

Division of Licensing and Protection
103 South Main Street, Ladd Hall
Waterbury, VT 05671-2306
<http://www.dail.vermont.gov>
Voice/TTY (802) 871-3317
To Report Adult Abuse: (800) 564-1612
Fax (802) 871-3318

May 29, 2012

Mr. Robert Sterling, Administrator
Green Mountain Nursing And Rehabilitation
475 Ethan Allen Avenue
Colchester, VT 05446

Dear Mr. Sterling:

Enclosed is a copy of your acceptable plans of correction for the complaint investigation conducted on **May 2, 2012**. Please post this document in a prominent place in your facility.

We may follow-up to verify that substantial compliance has been achieved and maintained. If we find that your facility has failed to achieve or maintain substantial compliance, remedies may be imposed.

Sincerely,



Pamela M. Cota, RN, MS
Licensing Chief



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

MAY 17 2012

PRINTED: 05/10/2012
FORM APPROVED
OMB NO. 0938-0391

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 475040	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED C 05/02/2012
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NAME OF PROVIDER OR SUPPLIER GREEN MOUNTAIN NURSING AND REHABILITATION	STREET ADDRESS, CITY, STATE, ZIP CODE 475 ETHAN ALLEN AVENUE COLCHESTER, VT 05446
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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) COMPLETION DATE
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F9999	<p>FINAL OBSERVATIONS</p> <p>Per Vermont Licensing and Operating Rules for Nursing Homes December 15, 2001, 3.17 (e) " A facility shall report any knowledge it has of actions by a court of law against an employee, which would indicate unfitness for service as a nurse aide or other facility staff to the Vermont State Nurse Assistants Registry or the appropriate licensing authority and the licensing agency. Actions by a court of law which indicate unfitness for service include a charge of abuse, neglect or exploitation substantiated against an employee or conviction of an offense for actions related to bodily injury, theft or misuse of funds or property, or other crimes inimical to the public welfare, in any jurisdiction within or outside the State of Vermont."</p> <p>(h) "The results of all investigation must be reported to the administrator or his or her designated representative and to the licensing agency in accordance with 33 V.S.A. Chapter 69, and if the alleged violation is verified, appropriate corrective action must taken."</p> <p>This REQUIREMENT is NOT MET as evidenced by:</p> <p>Based on record review and staff interview, the facility failed to report any knowledge it has of actions by a court of law against an employee for one employee whose Vermont Criminal Information Center (VCIC) background check revealed criminal convictions. Findings include:</p> <p>Per review of personnel records on 5/2/12 at 9:28 A.M., a facility employee had 2 criminal convictions per VCIC background check. The facility Administrator confirmed during interview</p>	F9999	<p>F9999</p> <p>Assuming for the moment that the findings and the determination of the deficiency are accurate, without admitting or denying that they are, our proposed plan of correction is as follows:</p> <p>The employee referenced in the 2567 now has a waiver for the 2 criminal convictions.</p> <p>All residents have the potential to be affected by this alleged practice.</p> <p>An audit of all employee personal records has been performed to assure all waivers have been obtained as needed.</p> <p>To ensure the alleged practice does not occur we are taking the following measures:</p> <p>The administrator will have a record of all waivers mailed and returned for tracking. Audits will occur of all employee records to assure the proper documentation is there.</p> <p>The quality assessment and assurance committee will monitor for one month and take action as needed.</p>	
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*PO accepted
Roger Tremblay / Frances Ke...*

Paul C. He... Adm 5-16-12

5/23/12

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F9999	Continued From page 2 on 5/2/12 at 10:35 A.M. that the facility had failed to report knowledge of criminal convictions to the licensing agency and did not obtain a waiver from the Division of Licensing and Protection as required.	F9999		
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