

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

PRINTED: 10/30/2023  
FORM APPROVED  
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>315193</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____  B. WING _____		(X3) DATE SURVEY COMPLETED  <b>07/06/2022</b>
NAME OF PROVIDER OR SUPPLIER  <b>CAPE MAY SNF LLC</b>			STREET ADDRESS, CITY, STATE, ZIP CODE <b>502 ROUTE 9 NORTH CAPE MAY COURT HOUSE, NJ 08210</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>Survey date: 7/6/2022</p> <p>Census: 97 Sample: 5</p> <p>A COVID-19 Focused Infection Control Survey was conducted by the New Jersey Department of Health. The facility was found to be in compliance with 42 CFR §483.80 infection control regulations as it relates to the implementation of the CMS and Centers for Disease Control and Prevention (CDC) recommended practices for COVID-19.</p>	F 000			

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

TITLE

(X6) DATE

Electronically Signed

07/20/2022

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

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>060503</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____  B. WING _____	(X3) DATE SURVEY COMPLETED  <b>07/06/2022</b>
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NAME OF PROVIDER OR SUPPLIER  <b>FOUNTAIN SPRINGS AT CAPE MAY NURSING &amp; REH/</b>	STREET ADDRESS, CITY, STATE, ZIP CODE <b>502 ROUTE 9 NORTH CAPE MAY COURT HOUSE, NJ 08210</b>
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S 000	Initial Comments  THE FACILITY WAS NOT IN COMPLIANCE WITH THE STANDARDS IN THE NEW JERSEY ADMINISTRATIVE CODE, CHAPTER 8:39, STANDARDS FOR LICENSURE OF LONG TERM CARE FACILITIES. 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 THE PROVISIONS OF THE NEW JERSEY ADMINISTRATIVE CODE, TITLE 8, CHAPTER 43E, ENFORCEMENT OF LICENSURE REGULATIONS.	S 000		
S 560	8:39-5.1(a) Mandatory Access to Care  (a) The facility shall comply with applicable Federal, State, and local laws, rules, and regulations.  This REQUIREMENT is not met as evidenced by: Based on interview and review of pertinent facility documentation, it was determined that the facility failed to maintain the required minimum direct care staff-to-resident ratios for the day shift and overnight shift as mandated by the State of New Jersey. This was evident 7 of 14 days shifts and 14 of 14 overnight shifts.  The deficient practice was evidenced by the following:  Reference: New Jersey Department of Health (NJDOH) memo, dated 01/28/2021, "Compliance	S 560	1.Rates were increased, signup bonuses were added, and ads updated to reflect increases and bonuses to hire additional staff to meet the required ratio. In addition, the facility will use agency staff when there is a need to meet the required staffing ratio.  2.All residents are potentially affected by this practice.  3.Administrator, Director of Nursing and the staffing coordinator reviewed and was	7/20/22

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S 560	<p>Continued From page 1</p> <p>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. "Direct care staff member" means any registered professional nurse, licensed practical nurse, or certified nurse aide who is acting in accordance with that individual's authorized scope of practice and pursuant to documented employee time schedules. The following ratio(s) were effective on 02/01/2021:</p> <p>One Certified Nurse Aide (CNA) 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 CNAs, and each direct staff member shall be signed in to work as a CNA 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 CNA and perform CNA duties.</p> <p>As per the "Nurse Staffing Report" completed by the facility for the weeks of 06/19/22-06/25/22 and 06/26/22-07/02/22, the staffing-to-resident ratios that did not meet the minimum requirement of 1 CNA to 8 residents for 7 day shifts and 1 direct care staff member to every 14 residents for 14 overnight shifts are documented below:</p> <p>-06/19/22 had 10 CNAs for 99 residents on the day shift, required 12 CNAs. -06/19/22 had 6 total staff for 99 residents</p>	S 560	<p>in serviced on New Jersey Department of Health (NJDOH) memo, dated 01/28/2021, "Compliance with N.J.S.A. 30:13-18. The Director of Nursing to have weekly meetings to determine upcoming schedules to anticipate needs.</p> <p>4.The Director of Nursing or designee will conduct monthly audits of the staffing patterns and ratios and report findings to the Administrator. In addition, the Director of Nursing/designee will notify the results to the QA committee monthly for action as appropriate. These audits will be reviewed at the quarterly QA meetings for recommendations and/or feedback, who will review and determine frequency and necessity for future audits.</p>	
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S 560	<p>Continued From page 2</p> <p>on the overnight shift, required 7 total staff. -06/20/22 had 11 CNAs for 99 residents on the day shift, required 12 CNAs. -06/20/22 had 6 total staff for 99 residents on the overnight shift, required 7 total staff. -06/21/22 had 11 CNAs for 98 residents on the day shift, required 12 CNAs. -06/21/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/22/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/23/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/24/22 had 11 CNAs for 98 residents on the day shift, required 12 CNAs. -06/24/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/25/22 had 6 total staff for 99 residents on the overnight shift, required 7 total staff. -06/26/22 had 6 total staff for 99 residents on the overnight shift, required 7 total staff. -06/27/22 had 11 CNAs for 98 residents on the day shift, required 12 CNAs. -06/27/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/28/22 had 6 total staff for 98 residents on the overnight shift, required 7 total staff. -06/29/22 had 6 total staff for 96 residents on the overnight shift, required 7 total staff. -06/30/22 had 10 CNAs for 96 residents on the day shift, required 12 CNAs. -06/30/22 had 6 total staff for 96 residents on the overnight shift, required 7 total staff. -07/01/22 had 6 total staff for 96 residents on the overnight shift, required 7 total staff. -07/02/22 had 10 CNAs for 96 residents on the day shift, required 12 CNAs. -07/02/22 had 6 total staff for 96 residents on the overnight shift, required 7 total staff.</p>	S 560		

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S 560	<p>Continued From page 3</p> <p>On 07/07/22 at 9:35 AM, during a telephone interview with the surveyor, the Human Resource/Scheduler stated that she was familiar with the staffing ratio mandate. She further stated that the day shift ratio of 1 CNA to 8 residents is dependent on the daily census. She also stated that the overnight ratio was 1 direct care staff to 15 residents.</p> <p>NJAC 8:39-5.1(a)</p>	S 560		

**STATE FORM: REVISIT REPORT**

PROVIDER / SUPPLIER / CLIA / IDENTIFICATION NUMBER 060503	MULTIPLE CONSTRUCTION A. Building B. Wing	DATE OF REVISIT 8/8/2022
NAME OF FACILITY FOUNTAIN SPRINGS AT CAPE MAY NURSING & REHABTATION		STREET ADDRESS, CITY, STATE, ZIP CODE 502 ROUTE 9 NORTH CAPE MAY COURT HOUSE, NJ 08210

This report is completed by a State surveyor to show those deficiencies previously reported that have been corrected and the date such corrective action was accomplished. Each deficiency should be fully identified using either the regulation or LSC provision number and the identification prefix code previously shown on the State Survey Report (prefix codes shown to the left of each requirement on the survey report form).

ITEM Y4	DATE Y5	ITEM Y4	DATE Y5	ITEM Y4	DATE Y5
ID Prefix S0560	Correction	ID Prefix _____	Correction	ID Prefix _____	Correction
Reg. # 8:39-5.1(a)	Completed	Reg. # _____	Completed	Reg. # _____	Completed
LSC _____	07/20/2022	LSC _____		LSC _____	
ID Prefix _____	Correction	ID Prefix _____	Correction	ID Prefix _____	Correction
Reg. # _____	Completed	Reg. # _____	Completed	Reg. # _____	Completed
LSC _____		LSC _____		LSC _____	
ID Prefix _____	Correction	ID Prefix _____	Correction	ID Prefix _____	Correction
Reg. # _____	Completed	Reg. # _____	Completed	Reg. # _____	Completed
LSC _____		LSC _____		LSC _____	
ID Prefix _____	Correction	ID Prefix _____	Correction	ID Prefix _____	Correction
Reg. # _____	Completed	Reg. # _____	Completed	Reg. # _____	Completed
LSC _____		LSC _____		LSC _____	
ID Prefix _____	Correction	ID Prefix _____	Correction	ID Prefix _____	Correction
Reg. # _____	Completed	Reg. # _____	Completed	Reg. # _____	Completed
LSC _____		LSC _____		LSC _____	

REVIEWED BY STATE AGENCY <input type="checkbox"/>	REVIEWED BY (INITIALS)	DATE	SIGNATURE OF SURVEYOR	DATE
REVIEWED BY CMS RO <input type="checkbox"/>	REVIEWED BY (INITIALS)	DATE	TITLE	DATE
FOLLOWUP TO SURVEY COMPLETED ON 7/6/2022		<input type="checkbox"/> CHECK FOR ANY UNCORRECTED DEFICIENCIES. WAS A SUMMARY OF UNCORRECTED DEFICIENCIES (CMS-2567) SENT TO THE FACILITY? <span style="float:right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span>		