

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 September 11, 2014

_____ ACTION/DECISION

 X INFORMATION

- I. TITLE: Administrative Orders, Consent Orders, and Sanction Letters issued by HEALTH REGULATION (HR).
- II. SUBJECT: Sanctions completed during the period July 1, 2014, through July 31, 2014.
- III. FACT: For the period July 1, 2014, through July 31, 2014, Health Regulation is reporting two (2) Consent Orders with total penalty of \$15,000, and one Administrative Order with total penalty of \$4,900.

Program	Consent Orders	Administrative Orders	Amount
Health Licensing	2	1	\$19,900

IV. ANALYSIS: **Ivy Grove Residential Care Center, 483 Lockhart Lane, Gaffney, S.C. 29341-2841.** By Administrative Order, executed on June 5, 2014, the Department imposed a \$4,900 monetary penalty. A term of this Administrative Order required Ivy Grove Residential Care Center ("Ivy Grove") to make payment of the \$4,900 monetary penalty to the Department within 30 days of execution of the Administrative Order. In addition, Ivy Grove was required to correct the violations that led to the Department's imposition of the monetary penalty. Following issuance of the Administrative Order, Ivy Grove submitted a Request for Final Review (RFR) before the Department's Board on June 19, 2014. On July 14, 2014, the Department's Board notified Ivy Grove that it would not conduct a Final Review Conference (FRC) on the matter. Subsequently, on July 30, 2014, the Department's Office of General Counsel received notification that Ivy Grove had filed for a contested case hearing with the Administrative Law Court (ALC). Action is still pending in this case.

Previous Sanctions: None

Gene's Residential Care Facility #2, 2385 Pamplico Highway, Florence, S.C. 29505-7515. By Consent Order (CO-HL-10-2014), executed on July 23, 2014, the Department imposed a \$5,500 monetary penalty. A term of this Consent Order requires Gene's Residential Care Facility #2 ("Gene's #2") to make payment of \$500 of the assessed monetary penalty to the Department within 30 days of execution of the Consent Order. The remainder of the

assessed penalty is held in abeyance pending Gene's #2 remaining in substantial compliance with Regulation 61-84 and the Consent Order for twelve (12) months following execution of the Consent Order. In addition, Gene's #2 was required to correct the violations that led to the Department's imposition of the monetary penalty and to schedule and attend a compliance assistance meeting with representatives of the Department's Bureau of Health Facilities Licensing within forty-five (45) days of execution of this Consent Order. Representatives from Gene's #2 attended a compliance assistance meeting on July 21, 2014. The meeting focused on current items of noncompliance and the plans for correction. Staff provided education on the regulation requirements.

Previous Sanctions: None

Pendleton Manor, 414 Summit Drive, Greenville, S.C. 29609-4821.

By Consent Order (CO-HL-05-2014), executed on July 30, 2014, the Department imposed a \$9,500 monetary penalty. A term of this Consent Order requires Pendleton Manor to make payment of the \$9,500 monetary penalty to the Department within 30 days of execution of the Consent Order. The facility elected to pay the assessed penalty of \$9,500 with no substantial compliance period being imposed. In addition, Pendleton Manor was required to correct the violations that led to the Department's imposition of the monetary penalty and to maintain compliance with Regulation 61-84. A compliance assistance meeting was not a term of this Consent Order.

Previous Sanctions: None

Approved By:



Jamie Shuster
Director of Public Health