

Pursuant to T.C.A. §68-11-801, the Commissioner has the authority to impose civil monetary penalties upon deficient nursing homes. Further, pursuant to T.C.A. §68-11-802, the Commissioner has the authority to impose a Type A Civil Monetary Penalty upon a nursing home when the penalty assessment is accompanied by an Order suspending admissions pursuant to T.C.A. §68-11-207(b).

Based upon the surveyors' findings and recommendations, the Commissioner has exercised the authority to suspend admissions to the facility, effective March 22, 2018, at 5:00 p.m. Further, the Commissioner has concluded that a Type A Civil Monetary Penalty should be imposed upon this facility.

The facility was orally advised and provided written notification of the possible imposition of a Type A Civil Monetary Penalty when surveyors exit the facility on March 6, 2018 and by letter from the Commissioner dated March 22, 2018 in conjunction with the Commissioner's notification of the Suspension of Admissions imposed upon the facility, appended hereto as Attachment 1.

FACTS

A detailed statement describing the findings of the survey with particularity and citing the law with specificity, pertaining to the Suspension of Admissions and the assessment of a Type A Civil Monetary Penalty, is appended hereto as Attachment 2 and incorporated by reference herein. Attachment 2 is the licensure "Statement of Deficiencies" compiled by the surveyors upon completion of the survey.

SUSPENSION OF ADMISSIONS AND ASSESSMENT OF TYPE A CIVIL MONETARY PENALTY

Therefore, pursuant to T.C.A. §§68-11-207(b) and based upon the aforementioned facts and incorporated by reference herein, the Commissioner has ordered that the admission of new residents at **FAMILY MINISTRIES** be suspended, effective on March 22, 2018 at 5:00 p.m. Pursuant to T.C.A. §§68-11-801 and 68-11-802, the Commissioner hereby assesses three (3) Type A civil monetary penalties in the amount of three thousand dollars (\$3,000.00) for the standard of Basic Services [Nursing Services}, and one thousand five hundred dollars (\$1,500.00) each for the standards of Basic Services [Medical Records] and Basic Services [Pharmaceutical Services] against **FAMILY MINISTRIES** for a total of six thousand dollars (\$6,000.00).

The violations which the Commissioner considers to be detrimental to the health, safety, or welfare of the residents are the serious violations of, Basic Services – [Nursing Services], Basic Services – [Medical Records] and Basic Services – [Pharmaceutical Services].

In order for this Suspension of Admissions to be lifted, the cited conditions must be corrected so as to remove the detriment to the health, safety, or welfare of the residents, as verified by a follow-up survey of the facility conducted by the Department.

Pursuant to T.C.A. §68-11-221, which provides that whenever admissions at a health care facility are suspended under the authority of T.C.A. §68-11-207, the Commissioner shall appoint one or more special monitors if the deficiencies threaten serious bodily harm to the residents at the facility, the Commissioner hereby appoints a monitor or monitors to be present in the facility for a minimum of twenty (20) hours per week in order to observe the operation of the facility and to submit written reports on the operations of the

facility to the Department. The monitor(s) shall have the power to observe and review all of the facility's operations with attention to those aspects for which the Suspension of Admissions was imposed. The facility shall be liable for the cost of the special monitor(s) until it is determined by the Department that all the deficiencies which caused the appointment of the monitor(s) have been corrected.


The facility's attention is directed to the statement of its rights in this matter, appended hereto as Attachment 3.

The facility is hereby ordered to post a copy of this Notice and Order, pursuant to the rules of the Board for Licensing Health Care Facilities Rule 1200-08-11-.03(5) upon the public entrance doors of the facility and prominently display it there for so long as it remains effective. During the Suspension of Admissions, the facility shall inform any person who inquires about the admission of a new resident of the provisions of the order and make a copy of the order available.

This Suspension of Admissions became effective at 5:00 p.m. on March 22, 2018 and continues as effective.

This assessment of three (3) Type A Civil Monetary Penalties in the amount of \$6,000.00 shall go into effect on the 22nd day of March 2018.

Entered this 22nd day of March 2018.


John J. Dreyzehner, MD, MPH, FACOEM
Commissioner