



Protecting, Maintaining and Improving the Health of All Minnesotans

Electronically Delivered

July 25, 2023

Licensee

Madonna Towers Of Rochester
4001 19th Avenue Northwest
Rochester, MN 55901

RE: Project Number(s) SL20211015

Dear Licensee:

The Minnesota Department of Health (MDH) completed a survey on June 28, 2023, for the purpose of evaluating and assessing compliance with state licensing statutes. At the time of the survey, the MDH noted violations of the laws pursuant to Minnesota Statute, Chapter 144G, Minnesota Food Code, Minnesota Rules Chapter 4626, Minnesota Statute 626.5572 and/or Minnesota Statute Chapter 260E.

STATE CORRECTION ORDERS

The enclosed State Form documents the state correction orders. The MDH documents state licensing correction orders using federal software. Tag numbers are assigned to Minnesota state statutes for Assisted Living Facilities. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state statute number and the corresponding text of the state statute out of compliance are listed in the "Summary Statement of Deficiencies" column. This column also includes the findings that are in violation of the state statute after the statement, "This MN Requirement is not met as evidenced by . . ."

In accordance with Minn. Stat. § 144G.31 Subd. 4, MDH may assess fines and enforcement actions based on the level and scope of the violations; **however, no immediate fines are assessed for this survey of your facility.**

DOCUMENTATION OF ACTION TO COMPLY

In accordance with Minn. Stat. § 144G.30, Subd. 5(c), the licensee must document actions taken to comply with the correction orders within the time period outlined on the state form; however, plans of correction are not required to be submitted for approval.

The correction order documentation should include the following:

- Identify how the area(s) of noncompliance was corrected related to the resident(s)/employee(s) identified in the correction order.
- Identify how the area(s) of noncompliance was corrected for all of the provider's resident(s)/employees that may be affected by the noncompliance.
- Identify what changes to your systems and practices were made to ensure compliance with the specific statute(s).

CORRECTION ORDER RECONSIDERATION PROCESS

In accordance with Minn. Stat. § 144G.32, Subd. 2, you may challenge the correction order(s) issued, including the level and scope, and any fine assessed through the correction order reconsideration process. The request for reconsideration must be in writing and received by the MDH within 15 calendar days of the correction order receipt date.

A state correction order under Minn. Stat. § 144G.91, Subd. 8, Free from Maltreatment is associated with a maltreatment determination by the Office of Health Facility Complaints. If maltreatment is substantiated, you will receive a separate letter with the reconsideration process under Minn. Stat. § 626.557.

Please email reconsideration requests to: **Health.HRD.Appeals@state.mn.us**. Please attach this letter as part of your reconsideration request. Please clearly indicate which tag(s) you are contesting and submit information supporting your position(s).

Please address your cover letter for reconsideration requests to:

Reconsideration Unit
Health Regulation Division
Minnesota Department of Health
P.O. Box 64970
85 East Seventh Place
St. Paul, MN 55164-0970

You are encouraged to retain this document for your records. It is your responsibility to share the information contained in the letter and state form with your organization's Governing Body.

If you have any questions, please contact me.

Sincerely,



Jodi Johnson, Supervisor
State Evaluation Team
Email: jodi.johnson@state.mn.us
Telephone: 507-344-2730 Fax: 651-281-9796

PMB

Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20211	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 06/28/2023
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NAME OF PROVIDER OR SUPPLIER MADONNA TOWERS OF ROCHESTER	STREET ADDRESS, CITY, STATE, ZIP CODE 4001 19TH AVE NW ROCHESTER, MN 55901
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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
0 000	<p>Initial Comments</p> <p>*****ATTENTION*****</p> <p>ASSISTED LIVING PROVIDER LICENSING CORRECTION ORDER(S)</p> <p>In accordance with Minnesota Statutes, section 144G.08 to 144G.95, these correction orders are issued pursuant to a survey.</p> <p>Determination of whether violations are corrected requires compliance with all requirements provided at the Statute number indicated below. When Minnesota Statute contains several items, failure to comply with any of the items will be considered lack of compliance.</p> <p>INITIAL COMMENTS: SL20211015</p> <p>On June 26, 2023, through June 28, 2023, the Minnesota Department of Health conducted a survey at the above provider, and the following correction orders are issued. At the time of the survey, there were 100 active residents; 40 receiving services under the Assisted Living with Dementia Care license.</p>	0 000	<p>Minnesota Department of Health is documenting the State Correction Orders using federal software. Tag numbers have been assigned to Minnesota State Statutes for Assisted Living License Providers. The assigned tag number appears in the far left column entitled "ID Prefix Tag." The state Statute number and the corresponding text of the state Statute out of compliance is listed in the "Summary Statement of Deficiencies" column. This column also includes the findings which are in violation of the state requirement after the statement, "This Minnesota requirement is not met as evidenced by." Following the surveyors' findings is the Time Period for Correction.</p> <p>PLEASE DISREGARD THE HEADING OF THE FOURTH COLUMN WHICH STATES, "PROVIDER'S PLAN OF CORRECTION." THIS APPLIES TO FEDERAL DEFICIENCIES ONLY. THIS WILL APPEAR ON EACH PAGE.</p> <p>THERE IS NO REQUIREMENT TO SUBMIT A PLAN OF CORRECTION FOR VIOLATIONS OF MINNESOTA STATE STATUTES.</p> <p>The letter in the left column is used for tracking purposes and reflects the scope and level issued pursuant to 144G.31 subd. 1, 2, and 3.</p>	
0 480 SS=F	<p>144G.41 Subd 1 (13) (i) (B) Minimum requirements</p> <p>(13) offer to provide or make available at least the</p>	0 480		

Minnesota Department of Health
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

Minnesota Department of Health

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0 480	<p>Continued From page 1</p> <p>following services to residents: (B) food must be prepared and served according to the Minnesota Food Code, Minnesota Rules, chapter 4626; and</p> <p>This MN Requirement is not met as evidenced by: Based on observation, interview and record review, the licensee failed to ensure food was prepared and served according to the Minnesota Food Code. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety) and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all the residents). The findings include: Please refer to the included document titled, Food and Beverage Establishment Inspection Report dated June 26, 2023, for the specific Minnesota Food Code deficiencies. TIME PERIOD FOR CORRECTION: Twenty-one (21) days</p>	0 480		
0 660 SS=D	<p>144G.42 Subd. 9 Tuberculosis prevention and control</p> <p>(a) The facility must establish and maintain a comprehensive tuberculosis infection control program according to the most current tuberculosis infection control guidelines issued by the United States Centers for Disease Control and Prevention (CDC), Division of Tuberculosis Elimination, as published in the CDC's Morbidity and Mortality Weekly Report. The program must include a tuberculosis infection control plan that</p>	0 660		

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0 660	<p>Continued From page 2</p> <p>covers all paid and unpaid employees, contractors, students, and regularly scheduled volunteers. The commissioner shall provide technical assistance regarding implementation of the guidelines.</p> <p>(b) The facility must maintain written evidence of compliance with this subdivision.</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to establish and maintain a tuberculosis (TB) prevention program, based on the most current guidelines issued by the Centers for Disease Control and Prevention (CDC) including documentation of completion of a two-step TST (tuberculin skin test) or other evidence of TB screening such as a blood test for one of three employees (unlicensed personnel (ULP)-F).</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally).</p> <p>The findings include:</p> <p>The licensee's TB risk assessment dated April 13, 2022, indicated the licensee was a low risk.</p> <p>ULP-F's employee record showed ULP-F had a start date of October 21, 2022.</p> <p>ULP-F's employee's record contained a TB</p>	0 660		
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0 660	<p>Continued From page 3</p> <p>Screening form dated July 14, 2022 (99 days prior to hire). ULP-F's employee record also contained a QuantiFERON Result Explanation form signed by a registered nurse (RN) on July 18, 2022 (95 days prior to hire).</p> <p>On June 28, 2023, at 2:02 p.m. clinical nurse supervisor (CNS)-B confirmed ULP-F's TB symptom screen and QuantiFERON blood test had been completed greater than 90 days prior to hire.</p> <p>The Minnesota Department of Health, Regulations for Tuberculosis Control in Health Care Settings dated July 2013, indicated: Baseline TB screening is required for all HCWs (Table 3.1). Baseline TB screening consists of three components:</p> <ol style="list-style-type: none"> 1. Assessing for current symptoms of active TB disease, 2. Assessing TB history, and 3. Testing for the presence of infection with Mycobacterium tuberculosis by administering either a two-step TST or single IGRA (Interferon Gamma Release Assay - a blood test used to see whether a person has been infected with the bacteria causing TB). <p>An employee may begin working with patients after a negative TB symptom screen (i.e., no symptoms of active TB disease) and a negative IGRA or TST (i.e., first step) dated within 90 days before hire. The second TST may be performed after the HCW starts working with patients.</p> <p>The licensee's 8.16 Tuberculosis Program for Associates policy revised June 22, 2023, indicated:</p> <ol style="list-style-type: none"> 7. An associate may begin working with residents after a negative TB risk and symptom 	0 660		
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0 660	Continued From page 4 screen and a negative TST or blood test. 8. MN - For those who have received a blood test within the last 90 days prior to hire as long as it is negative it is accepted; if outside of 90 days, must repeat the blood test or proceed with 2 step TB testing. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	0 660		
0 680 SS=F	144G.42 Subd. 10 Disaster planning and emergency preparedness (a) The facility must meet the following requirements: (1) have a written emergency disaster plan that contains a plan for evacuation, addresses elements of sheltering in place, identifies temporary relocation sites, and details staff assignments in the event of a disaster or an emergency; (2) post an emergency disaster plan prominently; (3) provide building emergency exit diagrams to all residents; (4) post emergency exit diagrams on each floor; and (5) have a written policy and procedure regarding missing residents. (b) The facility must provide emergency and disaster training to all staff during the initial staff orientation and annually thereafter and must make emergency and disaster training annually available to all residents. Staff who have not received emergency and disaster training are allowed to work only when trained staff are also working on site. (c) The facility must meet any additional	0 680		

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0 680	<p>Continued From page 5</p> <p>requirements adopted in rule.</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to have a written emergency preparedness (EP) plan with all the required content. In addition, the licensee failed to evaluate/revise it's missing person policy at least quarterly. This had the potential to affect all current residents, staff, and visitors.</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and is issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all of the residents).</p> <p>The findings include:</p> <p>EMERGENCY PREPAREDNESS PLAN CONTENT The licensee's emergency preparedness plan titled Emergency Preparedness Manual 2022-2023, lacked signatures or an annual date of review. The manual included a hazard and vulnerability assessment, and various policies/procedures. However, the plan lacked the following required content:</p> <ul style="list-style-type: none"> -Development of all policies/procedures for: <ul style="list-style-type: none"> -Procedure for tracking staff and patients; -Policies and procedures for volunteers; -Roles under a waiver declared by secretary; -Sharing information on occupancy/needs, and its ability to provide assistance. - Emergency prep testing requirements 	0 680		
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0 680	<p>Continued From page 6</p> <p>REVIEW OF MISSING PERSON POLICY The surveyor reviewed the licensee's Missing Person policy, dated May 2022. The licensee's plan and policy lacked evidence the licensee reviewed or updated the policy at least quarterly as required.</p> <p>On June 28, 2023, at 2:15 p.m. licensed assisted living director (LALD)-A stated the licensee lacked a customized emergency preparedness plan and Appendix Z to include the above requirements, including a review of the missing person policy. In addition, LALD-A stated there was no documentation of testing in the past year. LALD-A indicated she was an interim employee and emergency preparedness requirements had not been her top priority.</p> <p>The licensee's Disaster Planning and Emergency Preparedness Plan policy dated as reviewed July 15, 2021, indicated the plan would meet regulations outlined in Minn. Statutes section 144G.42, subdivision 10, and in Minnesota Rules parts 4659.0100 and 4659.0110.</p> <p>No further information was provided.</p> <p>TIME PERIOD FOR CORRECTION: Twenty-one (21) days</p>	0 680		
0 690 SS=E	<p>144G.43 Subdivision 1 Resident record</p> <p>(a) Assisted living facilities must maintain records for each resident for whom it is providing services. Entries in the resident records must be current, legible, permanently recorded, dated, and authenticated with the name and title of the person making the entry.</p>	0 690		

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0 690	<p>Continued From page 7</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure entries in the resident's records were authenticated by the title of the person making the entry for four of four residents (R4, R5, R1, R2).</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive).</p> <p>The findings include:</p> <p>R4 R4's initial admission assessment dated April 12, 2023, and 14-day assessment dated June 26, 2023, were not authenticated with the title of the person completing the assessment.</p> <p>R4's electronic medication administration record (eMAR) dated June 1, 2023, through June 26, 2023, had a list of staff identified (that had administered medications) at the bottom of the last page with columns for initials and name/title. Nine staff initials and names were identified; however, titles were lacking on seven of the identified staff members.</p> <p>R4's Clinical View Report (progress notes) dated April 12, 2023, through June 26, 2023, included the name, but lacked the title of the individual</p>	0 690		
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0 690	<p>Continued From page 8 making the entry.</p> <p>R5 R5's 90-day assessment dated October 10, 2023, change of condition assessments dated January 26, 2023, and April 11, 2023, were not authenticated with the title of the person completing the assessments.</p> <p>R5's eMAR dated June 1, 2023, through June 27, 2023, included the name of the individual administering the medication but lacked their title.</p> <p>R5's Clinical View Report dated January 31, 2023, through June 26, 2023, included the name, but lacked the title of the individual making the entry.</p> <p>R1 R1's 90-day assessment dated February 28, 2023, was not authenticated with the title of the person completing the assessment.</p> <p>R1's eMAR dated June 1, 2023, through June 26, 2023, had a list of staff identified (that had administered medications) at the bottom of the last page with columns for initials and name/title. 17 staff initials and names were identified; however, titles were lacking on 16 of the identified staff members.</p> <p>R1's Clinical View Report dated January 8, 2023, through April 4, 2023, and note dated May 23, 2023, included the name, but lacked the title of the individual making the entry.</p> <p>R2 R2's initial admission assessment dated August</p>	0 690		

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0 690	<p>Continued From page 9</p> <p>22, 2022, 14-day assessment dated September 8, 2022, change of condition assessment dated October 6, 2022, and 90-day assessments dated December 29, 2022, January 18, 2023, and April 14, 2023, were not authenticated with the title of the person completing the assessment.</p> <p>R2's eMAR dated June 1, 2023, through June 26, 2023, had a list of staff identified (that had administered medications) at the bottom of the last page with columns for initials and name/title. Ten staff initials and names were identified; however, titles were lacking on nine of the identified staff members.</p> <p>R2's Clinical View Report dated January 8, 2023, through May 23, 2023, revealed 30 entries; 25 of the 30 entries included the name, but lacked the title of the individual making the entry.</p> <p>On June 28, 2023, at 9:11 a.m. regional director (RD)-G stated not all staff title's/credential's were showing up behind their names. RD-G indicated credentials were in the user set-up and the licensee had switched software management settings in February 2023. RD-G stated she would need to check all employees to ensure their title/credential's were set up correctly. RD-G added all resident records containing staff initials or names should be authenticated with title/credentials.</p> <p>No further information was provided.</p> <p>TIME PERIOD FOR CORRECTION: Twenty-one (21) days</p>	0 690		
0 810 SS=F	144G.45 Subd. 2 (b)-(f) Fire protection and physical environment	0 810		

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0 810	<p>Continued From page 10</p> <p>(b) Each assisted living facility shall develop and maintain fire safety and evacuation plans. The plans shall include but are not limited to:</p> <ul style="list-style-type: none"> (1) location and number of resident sleeping rooms; (2) employee actions to be taken in the event of a fire or similar emergency; (3) fire protection procedures necessary for residents; and (4) procedures for resident movement, evacuation, or relocation during a fire or similar emergency including the identification of unique or unusual resident needs for movement or evacuation. <p>(c) Employees of assisted living facilities shall receive training on the fire safety and evacuation plans upon hiring and at least twice per year thereafter.</p> <p>(d) Fire safety and evacuation plans shall be readily available at all times within the facility.</p> <p>(e) Residents who are capable of assisting in their own evacuation shall be trained on the proper actions to take in the event of a fire to include movement, evacuation, or relocation. The training shall be made available to residents at least once per year.</p> <p>(f) Evacuation drills are required for employees twice per year per shift with at least one evacuation drill every other month. Evacuation of the residents is not required. Fire alarm system activation is not required to initiate the evacuation drill.</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to provide the required fire safety training and evacuation plans for residents and</p>	0 810		
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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
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0 810	<p>Continued From page 11</p> <p>staff. This has the potential to directly affect all residents, staff, and visitors.</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has the potential to affect a large portion or all residents).</p> <p>Findings include:</p> <p>On 06/26/2023 between 1:00 PM to 5:00 PM, survey review of documentation showed the following:</p> <ol style="list-style-type: none"> 1. Employees of assisted living facilities shall receive training on the fire safety and evacuation plans upon hiring and at least twice per year thereafter. 2. Residents who are capable of assisting in their own evacuation shall be trained on the proper actions at least once a year 3. Evacuation drills are required for employees twice per year per shift with at least one evacuation drill every other month. Evacuation of the residents is not required. <p>(LALD)-A verbally confirmed survey staff observations.</p> <p>TIME PERIOD FOR CORRECTION: Twenty-one (21) days</p>	0 810		
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01440	Continued From page 12	01440		
01440 SS=D	<p>144G.62 Subd. 4 Supervision of staff providing delegated nurs</p> <p>(a) Staff who perform delegated nursing or therapy tasks must be supervised by an appropriate licensed health professional or a registered nurse according to the assisted living facility's policy where the services are being provided to verify that the work is being performed competently and to identify problems and solutions related to the staff person's ability to perform the tasks. Supervision of staff performing medication or treatment administration shall be provided by a registered nurse or appropriate licensed health professional and must include observation of the staff administering the medication or treatment and the interaction with the resident.</p> <p>(b) The direct supervision of staff performing delegated tasks must be provided within 30 calendar days after the date on which the individual begins working for the facility and first performs the delegated tasks for residents and thereafter as needed based on performance. This requirement also applies to staff who have not performed delegated tasks for one year or longer.</p> <p>This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure the registered nurse (RN) conducted direct supervision of two of two unlicensed personnel (ULP-F, ULP-H) performing delegated nursing or therapy tasks within 30 days of first providing those services.</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a</p>	01440		

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01440	<p>Continued From page 13</p> <p>resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally).</p> <p>The findings include:</p> <p>ULP-F ULP-F was hired on October 21, 2022, to provide direct care services to residents at the assisted living. ULP-F's employee record lacked documentation of a RN supervising ULP-F performing delegated tasks within 30 days of beginning work with the licensee.</p> <p>On June 27, 2023, at 8:35 a.m. ULP-F was observed administering medication to R1.</p> <p>ULP-H ULP-H was hired on November 9, 2022, to provide direct care services to residents at the assisted living. ULP-H's employee record lacked documentation of a RN supervising ULP-H performing delegated tasks within 30 days of beginning work with the licensee.</p> <p>On June 28, 2023, at 2:02 p.m. clinical nurse supervisor (CNS)-B stated she could not find evidence of a 30-day supervisory review for ULP-F and ULP-H.</p> <p>The licensee's Supervision of Unlicensed Personnel policy dated 2021, included direct supervision of ULP providing delegated nursing tasks, delegated treatments or assigned therapy tasks must be performed within 30 days after the person begins work for the community and has been trained and determined to be competent in</p>	01440		
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01440	Continued From page 14 performing assigned tasks. No further information was provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	01440		
01620 SS=E	144G.70 Subd. 2 (c-e) Initial reviews, assessments, and monitoring (c) Resident reassessment and monitoring must be conducted no more than 14 calendar days after initiation of services. Ongoing resident reassessment and monitoring must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the last date of the assessment. (d) For residents only receiving assisted living services specified in section 144G.08, subdivision 9, clauses (1) to (5), the facility shall complete an individualized initial review of the resident's needs and preferences. The initial review must be completed within 30 calendar days of the start of services. Resident monitoring and review must be conducted as needed based on changes in the needs of the resident and cannot exceed 90 calendar days from the date of the last review. (e) A facility must inform the prospective resident of the availability of and contact information for long-term care consultation services under section 256B.0911, prior to the date on which a prospective resident executes a contract with a facility or the date on which a prospective resident moves in, whichever is earlier. This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to ensure the registered nurse	01620		

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01620	<p>Continued From page 15</p> <p>(RN) completed a resident assessment within 14 days of admission for two of two residents (R4, R2) and ongoing resident reassessments that did not exceed 90 days for one of four residents (R5).</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death) and was issued at a pattern scope (when more than a limited number of residents are affected, more than a limited number of staff are involved, or the situation has occurred repeatedly; but is not found to be pervasive).</p> <p>The findings include:</p> <p>R4 R4 began receiving assisted living services on April 12, 2023.</p> <p>R4's Service Plan signed April 12, 2023, indicated R4 received services including medication set-up, medication administration, blood sugar checks, laundry, and housekeeping.</p> <p>R4's record included an admission assessment dated April 12, 2023, and a 14-day assessment dated June 26, 2023, (61 days late).</p> <p>On June 28, 2023, at 9:47 a.m. clinical nurse supervisor (CNS)-B stated R4's 14-day assessment was "missed" and completed late.</p> <p>R2 R3 began receiving assisted living with dementia care services on August 22, 2022.</p> <p>R2's Service Plan signed September 10, 2022,</p>	01620		
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01620	<p>Continued From page 16</p> <p>indicated R2 received services for toileting, bathing, housekeeping, laundry, and medication administration.</p> <p>R2's record indicated the RN completed a 14-day assessment on September 8, 2022. The assessment was 17 days after start of services, exceeding the required 14 calendar days.</p> <p>On June 28, 2023, at 10:00 a.m. CNS-B stated R2's 14-day assessment was late.</p> <p>R5 R5's Service Plan signed April 11, 2023, indicated R5 received services including bathing assistance and medication set-up.</p> <p>R5's last three assessments were requested. Assessments dated October 10, 2022, January 26, 2023, and April 11, 2023, were provided. The January 26, 2023, assessment was 108 days from the last date of the assessment, exceeding 90 calendar days.</p> <p>On June 28, 2023, at 9:47 a.m. CNS-B stated R5's assessment was "late". CNS-B further stated she had a new computer software dashboard that would help keep track of assessments dates going forward.</p> <p>The licensee's Initial and On-going Assessments of Residents policy dated 2021, indicated: 1. A RN will complete the following comprehensive nursing assessments of the resident's physical, mental, and cognitive needs as required: a. Pre-Admission Assessment b. Initial assessment completed before services started c. 14-day assessment: completed up to</p>	01620		

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01620	Continued From page 17 14-days after start of services d. Ongoing assessment: completed periodically but no less than every 90-days e. Change in resident condition. No further information provided. TIME PERIOD FOR CORRECTION: Twenty-one (21) days	01620		
01880 SS=F	144G.71 Subd. 19 Storage of medications An assisted living facility must store all prescription medications in securely locked and substantially constructed compartments according to the manufacturer's directions and permit only authorized personnel to have access. This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to ensure one of one resident (R4) insulin was stored securely and according to the manufacturer's recommendations. This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents). The findings include: R4 began receiving assisted living services April	01880		

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01880	<p>Continued From page 18 12, 2023.</p> <p>R4's diagnosis included diabetes and age-related cognitive decline.</p> <p>R4's Resident Evaluation identified as the admission assessment dated April 12, 2023, included diabetic management, and identified R4 required assistance with storage, preparation, set-up, or blood sugar checks only and then resident could administer insulin on own or with cures or set- up.</p> <p>R4's Service Plan with Schedule dated April 12, 2023, indicated R4 received services including medication administration and assistance with storage and preparation of medications. In addition, the service plan included the medication management plan and identified medications would be stored consistent with the manufacturer's directions.</p> <p>On June 26, 2023, at 3:24 p.m. unlicensed personnel (ULP)-E was observed to enter R4's room stating it was time for R4's blood sugar reading and insulin. ULP-E stated she had obtained R4's scheduled Novolin 70/30 (premixed 70% intermediate-acting and 30% short acting) insulin FlexPen from the refrigerator in nursing office, indicating that was where it was kept. ULP-E instructed R4 to do her blood sugar reading which was completed by the resident scanning her Libre sensor (a sensor worn on the back of an upper arm that continuously measures glucose levels without the need for finger pricking). R4 stated the result was "198" in which ULP-E verified by looking at resident's scanner. ULP-E then documented the result in R4's electronic medication administration record (eMAR) and reviewed R4's insulin dose. ULP-E</p>	01880		

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01880	<p>Continued From page 19</p> <p>sanitized hands, applied gloves, cleansed end of insulin pen and applied the needle. ULP did a two-unit waste, then dialed pen to 12 units and handed it to the resident. R4 did her own insulin injection into her left abdomen, then handed the insulin FlexPen back to ULP-E in which the needle was removed and disposed of in a sharps container, gloves removed, hands sanitized, and documented the insulin injection. ULP-E then placed the insulin pen back into the labeled plastic baggie, returned to nursing office refrigerator with surveyor, and placed it in the refrigerator. ULP-E stated R4's extra and in use insulins were all kept in the refrigerator.</p> <p>On June 27, 2023, at 12:50 p.m. licensed practical nurse (LPN)-D stated R4 was the only resident with insulin, but both extra and in-use insulin pens would be stored in the refrigerator. LPN-D was not aware of the manufacturer storage instructions for Novolin 70/30 FlexPens but indicated medications should be stored per manufacturer instructions.</p> <p>On June 28, 2023, at 10:00 a.m. clinical nurse supervisor (CNS)-B stated all insulin in use would be kept in the refrigerator. CNS-B stated insulin should be stored per manufacturer instructions.</p> <p>Novolin 70/30 FlexPen Patient Information and Instructions for use revised June 2018, included: store the in-use (opened) FlexPen at room temperature below 86 degrees Fahrenheit (F) for up to 28 days (Do not refrigerate).</p> <p>The licensee's Storage of Medications policy dated reviewed March 3, 2022, indicated medications would be stored per manufacturer's recommendations.</p>	01880		
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01880	Continued From page 20 No further information provided. TIME PERIOD FOR CORRECTION: Seven (7) days	01880		
01910 SS=D	<p>144G.71 Subd. 22 Disposition of medications</p> <p>(a) Any current medications being managed by the assisted living facility must be provided to the resident when the resident's service plan ends or medication management services are no longer part of the service plan. Medications for a resident who is deceased or that have been discontinued or have expired may be provided for disposal.</p> <p>(b) The facility shall dispose of any medications remaining with the facility that are discontinued or expired or upon the termination of the service contract or the resident's death according to state and federal regulations for disposition of medications and controlled substances.</p> <p>(c) Upon disposition, the facility must document in the resident's record the disposition of the medication including the medication's name, strength, prescription number as applicable, quantity, to whom the medications were given, date of disposition, and names of staff and other individuals involved in the disposition.</p> <p>This MN Requirement is not met as evidenced by: Based on interview and record review, the licensee failed to document in the resident's record the disposition of the medication including the prescription numbers as applicable, for one of one discharged resident (R3).</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or</p>	01910		

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01910	<p>Continued From page 21</p> <p>safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at an isolated scope (when one or a limited number of residents are affected or one or a limited number of staff are involved or the situation has occurred only occasionally).</p> <p>The findings include:</p> <p>The licensee's discharged or deceased resident roster dated June 26, 2023, indicated R3 discharged on April 17, 2023, to another facility.</p> <p>R3's Service Plan with Schedule dated April 5, 2023, indicated R3 received services including medication administration.</p> <p>R3's Physician Order Report (identified as the form used for the disposition of medications) dated April 17, 2023, included lines that identified the medication name/strength, dosing route, dosing instructions, amount remaining, a signature line for family and staff signature line. The document indicated medications were given to the resident's daughter. The document did not include the prescription numbers for the prescriptions as applicable.</p> <p>- The following medications were listed without a prescription number: atorvastatin (cholesterol), furosemide (diuretic), gabapentin (anticonvulsant), triamcinolone acetonide (steroid) cream, and sertraline (anti-depressant).</p> <p>On June 27, 2023, at 9:30 a.m. clinical nurse supervisor (CNS)-B stated she had completed R3's disposition of medications using a physician order report sheet (not the disposition form) and had failed to include the prescription numbers.</p>	01910		
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01910	<p>Continued From page 22</p> <p>The licensee's Medication Disposal and Med Safe policy dated 2021, included: upon disposition, the facility must document in the resident's record the disposition of the medication including the medication's name, strength, prescription number as applicable, quantity, to whom the medications were given, date of disposition, and names of staff and other individuals involved in the disposition.</p> <p>No further information was provided.</p> <p>TIME PERIOD FOR CORRECTION: Seven (7) days</p>	01910		
02170 SS=F	<p>144G.84 SERVICES FOR RESIDENTS WITH DEMENTIA</p> <p>(b) Each resident must be evaluated for activities according to the licensing rules of the facility. In addition, the evaluation must address the following:</p> <ol style="list-style-type: none"> (1) past and current interests; (2) current abilities and skills; (3) emotional and social needs and patterns; (4) physical abilities and limitations; (5) adaptations necessary for the resident to participate; and (6) identification of activities for behavioral interventions. <p>(c) An individualized activity plan must be developed for each resident based on their activity evaluation. The plan must reflect the resident's activity preferences and needs.</p> <p>(d) A selection of daily structured and non-structured activities must be provided and included on the resident's activity service or care plan as appropriate. Daily activity options based on resident evaluation may include but are not</p>	02170		

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02170	<p>Continued From page 23</p> <p>limited to:</p> <ul style="list-style-type: none"> (1) occupation or chore related tasks; (2) scheduled and planned events such as entertainment or outings; (3) spontaneous activities for enjoyment or those that may help defuse a behavior; (4) one-to-one activities that encourage positive relationships between residents and staff such as telling a life story, reminiscing, or playing music; (5) spiritual, creative, and intellectual activities; (6) sensory stimulation activities; (7) physical activities that enhance or maintain a resident's ability to ambulate or move; and (8) outdoor activities. <p>This MN Requirement is not met as evidenced by: Based on observation, interview, and record review, the licensee failed to conduct an individualized written activity evaluation that addressed all six provisions and failed to develop an individualized activity plan based on the evaluation, for two of two residents (R1, R2) who received services in the secured memory care unit.</p> <p>This practice resulted in a level two violation (a violation that did not harm a resident's health or safety but had the potential to have harmed a resident's health or safety, but was not likely to cause serious injury, impairment, or death), and was issued at a widespread scope (when problems are pervasive or represent a systemic failure that has affected or has potential to affect a large portion or all of the residents).</p> <p>The findings include:</p> <p>The licensee held an assisted living with dementia care license effective August 1, 2022.</p>	02170		
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STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20211	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 06/28/2023
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NAME OF PROVIDER OR SUPPLIER MADONNA TOWERS OF ROCHESTER	STREET ADDRESS, CITY, STATE, ZIP CODE 4001 19TH AVE NW ROCHESTER, MN 55901
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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
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02170	<p>Continued From page 24</p> <p>R1 R1's diagnoses included dementia, psychotic disturbance, mood disturbance, and anxiety.</p> <p>R1's Service Plan signed June 23, 2023, indicated R1 received services which included bathing, dressing, grooming, housekeeping, laundry, and medication administration. The service plan also indicated R1 exhibited verbal aggression on the unit.</p> <p>On June 27, 2023, at 8:12 a.m. unlicensed personnel (ULP)-F was observed assisting R1 out of bed. R1 required assistance with sitting up in bed; ULP-F then applied a gait belt around the resident's waist and assisted him with standing while R1 held onto his 2-wheeled walker. ULP-F then walked with R1 out to the dining room while holding onto the gait belt for stability.</p> <p>R1's undated, untitled assessment for activities, included past and current interests. R4's assessment lacked the following: <ul style="list-style-type: none"> - current abilities and skills - emotional and social needs and patterns - physical abilities and limitations - adaptation necessary for the resident to participate - identification of activities for behavioral interventions. </p> <p>R1's undated, untitled individualized activity plan indicated his current interests, although it did not include the above criteria.</p> <p>R2 R2's diagnoses included dementia, psychotic disturbance, mood disturbance, anxiety and diabetes.</p>	02170		
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Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20211	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 06/28/2023
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NAME OF PROVIDER OR SUPPLIER MADONNA TOWERS OF ROCHESTER	STREET ADDRESS, CITY, STATE, ZIP CODE 4001 19TH AVE NW ROCHESTER, MN 55901
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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
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02170	<p>Continued From page 25</p> <p>R2's Service Plan signed September 10, 2022, indicated R2 received services for toileting, bathing, housekeeping, laundry, and medication administration. The service plan also indicated R2 had demonstrated verbal aggression towards another resident.</p> <p>On June 26, 2023, at 1:50 p.m. R2 was observed seated on the couch in the living room area on the secured memory care unit; a 4-wheeled walker was positioned in front of the resident.</p> <p>On June 27, 2023, at 12:16 p.m. R2 was observed seated at the long dining room table on the secured memory care unit with several other residents during the noon meal service. R2 attempted to take another resident's beverage, staff redirected R2.</p> <p>R2's untitled assessment for activities dated August 18, 2022, included past and current interests. R2's assessment lacked the following:</p> <ul style="list-style-type: none"> - current abilities and skills - emotional and social needs and patterns - physical abilities and limitations - adaptation necessary for the resident to participate - identification of activities for behavioral interventions. <p>R2's undated, untitled individualized activity plan indicated her current interests, although it did not include the above criteria.</p> <p>On June 28, 2023, at 10:15 a.m. activity director (AD)-I provided and reviewed R1 and R2's activity assessments and individualized activity plans. AD-I stated the assessments and plans did not include all the required components. AD-I further</p>	02170		
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Minnesota Department of Health

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 20211	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING _____	(X3) DATE SURVEY COMPLETED 06/28/2023
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NAME OF PROVIDER OR SUPPLIER MADONNA TOWERS OF ROCHESTER	STREET ADDRESS, CITY, STATE, ZIP CODE 4001 19TH AVE NW ROCHESTER, MN 55901
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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
02170	<p>Continued From page 26</p> <p>confirmed utilizing the same activity assessment and plan for all the residents on the secured memory care unit.</p> <p>No further information was provided.</p> <p>TIME PERIOD FOR CORRECTION: Twenty-One (21) days</p>	02170		



Minnesota Department of Health
Food, Pools, Lodging
18 Woodlake Dr. SE
Rochester
507-206-2700

Type: Full
Date: 06/26/23
Time: 12:25:11
Report: 8074231129

Food and Beverage Establishment Inspection Report

Page 1

Location:

Madonna Towers Of Rochester
4001 19th Ave Nw
Rochester, MN55901
Olmsted County, 55

Establishment Info:

ID #: 0039306
Risk:
Announced Inspection: No

License Categories:

Expires on: / /

Operator:

Phone #: 5072883911
ID #:

The violations listed in this report include any previously issued orders and deficiencies identified during this inspection. Compliance dates are shown for each item.

The following orders were issued during this inspection.

3-500B Microbial Control: hot and cold holding

3-501.16A2

**** Priority 1 ****

MN Rule 4626.0395A2 Maintain all cold, TCS foods at 41 degrees F (5 degrees C) or below under mechanical refrigeration.

butter on counter 50 df and 76 df. use time as a public health control if leaving on the counter.

Comply By: 06/27/23

4-400 Equipment Location and Installation

4-402.11A

MN Rule 4626.0725A Space fixed equipment to allow access for cleaning along the sides, behind and above the unit, or seal to adjoining equipment or walls.

seal all spray sinks and dish machine trays to wall, if caulking is black or failing replace.

Comply By: 06/27/23

Surface and Equipment Sanitizers

Hot Water: = at 190 Degrees Fahrenheit

Location: rinse manifold - log

Violation Issued: No

Peroxide: = 400ppm at Degrees Fahrenheit

Location:

Violation Issued: No

Type: Full
Date: 06/26/23
Time: 12:25:11
Report: 8074231129
Madonna Towers Of Rochester

Food and Beverage Establishment Inspection Report

Hot Water: = at 170 Degrees Fahrenheit
Location: internal rinse
Violation Issued: No

Hot Water: = at 162 Degrees Fahrenheit
Location: internal rinse
Violation Issued: No

Food and Equipment Temperatures

Process/Item: Hot Holding
Temperature: 177 Degrees Fahrenheit - Location: hot dog
Violation Issued: No

Process/Item: On Counter
Temperature: 50 Degrees Fahrenheit - Location: butter
Violation Issued: Yes

Process/Item: Hot Holding
Temperature: 153 Degrees Fahrenheit - Location: soup
Violation Issued: No

Process/Item: Work Top Cooler
Temperature: 40 Degrees Fahrenheit - Location: cut tomato
Violation Issued: No

Process/Item: Upright Cooler
Temperature: 40 Degrees Fahrenheit - Location:
Violation Issued: No

Process/Item: Walk-In Cooler
Temperature: 38 Degrees Fahrenheit - Location: sauce
Violation Issued: No

Process/Item: Upright Cooler
Temperature: 38 Degrees Fahrenheit - Location: turkey
Violation Issued: No

Process/Item: Upright Cooler
Temperature: 36 Degrees Fahrenheit - Location: milk
Violation Issued: No

Process/Item: On Counter
Temperature: 76 Degrees Fahrenheit - Location: butter
Violation Issued: Yes

Process/Item: Hot Holding
Temperature: 138 Degrees Fahrenheit - Location: soup
Violation Issued: No

Type: Full
Date: 06/26/23
Time: 12:25:11
Report: 8074231129
Madonna Towers Of Rochester

Food and Beverage Establishment Inspection Report

Total Orders	In This Report	Priority 1	Priority 2	Priority 3
		1	0	1

NOTE: Plans and specifications must be submitted for review and approval prior to new construction, remodeling or alterations.


I acknowledge receipt of the Minnesota Department of Health inspection report number 8074231129 of 06/26/23.

Certified Food Protection Manager: _____

Certification Number: _____ Expires: ____/____/____

Signed: _____

Establishment Representative

Signed:  _____

Andrea Kieffer

507-206-2721

andrea.kieffer@state.mn.us