## Rule Reference/Text

16.03.21.500.03.f.

500. FACILITY STANDARDS FOR AGENCIES PROVIDING CENTER-BASED SERVICES. The requirements in Section 500 of this rule, apply when an agency is providing center-based services.

03. Fire and Safety Standards.
f. All hazardous or toxic substances must be properly labeled and stored under lock and key; and (7-1-11)

## Findings

Based on a review of the agency’s developmental center, the agency did not properly store their hazardous and toxic substances.

For example:
- Facility #1’s chemical cabinet was found unlocked during the facility inspection.
- Facility #2 had a spray bottle labeled as Lysol in a kitchen cabinet that was not locked.

**Corrected during survey.**

## Agency’s Plan of Correction

(Please refer to the Statement of Deficiencies cover letter for guidance)

1. MDS staff will be retrained on identifying, use of, and storage of hazardous substances.
2. No other systems or participants are affected.
3. Wendy Kotts, program manager, will be responsible for implementing corrective action.
4. a. Developmental Specialist will do random checks, weekly, for 3 months, to assure items are stored properly.
   b. Proper storage of hazardous and toxic substances will be added to monthly facility checklist, completed by safety monitor.

**Date to be Corrected**

6/10/2018
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| 16.03.21.511.05. 511. MEDICATION STANDARDS AND REQUIREMENTS. 05. Administration of Medications. Only a licensed nurse or another licensed health professional working within the scope of his license may administer medications. Administration of medications must comply with the Administrative Rules of the Board of Nursing, IDAPA 23.01.01, “Rules of the Idaho Board of Nursing.” (7-1-11) | The agency lacked documentation that staff were licensed under IDAPA 23.01.01. for administration of medications.  
For example:  
The agency maintains a participant’s oxygen cylinder and staff is placing the regulator on the new bottle and setting the dosage, which is considered administration of medication under IDAPA 23.01.01. Staff are only designated to assist with medication and not administer medication. | 1. MDS staff will not perform duties that require licensure for administration of medications.  
2. Staff will be retrained on difference between “assisting with medications,” and “administering medications.”  
3. Wendy Kotts, program manager, will be responsible for implementing corrective action.  
4. Any participant requiring assistance with medications/treatments, will be indicated on the special medical need form. DS will monitor med storage and assistance with medications, per rule. | 6/10/2018                                                                 |
| 16.03.21.905.03.b. 905. PARTICIPANT RIGHTS. Each DDA must ensure the rights provided under Sections 66-412 and 66-413, Idaho Code, as well as the additional rights listed in Subsection 905.02 of this rule, for each participant receiving DDA services. 03. Method of Informing Participants of Their Rights. Each DDA must ensure and document that each person receiving | Based on a review of the agency’s developmental center, it was determined that the posted list of rights failed to include all the rights contained in this chapter.  
For example:  
The Participant Rights posted in the center location did not contain IDAPA | 1. MDS will review all rights forms posted in facility and in files, and assure that new complete rights list is used for posting in facility and on all participant documents.  
2. MDS will review rights with all participants to assure that they are aware of corrected version. | 6/10/2018                                                                 |
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<td>services is informed of his rights in the following manner: b. When providing center-based services, a DDA must prominently post a list of the rights contained in this chapter. (7-1-11)</td>
<td>16.03.21.905.02.h. Be protected from harm.</td>
<td>3. Wendy Kotts, program manager, will be responsible for corrective action. 4. Forms will be reviewed annually to assure correct list of rights being used.</td>
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**Agency Representative & Title:** Wendy Kotts, program manager.  
**Date Submitted:** 5/3/2018  2nd submission  

**Department Representative & Title:** Sandi Frelly, Medical Program Specialist  
**Date Approved:** 5/7/2018

* By entering my name and title, I approve of this plan of correction as it is written on the date identified.