

STATEMENT OF DEFICIENCIES & PLAN OF CORRECTION <b>Biennial Survey</b>		Date Completed: 5/20/2024
Name of Facility: Birch Grove Administrator: Shane Ashe LEVEL III RESIDENTIAL CARE FACILITY Census: 3 Total Capacity: 4		Address: 26 Old Lisbon Rd Lewiston, ME, 04240
<b>Summary Statement of Deficiencies</b>	<b>Plan of Correction</b>	<b>Completion Date</b>

Birch Grove, a level III Residential Care Facility, is not in substantial compliance with Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Level III Residential Care Facilities, Part of 10-144, Chapter 113. 58

**Section 5**

**Resident Rights**

**5.12 Right to confidentiality.** Residents’ records and information pertaining to their personal, medical and mental health status is confidential. Residents and their legal representatives shall have access to all records pertaining to the resident at reasonable times, in the presence of the provider or his/her representative, within one (1) business day of the request. Residents and their legal representatives are entitled to have copies made of their record within one (1) business day of the request. The licensee and employees shall have access to confidential information about each resident only to the extent needed to carry out the requirements of the licensing regulations or as authorized by any other applicable state or federal law. The written consent of the resident or his/her legal representative shall be required for release of information to any other persons except authorized representatives of the Department or the Long Term Care Ombudsman Program. The Department shall have access to these records for determining compliance with these regulations. Records shall not be removed from facility, except as may be necessary to carry out these regulations. Upon admission, each resident shall sign and date a written consent which lists individuals, groups, or categories of individuals with whom the program may share information (e.g., sons, daughters, family members or duly authorized licensed practitioners, etc.). A written consent to release of information shall be renewed and time dated every thirty (30)



Summary Statement of Deficiencies	Plan of Correction	Completion Date
-----------------------------------	--------------------	-----------------

months, pursuant to 22 M.R.S.A. §1711-C (4). Consent may be withdrawn at any time. *[Class IV]*

This has not been met as evidenced by:

Based on observation and interview, the program failed to ensure that updated Releases of Information were present in the facility for Resident #1

Findings:

On 05/20/2024 at 11:30am, Surveyor reviewed the historical documents for Resident#1. Surveyor found that the Releases of Information were outdated, and the most recent Release for Resident #1 was dated for 7/10/2021. An interview was conducted with the Program Manager at 11:45am to review the finding.