



Actual Harm or Immediate Jeopardy

Case Studies of Actual Citations

2016 Citations - total # of Surveys = 107

Tag #	Tag Description	# Citations	% of Providers Cited	% of Surveys cited
F 309	Provide Care/ Services for Highest well being	43	47.8	40.2
F 323	Free of Accident Hazards/Supervision/Devices	37	43.5	34.6
F 241	Dignity and Respect of Individuality	36	39.1	33.6
F 441	Infection Control, Prevent Spread, Linens	31	36.2	29
F 329	Drug Regime is Free from Unnecessary Drugs	29	33.3	27.1
F 431	Drug Records, Label/Store Drugs and Biologicals	27	30.4	25.2
F 280	Right to Participate in Care – Revise CP	23	26.1	21.5
F 281	Services Provided to Meet Professional Standards	23	27.5	21.5
F 371	Food Procure, Store/Prepare/Serve – Sanitary	21	26.1	19.6
F 314	Treatment/Svcs. to Prevent/Heal Pressure Sores	21	23.2	19.6

CASPER Citation Report: Standard Health Survey

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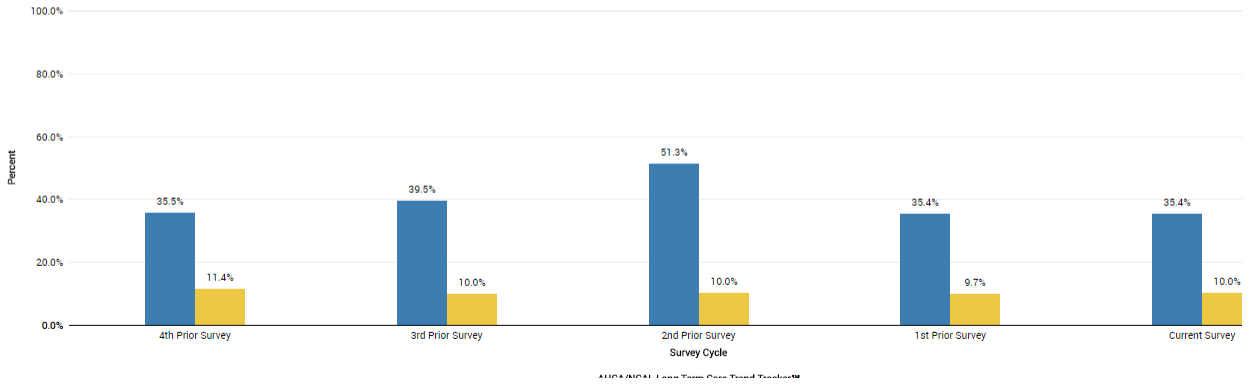
Deficiencies Greater than or Equal to "G"

User:
 Login ID: robert@idhca.org
 Organization: IDAHO HEALTH CARE ASSOCIATION

Selection Criteria:
 My Buildings: IDAHO HEALTH CARE ASSOCIATION
 Peers: Peers are in the entire nation; No Peer Type restriction; Centers from My Org are not included in peer group.

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CASPER Citation Report: Standard Health Survey: Deficiencies Greater than or Equal to "G"
 Your entire organization chosen. Peers are in the entire nation; No Peer Type restriction; Centers from My Org are not included in peer group.



CASPER Citation Report: Standard Health Survey

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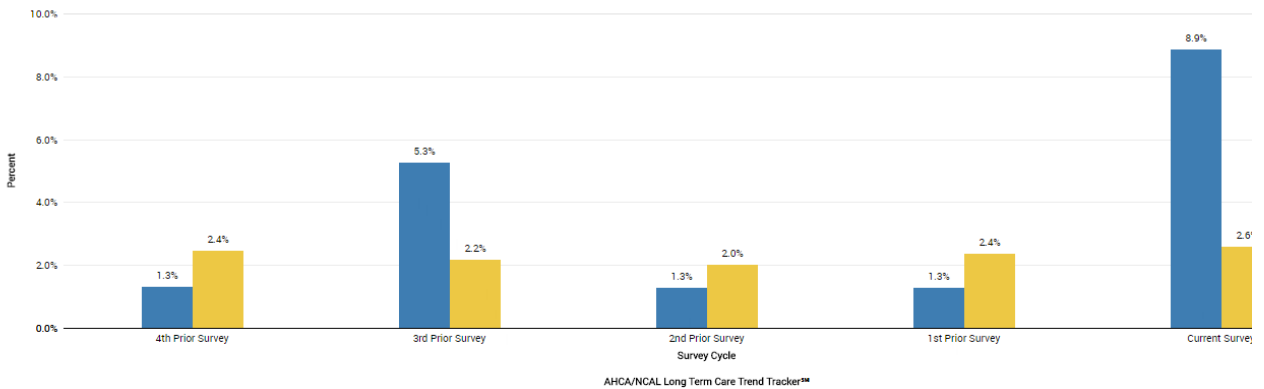
Immediate Jeopardy

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CASPER Citation Report: Standard Health Survey: Immediate Jeopardy
 Your entire organization chosen. Peers are in the entire nation; No Peer Type restriction; Centers from My Org are not included in peer group.



Actual Harm

May include, but is not limited to, clinical compromise, decline, or the resident's inability to maintain and/or reach his/her highest practicable level of well being.

Examples of Actual Harm

- Development of or worsening of, a pressure ulcer
- Falls with lacerations, fractures, etc.
- Loss of Dignity due to lying in a urine – saturated bed for a prolonged period of time
- Social isolation caused by staff failure to assist the resident in participating in scheduled activities
- Persistent depressed mood that may be manifested by verbal and non-verbal symptoms such as: social withdrawal; psychomotor agitation; psychomotor retardation; verbal agitation; expressions of feelings of worthlessness or excessive guilt; markedly diminished ability to think or concentrate; recurrent thoughts of death or statements without an intent to act ("I wish I were dead").

Immediate Jeopardy

A "situation in which the provider's noncompliance with one or more requirements of participation has caused, or is likely to cause, serious injury, harm, impairment, or death to a resident." See 42 CFR Part 489.3)

Principles: for IJ

- Only ONE INDIVIDUAL needs to be at risk.
- Serious harm, injury, impairment or death does not have to occur before considering Immediate Jeopardy
- Individuals must not be subjected to abuse by anyone including, but not limited to entity staff, consultants or volunteers, family members or visitors
- Serious harm can result from both abuse and neglect
- Psychological harm is as serious as physical harm
- When a surveyor has established through investigation that a cognitively impaired individual harmed an individual receiving care and services from the entity due to the entity's failure to provide care and services to avoid physical harm, mental anguish, or mental illness, this should be considered neglect
- Anytime a team cites abuse or neglect, it should consider Immediate Jeopardy

SOM – Appendix Q

Guidelines for Determining Immediate Jeopardy – Applies to all certified Medicare/Medicaid entities and all types of surveys and investigations

Triggers:

- Failure to protect from abuse
- Failure to prevent Neglect
- Failure to protect from psychological harm
- Failure to protect from undue adverse medication consequences and/or failure to provide medications as prescribed
- Failure to provide adequate nutrition and hydration to support and maintain health
- Failure to protect from widespread nosocomial infections; e.g. failure to practice standard precautions, failure to maintain sterile techniques during invasive procedures and/or failure to identify and treat nosocomial infections
- Failure to correctly identify individuals
- Failure to safely administer blood products and safely monitor organ transplantation
- Failure to provide safety from fire, smoke and environment hazards and/or failure to educate staff in handling emergency situations.

Case Studies

Your turn to Determine Actual Harm or Immediate Jeopardy

Instructions:

- Each group will be given an actual citation along with Appendix Q (instructions for determining immediate jeopardy) –
- Determine which F tag (SNF's) W tags (ICF's) was cited and whether it would've been cited as Actual Harm or Immediate Jeopardy and why
- If Immediate Jeopardy – what would an abatement plan be?
- Prepare a short presentation for the group to discuss your findings