

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

PRINTED: 08/01/2022  
FORM APPROVED  
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>315196</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>C</b> <b>11/02/2021</b>
NAME OF PROVIDER OR SUPPLIER  <b>ARISTACARE AT MANCHESTER</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>1770 TOBIAS AVENUE</b> <b>MANCHESTER, NJ 08759</b>		
(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) COMPLETION DATE	
F 000	<p>INITIAL COMMENTS</p> <p>Complaint #: NJ146180 and NJ147873</p> <p>Census: 138</p> <p>Sample Size: 8</p> <p>The facility is in compliance with the requirements of 42 CFR Part 483, Subpart B, for Long Term Care Facilities based on this complaint survey.</p>	F 000			

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

Electronically Signed

11/26/2021

Any deficiency statement ending with an asterisk (\*) denotes a deficiency which the institution may be excused from correcting providing it is determined that other safeguards provide sufficient protection to the patients. (See instructions.) Except for nursing homes, the findings stated above are disclosable 90 days following the date of survey whether or not a plan of correction is provided. For nursing homes, the above findings and plans of correction are disclosable 14 days following the date these documents are made available to the facility. If deficiencies are cited, an approved plan of correction is requisite to continued program participation.

New Jersey Department of Health

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S 000	<p>Initial Comments</p> <p>Complaint #: NJ146180 and NJ147873</p> <p>Census: 138</p> <p>Sample Size: 8</p> <p>TYPE OF SURVEY: Complaint Survey</p> <p>The facility is not in substantial compliance with all the standards in the New Jersey Administrative Code 8:39, Standards for Licensure of Long-Term Care Facilities.</p> <p>The facility must submit a plan of correction, including a completion date for each deficiency and ensure that the plan is implemented. Failure to correct deficiencies may result in enforcement action in accordance with provisions of New Jersey Administrative Code Title 8, Chapter 43E, Enforcement of Licensure Regulations.</p>	S 000		
S 560	<p>8:39-5.1(a) Mandatory Access to Care</p> <p>(a) The facility shall comply with applicable Federal, State, and local laws, rules, and regulations.</p> <p>This REQUIREMENT is not met as evidenced by: Intake #NJ147873</p> <p>Based on interviews, facility document review, and New Jersey Department of Health (NJDOH) memo, dated 01/28/2021, it was determined that the facility failed to ensure staffing ratios were met for 30 of 35 shifts reviewed. The facility was deficient in total staff for residents for four of 35 overnight shifts reviewed. This deficient practice</p>	S 560	<p>1. Proactive review of the staffing schedule for the next two weeks through the next month. Nursing Administration was assigned to work on the units where needed.</p> <p>2. All residents have the potential to be affected.</p>	12/3/21

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S 560	<p>Continued From page 1</p> <p>had the potential to affect all residents.</p> <p>Findings included:</p> <p>Reference: New Jersey Department of Health (NJDOH) memo, dated 01/28/2021, "Compliance with N.J.S.A. (New Jersey Statutes Annotated) 30:13-18, new minimum staffing requirements for nursing homes," indicated the New Jersey Governor signed into law P.L. 2020 c 112, codified at N.J.S.A. 30:13-18 (the Act), which established minimum staffing requirements in nursing homes. The following ratio(s) were effective on 02/01/2021:</p> <p>One certified nurse aid to every eight residents for the day shift.</p> <p>One direct care staff member to every 10 residents for the evening shift, provided that no fewer than half of all staff members shall be certified nurse aides, and each direct staff member shall be signed in to work as a certified nurse aide and shall perform nurse aide duties; and</p> <p>One direct care staff member to every 14 residents for the night shift, provided that each direct care staff member shall sign in to work as a certified nurse aide and perform certified nurse aide duties.</p> <p>1. On 11/05/2021 at 5:02 PM, the Nursing Home Administrator (NHA) provided copies of the facility's staffing information for the survey day and the month of August of 2021. A review of the facility's staffing information provided by the NHA indicated the facility's staffing did not conform with the memo noted above.</p>	S 560	<p>3. Rates have been significantly increased for CNA's and licensed/registered nurse staff.</p> <p>Recruitment ads were updated to reflect increases.</p> <p>Banners are put by the facility to advertise our openings and need for more staff.</p> <p>Agency contracts reviewed.</p> <p>The call out policy has been reviewed and the staff reeducated</p> <p>Staffing policy updated to reflect staffing mandate.</p> <p>The DON will have weekly meetings to determine upcoming schedules to anticipate needs.</p> <p>4. The DON/designee will report findings to the Administrator. The DON/designee will aggregate findings from these rounds monthly and review the findings with the Administrator/designee. Monthly on an ongoing basis the DON/designee will provide a report of findings to the QAPI committee for action as appropriate.</p>	

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S 560	<p>Continued From page 2</p> <p>A review of the "Nurse Staffing Report," completed by the facility for the weeks from 08/01/2021 to 09/04/2021, revealed staff-to-resident ratios that failed to meet the minimum requirements as listed below:</p> <p>08/01/2021: 11 CNAs for 153 residents on the day shift; 20 CNAs required            08/01/2021: Nine total staff for 153 residents on the overnight shift; 11 total staff required            08/03/2021: 17 CNAs for 151 residents on the day shift; 19 CNAs required            08/06/2021: 17 CNAs for 151 residents on the day shift; 19 CNAs required            08/07/2021: 14 CNAs for 151 residents on the day shift; 19 CNAs required            08/08/2021: 11 CNAs for 151 residents on the day shift; 19 CNAs required            08/09/2021: 16 CNAs for 154 residents on the day shift; 20 CNAs required            08/10/2021: 18 CNAs for 154 residents on the day shift; 20 CNAs required            08/12/2021: 15 CNAs for 149 residents on the day shift; 19 CNAs required            08/13/2021: 14 CNAs for 149 residents on the day shift; 19 CNAs required            08/14/2021: 14 CNAs for 149 residents on the day shift; 19 CNAs required            08/14/2021: 10 total staff for 149 residents on the overnight shift; 11 total staff required            08/15/2021: Nine CNAs for 149 residents on the day shift; 19 CNAs required            08/16/2021: 17 CNAs for 151 residents on the day shift; 19 CNAs required            08/17/2021: 13 CNAs for 149 residents on the day shift; 19 CNAs required            08/18/2021: 17 CNAs for 149 residents on the day shift; 19 CNAs required            08/19/2021: 14 CNAs for 145 residents on the day shift; 19 CNAs required</p>	S 560		

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S 560	<p>Continued From page 3</p> <p>08/20/2021: 11 CNAs for 143 residents on the day shift; 18 CNAs required            08/21/2021: 13 CNAs for 143 residents on the day shift; 18 CNAs required            08/21/2021: Nine total staff for 143 residents on the overnight shift; 11 total staff required            08/22/2021: 11 CNAs for 143 residents on the day shift; 18 CNAs required            08/22/2021: 10 total staff for 143 residents on the day shift; 11 total staff required            08/23/2021: 15 CNAs for 143 residents on the day shift; 18 CNAs required            08/24/2021: 16 CNAs for 137 residents on the day shift; 18 CNAs required            08/26/2021: 15 CNAs for 137 residents on the day shift; 18 CNAs required            08/27/2021: 13 CNAs for 137 residents on the day shift; 18 CNAs required            08/28/2021: 14 CNAs for 137 residents on the day shift; 18 CNAs required            08/29/2021: 11 CNAs for 137 residents on the day shift; 18 CNAs required            08/30/2021: 15 CNAs for 135 residents on the day shift; 17 CNAs required            08/31/2021: 15 CNAs for 134 residents on the day shift; 17 CNAs required            09/01/2021: 15 CNAs for 134 residents on the day shift; 17 CNAs required            09/02/2021: 14 CNAs for 134 residents on the day shift; 17 CNAs required            09/03/2021: 15 CNAs for 134 residents on the day shift; 17 CNAs required            09/04/2021: 14 CNAs for 134 residents on the day shift; 17 CNAs required</p> <p>During an interview on 11/02/2021 at 12:45 PM, the NHA acknowledged that the facility failed to provide staff in accordance with the directive contained in the NJDOH memo. She stated the facility budgeted and scheduled nursing staff in</p>	S 560		
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S 560	Continued From page 4  compliance with the memo but was not in control of nursing staff who failed to report to work or staff who called out sick. Per the NHA, the facility had made many recruitment efforts and had raised all their rates for nurses and aides during the second quarter of this year. Though the NHA acknowledged the directive was not met, she stated that she believed the facility was doing its best given that they were still able to adequately care for residents.	S 560		