

Illinois Department of Public Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: IL6008775	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 12/12/2023
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NAME OF PROVIDER OR SUPPLIER SPANISH OAKS CENTER	STREET ADDRESS, CITY, STATE, ZIP CODE 223 WEST VIENNA, P.O. BOX 118 ANNA, IL 62906
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(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 Annual Licensure Survey	S 000		
S9999	<p>Final Observations</p> <p>Statement of Licensure Violations I of II: 330.715a)</p> <p>Section 330.715 Request for Resident Criminal History Record Information</p> <p>a) A facility shall, within 24 hours after admission of a resident, request a criminal history background check pursuant to the Uniform Conviction Information Act (UCIA) for all persons 18 or older seeking admission to the facility, unless a background check was initiated by a hospital pursuant to the Hospital Licensing Act. Background checks shall be based on the resident's name, date of birth, and other identifiers as required by the Department of State Police. (Section 2-201.5(b) of the Act)</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on interview and record review the facility failed to ensure background checks were completed on all new residents admitted to the facility for 1 of 5 (R2) residents reviewed for Identified Offender Status in the sample of 5.</p> <p>Findings Include:</p> <p>R2's Admission Sheet documents R2 was admitted to the facility on 9/20/23 with diagnoses that include schizoaffective disorder, history of</p>	S9999	<p>Attachment A Statement of Licensure Violations</p>	

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>seizures, and hypertension. R2's Admission Sheet documents under Reason for Admission or Referral Problem, "unable to care for self w/o (without) supervision, unable to continue to live w/ (with) family."</p> <p>R2's Criminal History Analysis Report dated 5/10/2016 documents R2 as an identified offender. This same report documents under, "The information provided and reviewed supports the following risk assessment and security recommendations for the residents named above (R2)," documents R2 as a Moderate Risk.</p> <p>On 12/12/23 at 2:32 PM, V1 (Administrator) stated R2 lived at the facility in the past and discharged to home to live with her family in the community. V1 stated it didn't work for R2, so she readmitted to the facility after living with her family in the community for about 6 months.</p> <p>On 12/12/23 at 1:54 PM, V2 (Assistant Administrator) stated they did not do new background checks on R2 when she readmitted to the facility.</p> <p>The facility Policy and Procedure: Criminal Background Checks/Sex Offender Checks dated 12/11/20 documents, "In keeping with Illinois Department of Public Health rules and regulations, it is the policy of this facility to submit a request for resident criminal history record from the Illinois State Police for all persons residing in this facility. And to check the National Sex Offender Registry website as well as the Illinois Sex Offender registration website and the Illinois Department of Corrections sex registrant search page, to determine if the individual is listed as a registered sex offender."</p>	S9999		

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S9999	<p>Continued From page 2</p> <p>"AW"</p> <p>Statement of Licensure Violations II of II: 330.911</p> <p>Section 330.911 Health Care Worker Background Check A facility shall comply with the Health Care Worker Background Check Act [225 ILCS 46] and the Health Care Worker Background Check Code (77 Ill. Adm. Code 955).</p> <p>This REQUIREMENT is not met as evidenced by:</p> <p>Based on interview and record review the facility failed to ensure employee background checks were completed as required and failed to ensure no employees were working at the facility with disqualifying offenses documented on their background check. This failure has the potential to affect all 29 residents residing at the facility.</p> <p>Findings Include:</p> <p>1. The untitled handwritten employee list with hire dates, dated 12/12/23 documents V9's date of hire as 4/30/23. V9's background checks provided to this surveyor by the facility does not document any of the Department of Correction background checks. V9's UCIA background check documents V9 was charged and convicted of statute citation 720 ILCS 5.0/12-3-A-2 (Battery/Makes Physical Contact).</p> <p>According to the website Disqualifying Convictions (illinois.gov) citation 720 ILCS 5/12-3</p>	S9999		

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S9999	<p>Continued From page 3</p> <p>(Battery) and 720 ILCS 5/12-3.2 (Domestic Batter) are disqualifying offenses.</p> <p>On 12/12/23 at 1:54 PM, V2 (Assistant Administrator) stated she wasn't aware the charges against V9 were disqualifying offenses. V2 stated she was aware of the offenses and since they didn't believe they were disqualifying offenses because it was a domestic battery between V9 and her husband they allowed V9 to continue her employment at the facility. V2 stated she hadn't done any of the required Department of Corrections background checks on the employees working at the facility.</p> <p>2. The untitled handwritten employee list with hire dates dated 12/12/23 documents V5's (dietary) date of hire as 12/4/23. V5's undated Health Care Worker Registry Check provided to this surveyor on 12/12/23 does not document any of the required background checks. This report only documents V5's identifying information such as name, sex, race, height, and eye color. The facility did not have any reproducible evidence of sex offender checks or Department of Correction checks for V5.</p> <p>On 12/12/23 at 1:54 PM, V2 (Assistant Administrator) stated V5 was recently hired, and they are waiting on his background check to come back. When asked about V5's sex offender checks, V2 stated she didn't print them out, but she did check them. This indicates the facility did not have reproducible evidence V5's sex offender checks were completed as required.</p> <p>3. The untitled handwritten employee list with hire dates dated 12/12/23 documents V6's (care giver/cook) date of hire as 9/2/2019. V6's background checks provided to this surveyor by</p>	S9999		

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S9999	<p>Continued From page 4</p> <p>the facility does not include Department of Correction background checks.</p> <p>4. The untitled handwritten employee list with hire dates dated 12/12/23 documents V7's (care giver) date of hire as 6/27/2004. V7's background checks provided to this surveyor by the facility does not include Department of Correction background checks.</p> <p>5. The untitled handwritten employee list with hire dates, dated 12/12/23 documents V8's (care giver) date of hire as 7/6/2001. V8's background checks provided to this surveyor by the facility does not include Department of Correction background checks.</p> <p>The undated facility Room and Bed resident roster documents 29 residents currently reside at the facility.</p> <p>The facility Policy and Procedure: Employee Background Checks dated 12/11/17 documents, "In keeping with IDPH (Illinois Department of Public Health) rules and regulations, it is the policy of the is (sic) facility to submit a request for criminal history record from the state of Illinois State Police for all new employees within 48 hours of the date of hire. With a fingerprint criminal background check to follow for any inconclusive results. Addendum: 1/5/22 As well as the Criminal History request from the ISP (Illinois State Police), the National Sex Offender Registry, Illinois Department of Corrections offender site, as well as the Illinois Health Care Worker Registry will be checked for each new employee."</p> <p>"C"</p>	S9999		