Kim Reynolds GOVERNOR

Adam Gregg LT. GOVERNOR

Kelly Garcia DIRECTOR

RETURN RECEIPT

E-MAIL TRANSMISSION TO: russ@midwestbh.com and megan@midwestbh.com

March 13, 2023

Russ Perkuchin, Executive Director Midwest Behavioral Health LLC 102 N Wilson Ave Jefferson, IA 50129

Dear Mr. Perkuchin;

Attached is a copy of the Licensure Inspection Report completed by the Division of Behavioral Health following the licensure site inspection of Midwest Behavioral Health LLC, 102 N Wilson Ave, Jefferson, Iowa, on February 15, 2023. A one-year license will be recommended to the Iowa Board of Health Substance Abuse/Problem Gambling Program Licensure Committee. We hope the enclosed report will be of assistance for continued and ongoing program improvement.

This report is composed of the following sections:

- Licensure Inspection Weighting Report;
- Licensure team's recommendations for licensure;
- Completed programmatic check list which identifies the degree of compliance with specific licensure standards; and
- A summary of the inspectors' basis for areas found to be in non-compliance with the licensure standards.

Your current license, which will expire December 4, 2022, remains valid until final action is taken by the Substance Abuse/Problem Gambling Program Licensure Committee on this application, per Iowa Code Chapter 17A.18.

Your application for licensure will be reviewed during the Committee's teleconference meeting.

The call-in information for the electronic meeting is:

April 12, 2023, 9:00 am call in:

Phone number: 1 312 626 6799 Meeting ID: 857 3637 3801

Passcode: 024796

lun MCO

Program representation is welcomed but not required.

If you have questions, please contact me at Amanda. McCurley@idph.iowa.gov or (515) 218-0630.

Sincerely,

Amanda McCurley Health Facilities Surveyor

Bureau of Substance Abuse

IOWA DEPARTMENT OF HEALTH AND HUMAN SERVICES DIVISION OF BEHAVIORAL HEALTH LICENSURE INSPECTION WEIGHTING REPORT FOR SUBSTANCE USE DISORDER AND PROBLEM GAMBLING TREATMENT PROGRAMS

PRO	OGRAM NAME: Midwest Behavioral Health LLC	
of th of th of th deni	rder for a program to receive a three (3) year license, the program must receive at least a 95% see three categories below. For a two (2) year license, the program must receive at least a 90% see three categories below. For a one (1) year license, the program must receive at least a 70% see three categories. Less than 70% in any one of the three categories shall result in a recommodal. An initial license may be issued for 270 days. A license issued for 270 days shall not be ended.	rating in each rating in each nendation of a
PRE	EVIOUS INSPECTION DATE: February 24, 2022 (Virtual inspection due to COVID-19)	
REC	CENT INSPECTION DATE: February 15, 2023	
THI	S PROGRAM HAS APPLIED FOR A LICENSE AS A:	
1.	SUBSTANCE USE DISORDER ASSESSMENT AND OWI EVALUATION-ONLY PROGRAM	
2.	SUBSTANCE USE DISORDER TREATMENT PROGRAM	X
3.	PROBLEM GAMBLING TREATMENT PROGRAM	
4.	SUBSTANCE USE DISORDER AND PROBLEM GAMBLING TREATMENT PROGRAM	

Standard Cite	Clinical Standards	Item Count	Standard Compliance Score
155.21(11)	Assessment and Admission	6	5
155.21(12)	Treatment Plans	4	3
155.21(13)	Progress Notes	4	4
155.21(15)	Drug Screening	4	4
155.21(16)	Medical and Mental Health Services	1	1
155.21(19)	Management of Care and Discharge Planning	4	3
155.21(20)	Quality Improvement	5	5
	TOTAL	28	25

Three (3) years: 95%	Total Clinical Points Available	28
Two (2) years: 90%	Total Clinical Points Received	25
One (1) year: 70%		
Denial: 69% or below	Clinical Score (%)	89.3%

		Item	Standard Compliance
Standard Cite	Administrative Standards	Count	Score
641—	License Revision		
155.17(125,135)	License Revision	0	0
155.21(1)	Governing Body	9	9
155.21(2)	Executive Director	1	1
155.21(3)	Clinical Oversight	1	1
155.21(4)	Policies and Procedures Manual	3	3
155.21(5)	Staff Development and Training	5	4
155.21.(6)	Data Reporting	1	1
155.21.(7)	Fiscal Management	3	3
155.21(8)	Personnel	5	5
	Child Abuse/Dependent Adult Abuse/Criminal History Background		
155.21(9)	Check	4	2
	TOTAL	31	28

Three (3) years: 95%	Total Administrative Points Available	31
Two (2) years: 90%	Total Administrative Points Received	28
One (1) year: 70%		
Denial: 69% or below	Administrative Score (%)	90.3%

		Item	Standard Compliance
Standard Cite	Programming Standards	Count	Score
155.21(10)	Patient Records	8	7
155.21(14)	Patient Record Contents	3	2
155.21(17)	Emergency Services	3	2
155.21(18)	Medication Control	12	11
155.21(21)	Facility Safety and Cleanliness	3	2
155.21(22)	Therapeutic Environment	5	5
641 – 155.22(125,135)	Inpatient and Residential Program Facilities	4	4
641 – 155.23(125,135)	Specific Standards for Inpatient, and Residential Service	23	21
641 - 155.25 (125,135)	Specific standards for substance use assessment and OWI evaluation-only programs	2	2
641 – 155.34(125,135)	Specific Standards for Enhanced Services	0	0
641—155.38(1- 7)(125,135)	Tuberculosis screening of staff and residents	3	3
	TOTAL	66	59

Three (3) years: 95%	Total Programming Points Available	66
Two (2) years: 90%	Total Programming Points Received	59
One (1) year: 70%		
Denial: 69% or below	Programming Score (%)	89.4%

IOWA DEPARTMENT OF HEALTH AND HUMAN SERVICES DIVISION OF BEHAVIORAL HEALTH LICENSURE INSPECTION REPORT

PROGRAM NAME, ADDRESS, TI Midwest Behavioral Health LLC 102 N Wilson Ave Jefferson, IA 50129	ELEPHONE AND FAX:				
P- 949-438-9455	dress: russ@midwestbh.com				
APPLICATION RECEIVED:	October 10, 2022				
DATE OF INSPECTION:	February 15, 2023				
INSPECTORS: Lori Hancock-Muck Amanda McCurley					
SITE(S) VISITED: 102 N Wilson Ave Jefferson, IA 50129					
603 Irving Street Scranton, IA 51462					
STAFF: Executive Director: Russ Perkuch	in				
SUMMARY OF SERVICES PROV Level 1 and 2.1 Substance Use Di		rides Adult Levels 1, 2.	1, 2.5	and 3.5 and Juvenile	
CURRENT LICENSURE STATUS Program is currently operating on					
RECOMMENDATION: It is recom Issued a license for a period of	of three years effective	_	to		
☐ Issued a license for a period of Issued a license for a license		December 4, 2022	to to	December 4, 2023	
Issued a license for a period of Issued a license for 270 days Denied a license		December 4, 2022	to	- December 4, 2020	
PURPOSE: Chapter 125 of th conduct any chemical substitutes the primary purpose of which is the written license for the program from shall not maintain or conduct a gobtained a license for the program	ne treatment and rehabilitation the department. Chapter 13 ambling treatment program for from the department.	dential program, or nor n of substance abusers 5.150 of the Code, as a unded through the dep	n-resid s with amend partme	dential outpatient progrout having first obtained ded, requires that a perent unless the person	ram, ed a rson has
activities and documentation Non-Compliance – The prog	Full Compliance – The program substantially meets the intent of the standard and indicated by the program's activities and documentation. Point(s) given/awarded. Non-Compliance – The program does not meet the intent of the standard. Point(s) not given/awarded. Does Not Apply – The standard does not apply to the program. Point(s) not given/awarded.				

Standards Cite	Standards Description	
641—155.17(125,135)	License Revision	
	A licensee is required to submit a written request to the division to revise a license at least 30 days prior to any change of address, executive director, clinical oversight staff, facility, or licensed program service. Since the last licensure visit, has the program experienced any such changes and has it complied with the requirement to notify the department?	NA
155.21(1)	Governing Body	
	Has the program designated a governing body that complies with Iowa Code chapter 504 and is responsible for overall program operations?	1
а	Has the governing body adopted written bylaws and policies that define the powers and duties of the governing body, its committees, its advisory groups, and the executive director?	1
b	Do written by-laws minimally specify the following? (1) The type of membership; (2) The term of appointment; (3) The frequency of meetings; (4) The attendance requirements; and (5) The quorum necessary to transact business.	1
С	Are minutes of all meetings by the governing body maintained and available for review by the department and do they include the following? (1) Date of the meeting; (2) Names of members attending; (3) Topics discussed; and (4) Decisions reached and actions taken.	1
d	Do the duties of the governing body include the following? (1) Appointment of a qualified executive director, who shall have the responsibility and authority for the management of the program in accordance with the governing body's established policies; (2) Establishment of effective controls to ensure that quality services are provided; (3) Review and approval of the program's annual budget; and (4) Approval of all contracts.	1
e	Has the governing authority developed and approved the program's policies and procedures?	1
f	Is the governing authority responsible for all funds, equipment and the physical facilities and the appropriateness and adequacy of services the program provides?	1
g	Has the governing body prepared an annual report which includes each of the following? (1) The name, address, occupation, and place of employment of each governing body member; (2) Disclosure of any family relationship a member of the governing body has with a program staff member; (3) The names and addresses of any owners or controlling parties whether they are individuals, partnerships, a corporation body, or a subdivision of other bodies; (4) Disclosure of any potential conflict of interest a member of the governing body may have.	1

h	Has the governing body ensured the program maintains proof of each of the following? -Malpractice insurance coverage for all staff -Liability insurance -Workers' compensation insurance -A fidelity bond for all staff	1
155.21(2)	Executive Director	
	Has the governing body appointed an executive director who has primary responsibility for program operations and whose qualifications and duties are clearly defined?	1
155.21(3)	Clinical Oversight	
	Has the program designated a treatment supervisor to oversee provision of licensed program services?	1
155.21(4)	Policies and Procedures Manual	
	Has the program developed and maintained a policies and procedures manual that contains all written policies and procedures required in order to comply with licensure rules? Does the policies and procedures manual describe the program's licensed program services and related activities, specify the policies and procedures to be followed and govern all staff?	1
а	Does the manual have a table of contents?	1
b	Are revisions to the manual entered with the date, and name and title of persons making the revisions?	1
155.21(5)	Staff Development and Training	
	Does the program have policies and procedures establishing a staff development and training program that includes reference to the training needs of any individual who conducts an activity on behalf of the program as an employee, agent, consultant, contractor, volunteer or other status?	1
a	Has the program designated a staff person responsible for the staff development and training plan?	1
b	Has the staff person responsible for the staff development and training plan conducted an annual needs assessment?	1
С	Does the staff development plan describe orientation of new staff including: -An overview of the program and licensed program services -Confidentiality -Tuberculosis and blood-borne pathogens including HIV/AIDS -Culturally and environmentally specific information -The specific responsibilities of each staff person and community resources specific to the staff person's responsibilities	0
d	Does the staff development and training plan address training when program operations or services change?	1
e	If the development and training plan includes on-site activities, are minutes of on-site training kept which include: -Name and dates of the trainings -Names of staff attending -Topics of the training -The name(s) and title(s) of trainers	NA
155.21.(6)	Data Reporting	
	Does the program have policies and procedures describing how the program reports required data to the division in accordance with department requirements and processes?	1

155.21(7)	Fiscal Management	
a	Do the program's policies and procedures ensure proper fiscal management including the preparation and maintenance of an annual written budget which is reviewed and approved by the governing body prior to the beginning of each of the program's budget years	1
b	If the program has an annual budget of over \$100,000, has the program had an annual independent fiscal audit by the state auditor's office or a certified public accountant based on an agreement entered into by the governing body? If the program has an annual budget of \$100,000 or less, has the program conducted an audit within the last three years?	NA
С	Does the program maintain insurance to provide protection for physical and financial resources of the program, people, buildings, and equipment? Is the insurance program reviewed on an annual basis by the governing body?	1
155.21(8)	Personnel	
a	Does the program have personnel policies and procedures that address the following: (1) Recruitment and selection of staff; (2) Wage and salary administration; (3) Promotions; (4) Employee benefits; (5) Working hours; (6) Vacation and sick leave; (7) Lines of authority; (8) Rules of conduct; (9) Disciplinary actions and termination; (10) Methods for handling cases of inappropriate patient care; (11) Work performance appraisal; (12) Staff accidents and safety; (13) Staff grievances; (14) Prohibition of sexual harassment; (15) Implementation of the Americans with Disabilities Act; (16) Implementation of the Drug-Free Workplace Act; (17) Use of social media; and (18) Implementation of equal employment opportunity.	1
b	Does the program maintain written job descriptions describing the actual duties of the staff and the qualifications required for each position and: (1) Is there evidence that all personnel providing screenings, evaluations, assessments and treatment are licensed, certified, or otherwise in accordance with 155.21(8) requirements? (2) Does the program review job descriptions annually and whenever there is a change in a position's duties or required qualifications? (3) Does the program include job descriptions in the personnel section of the policies and procedures manual?	1
С	Are written performance evaluations of all program staff performed at least annually	NA
C	and is the staff able to respond to the evaluation in writing?	

Are personnel records kept on each staff? They shall include the following. (1) Verification of training, experience, qualifications, and professional credentials; (2) Job performance evaluations; (3) Incident reports; (4) Disciplinary action taken; and (5) Documentation of review of and agreement to adhere to confidentiality laws and regulations. Does the program have written policies and procedures that ensure the confidentiality of personnel records and that specify which staff are authorized to have access to them? If a certified or licensed staff member has been sanctioned or disciplined by a certifying or licensed body, did the program notify the division in writing within ten workings days of being informed and did the notification include the sanction or discipline order? Interest by the program have written policies and procedures that specify procedures that address child abuse, dependent Adult Abuse/Criminal History Background Check Does the program have written policies and procedures that specify procedures that address child abuse, dependent adult abuse and criminal history background checks? Do the policies state: Do the policies state: Prohibiting mistreatment, neglect or abuse of children and dependent adults by staff include reporting and enforcement procedures if a staff person is found in violation of lowa Code sections 232.67 through 232.70 by the department of human services investigation, the staff shall be subject to the program's policies concerning termination reporting violations immediately to the program's executive director and appropriate Department of Human Services staff For staffs working within a Juvenile service area, or with dependent adults, do personnel records contain the following? (1) Documentation of a criminal history background check with the lowa division of criminal investigation on all new staff applicants. The background check shall include asking whether the applicant has been convicted of a crime. (2) A written, signed and dated statement furnished			
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	d	and reporting of child abuse and dependent adult abuse within six months of initial	0

155.21(10)	Patient Records	
	Does the program have written policies and procedures governing patient case records that describe compilation, storage and dissemination of patient records and release or disclosure of information?	1
a	The policies and procedures shall ensure that: (1) The program protects the patient record against loss, tampering or unauthorized disclosure of information; (2) The content and format of patient records are uniform; (3) All entries in the patient record are in chronological order, signed, dated and legible. When records are maintained electronically, a staff identification code number authorizing access shall be accepted in lieu of a signature; (4) Each entry in the patient record is made in permanent ink, by typewriter, or by computer; and (5) Entries in the patient record use language consistent with generally accepted standards of practice and do not include abstract terms, technical jargon or slang.	1
b	Does the program provide adequate physical facilities for the secure storage, processing and handling of patient records?	1
С	Is there a program policy authorizing access to appropriate patient records by staff?	1
d	Is there a written policy governing maintenance of patient records for not less than seven (7) years from the date they are officially closed and for the disposal of patient case records?	1
е	Are all paper patient records kept in a suitable locked room or file cabinet?	1
f	Do the program's written policies and procedures provide for the release or disclosure of information on individuals seeking program services or on patients in strict accordance with the Health Insurance Portability and Accountability Act (HIPAA) and state and federal confidentiality laws, rules and regulations? (1) The confidentiality of substance use disorder patient records and information is protected by HIPAA and the regulations on confidentiality of alcohol and drug abuse patient records, 42 CFR Part 2, which implement federal statutory provisions, 42 U.S.C. 290dd-3 applicable to alcohol abuse patient records, and 42 U.S.C. 290ee-3 applicable to drug abuse patient records. (2) The confidentiality of problem gambling patient records and information is protected by HIPAA, Iowa Code chapter 228 and Iowa Code section 22.7(35).	0
g	If the program provides services via electronic media, has it informed the patient of the limitations and risks associated with such services and documented in each patient case record that such notices have been provided?	NA
h	Upon receipt of a properly executed written release of information signed by the patient, did the program release patient records in a timely manner? Exceptions are allowed for reporting information unrelated to continuum of care, if payment has not been received for such services or in the case of 321J reporting form.	1
155.21(11)	Assessment and Admission	
_	Does the program have written policies and procedures that address screening, assessment, referral and admission and documentation of such activities in the patient record?	1

a	Does each patient record contain an assessment developed prior to admission unless the patient's risk factors indicate the need for immediate admission? (1) If the program admits a patient based on a screening or initial assessment that indicates the patient requires immediate admission, that screening or initial assessment must be updated and expanded to a full assessment when the patient's current risk factors are stabilized. (2) The assessment shall be documented in the patient record and shall be organized in a manner that supports development of a treatment plan by the program or by any program to which the patient is referred.	1
b	Has the program implemented a uniform assessment process that describes: (1) The information to be gathered; (2) Procedures for accepting a referral from another program, agency or organization; (3) Procedures for referring a patient to another program, agency or organization.	1
С	Does each patient record contain an assessment that has been updated on an ongoing basis within the periods of time specified for each level of care in the management-of-care process? (continuing stay reviews)	1
d	Have the results of the assessment been explained to the patient and family if appropriate, and has the explanation been documented in the patient record?	1
е	Does the patient record contain documentation that the patient has been informed of: (1) The general nature and goals of the program; (2) Rules governing patient conduct and infractions that can lead to disciplinary action or discharge from the program; (3) The hours during which services are available; (4) The costs to be borne by the patient; (5) Patient rights and responsibilities; (6) Confidentiality laws, rules and regulations; and (7) Safety and emergency procedures.	0
155.21(12)	Treatment Plans	
	Does the program have written policies and procedures that describe the program's uniform process for developing individualized treatment plans based on ongoing assessment and the documentation of such plans in each patient record?	1
a	Was the treatment plan developed within the period of time between admission and the review date specified for that level of care?	1
b	Does the treatment plan minimally contain each of the following? (1) A summary of assessment findings; (2) Patient short- and long-term goals; (3) The type and frequency of planned treatment activities; (4) The staff responsible for the patient's treatment; and (5) Culturally and environmentally specific considerations.	1
С	Does the treatment plan meet each of the following conditions? > Is the treatment plan developed in partnership with the patient and is patient participation documented in the patient record? > Is the treatment plan written in a manner clearly understandable to the patient? > Was the patient provided a copy of the treatment plan? > Is there documentation that the patient and staff reviewed the treatment plan when clinically indicated and within the time frames specified for this level of care?	0

d	Are treatment plan reviews based on ongoing assessment and do they specify the indicated level of care and licensed program services and any revision of treatment plan goals? Are the dates of the reviews and any revisions of the treatment plan documented in the patient record?	NA
155.21(13)	Progress Notes	
	Does the program have written policies and procedures that describe a uniform process for reviewing a patent's current status and progress in meeting treatment plan goals and documenting such review in the patient record?	1
a	Do progress notes contain the date each service was provided or observation made and the name and title of the staff person providing each service or documenting each observation?	1
b	Is there a progress note entered following each individual session?	1
С	Is there a progress note entered at least weekly for group counseling sessions?	NA
d	If the note contains a subjective interpretation of the patient's status or progress, is there a description of the behavioral observation upon which the interpretation was based?	1
155.21(14)	Patient Record Contents	
	Does the program have written policies and procedures that require that a record be maintained for each patient and do they specify the contents of the patient record?	1
a	Do the patient records include the following? (1) Any screening; (2) Each assessment; (3) Results of any physical examination or laboratory test; (4) Admission information; (5) Any report from a referring source or outside resource; (6) Notes from any case conference, consultation, care coordination or case management; (7) Any correspondence related to the patient, including letters, electronic communications and telephone conversations; (8) Any treatment consent form; (9) Any release of information or authorization to disclose; (10) Notes on any service provided; and (11) Any incident report.	1
b	For substance use disorder treatment programs, problem gambling treatment programs, and substance use disorder and problem gambling treatment programs, do the patient records also include each of the following? (1) Treatment plans; (2) Management-of-care reviews; (3) Medication records, which shall allow for the monitoring of all medications administered and self-administered and detection of adverse drug reactions; (4) Progress notes; (5) Discharge summaries completed within 30 days of discharge, which shall be sufficiently detailed to identify the types of services the patient received, action taken to address specific problems identified, and plans for services and referrals post discharge.	0

С	If this program is a problem gambling treatment program or a substance abuse/problem gambling treatment program, does the patient record contain documentation of financial counseling services that have assisted the patient in preparing a budget and addressing financial debt options including restitution and bankruptcy?	NA
155.21(15)	Drug Screening	
100.11(10)	Does the program have written policies and procedures addressing collection of drug-screening specimens and utilization of drug-screening results? If the program does not conduct drug screenings, does it have a policy stating such?	1
a	Are specimens collected under direct supervision and analyzed according to program policies, or does the program shall have a policy in place to reduce the patient's ability to alter the test?	1
b	If the program uses an outside laboratory to analyze drug screening, does it comply with federal and state requirements?	NA
С	If the program conducts on-site drug screenings, does the program comply with all Clinical Laboratory Improvement Act regulations?	1
d	Does the patient record reflect the manner in which the drug-screening results are utilized in treatment?	1
155.21(16)	Medical and Mental Health Services	
	Does the program have written policies and procedures to address medical and mental health services?	1
а	In addition to assessment of biomedical conditions and complications as described in the ASAM criteria, has the program taken a medical history and performed a physical examination and necessary laboratory tests as follows for patients admitted to the level of care specified? (1) Medically managed intensive inpatient treatment and medically monitored intensive inpatient treatment: within 24 hours of admission. (2) Clinically managed high-intensity residential treatment and clinically managed medium-intensity residential treatment: within 7 days of admission. (3) Clinically managed low-intensity residential treatment: within 21 days of admission. (4) Crisis stabilization services and opioid treatment program services: within 24 hours of admission.	NA
b	Have physical, laboratory work and medical histories accepted from qualified sources been completed within 90 days prior to admission?	NA
С	If the program has accepted a mental health history from a qualified source, was the history completed no more than three (3) days prior to the patient's current admission?	NA
155.21(17)	Emergency Services	
	Does the program have written policies and procedures addressing the availability of emergency services for SUD's and medical and mental health conditions?	1
а	Does the program have emergency services available 24 hours/day, 7 days/week?	NA
b	If the program does not provide emergency services, does it ensure they are available from another qualified individual, institution, facility or legal entity?	1
С	Has the program communicated the availability of emergency services by posting notice at facilities, having a recorded message on the program's telephone system, posting notice on the program's web site and through program materials?	0

155.21(18)	Medication Control	
	Does the program have written policies and procedures that describe how medications are administered or self-administered in accordance with federal, state and local laws, rules and regulations? If the program does not conduct medication administration or self-administration, does its policies and procedures state as such?	1
a	Does the program maintain a list of qualified personnel authorized to administer medications as designated by rule 657-8.32(124,155A)?	1
b	Are all medications being administered in accordance with the instructions of the attending prescriber and documented in the patient record? Documentation shall include type and amount of the medication, the time and date, and the staff person administering the medication.	1
С	Does the program have written policies and procedures on self-administration requiring that self-administration be observed by a staff person who has been oriented to the program's policies and procedures on self-administration and that self-administered medications be clearly labeled? Written policies and procedures on self-administration shall include the following. (1) Medications are ordered or prescribed by a prescriber. (2) The prescriber agrees that the patient can self-administer the medication. (3) The medication taken and how and when the medication is taken are documented in the patient record.	1
d	Are prescription drugs which are administered or self-administered, accompanied with a written order signed by a physician? Are all prescribed medications clearly labeled with the patient's full name, the prescriber's name, the prescription number, and the name and strength of the medication, the dosage, the directions for use and the date of issue; and the name, address and telephone number of the pharmacy or prescriber issuing the medication?	1
e	If there is record of a medication a patient brought to the program not having been used, was it packaged, sealed and stored and was the sealed package of medication returned to the patient, family or designee at the time of discharge?	1
f	Accountability and control of medications: (1) Is there a specific routine for medication administration, indicating dose schedules and standardization of abbreviations. (2) Are there specific methods for control and accountability of medication products throughout the program? (3) Does the staff person in charge of medications provide for monthly inspection of all storage units? (4) Are all prescription medication containers having soiled, damaged, illegible, or makeshift labels returned to the issuing pharmacist, pharmacy, or prescriber for relabeling or disposal? (5) Are unused prescription medications prescribed for a patient who leaves a program without the patient's medication, destroyed by a staff person with a staff witness, and is a notation made in the patient record? When a patient is discharged or leaves the program, is all medication currently being administered sent, in the original container, with the patient or with a responsible agent, as approved by a prescriber?	0

g	Is all medication storage maintained in accordance with the security requirements of federal, state and local laws? (1) Are all medications maintained in locked storage? Are controlled substances maintained in a locked box within the locked cabinet? (2) Are all medications requiring refrigeration kept in a refrigerator and separated from food and other items? (3) Are disinfectants and medication for external use stored separately from internal and injectable medications? (4) Are medications for each patient stored in original containers? (5) Are all poisonous or caustic medications plainly labeled, stored separately from other medication in a specific well-illuminated cabinet, closet, or storeroom and made accessible only to authorized staff?	1
h	Does the program have written policies and procedures stating that all prescription medications provided to patients be dispensed by a licensed pharmacy in accordance with the laws of that state or by a licensed prescriber?	1
i	Does the program have written policies and procedures stating that medications prescribed for one patient shall not be administered to or allowed to be in the possession of another patient?	1
j	Does the program have written policies and procedures stating that any unusual patient reaction to a medication shall be documented in the patient record and reported immediately to the prescriber?	1
k	Does the program have written policies and procedures stating that dilution or reconstitution and labeling of medication shall be done only by a licensed pharmacist?	1
155.21(19)	Management of Care and Discharge Planning	
	Does the program have written policies and procedures requiring the use of ASAM criteria for assessment, admission, continued service and discharge decisions and describing the program's management-of-care processes?	1
a	Is the program conducting care coordination to meet each patient's needs and promote effective outcomes?	1
b	Is the program conducting management-of-care activities at least minimally within the time frames specified for each level of care? (1) Medically managed intensive inpatient treatment and medically monitored intensive inpatient treatment: daily. (2) Clinically managed high-intensity residential treatment, clinically managed medium-intensity residential treatment, partial/day treatment, and intensive outpatient treatment: within seven days of the patient's admission.	0
	(3) Clinically managed low-intensity residential treatment and outpatient treatment: within 30 days of the patient's admission.	
С		NA
c d	within 30 days of the patient's admission. If applicable, is the program coordinating patient care with other programs for any licensed service for which the program is not licensed and for any related services the	NA 1
	within 30 days of the patient's admission. If applicable, is the program coordinating patient care with other programs for any licensed service for which the program is not licensed and for any related services the program does not provide? Is patient discharge planning started at the time of admission and does it include	
d	within 30 days of the patient's admission. If applicable, is the program coordinating patient care with other programs for any licensed service for which the program is not licensed and for any related services the program does not provide? Is patient discharge planning started at the time of admission and does it include ongoing post-discharge patient needs? Quality Improvement Does the program have policies and procedures describing a written quality improvement plan that encompasses all licensed program services and related program operations?	
d	within 30 days of the patient's admission. If applicable, is the program coordinating patient care with other programs for any licensed service for which the program is not licensed and for any related services the program does not provide? Is patient discharge planning started at the time of admission and does it include ongoing post-discharge patient needs? Quality Improvement Does the program have policies and procedures describing a written quality improvement plan that encompasses all licensed program services and related program	1

b	Does the written quality improvement plan describe and document monitoring, problem-solving and evaluation activities designed to systematically identify and resolve problems and make continued improvements? (1) Does the quality improvement plan include specific goals, objectives, and methods? (2) Does the quality improvement plan include objective criteria to measure its effectiveness?	1
С	Does the program document whether the quality of patient care and program operations are improved and identified problems are resolved?	1
d	Does the program communicate the quality improvement plan activities and findings to all staff?	1
e	Does the program use QI plan findings to detect trends, patterns of performance, and potential problems that affect patient care and program operations?	NA
f	Does the program evaluate the effectiveness of the QI plan at least annually and are revisions to the plan made as necessary?	NA
155.21(21)	Facility Safety and Cleanliness	
.,,/	Does the program have written policies and procedures ensuring	
	that program physical facilities are clean, well-ventilated, heated, free from vermin, and appropriately furnished and are designed, constructed, equipped, and maintained in a manner that provides for the physical safety of patients, concerned persons, visitors and staff?	1
а	Has the program obtained certificate(s) of occupancy, if required by local jurisdiction?	1
b	During construction phases or alterations to buildings is construction in compliance with all applicable federal, state, and local codes? During new construction, has the program complied with local, state (Iowa Code chapter 104A), and federal codes and has the program provided for safe and convenient use by disabled individuals?	NA
C	Does the program have written policies and procedures for each of the following? (1) Identification, development, implementation, maintenance and review of safety policies and procedures. (2) Promotion and maintenance of an ongoing, facility wide hazard surveillance program to detect and report all safety hazards. (3) Safe and proper disposal of bio hazardous waste. (4) Stairways, halls, and aisles. Stairways, halls, and aisles shall be of substantial, nonslippery material, maintained in a good state of repair, adequately lighted and kept free from obstructions at all times. All stairways shall have handrails. (5) Radiators, registers, and steam and hot water pipes, each of which shall have protective covering or insulation. Electrical outlets and switches shall have wall plates. (6) For programs serving juveniles, fuse boxes that shall be under lock and key or six feet above the floor. (7) Safe and proper handling and storage of hazardous materials. (8) Prohibition against weapon possession; safe and proper removal of weapons. (9) Swimming pools. Swimming pools shall conform to state and local health and safety rules and regulations. Adult supervision shall be provided at all times when juveniles are using the pool. (10) Ponds, lakes, or any bodies of water located on or near the program and accessible to patients, concerned persons, visitors and staff. (11) The written plan to be followed in the event of fire or tornado. The plan shall be conspicuously displayed at the facility.	0
155.21(22)	Therapeutic Environment	

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155.23(4)	Visitation With Family and Friends	
a	Does the program have policies and procedures which ensure opportunities for continuing contact with family and friends? If such contact is clinically contraindicated and restricted, are all restrictions approved by the treatment supervisor and the executive director? Is justification for the restriction documented in the patient record? Are all restrictions reviewed within three calendar days by the treatment supervisor, who may continue or end the restriction? Is any continuation of a restriction documented in the patient record and reviewed by the treatment supervisor every three calendar days? Do policies and procedures ensure that visiting hours are conspicuously displayed at	1
b	the facility and are they visible to those entering the facility?	1
155.23(5)	Telephone Use	
a	Does the program have policies and procedures which ensure patients the opportunities to conduct private telephone conversations? If such conversations are clinically contra-indicated, is there documentation that the restriction was approved on an individual basis by the treatment supervisor and executive director? Is the justification for restrictions documented in the patient record? Are restrictions reviewed within three calendar days by the treatment supervisor who has authority to continue or end the restriction? Are restrictions evaluated by the treatment supervisor every three calendar days and documentation placed in the patient record?	1
b	Has the program established telephone hours and are emergency telephone calls allowed when necessary?	1
155.23(6)	Written Communication	
а	Does the program have policies and procedures ensuring that each patient shall have opportunities to conduct private written communications? If such conversations are clinically contra-indicated, is there documentation that the restriction was approved on an individual basis by the treatment supervisor and executive director? Is the justification for restrictions documented in the patient record? Are restrictions reviewed within three calendar days by the treatment supervisor who has authority to continue or end the restriction? Are restrictions evaluated by the treatment supervisor every three calendar days and documentation placed in the patient record?	1
b	Does the program have written policies and procedures establishing patients' access to written communications and stating the program shall not intercept, read or censor the U.S. Mail?	1
155.23(7)	Facility	
a	Do patient bedrooms include the following? (1) A sturdily constructed bed; (2) A clean mattress protected with a clean mattress pad; (3) A designated space for personal possessions and for hanging clothing in proximity to the sleeping area; and (4) Curtains or window blinds on any windows.	1

b	Do sleeping areas include the following? (1) Sleeping areas shall include doors for privacy. (2) Sleeping areas shall include partitioning or placement of furniture to provide privacy for all patients. (3) The number of patients in a room shall be appropriate to the goals of the facility and to the ages, developmental levels, and clinical needs of the patients. (4) Patients will be allowed to keep and display personal belongings and add personal touches to the decoration of their rooms in accordance with program policy. (5) Staff shall respect the patient's right to privacy by knocking on the door of the patient's room before entering.	1
С	Are clean linen, towels, and washcloths available minimally on a weekly basis and more often as needed?	1
d	(1) Bathrooms provide for the following? (1) Bathrooms shall provide the facilities necessary for patients' personal hygiene and personal privacy, including: 1. A safe supply of hot and cold running potable water; 2. Clean towels, electric hand dryers or paper towel dispensers, toilet paper and soap; 3. Natural or mechanical ventilation capable of removing odors; 4. Tubs or showers that have slip-proof surfaces; 5. Partitions with doors which provide privacy if a bathroom has multiple toilet stools; and 6. Toilets, wash basins, and other plumbing or sanitary facilities that shall at all times be maintained in good operating condition. (2) The ratio of bathroom facilities to inpatient and residential patients shall be one tub or shower head per 12 patients, one wash basin per 12 patients and one toilet per 8 patients. (3) If the facility is coeducational, the program shall designate and so identify separate bathrooms for male and female patients.	0
e	Is there a written plan to be followed in the event of fire or tornado and is it conspicuously displayed on each floor or in each area that patients, concerned persons, staff or visitors occupy at the facility? Are these plans explained to all inpatient and residential patients as part of their orientation? Are fire drills conducted at least monthly? Are tornado drills conducted monthly from April through October?	1
f	Are written reports of annual inspections by state or local fire safety officials or private fire protection companies approved by the department maintained with records of any corrective actions taken?	1
g	Does the facility have an adequate water supply from an approved source or if a private water source is it tested annually?	1
h	Does the facility allow for the following? (1) Areas in which a patient may be alone when appropriate; and (2) Areas for private conversations with others.	1
i	Are articles of grooming and personal hygiene that are appropriate to the patient's age, developmental level, and clinical state readily available in a space reserved near the patient's sleeping area? If access to such articles is clinically contraindicated as approved by the treatment supervisor, and they are kept under lock and key by staff, has staff explained to the patient the conditions under which the articles may be used? Has justification for this restriction been documented and placed in the patient record?	1

j	If patients take responsibility for maintaining their own living quarters and for day-to-day house-keeping of the program, are these responsibilities clearly defined in writing and part of the patient orientation program? If so, Is staff assistance and equipment provided as needed?	0
k	Are patients allowed to wear their own clothing in accordance with program rules? If clothing is provided by program, is it suited to the climate and appropriate? Is a laundry room accessible so patients may wash their clothing?	1
I	Does the program ensure that the use and location of noise-producing equipment and appliances, such as television sets, radios, and record players does not interfere with clinical and therapeutic activities?	1
m	Does the program provide recreation and outdoor activities, unless contra-indicated for therapeutic reasons?	1
155.23(8)	Religion-Culture	
	Does the program have a written description of any religious orientation, particular religious practices that are observed, and any religious restrictions? For adults, is the information available to adults during orientation? Do patients have the opportunity to participate in religious activities and services in accordance with the patient's own faith or that of a minor patient's parent(s) or guardian? Does the facility arrange for transportation for religious activities when necessary and reasonable?	1
155.25(125,135)	Specific standards for substance use assessment and OWI evaluation-only programs	
155.25(1)	OWI Evaluations	
	Does the program have written policies and procedures that require it to conduct OWI evaluations on persons convicted of operating a motor vehicle while intoxicated (OWI) pursuant to lowa Code section 321J.2 and on persons whose driver's license or nonresident operating privileges are revoked under lowa Code chapter 321J in accordance with 641—Chapter 157?	1
155.25(2)	Assessment and OWI Evaluation Fees	
	Does the program have written policies and procedures that require it to make its assessment and OWI evaluation fees public and has it informed potential patients of the fee at the time the assessment or at the time the OWI evaluation is scheduled?	1
155.34(125,135)	Specific standards for enhanced treatment services	
155.34(1)	Personnel	
	Does the program have written personnel policies and procedures in compliance with subrule 155.21(8)?	NA
a	Does the program have written policies and procedures that include job descriptions for positions that provide prevention services for substance use disorders and problem gambling; treatment for substance use disorders and problem gambling; services for medical conditions; and services for mental health conditions?	NA
b	Does the program have written policies and procedures requiring that staff are on site and qualified to provide prevention and early intervention services for substance use disorders and problem gambling; treatment for substance use disorders and problem	NA
	gambling; services for medical conditions; and services for mental health conditions?	
641—155.38(125,135)	gambling; services for medical conditions; and services for mental health conditions? Tuberculosis screening of staff and residents.	
641—155.38(125,135) 155.38(1)		
	Tuberculosis screening of staff and residents. TB Risk Assessment Has the program conducted an annual TB risk assessment?	NA
155.38(1)	Tuberculosis screening of staff and residents. TB Risk Assessment	NA NA

С	Does the risk assessment include the number of persons with infectious TB	NA
C	encountered in the facility?	IVA
	Does the risk assessment include the speed with which persons with infectious TB are	
d	suspected, isolated, and evaluated to determine if persons with infectious TB exposed	NA
-	staff or others in the facility?	
155.38(2)	Facility risk classification.	
	Has the program designated an infection control team or staff in a facility responsible	4
	for determining the type of risk classification of the facility?	1
	Has the infection control team or staff documented the facility's type of risk	
	classification?	NA
155.38(3)	Baseline TB screening procedures for facilities	
	Have all facility staff members received a baseline TB screening upon hire that	
a	conforms to the requirements of Iowa Code 641—155.38(125,135)?	1
	In any case where TB exposure has occurred has the program ensured that appropriate	
	medical follow-up has been taken with all patients and staff in compliance with lowa	1
	Code 641—155.38(125,135)?	_
155.38(4)	Serial TB screening procedures for facilities	
	Has the program ensured that TB screening of staff is conducted as deemed	
	appropriate for the facility's risk level?	NA
155.38(5)	Screening of staff who transfer to other facilities	
	Has the program ensured that program procedures for any staff transferring from one	N 1.6
	facility to another conforms with Iowa Code 641—155.38(125,135)?	NA
	Baseline TB screening procedures for residents of residential, inpatient, and halfway	
155.38(6)	house facilities	
	Have all halfway house, residential, and inpatient patients received a TB test	
	administered and read within 72 hours of admission?	NA

155.38(7)	Do the program's procedures for TB screening and management of positive tests for residents conform with lowa Code 641—155.38(125,135)? a. TB screening is a formal procedure to evaluate residents for LTBI and TB disease. Baseline TB screening consists of two components: (1) assessing for current symptoms of active TB disease and (2) using a two-step TST or a single IGRA to test for infection with M. tuberculosis. b. All residents shall be assessed for current symptoms of active TB disease upon admission. Within 72 hours of a resident's admission, baseline TB testing for infection shall be initiated unless baseline TB testing occurred within three months prior to the resident's admission. c. Residents with a new positive test result for M. tuberculosis infection (i.e., TST or IGRA) shall receive one chest radiograph result to exclude TB disease. Repeat radiographs are not needed unless symptoms or signs of TB disease develop or unless recommended by a clinician. d. Residents with documentation of past positive test results (i.e., TST or IGRA) and documentation of the results of a chest radiograph indicating no active disease, dated after the date of the positive TST or IGRA test result, do not need another chest radiograph at the time of admission. e. TB, TST or IGRA test result, do not need another chest radiograph at the time of admission. e. TB, TST or IGRA tests for M. tuberculosis infection do not need to be performed for residents with a documented history of TB disease, a documented previously positive test result for M. tuberculosis infection, or documented completion of treatment for LTBI or TB disease. Documentation of a previously positive test result for M. tuberculosis infection a baseline test result if the documentation includes a recorded TST result in millimeters or IGRA result, including the concentration of cytokine measured (e.g., IFN-g). All other residents should undergo baseline testing for M. tuberculosis infection to ensure that the test result on record in the setting has been performed	NA
a	Does the program ensure that any resident who is discharged and readmitted to a facility within less than 12 months since the last TB screening receives a symptom screen upon readmittance?	NA
b	Does the program ensure that any resident discharged and readmitted to a facility where more than 12 months have passed since the last TB screening, baseline TB screening is repeated as outlined in sub rule 155.38(6)?	NA

Inspection date: February 15, 2023

JUSTIFICATION OF VARIANCE

The following items were rated "0" (Non-Compliance) and points were subtracted from the Licensure Weighting Report.

155.21(5) Staff Development and Training*

C. Staff development and training was in non-compliance because there was no documentation staff completed orientation with the required elements.

155.21(9) Child Abuse, Dependent Adult Abuse and Criminal History Background Checks*

- B. Child abuse, dependent adult abuse and criminal history background checks was in non-compliance because criminal history background checks or abuse registry checks were not completed in the state of lowa on all new staff applicants and prior to permanent acceptance of a person as a staff.
- D. Child abuse, dependent adult abuse and criminal history background check was in non-compliance as there was no documentation for the completion of the dependent adult abuse mandatory reporting training.

155.21(10) Patient Records*

F. Patient records was in non-compliance because releases of information were not in accordance with 42 CFR Part 2.

155.21(11) Assessment and Admission*

E. Assessment and admission was in non-compliance because patient records did not contain documentation that patients had been informed of the general nature and goals of the program, the rules governing patient conduct and infractions that can lead to disciplinary action or discharge from the program, the hours during which services are available, the costs to be borne by the patient, confidentiality laws, rules and regulations, or the safety and emergency procedures.

155.21(12) Treatment Plans*

C. Treatment plans was in non-compliance because treatment plans were not reviewed or revised when clinically indicated and in accordance with the time frames specified in the management-of-care review process.

Midwest Behavioral Health LLC 102 N Wilson Ave Jefferson, IA 50129

Inspection date: February 15, 2023

155.21(14) Patient Record Contents*

B. Patient record contents was in non-compliance because not all patient records contained evidence of management-of-care reviews (ASAM reviews).

155.21(17) Emergency Services*

C. Emergency services was in non-compliance because the program did not clearly post the availability of emergency services at the program's facility.

155.21(18) Medication Control*

F. Medication control was in non-compliance because monthly inventory checks were not being completed.

155.21(19) Management of Care and Discharge Planning*

B. Management of care and discharge planning was in non-compliance because management of care activities were not conducted within the time frames specified for each level of care.

155.21(21) Facility Safety and Cleanliness*

C. Facility safety and cleanliness was in non-compliance because the program did not have prohibition against weapons possession posted at the facility and no written plan to be followed in the event of fire or tornado was conspicuously displayed at the facility.

155.23(7) Facility*

- D. Facility was in non-compliance because not all showers had slip-proof surfaces.
- J. Facility was in non-compliance because patient responsibilities for maintaining their own living quarters or performing day to day housekeeping of the program were not clearly defined in writing and were not a part of the patient orientation program.

*Technical assistance was provided during the site inspection. Licensee was provided specific technical assistance on the following areas of non-compliance:

 Licensee was informed staff orientation is to include an overview of the program and licensed program services, confidentiality, tuberculosis and blood-borne pathogens, including HIV/AIDS, and culturally and environmentally specific information, and the specific responsibilities of each staff person and community resources specific to the staff person's responsibilities Midwest Behavioral Health LLC 102 N Wilson Ave Jefferson, IA 50129

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- Licensee was informed that DCI Record Checks and DHS Child Abuse and Dependent Abuse Registry checks must be completed in the state of Iowa on all new staff applicants and prior to permanent acceptance of a person as a staff.
- Licensee was informed personnel records must contain evidence of child abuse/dependent adult abuse mandatory training completed within six months of initial employment and two hours of additional training every three years (or 5 years if the training was completed before July 1, 2019) thereafter.
- Licensee was informed that patient consents did not comply with 42 CFR Part 2.
 Consents did not include an explicit description of any substance use disorder information to be disclosed and the consents were not limited to amount and kind of information to be disclosed. Additional resources for technical assistance can be found at The Center of Excellence for Protected Health Information: https://coephi.org/
- Although not an area of noncompliance, licensee was informed that it was not clearly
 documented in all patient records that the results of the assessment were explained to
 the patient.
- Licensee was informed there was no evidence in patient records that the patient was informed of the general nature and goals of the program, the rules governing patient conduct and infractions that can lead to disciplinary action or discharge from the program, the hours during which services are available, the costs to be borne by the patient, confidentiality laws, rules and regulations, or the safety and emergency procedures.
- Licensee was informed that treatment plans are to be reviewed every 30 days for
 patients admitted to Level 1 Outpatient services and every 7 days for patients admitted
 to 2.1 Intensive Outpatient services. If the patient is not present for the scheduled
 review, then it should be documented in the patient record as such.
- Licensee was informed a review of the ASAM dimensions must be documented every 30 days for patients admitted to Level 1 Outpatient services and every 7 days for patients admitted to 2.1 Intensive Outpatient services. The ASAM review is to be documented until discharge, at which time a Discharge ASAM review is to be documented. One patient record contained ASAM reviews, where the patient appeared to complete the dimensional review rather than the clinician. Management of care (ASAM reviews) are to be documented by the staff to determine admission, continued service and discharge decisions.
- Licensee was informed the program's facility must have the availability of emergency services posted. This was not found at the Jefferson office location.
- Licensee was informed medication inventories must be completed monthly and must be documented.
- Licensee was informed prohibition against weapons possession must be posted at the facility and written plan to be followed in the event of fire or tornado must be displayed at the facility. These were not found posted at the Jefferson office location.
- Licensee was informed all showers and tubs must have slip-proof surfaces.
- Licensee was informed that patient orientation materials need to include clearly defined patient responsibilities for maintaining their own living quarters or performing day to day housekeeping activities.

Midwest Behavioral Health LLC 102 N Wilson Ave Jefferson, IA 50129

Inspection date: February 15, 2023

Licensee was informed that there were several instances where surveyors found
references to another licensed substance use disorder treatment facility in patient
records. This other agency and the licensee are co-located and it appeared the other
agency was erroneously referenced in patient records (i.e., documents belonging to
the other agency). Licensee was informed that there needs to be a complete
separation of program activities unless there is written patient consent allowing for the
coordination of care between the two programs.