

# Kansas Advocate News

Kansas Advocates  
for  
Better Care



*Making Elder Care Better for 35 Years*

## Member Feedback

**Q:** *I live in a nursing home and can't always get the help I need when I need it. Who decides how many workers are in a nursing home or other adult care home to provide the care and help that I and other older adults need?*

**A:** In Kansas nursing homes or other adult care homes "Nursing Personnel" is defined to include the workers listed below. State and federal regulations require staffing as follows (NH=nursing home & O=other adult care homes):

- Registered Nurse – NH: in NH 8 hours of every 24 hours and available by phone 16 additional hours; RN as director of nursing.
- Licensed Practical Nurse – NH: 24 hours each day; one LPN for each nursing unit; O: An LPN or RN has to be available, on site or by phone, 24 hours a day.
- Certified Nursing Aide – NH: minimum of 2.
- Certified Medication Aide.
- Licensed Mental Health Technician (in mental health home).
- Nurse Aide Trainees.
- Paid Nutrition Assistants.

In nursing homes, the required minimum ratio of care is one nursing staff for each 30 residents and enough nursing staff to provide **2 hours of nursing care for each resident** in 24 hours. This minimum standard was set in Kansas regulations prior to 1982 and hasn't been raised in over 30 years. See proposed legislation page 6. Kansas regulations for nursing homes require that each *Continued on page 2...*

## KABC Caring Award Honoree Announced

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KABC will present Dr. Rosemary Kennedy Chapin, PhD, MSW with the KABC Caring Award this year on Sunday, October 23rd in honor of her remarkable leadership in aging and long-term care research, practice and policy. Dr. Chapin will receive the Award during the annual "Stand By Me" benefit event at SpringHill Suites, Lawrence, KS. As the third recipient of the Award, Dr. Chapin succeeds former Governor Mark Parkinson (2010) and former Congressman, Dennis Moore (2009).

The KABC Caring Award recognizes individuals who have led the way toward achieving quality long-term care for elders in Kansas. KABC created the award to honor individuals who have developed innovative uses of existing resources, established new practices which improved the quality of care, or who have advocated successfully for measurable improvement in services for Kansans needing long-term care and support.

## Member Feedback *continued*

nursing facility have 1) **sufficient nursing staff** so that each resident can **attain or maintain their highest practical level of well-being including physical, mental and psychosocial**; and 2) enough staff to provide each resident with the nursing care dictated by each resident’s assessment and care plan. Regulations also state that “the facility must employ sufficient numbers of staff to provide nursing care to all residents in accordance with each resident’s assessment and care plan.”

In Assisted Living, Home Plus, Boarding Care and Residential Health Care Facilities there are **no minimum standard hours of care** set for nurse staffing. These categories of facilities are required to have a nurse available by phone or on-site, depending on resident care needs. A facility may employ a RN or LPN or contract with a home health agency or hospice for a resident’s skilled nursing services. The majority of nursing care is provided by certified nurse aides acting at the direction of a nurse (who may not be in the facility).

In all adult care home settings, a nurse is to complete an assessment of each resident’s level of functioning and determine her/his need for assistance. The nurse creates a Plan of Care, with the resident’s participation and anyone else the resident wants to participate. The actual nursing care that a resident receives is to be based on her/his Plan of Care (the plan is to be updated every 90 days or with a change in health). The nursing home, assisted living, home plus, residential health care facility or boarding care home is to have enough staff in the building at all times to meet the needs of all residents according to each Plan of Care.

There are many other staff in a nursing facility that contribute to residents well being such as maintenance, housekeeping and food preparers, but they are not counted as nursing staff, unless they have received training and certification and are fulfilling the functions of nursing staff.

If you aren’t receiving the help you need, when you need it, talk with the nursing staff assigned to you, or the director of nursing and the administrator or operator. You may also contact the State Long-Term Care Ombudsman or the Kansas Department on Aging (see phone numbers on page 8). You can always call KABC and we will help however possible.

## Medicare, Medicaid & Health Care Reform



KABC Board Member and elder lawyer Molly Wood was the keynote speaker for KABC’s annual meeting, September 9th in Lawrence. Ms. Wood provided an overview of the Affordable Care Act and its impact on long-term care to about 90 persons. Her criticism of the Brownback administration for not taking advantage of funding to implement more home based service available through the Affordable Care Act drew applause. The Community First Choice Option could be available Oct. 1, and provide an increased match of federal funding for home and community-based services. Not only are these services far less expensive than nursing homes, but most Kansans want to remain at home. Some states are participating and Ms. Wood estimates it would provide an additional \$33 million for Kansas. Wood said she’s “thrilled” to see more consumer information about nursing homes available through the Affordable Care Act. There are about 28,000 residents in 350 nursing homes in Kansas. The legislation requires:

- Information on facility ownership.
- Beefed-up training requirements for those who provide hands-on care in nursing homes.
- Enhanced training of inspectors so they recognize the signs of abuse and neglect.
- Interstate background checks for adult care home workers.

We are grateful to all who attended this presentation, and for the continued support you show KABC!

# Stand By Me

A "Chair-ity" Event for Kansas Advocates for Better Care

Sunday, October 23<sup>rd</sup>, 2 - 5 pm, SpringHill Suites, Lawrence, KS

- ◇ Music provided by The Fabulous Torque's
- ◇ Food & Beverage from Maceli's
- ◇ Dance to oldies, and enjoy the afternoon
- ◇ Live & Silent Auction, with Jeremy Taylor, KLWN Radio

## Thank you to auction donors:

**"Sew-Whatevers"; People's Bank; Southwind Health Collective; Discovery Furniture; It's A Wrap!; Linda Upstill; Lane Robins, and many other individuals & businesses**

- ★ Quilt: "Kaleidoscope"
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- ★ Dinner & A Mystery for 6
- ★ Congressional Cookbook
- ★ Kansas Public Radio Ads
- ★ "Power" recliner chair
- ★ King suite, SpringHill Suites
- ★ Chair from Old Fraser Hall

*and much more!*

RSVP required by  
 October 17th  
 842-3088 in Lawrence  
 toll-free: 800-525-1782  
 or email: info@kabc.org

**NEW!! Find KABC & auction updates on Facebook!**

Featuring one-of-a-kind chairs embellished by Kansas artists:

- |                         |                    |
|-------------------------|--------------------|
| ★ Connie Warkins        | ★ Judi Geer Kellas |
| ★ Kathy Summers         | ★ Marilyn Grisham  |
| ★ Sue Suhler            | ★ Marion Dyer      |
| ★ Lane Robins           | ★ Grace Carmody    |
| ★ Catherine Hale Robins | ★ Mick Braa        |
| ★ Laura Ramberg         | ★ Barbara Braa     |
| ★ Carleen Roberts       | ★ Linda Carlsen    |
| ★ Krista J. Mustain     | ★ Evie Curtis      |
| ★ Sandy McKenzie        | ★ Jeanne Reeder    |
| ★ Robbin Loomas         |                    |

## *We gratefully acknowledge our generous sponsors:*

**Main Event: William Dann  
Champion: Earl Nehring  
Caring Award: Betty Bowen**

### Friend:

- ♥ Elvira Angeletti Interiors
- ♥ Deanne & Lou Bacco
- ♥ Linda & Chuck Carlsen
- ♥ CornerBank
- ♥ Evie & Bob Curtis
- ♥ Lowell Davis/State Farm
- ♥ JW & Danny Drury
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### Advocate:

- ♥ Barbara & Mick Braa
- ♥ Janet & Pauline Buttery
- ♥ Margaret Farley
- ♥ Phil Hemphill
- ♥ Mitzi McFatrigh
- ♥ The Fabulous Torque's
- ♥ Stevens & Brand: Molly M. Wood, Rebecca Wempe & Emily Donaldson

## "Cerfer" Members Sustaining KABC's Advocacy

KABC is thankful that many of our members have joined or renewed at the \$100 "Cerfer" level, in honor of founder Petey Cerf. A Cerfer is entitled to five newsletters per year plus their choice of KABC reports and publications. We currently have 115 Cerfers - we need 1000 Cerfer members annually to sustain the work Petey started.

If you know someone who could benefit from any of KABC's services, please let us know. We will be happy to send them a copy of our latest newsletter, and membership information.

We are grateful to the following Cerfer members for their commitment to KABC's mission.

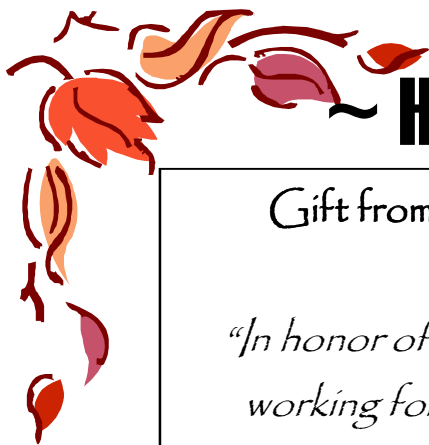
- Pauline Alexander
- Portia Allbert
- Ann Aschenbrenner
- Lou & Deanne Bacco
- Barbara Bailey
- Jill Baker
- James Beckwith
- Susie Beninga
- Beverly Smith Billings
- Andrea Bozarth
- Mick & Barbara Braa
- Janet Buttery
- Pauline Buttery
- Linda & Chuck Carlsen
- Charles Cerf & Cynthia Dunbar
- Cherryvale Nursing & Rehab
- Robert & Cynthia Claus
- J. T. Compton/ABC Foundation
- Wayne & Nancy Cottril
- Charley & Lynne Crabtree
- Fred Craig
- Morton C. Creditor
- Warren Culver
- Bob & Evie Curtis
- William Cutler
- William Dann
- J W & Florence Drury
- Terry Edwards
- Elder & Disability Law Firm
- Hilda Enoch
- Robert & Anita Epps
- Evergreen Community of Johnson County
- James & Sara Farley
- Margaret Farley & Ron Schneider
- Marlene Finney
- William & Jackie Hadl-Fromm
- Robert Fullman
- Garden Valley Retirement
- Helen Gilles
- Margaret S. Gordon
- Annette Graham
- Marilyn & Roy Gridley
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- Philip Hemphill
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- Tina Huntington
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- Jill Johnson
- Brock Jones
- Elizabeth Dann Jones
- Kansas Castings, Inc.
- Kerry Jane Kapfer
- Lee Ketzal
- Jean Krahn
- Graham Kreicker
- Lakepoint Nursing & Rehab
- Leavenworth Co. Council on Aging
- Alice Leonard
- Mr. & Mrs. Herbert Lewis
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- Joan Loehr & Jerry Howell
- W. Max Lucas
- Eloise Lynch
- Imo McCosh \*
- H R McFarland
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- Cathy Reinhardt
- Warren Robinson
- Emily Russell
- Carol Sader
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- Arthur Alan Shaw
- Simpson Foundation
- Fred & Lilian Six
- John Solbach
- Solomon Valley Manor
- Linda & John T. Stewart, III
- Stoneybrook Retirement
- Mrs. G.W. Swift
- Jeff Tevis/Disability Advocates
- Robert & Ruth Tomasek
- Eleanor Unruh
- Mark Vollmer
- Ruth Warren
- Ruth Weir
- Rebecca J. Wempe
- Windsor Place, LLC
- Windsor Place-Iola
- Windsor Place-Independence
- Assisted Living-Windsor Place
- Julia Wood
- Molly M. Wood
- Wyandotte Co. AAA
- Ina Kay Zimmerman
- Richard & Diane Zinn

## A&O Tour: KABC's of LTC & 123's of Advocacy! - Update

KABC's goal for the Advocacy & Outreach Tour is to engage more Kansans in advocating for long-term care needs for themselves or for others. This summer, KABC has **visited 10 communities** multiple times, and as of early September we have met and trained **280 Kansans!** We've been to Colby, Hays, Hutchinson, Pretty Prairie, Emporia, Wichita, Burns, Beloit, Lawrence and Glen Elder.

We have fielded questions at every stop, from people asking about Medicaid applications, to individuals fearful of reporting abuse of their loved one living in a nursing facility. We have heard stories from people suffering not only the loss of a loved-one, but of losing all their assets while paying for their spouse's care. Equipping Kansans with the information and skills to be effective advocates for themselves or someone they care about is why KABC continues this work across the state. We appreciate all who have shared their stories and who are helping KABC **make a difference for older adults in Kansas**. We have had some fantastic co-presenters, Velvet Johnson and Cynthia Bailey from the Kansas Long-Term Care Ombudsman program, along with the Reno County Department on Aging and the North Central Flint Hills Area Agency on Aging.

The A&O Tour is nowhere near being done. Still coming up are: Concordia, Great Bend, Dodge City, Salina, Winfield, Parsons, Independence, Manhattan, Leavenworth and Wyandotte County. For more information about KABC's A&O Tour schedule please visit our website at [www.kabc.org](http://www.kabc.org) and look for the calendar icon or e-mail us at [info@kabc.org](mailto:info@kabc.org) or visit our NEW Facebook page. Always feel welcome to call us at **785-842-3088** in Lawrence, or **800-525-1782** toll-free.



### Honoring Loved Ones ~

Gift from the estate of Alexander & Valentine Braun,  
long-time KABC supporters

*"In honor of founder Petey Cerf who was truly dedicated to  
working for improving human conditions in nursing homes."*

*Chad Bowen  
Evelyn Bowen*

*Ben Bowen  
Sidney Ashton Garrett*

from  
Mitzi McFatrach



## Advocacy in Action

Even though the legislature has adjourned until January, KABC has not been idle. We are monitoring legislative issues relevant to seniors and connecting with policy leaders and State agencies and actively advocating for seniors long-term care needs.

**New Regulations for Homes Plus Facilities (HB 2147)**: Legislative efforts were successful last session to increase the statutory maximum number of Homes Plus residents from 8 to 12. As passed, the new law was amended to include two additional components. The first component requires facilities to adjust staffing and resources as necessary to meet residents’ needs to maintain the current level of nursing care standards. The second component mandates annual training for Homes Plus staff caring for persons with dementia. These changes required Kansas Department on Aging (KDOA) to amend current Homes Plus regulations to reflect the legislative changes of HB 2147. However, the draft regulations proposed by KDOA include only the addition of the training component.

Mitzi McFatrach, KABC Executive Director, appeared in July before the Joint Committee on Rules and Regulations to advocate for regulations that reflect the legislative intent of HB 2147. The new regulations did not include any directive to facilities to adjust staffing and resources as the number of residents increase. McFatrach pointed out to the committee that there currently are no minimum nursing care standards for Homes Plus residents. Determining whether or not residents are receiving the appropriate level of care is determined only once a year during the facility’s annual inspection. She articulated a number of KABC’s concerns in her testimony, including that training requirements for Homes Plus operators are minimal.

The committee agreed with the KABC position and recommended that the agency follow legislative intent by including staffing directives in the draft regulations. KDOA, however, does not have to comply with the committee’s position and does not intend to amend the regulations. KABC continues to advocate for including language in the regulations to assure appropriate staffing and resources are available to Homes Plus residents. McFatrach testified at the KDOA’s public hearing on Sept. 13.

**Raising the minimum nurse staffing in nursing homes (SB 184)**. The 2012 session is the second year of the legislative biennium, meaning all 2011 bills not passed are held over for consideration the following year. KABC and our partner, AARP Kansas, continue to work toward passage of SB 184 in 2012. The importance of this bill is being discussed with attendees at the KABC Advocacy and Outreach events across the state. We hope that attendees and KABC members will tell their local legislators that the current staffing requirements are not adequate to assure quality health and safety for Kansas nursing home residents and ask them to support the passage of SB 184.

Kansas *minimum* nursing home direct care staffing standards have not been updated for at least 30 years. This standard is inadequate to meet the health and safety needs of today’s nursing home residents. The current Kansas *minimum* requires each resident receive, regardless of their needs, **only 2 hours** of direct nursing care over a 24-hour period, excluding supervisory time. SB 184 adopts a standard of nursing care, phased-in over 3 years, that meets the needs of Kansas nursing home residents. It would raise the *minimum* number of direct care hours to provide a safe level of care for adults in nursing homes. We encourage KABC members to talk to their legislators about the need to bring today’s nursing home staffing standards to current recommended levels.

## Advocacy in Action *continued from page 6*

**Budget Issues:** KDOA Secretary Shawn Sullivan gave an agency budget update to the Joint Committee on Home and Community-Based Services in August. He told the committee that FY 2011 budget cuts to KDOA totaled \$4.1 million and that all of the cuts had been made with internal agency savings with no cuts to senior services. He also said that the agency will implement October 1 a statewide tele-health program even though the Legislature did not fund the program. The estimated FY 2012 cost of almost \$400,000 funding for implementation of that program, the Secretary said, will also come from internal agency savings. He also told the committee the agency plans to introduce legislation that will develop a new three-tiered reimbursement system, increasing reimbursements to assisted living facilities (ALFs). The goal is to reduce utilization in nursing homes by increasing utilization in assisted living facilities. This would include potentially moving some nursing home residents into assisted living facilities. KABC is concerned about this effort because ALFs are licensed only by the State and operate under less stringent health and safety regulations. KABC is watching this issue closely and expressing concern related to standards and oversight. Conversely, the agency did not introduce any plans for enhancements to the HCBS-FE services program. State agencies are required to submit the next year's budget (FY 2013) for the Governor's budget September 15. KABC is monitoring the agency's budget submission and advocating for appropriate funding for senior services.

**Interim committees:** KABC also is monitoring interim legislative activities of the Joint Committee on Home and Community-Based Services, the Health Policy Oversight Committee, the Joint Committee on Rules and Regulations and the Joint Committee on Legislative Budget.



## Person-Centered Care Training across Kansas

Kansas Advocates for Better Care was awarded a Workforce Enhancement Grant by the Kansas Department on Aging to train nursing home staff in person-centered care, team building & resident rights. KABC director Mitzi McFatrach and regional ombudsmen are scheduled to train at these facilities - watch for more to be scheduled.

- 1) Eureka Nursing Center, September 12 at 2:00 pm
- 2) Arma Care Center, September 26 at 2:00 pm
- 3) Decatur County Good Samaritan, Oberlin, October 4 at 10:00 am
- 4) Atwood Good Samaritan, October 4 at 1:00 and 2:30 pm
- 5) Trego County Lemke LTCU, Wakeeney, October 7 at 12:45 and 2:15 pm
- 6) Windsor Estates, Salina, October 21 at 1:00 pm
- 7) Larksfeld Place, Wichita, November 16 at 2:30 pm

We encourage residents, family members and others in the community to attend. See our website calendar, Facebook, Sept. 13 watch for press coverage in your area for training events scheduled, or call KABC.

## “Advocating for Quality Long-Term Care”

### Consumer Assistance

To report abuse, neglect and exploitation occurring in adult care homes, contact the KDOA hotline:

**800-842-0078**

8:00 AM to 5:00 PM Monday-Friday

by FAX: **785-296-0256**

(fax must be addressed to Carolyn Anderson,  
Mary Jane Kennedy **and** Ernie Beery)

by email: **CarolynAnderson@aging.ks.gov**

OR

Adult Abuse (in the community or a facility) hotline:

**800-922-5330** (24/7)

Kansas Attorney General's  
Consumer Protection Division

**800-432-2310**

For assistance with concerns/problems with adult care homes, call the State Long-Term Care Ombudsman:

**877-662-8362**

**www.kansasombudsman.ks.gov**

To receive preliminary information on legal issues, call the  
Elder Law Hotline:

**888-353-5337**

To report suspected Medicare fraud:

**800-876-3160**

For info about Medicaid, call SRS

**888-369-4777**

For no-cost mediation regarding problems with  
Medicare Providers, call the  
Kansas Foundation for Medical Care (KFMC)

**800-432-0407**

KU Med Center Pain Management Hotline:

**913-588-3692**

Centers for Medicare/Medicaid Services  
(CMS) Website:

**www.medicare.gov/nhcompare/home.asp**

Older Kansans Referral & Information Services Assn.  
<http://www.okirsa.org/index.html>

For **one-stop** long-term care home information:

**Kansas Advocates for Better Care**

Toll-free: **800-525-1782**

Email: **info@kabc.org**

Website: **www.kabc.org**

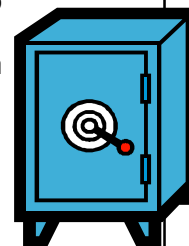
### Licensing Categories & Abbreviations

<b>ALF</b>	Assisted Living Facility
<b>ADC</b>	Adult Day Care
<b>BCH</b>	Boarding Care Home
<b>HP</b>	Home Plus
<b>IMR</b>	Intermediate Care Facility for the Mentally Retarded
<b>LTCU</b>	Long-Term Care Unit in a hospital
<b>NF</b>	Nursing Facility
<b>NFMH</b>	Nursing Facility for Mental Health
<b>RHCF</b>	Residential Health Care Facility
<b>CMP</b>	Civil Monetary Penalty (Fines)
<b>CO</b>	Correction Order
<b>d/b/a</b>	doing business as
<b>IDR</b>	Informal Dispute Resolution
<b>LSC</b>	Life Safety Code Survey
<b>NOTC</b>	No Opportunity To Correct
<b>QIS</b>	Quality Indicator Survey*
<b>SFF</b>	<b>Special Focus Facility</b> - historically noncompliant facility providing substandard quality of care, and is inspected two times per year, per 1998 CMS initiative.

*\*According to Greg Reser, KDOA - Beginning with the current fiscal year, Kansas has fully implemented the new Quality Indicator Survey (QIS) process for inspecting nursing homes.*

### KABC Privacy Policy

Kansas Advocates for Better Care (KABC) protects your privacy. KABC maintains password-protected computerized data files regarding financial support. We do not sell or share our membership list or member financial information with any other agency, and will not divulge any personal information about any members, contributors or contacts without express written permission.



# Making Elder Care Better Since 1975

## Survey Results - Recommended Remedies

The Kansas Department on Aging (KDOA) is responsible for regulating most licensed adult care homes. The following information is reproduced from KDOA's records, and is **the most current made available to KABC as of 9/7/2011**. Notations such as *payment denial*, or *terminate provider agreement* are **recommended remedies** made by KDOA to Center for Medicare/Medicaid Services (CMS). Recommendation of remedies does not mean they are imposed or that provider agreement's are terminated. It means that if facilities have not substantially complied by the date noted, CMS **may** impose the stated action/remedy (KABC does not receive notice of compliance). If CMS determines that a remedy is warranted, facilities receive formal notification. An *abbreviated survey* is an investigation resulting from a complaint. Facilities may appeal these actions, except when a final settlement agreement is reached with KDOA. Most facilities were inspected using the Quality Indicator Survey (QIS) process. Facilities listed here are having problems with regulatory compliance, and should be scrutinized carefully before making placement decisions. If you'd like further clarification call KABC toll-free.

**Questions regarding the accuracy of this information or compliance status should be directed to KDOA, 800-432-3535.**

### Andover

*Life Care Center - NF*

6/24/11: Health survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 7/19; terminate provider agreement 12/24.

### Cherryvale

*Cherryvale Nursing & Rehab - NF*

6/13/11: Abbreviated survey. Offsite desk review only.  
8/13/11: Abbreviated survey.

### Cimarron

*The Shepherd's Center - NF*

8/15/11: Health survey, actual harm cited. Recommend payment denial for new admissions 11/15; terminate provider agreement 2/15/12.

### Derby

*Derby Health & Rehab - NF*

7/19/11: First revisit of 5/19 health survey. Recommend payment denial for new admissions 8/19; terminate provider agreement 11/19.  
9/7/11: Second revisit of 5/19 health survey. Remedies continue.

### Easton

*Country Care Inc. - NF*

7/26/11: Substandard quality of care health survey, immediate jeopardy (abated from K to E level) cited. Recommend \$5,000 CMP; recommend payment denial for new admissions 10/26; terminate provider agreement 1/26/12.

### Emporia

*Flint Hills Care Center - NF*

7/18/11: Second revisit of 4/22 health survey. Recommend payment denial for new admissions 7/22; terminate provider agreement 10/22.

### Goodland

*Good Samaritan Society Sherman County - NF*

7/21/11: First revisit of 6/13 health survey. Payment denial for new admissions imposed 7/3; recommend terminate provider agreement 12/13.  
8/24/11: Second revisit of 6/13 health survey. Payment denial for new admissions imposed 7/3; remedies continues.

### Great Bend

*Cherry Village - NF/RHCF*

6/27/11: Second revisit of 3/29 health survey. Recommend payment denial for new admissions 6/29; terminate provider agreement 9/29.

### Hillsboro

*Salem Home - NF*

8/17/11: Abbreviated survey. Offsite desk review only.

### Horton

*Tri-County Manor - NF/RHCF*

8/31/11: Abbreviated survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 10/2; terminate provider agreement 3/1/12.

### Hutchinson

*Hutchinson Care Center LLC - NF*

6/17/11: First revisit of 4/22 health

survey. Payment denial for new admissions imposed 5/21 continues; recommend terminate provider agreement 10/22.

### Iola

*Iola Nursing Center - NF/RHCF*

8/18/11: Recertification survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 9/10; terminate provider agreement 2/18/12.

### Johnson

*Stanton Co. Health Care Facility LTCU*

8/17/11: Abbreviated survey. Offsite desk review only.

### Kansas City

*Medicalodges Kansas City - NF*

6/30/11: Abbreviated survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 8/1; terminate provider agreement 12/30.

### Lansing

*Golden Livingcenter - NF*

7/29/11: Abbreviated survey.

### Lawrence

*Brandon Woods at Alvamar - NF/ALF*

6/23/11: Health survey, actual harm cited. Recommend payment denial for new admissions 9/23; terminate provider agreement 12/23. (Pressure ulcer citation)  
8/18/11: First revisit of 6/23 health survey. Remedies continue.

## “Advocating for Quality Long-Term Care”

### **Lenexa**

*Delmar Gardens of Lenexa - NF*  
7/26/11: Abbreviated survey. Offsite desk review only.  
8/17/11: Health survey, actual harm cited. Recommend payment denial for new admissions 11/17; terminate provider agreement 2/17/12.  
(Pressure ulcer citation)

### **Liberal**

*Good Samaritan Society - NF*  
5/2/11: Health survey, actual harm cited. Recommend payment denial for new admissions 8/2; terminate provider agreement 11/2.  
6/16/11: First revisit of 5/2 health survey, and a complaint investigation. Recommend payment denial for new admissions 7/17; remedies continue.

*Southwest Medical Center SNF*  
8/12/11: Health survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 9/4; terminate provider agreement 2/12/12.

### **McPherson**

*McPherson Care Center LLC - NF*  
8/17/11: Abbreviated survey. Offsite desk review only.

### **Ness City**

*Ness County Hospital LTCU d/b/a Cedar Village*  
8/2/11: Abbreviated survey. Offsite desk review only.

### **Olathe**

*Good Samaritan Society - NF*  
7/14/11: Abbreviated survey. Offsite desk review only.

*Pinnacle Ridge Nrsng & Rehab-NF*  
6/23/11: Abbreviated survey, actual harm cited. Recommend payment denial for new admissions 9/23; terminate provider agreement 12/23.

*Royal Terrace Nrsng & Rehab - NF*  
8/17/11: Abbreviated survey. Offsite desk review only.

### **Oskaloosa**

*Hickory Pointe Care & Rehab - NF*  
6/22/11: Health survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 7/19; terminate provider agreement 12/22.  
(Pressure ulcer citation)

### **Oswego**

*Deseret Nursing & Rehab - NF*  
8/1/11: Abbreviated survey. Offsite desk review.

### **Pittsburg**

*Golden Livingcenter - NF*  
8/19/11: Health survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 9/12; terminate provider agreement 2/19/12.  
(Pressure ulcer citation)

### **Plainville**

*Rooks Co. Senior Services-NF/ALF*  
6/7/11: Abbreviated survey. Offsite desk review only.

### **Pratt**

*Pratt Care Center LLC - NF*  
8/10/11: Health survey, actual harm cited. Recommend payment denial for new admissions 11/10; terminate provider agreement 2/10/12.

### **Protection**

*Protection Valley Manor-NF/RHCF*  
6/15/11: Abbreviated survey, actual harm cited. Recommend payment denial for new admissions 9/15; terminate provider agreement 12/15.

### **Salina**

*Kenwood View Nursing Home-NF*  
6/13/11: Abbreviated survey. Offsite desk review only.

*Smoky Hill Rehab Center - NF*  
6/16/11: Abbreviated survey. Offsite desk review only.

### **Scott City**

*Park Lane Nursing Home - NF*  
7/21/11: Abbreviated survey. Offsite desk review only.

### **S. Hutchinson**

*Mennonite Friendship Mnr - NF/ALF*  
7/19/11: Health survey, actual harm cited. Recommend payment denial for new admissions 10/19; terminate provider agreement 1/19/12.  
9/6/11: First revisit of 7/19 health survey. Remedies continue.

### **Topeka**

*Aldersgate Village - NF/ALF*  
7/6/11: First revisit of 5/16 health survey. Recommend payment denial for new admissions 7/29; terminate provider agreement 11/16.  
8/18/11: Abbreviated survey. Offsite desk review only.

*Countryside Health Center - NFMH/RHCF*  
6/7/11: Abbreviated survey. Offsite desk review only.

*Lexington Park Nursing & Post Acute Center - NF*  
7/14/11: Abbreviated survey. Offsite desk review only.

*Providence Living Center - NFMH*  
6/14/11: Abbreviated survey. Offsite desk review only.

*Washburn Community Care Ctr-NF*  
7/7/11: First revisit of 5/25 abbreviated survey. Recommend payment denial for new admissions 7/30; terminate provider agreement 11/25.

*Westwood Manor - NF*  
6/23/11: Abbreviated survey. Offsite desk review only.

### **Wakeeney**

*Trego Manor - NF*  
6/13/11: Revised first revisit of 4/25 health survey. Recommend \$250/

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day starting 6/13; payment denial for new admissions 7/8; terminate provider agreement 10/25.

### Wellington

*Sumner Co. Care Center LLC - NF (previously Deseret Health Care)*  
6/17/11: Health survey, actual harm cited, history of noncompliance, NOTC. Recommend payment denial for new admissions 7/10; terminate provider agreement 12/17.

### Wichita

*College Hill Nursing & Rehab - NF*  
7/27/11: Substandard quality of care abbreviated survey, immediate jeopardy (corrected), history of

noncompliance, NOTC. Recommend \$5,000 CMP; payment denial for new admissions 9/5; terminate provider agreement 1/27/12.

### Life Care Center - NF

8/2/11: Substandard quality of care, revised Abbreviated survey, immediate jeopardy (corrected). Recommend \$7,000 CMP; payment denial for new admissions 11/2; terminate provider agreement 2/2/12.

### Manorcare Health Services - NF

6/23/11: Abbreviated survey. Offsite desk review only.

### Seville Care Center - NF

8/25/11: First revisit of 6/20 health survey. Recommend payment denial for new admissions 9/20; terminate provider agreement 12/20.

“We turn not older  
with years, but  
newer every day.”

~Emily Dickinson

## Enforcement Actions

The Kansas Department on Aging is responsible for regulating most licensed adult care homes. The following information is reproduced from KDOA records. This listing represents civil monetary penalties (fines), bans on admission, license revocation actions and other enforcement proceedings by KDOA against licensed adult care homes other than nursing facilities, and for nursing homes that are private pay. All homes may appeal any of these actions except when they have reached a final settlement agreement with KDOA. **This information is the most current available to KABC as of 8/19/11. Comments regarding the accuracy of this information should be directed to KDOA, 800-432-3535.**

### Carbondale

*Sweet Country Homes, Inc. - HP*  
6/5/11: Case # 11-SCC-54:CO - \*Dietary Services/menu; \*Written emergency plan; \*Disaster & emergency preparedness education; \*Medication storage.  
8/16/11: Case #11-SCC-54: \$2,500 CMP - \*Written emergency plan; \*Disaster & emergency preparedness education; \*Medication storage.

\* *indicates regulation violated*

### Topeka

*The Homestead of Topeka Operations LLC d/b/a The Homestead of Topeka - ALF*  
7/12/11: Case # 11-SCCB-7: Ban on new admissions (lifted 7/25/11)

### Wichita

*Comfort Care Homes, Inc., d/b/a Comfort Care Homes Inc. #1434 - HP*  
8/19/11: Case #11-SCCB-7: Ban on new admissions.  
8/19/11: Case #11-SCC-63: \$10,000 CMP - \*Staff Treatment of Residents/Abuse, Neglect, Exploitation.

## PEAK Award Winners for 2011 Announced by KDOA

The Kansas Department on Aging (KDOA) will recognize seven nursing homes for their efforts to transition from the traditional institutional models of care to progressive home-environment models for their residents. This award program, Promoting Excellent Alternatives in Kansas (PEAK), promotes innovations that improve the quality of life in Kansas nursing homes. These innovations engage residents and their families in the decision making process in a nursing home environment. Each nursing home will be recognized by the Secretary Shawn Sullivan. Facilities are: Arkansas City Presbyterian Manor; Medicalodges Gardner; Schowalter Villa (Hesston); Pleasant View Home (Inman); Asbury Park (Newton); Newton Presbyterian Manor and Brookside Retirement Community, Overbrook.



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**SPECIAL THANKS!**

*Steve & Kelly Wildeman,  
American Presort of  
Topeka, for handling the  
newsletter mailing.*

Newsletter Produced by:

Mitzi E. McFatrach, *Executive Director*

Lenette Hamm, *Office Manager*

**Please choose how you would like to invest in the future of quality long-term care.**

- \*\*Gift in Honor/Memory** of a loved-one (*to assist in our outreach efforts*)
- General contribution (*speaking out on important elder concerns*)
- Harriet Nehring Education Fund (*to provide education & resources for caregivers across Kansas*)
- KABC Endowment Fund (*to ensure our future ability to help you when you need us*)

**My gift to KABC is enclosed:**

\_\_\_ \$50      \_\_\_ \$100      \_\_\_ \$200      \_\_\_ \$ 500      Other amount \$ \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

City, State & Zip \_\_\_\_\_

Phone \_\_\_\_\_ Email (if applicable) \_\_\_\_\_

**\*\* In Honor/Memory of:** \_\_\_\_\_

*Make checks payable to Kansas Advocates for Better Care and return to:*