

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 July 9, 2009

_____ 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 April 1, 2009, through May 30, 2009.
- III. FACT: For the period April 1, 2009, through May 30, 2009, Health Regulation issued one (1) license revocation, one (1) certificate suspension, and three (3) Consent Orders with total penalties of \$60,480.

<u>Program</u>	<u>License Revocation</u>	<u>Certificate Suspension</u>	<u>Consent Orders</u>	<u>Amount</u>
Certificate of Need			1	\$55,000
Licensing	1		2	\$ 5,480
EMS		1		

- IV. ANALYSIS: 1. Lexington Medical Center, 2720 Sunset Boulevard, West Columbia, SC 29169. Under a Consent Order dated April 20, 2009, the facility paid a \$55,000 civil penalty. The facility was found to have violated R.61-15, Certification of Need for Health Facilities and Services. Violations included: failure to receive a Certificate of Need determination whether changes were substantial or constituted a new project.

Previous Sanctions: September 2008 - \$3,905 (CON) – project cost overrun of 28.7%.

2. Hinton Street Community Care. 608 Hinton Street, Columbia, SC 29203. Under a Consent Order dated January 23, 2009, the facility paid \$3,500 of a \$19,125 civil penalty fee. \$15,650 of the civil penalty shall be stayed upon a one-year period of substantial compliance. The facility was found to have violated R.61-84, Standards for Licensing Community Residential Care Facilities. Violations included: failure to update policies/procedures; failure of completion of individual care plans, failure to maintain inoculation records for animals on facility grounds; and failure to maintain the facility in a state of good sanitation, maintenance and the facility and grounds in a clean and orderly manner.

Previous Sanctions: None

3. Bran De Ana's Residential Care, 836 Magnolia Road, Charleston SC 29417. Under a Consent Order dated October 24, 2009, the facility paid two installment payments totaling \$1,980 of a \$5,900 civil penalty fee. The facility license was revoked May 15, 2009 for continued non-payment of the civil penalty and lack of electricity at the facility. The facility was found to have violated R.61-84, Standards for Licensing Community Residential Care Facilities. Violations included: failure to properly staff the facility and failure to report a resident death in a timely and proper manner resulted in the consent order; failure to submit civil penalty installment payments as agreed and lack of electricity at the facility resulted in the license revocation.

Previous Sanctions: August 30, 2006 - \$9,400 – failure to complete incident reports and maintain notes; failure to provide, sign and complete individual care plans; failure to obtain physical exams and provide medical appointments for residents; and lack of physician orders.

4. Shawn Daily, 2013 Glenwood Hills Dr., Spartanburg, SC 29307. An Emergency Suspension Order was issued March 27, 2009, suspending the Medical Technician-Paramedic Certificate, No. 82015, issued to Shawn Daily. The individual was found to have violated R.61-7, Emergency Medical Services. Violations included: being indicted of a felony involving sexual abuse of a child.

Previous Sanctions: None

Approved By: _____
Pamela M. Dukes, Deputy Commissioner
Health Regulation