11:51am with Operator #A stated (#BB) gave (Resident #3) a gift card and they ordered phone cases online, it (gift card) was given to (#BB) for his/her birthday." He/she stated, somebody came here from a state office because they said it was reported Resident #3's debit card was used by (#BB) and (#BB) did not pay resident #3 for the things that were ordered, so they came here to investigate.

Operator #A stated he/she did not know about it (card use) until the [state investigator] told him/her (on 8-13-19). Stated, "They were here investigating (#BB) because it was reported (resident #3)'s card was used, and (#BB) did not pay her for the things that were ordered." Operator #A stated (#BB) gave (resident #3) a gift card (in exchange) for the purchases.

Resident debit card account history from 7/1/19 to 8/15/19 recorded 15 purchases Resident #3 stated were made by (#BB) without her permission: purchases started on 7/27/19 ended 8/7/19, in amounts ranging from $3.49 to $13.98. Amounts totaled $159.62.

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S5026	Continued From page 3 Interview on 8/28/19 at 2:18pm, via phone with operator #A, stated state investigators from adult protective services investigated it. (They) interviewed (#BB) and told me (#BB) had made some purchases with (resident #3)'s card and they asked what kind of things had been delivered; I told them a coffee mug and a lighter. Operator #A confirmed the items had been delivered to the facility. Further confirmed (#BB) was last at the facility on Monday, August 26, 2019. "He/she didn't go upstairs, just went into the basement with me. We left together." Stated (#BB) has not been back in the house since Monday. Facility policy on Abuse, neglect and exploitation recorded: "In the event of a reported case of abuse, neglect or exploitation, [facility] will report the incident within 24 hours to the KDADS (Kansas Department of Aging and disability services) in the state of Kansas and immediately initiate an investigation. [facility] will take immediate measures to prevent further abuse, neglect or exploitation while the investigation is in progress, including as necessary prohibiting contact between the resident and the alleged source of the violation." APS report dated:8/16/19 at 2:31pm recorded: On 8/13/19 at 3:21pm [social worker] interviewed (#BB) ... . (#BB) said he/she used her (resident #3) card for a few things ordered from Amazon without Resident #3's permission .... He/she did take a picture of the debit card. He/she also took other items from Resident #3's room starting about a month ago. Operator #A failed to prevent #BB from visiting the facility after 8-13-19 when he/she was notified of the exploitation. This failure placed all	S5026		

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S5026	Continued From page 4 residents in immediate jeopardy. Operator #A was notified of the jeopardy on 8-27-19. The jeopardy was removed when the operator provided a written plan to prevent further exploitation on 8/27/19 at 1:18pm. Notarized written plan recorded the following: I, (Operator #A) will not allow (#BB) on the property/facility at [facility address] beginning August 27, 2019. (Resident #3) will be reimbursed for all unauthorized purchases made by (#BB) by the end of September 2019. For all residents of the facility, the operator failed to ensure that no resident was subjected to exploitation, when an individual not employed by the facility/related to the operator (#BB) used Resident #3's debit card to make repeated, unauthorized purchases from an online website (Amazon).	S5026		
S5028 SS=D	26-42-101 (f) (3) Staff Treatment of Residents Reporting (f) (3) Each allegation of abuse, neglect, or exploitation shall be reported to the administrator or operator of the home as soon as staff is aware of the allegation and to the department within 24 hours. The administrator or operator shall ensure that all of the following requirements are met: (A) An investigation shall be started when the administrator or operator, or the designee, receives notification of an alleged violation. (B) Immediate measures shall be taken to prevent further potential abuse, neglect, or exploitation while the investigation is in progress. (C) Each alleged violation shall be thoroughly investigated within five working days of the initial report. Results of the investigation shall be	S5028		

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S5028	Continued From page 5 reported to the administrator or operator. (D) Appropriate corrective action shall be taken if the alleged violation is verified. (E) The department ' s complaint investigation report shall be completed and submitted to the department within five working days of the initial report. (F) A written record shall be maintained of each investigation of reported abuse, neglect, or exploitation. This REQUIREMENT is not met as evidenced by: KAR 26-42-101 (f) (3) The facility reported a census of 5 residents. The sample included 2 residents. Based on record review and interview for 1(#3) sampled resident, the operator failed to ensure that allegation of exploitation was reported to the department within 24 hours, an investigation was started when the operator was notified of an alleged violation, each allegation was thoroughly investigated, and appropriate corrective action was taken. Findings included: - Record review for resident #3 recorded admission date of 1/21/19, with diagnosis including: Obstructive Pulmonary Disease, Diabetes Mellitus 2, hypertension, hypothyroidism, hyperlipidemia and hypokalemia. Functional capacity screen (FCS) dated 1/21/19 recorded resident is fully cognitive with no communications difficulties.	S5028		

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S5028	Continued From page 6	S5028		

Negotiated Service Agreement (NSA) dated 1/21/19 recorded extensive assist with activities of daily living and home health for physical and occupational therapy.

Interview on 8/27/19 at 10:40am with resident #3 confirmed #BB (individual not employed by the facility /related to the operator used her debit card for unauthorized purchases on Amazon (online store). Resident stated "(#BB) had no permission from me ...he/she comes in my room and on my deck when I am downstairs eating. Further stated (#BB) "steals our cigarettes and sells to them." Resident #3 stated, her rent check and a payment on a credit account for clothing. "I'm more hurt by what he/she did. He/she treated me like a second mom, I treated him/her like a second son/daughter." Resident #3 stated (#BB) wanted to order his/her (family member) a $3.50 phone card and a $2.00 one for him/herself, I was putting it on my card number ...#BB was supposed to pay me back ...he/she must have been watching when I entered the numbers." Resident #3 stated [Operator #A] knew about the transactions and told resident #3 to "just let me know how much it is and I'll pay you back." Resident #3 confirmed she had not given Operator #A the bill yet because "he/she's so busy." Resident #3 further stated "I've caught (#BB) going through my dresser a whole lot of times." Resident #3 stated she has a new knob/lock for her door, but it hasn't been put on yet. Stated last time (#BB) was in the building was yesterday (8/26/19).

Interview on 8/27/19 at 11:40am with certified staff #D stated, "(#BB) comes in daily. He/she comes in every day I am here."

Interview on 8/27/19 at 11:51 am with Operator

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S5028	Continued From page 7	S5028		

#A stated he/she did not know about it (card use) until the [state investigator] told him/her (on 8-13-19). Stated, "They were here investigating (#BB) because it was reported (resident #3)'s card was used, and (#BB) did not pay her for the things that were ordered." Confirmed he/she failed to report the exploitation to the department after the investigator notified him/her of the allegations.

(Note: Resident debit card account history from 7/1/19 to 8/15/19 recorded 15 purchases Resident #3 stated were made by (#BB) without her permission: purchases started on 7/27/19 ended 8/7/19, in amounts ranging from $3.49 to $13.98. Amounts totaled $159.62.)

Interview on 8/28/19 at 2:18pm, via phone with operator #A confirmed (#BB) was last at the facility on Monday, August 26, 2019. "He/she didn't go upstairs, just went into the basement with me. We left together." Stated (#BB) has not been back in the house since Monday but that he/she had continued to come to the house after he/she was aware of the allegations.

Facility policy on Abuse, neglect and exploitation recorded: "In the event of a reported case of abuse, neglect or exploitation, [facility] will report the incident within 24 hours to the KDADS (Kansas Department of Aging and disability services) in the state of Kansas and immediately initiate an investigation. [facility] will take immediate measures to prevent further abuse, neglect or exploitation while the investigation is in progress, including as necessary prohibiting contact between the resident and the alleged source of the violation."

APS report dated:8/16/19 at 2:31pm recorded:

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S5028	Continued From page 8 On 8/13/19 at 3:21pm [social worker] interviewed (#BB) ... . (#BB) said he/she used her (resident #3) card for a few things ordered from Amazon without Resident #3's permission .... He/she did take a picture of the debit card. He/she also took other items from Resident #3's room starting about a month ago. For resident #3 the operator failed to ensure that an allegation of exploitation was reported to the department within 24 hours. The operator further failed to ensure an investigation was started with immediate measures taken to prevent further exploitation while the investigation was in progress.	S5028		