

Regulatory Services Fiscal Year 2013

Annual Report

March 2014



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General Information Section



General Information Section

Texas Department of Aging and Disability Services

Vision

Older Texans and persons with disabilities will be supported by a comprehensive and cost-effective service delivery system that promotes and enhances individual well-being, dignity and choice.

Mission

The Texas Department of Aging and Disability Services (DADS) mission is to provide a comprehensive array of aging and disability services, supports and opportunities that are easily accessed in local communities.

Our key responsibilities to the citizens of Texas include:

- Working in partnership with consumers, caregivers, service providers and other stakeholders.
- Developing and improving service options that are responsive to individual needs and preferences.
- Ensuring and protecting self-determination, consumer rights and safety.

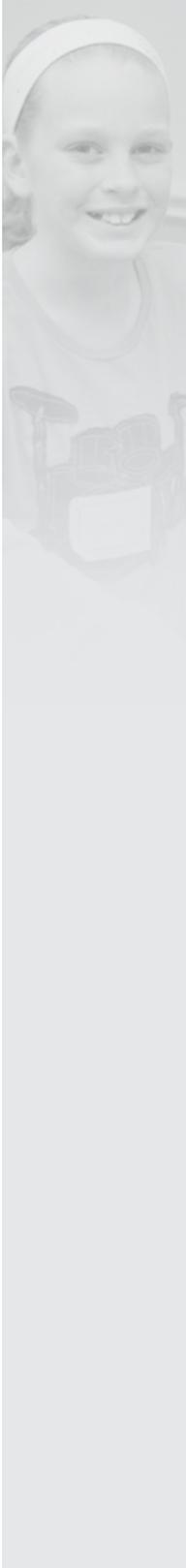
Goal 1: Long-term Services and Supports

To enable older and disabled Texans to live dignified, independent and productive lives in a safe living environment through an accessible, locally based, comprehensive and coordinated continuum of services and opportunities, to provide appropriate services and supports based on individual needs ranging from in-home and community-based services for elderly people and people with disabilities who request assistance in maintaining their independence and increasing their quality of life, to institutional services for those who require that level of support, seeking to ensure health and safety and to maintain maximum independence for the client while providing the services and supports required.

Goal 2: Regulation, Certification and Outreach

Provide licensing, certification and contract enrollment services, as well as financial monitoring and complaint investigation, to ensure that residential facilities, home and community support services agencies, and individuals providing services in facilities or home settings comply with state and federal standards and that clients receive high-quality services and are protected from abuse, neglect and exploitation.





Long-term Care Regulation: Regulatory Services

Regulatory Services Mission

Consumers of long-term care receive competent and compassionate care in a cooperative environment meeting each individual's unique needs and preferences. Regulatory Services is the division of DADS that regulates long-term care facilities, agencies, programs and individual providers of long-term care services.

DADS regulates long-term care facilities, agencies and programs through:

- Inspections, surveys and reviews.
- Follow-up visits.
- Complaint and incident investigations.
- Other contacts required for carrying out state and federal licensure/certification responsibilities, such as telephone monitoring.

The following long-term care facilities, agencies and programs must be licensed or, if exempt from licensure, certified by DADS, and comply with licensure rules (or certification requirements) to operate in Texas:

- Adult day care facilities (ADCs).
- Assisted living facilities (ALFs).
- Home and community support services agencies (HCSSAs).
- Intermediate care facilities for individuals with an intellectual disability or related conditions (ICFs/IID).
- Nursing facilities (NFs).
- Home and Community-based Services waiver providers (HCS). [Certified, exempt from licensure]
- Texas Home Living waiver providers (TxHmL). [Certified, exempt from licensure]

Regulatory Services enrolls providers and manages the Medicaid provider contract agreements for the NF Program and ICF/IID Program to ensure that provider applicants and providers meet the Medicaid provider participation requirements and are eligible to receive Medicaid reimbursement for long-term care services provided to NF and ICF/IID residents. These enrollment activities include initial provider contract enrollment, contract renewals, contract amendments, changes of ownership, facility relocations and ongoing contract monitoring.

DADS also licenses, certifies, permits and/or monitors the following individuals and programs for the purpose of employability in facilities and agencies providing services to individuals with long-term care needs:

- Direct care personnel.
- Medication aides.
- Nurse aides.

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DADS Regulatory Services FY2013 Annual Report

- Nursing facility administrators.
- The Nurse Aide Training and Competency Evaluation Program.

Provider Descriptions

Adult Day Care Facilities (ADCs)

Adult day care facilities provide services under an Adult Day Care program on a daily or regular basis, but not overnight, to four or more elderly people or people with disabilities who are not related by blood, marriage or adoption to the owner of the facility. An Adult Day Care program is a structured, comprehensive program that is designed to meet the needs of adults with functional impairments through an individual plan of care by providing health, social, and related support services in a protective setting. For adult day care facilities that hold a Day Activity and Health Services contract, residents receive services based on half-day (three to six hours) units of service; a resident may receive a maximum of 10 units of service per week, depending on the physician's orders and related requirements.

Assisted Living Facilities (ALFs)

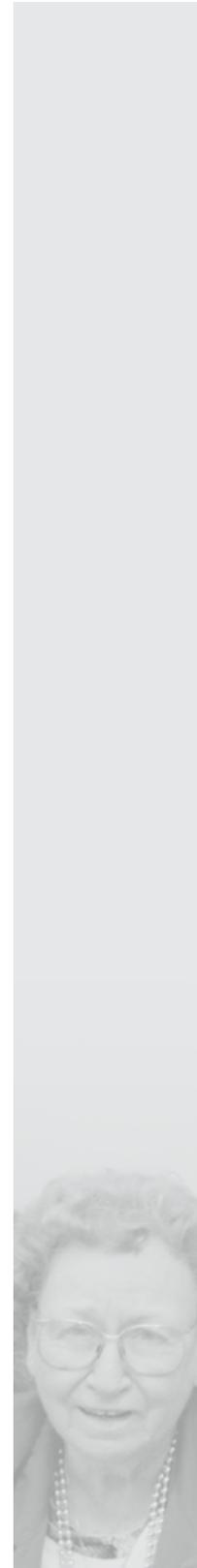
Assisted living facilities provide individualized health and personal care assistance in a homelike setting with an emphasis on personal dignity, autonomy, independence and privacy. Facilities can be large apartment-like settings or private residences. Services include meals, bathing, dressing, toileting, and administering or supervising medication.

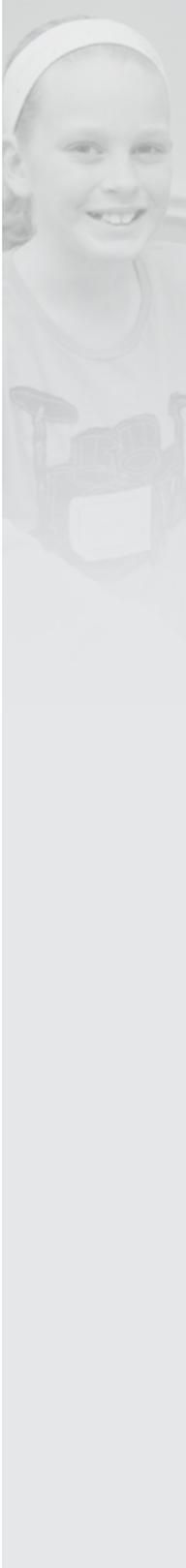
There are three types of assisted living facilities:

- **Type A**
Residents must be physically and mentally capable of evacuating unassisted during an emergency, do not require routine attendance during nighttime sleeping hours, and must be capable of following directions during an emergency.
- **Type B**
Residents may require staff assistance to evacuate, be incapable of following directions under emergency conditions, require attendance during nighttime sleeping hours, and require assistance in transferring to and from a wheelchair, but must not be permanently bedfast.
- **Type C**
A four-bed facility licensed by DADS as an adult foster care facility.

Home and Community Support Services Agencies (HCSSAs)

Home and community support services agencies provide one or more home health, hospice or personal assistance services for individuals in a residence or independent living environment. These services include:





- **Home Health Services**

Nursing; physical, occupational, speech or respiratory therapy; medical social services; intravenous therapies; dialysis; services by unlicensed personnel; medical equipment and supplies (excluding drugs); or nutritional counseling.

- **Hospice Services**

Intervention services that focus primarily on the reduction or abatement of physical, psychological and spiritual symptoms of a terminally ill consumer and support services for consumers and their families.

- **Personal Assistance Services**

Routine ongoing care or services required by an individual in a residence or independent living environment that enable the individual to engage in the activities of daily living or to perform the physical functions required for independent living, including respite services.

The types of providers are:

- **Parent Agency**

The agency that develops and maintains administrative controls and supervises branch offices and alternate delivery sites.

- **Branch Office**

An agency or site in the service area of a parent agency that provides home health or personal assistance services or maintains active client records.

- **Alternate Delivery Site**

An agency or site in the service area of a parent agency that is not the agency's principal place of business and from which the agency provides hospice services.

Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions (ICFs/IID)

Intermediate care facilities for individuals with an intellectual disability or related conditions are residential facilities providing services to four or more persons, including active treatment services for people with intellectual disabilities or related conditions. Active treatment is the core requirement of certification as an ICF/IID. Active treatment is the aggressive, consistent implementation of a program of specialized and generic training, treatment and health services. ICFs/IID include both licensed (private) and non-licensed (governmental) providers.

Nursing Facilities (NFs)

Nursing facilities are residential facilities providing care for people whose medical condition requires the skills of licensed nurses on a regular basis. Nursing facilities provide for the medical, social and psychological needs of each resident, including room and board, social services, over-the-counter drugs (prescription drugs may be covered through the Medicaid Vendor Drug program or Medicare Part D), medical

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supplies and equipment, rehabilitative services and personal needs items.

The nursing facility types are:

- **Non-Participating Nursing Facility**
A licensed nursing facility not certified to participate in Medicare or Medicaid.
- **Nursing Facility**
A licensed nursing facility certified to participate in Medicaid.
- **Skilled Nursing Facility**
A licensed nursing facility certified to participate in Medicare.
- **Skilled Nursing Facility/Nursing Facility**
A licensed nursing facility certified to participate in both Medicare and Medicaid.
- **Hospital-based Skilled Nursing Facility**
A nursing facility certified to participate in Medicare operating under the license of a hospital.
- **Swing Beds**
A nursing facility certified to participate in Medicare with contracted services located in a rural hospital.

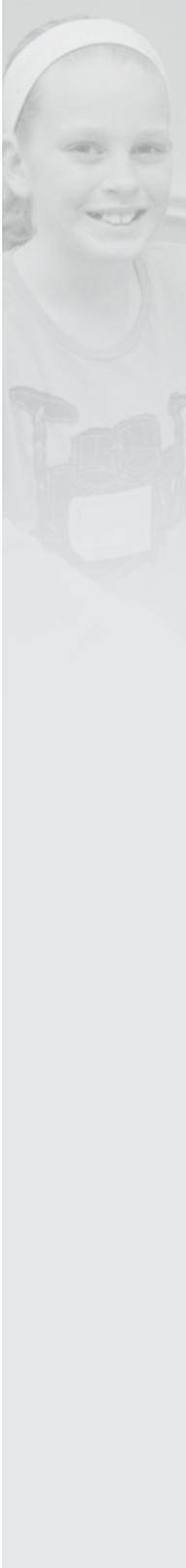
Waiver Programs

The Home and Community-based Services (HCS) and Texas Home Living (TxHmL) Programs are Medicaid waiver programs approved by the Centers for Medicare and Medicaid Services pursuant to 1915(c) of the Social Security Act. They provide community-based services and supports to eligible recipients as an alternative to the ICF/IID Program.

The waiver programs certified (not licensed) by Regulatory Services are:

- **Home and Community-based Services (HCS)**
The HCS program provides community-based services and supports as an alternative to institutional placement. HCS services supplement services and supports a person may receive from other programs, such as the Texas Health Steps program, or from natural supports such as family, neighbors or community organizations. To qualify for services in the HCS program, a person must have a diagnosis of an intellectual or developmental disability and must be eligible for Medicaid. HCS serves people of any age. Participants live in the community in a variety of settings including their own home, their family's home, a home with a foster care or a companion care provider or in a three- or four-person group home. Most participants in the HCS program receive Supplemental Security Income, Social Security or other benefits, which are used to pay their rent, utilities, food and living expenses. The HCS waiver pays for supports such as residential or in-home and community supports, nursing, day habilitation, respite, behavioral supports, specialized therapies, dental, minor home modifications, adaptive aids and supported employment. The types and amounts of services received are based on the recipient's needs. Medical services are typically provided by physicians or hospitals who accept Medicaid.





- **Texas Home Living (TxHmL)**

Services and supports are available to Texans with intellectual or developmental disabilities who are eligible for Medicaid, so that they can continue to live with their families or in their own homes. TxHmL services supplement services and supports a person may receive from other programs, such as the Texas Health Steps Program, or from natural supports such as family, neighbors or community organizations. The TxHmL program does not offer residential services. TxHmL serves people of any age. The TxHmL waiver pays for services such as in-home or community supports, nursing, day habilitation, respite, behavioral supports, specialized therapies, dental, minor home modifications, adaptive aids and employment assistance.

Legislative Update

In fiscal year 2013, major legislation passed by the 83rd Texas Legislature impacting DADS-regulated facilities, agencies and programs includes:

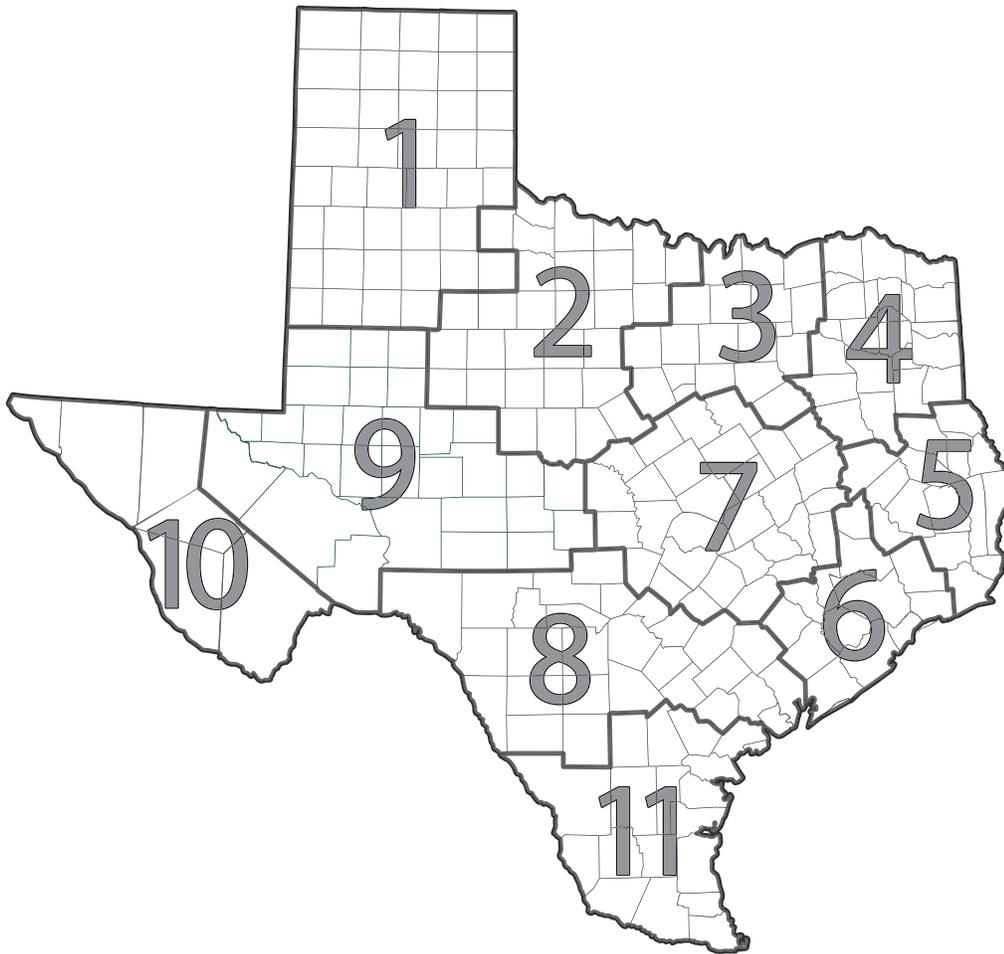
- SB 7, which, among other things, redesigns the service delivery system for individuals with intellectual and developmental disabilities and the provision of Medicaid benefits to ICF/IID and NF residents through STAR + PLUS.
- HB 33, which adds arbitration as a dispute resolution option for assisted living facilities.
- SB 492, which provides for the licensure and regulation of prescribed pediatric extended care centers (PPECCs). PPECCs can provide up to 12 hours of medical, nursing, psychosocial, therapeutic and developmental services per day to children from birth through age 20 with medically complex conditions.
- HB 1971, which provides for a pilot program conducted by DADS to authorize certain accreditation surveys of ALFs.
- HB 3196, which changes the NF license fee to be commensurate with the three-year license period, expands the Alzheimer's certification period to three years, and authorizes DADS to require a performance bond from certain applicants for an NF Medicaid bed allocation waiver.
- HB 2683, which makes consumer directed services (CDS) employee conduct reportable to the employee misconduct registry; adds a requirement for an individual CDS employer to check the nurse aide registry and employee misconduct registry; adds exploitation of a child, elderly person, or disabled person to the list of convictions that bar employment in a DADS-regulated facility or agency; and requires DADS to complete an EMR reportable conduct hearing within 120 days after DADS gets the hearing request.
- HB 3729, which expands the criteria for ALFs to be eligible to obtain a provisional license before they receive a Life Safety Code inspection.

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Fiscal Year 2013 Information and Trends

DADS Regions in Texas



Regions and the Counties They Serve

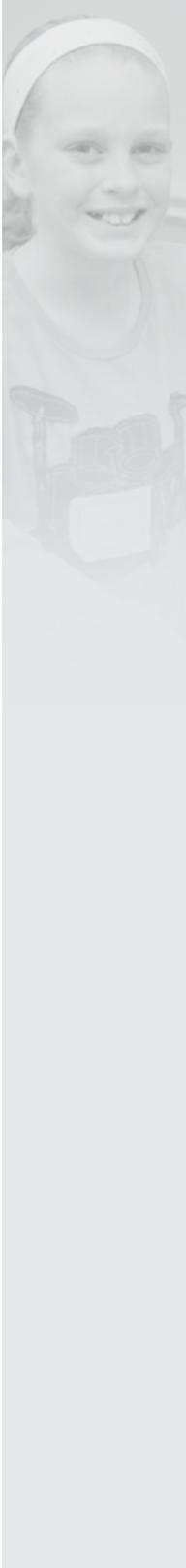
Region 1: High Plains

Armstrong, Bailey, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Crosby, Dallam, Deaf Smith, Dickens, Donley, Floyd, Garza, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hockley, Hutchinson, King, Lamb, Lipscomb, Lubbock, Lynn, Moore, Motley, Ochiltrie, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Terry, Wheeler, Yoakum

Region 2: Northwest Texas

Archer, Baylor, Brown, Callahan, Clay, Coleman, Comanche, Cottle, Eastland, Fisher, Foard, Hardeman, Haskell, Jack, Jones, Kent, Knox, Mitchell, Montague, Nolan,





Runnels, Scurry, Shackelford, Stonewall, Stephens, Taylor, Throckmorton, Wichita, Wilbarger, Young

Region 3: Metroplex

Collin, Cooke, Dallas, Denton, Ellis, Erath, Fannin, Grayson, Hood, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, Parker, Rockwall, Somervell, Tarrant, Wise

Region 4: Upper East Texas

Anderson, Bowie, Camp, Cass, Cherokee, Delta, Franklin, Gregg, Harrison, Henderson, Hopkins, Lamar, Marion, Morris, Panola, Rains, Red River, Rusk, Smith, Titus, Upshur, Van Zandt, Wood

Region 5: Southeast Texas

Angelina, Hardin, Houston, Jasper, Jefferson, Nacogdoches, Newton, Orange, Polk, Sabine, San Augustine, San Jacinto, Shelby, Trinity, Tyler

Region 6: Gulf Coast

Austin, Brazoria, Chambers, Colorado, Fort Bend, Galveston, Harris, Liberty, Matagorda, Montgomery, Walker, Waller, Wharton

Region 7: Central Texas

Bastrop, Bell, Blanco, Bosque, Brazos, Burleson, Burnet, Caldwell, Coryell, Falls, Fayette, Freestone, Grimes, Hamilton, Hays, Hill, Lampasas, Lee, Leon, Limestone, Llano, Madison, McLennan, Milam, Mills, Robertson, San Saba, Travis, Washington, Williamson

Region 8: Upper South Texas

Atascosa, Bandera, Bexar, Calhoun, Comal, DeWitt, Dimmit, Edwards, Frio, Gillespie, Goliad, Gonzales, Guadalupe, Jackson, Karnes, Kendall, Kerr, Kinney, La Salle, Lavaca, Maverick, Medina, Real, Uvalde, Val Verde, Victoria, Wilson, Zavala

Region 9: West Texas

Andrews, Borden, Coke, Concho, Crane, Crockett, Dawson, Ector, Gaines, Glasscock, Howard, Irion, Kimble, Loving, Martin, Mason, McCulloch, Menard, Midland, Pecos, Reagan, Reeves, Schleicher, Sterling, Sutton, Terrell, Tom Green, Upton, Ward, Winkler

Region 10: Upper Rio Grande

Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Presidio

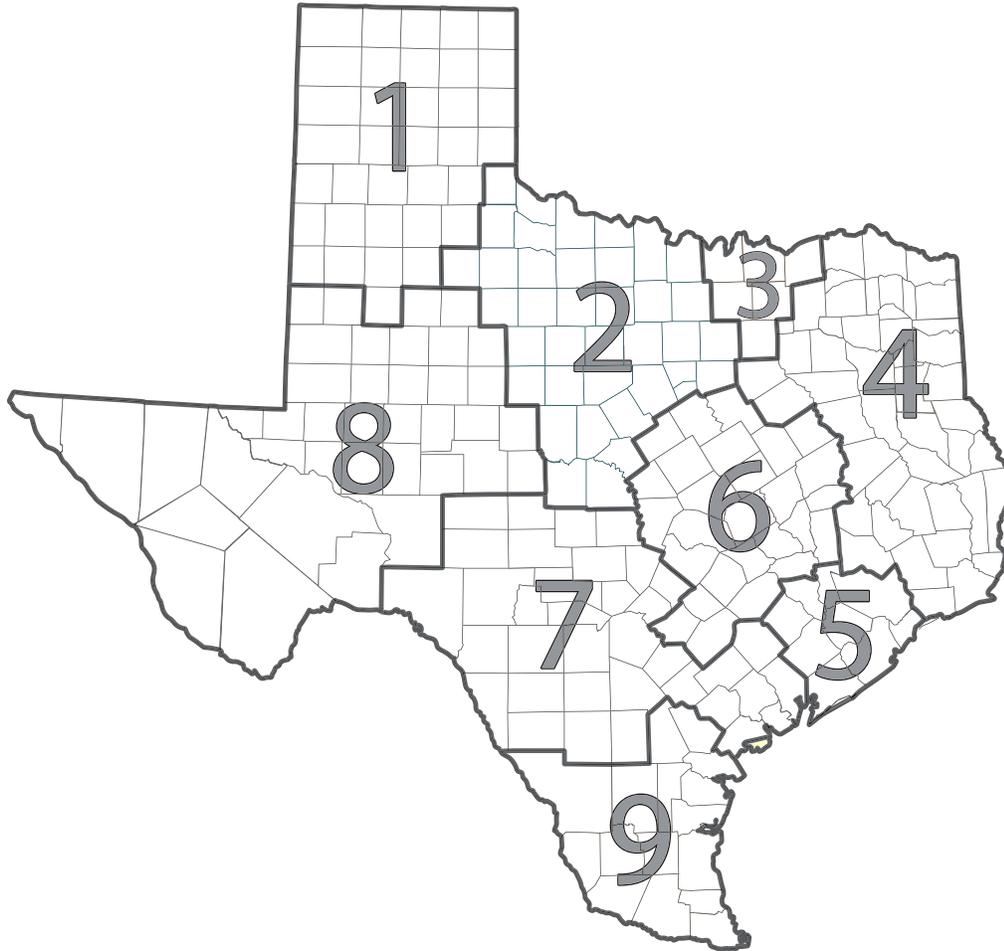
Region 11: Lower South Texas

Aransas, Bee, Brooks, Cameron, Duval, Hidalgo, Jim Hogg, Jim Wells, Kenedy, Kleberg, Live Oak, McMullen, Nueces, Refugio, San Patricio, Starr, Webb, Willacy, Zapata

General Information

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DADS Waiver Contract Areas in Texas



Waiver Contract Areas and the Counties They Serve

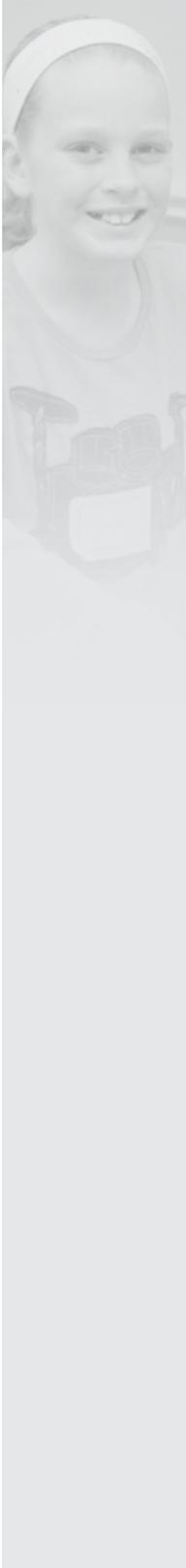
Area 1

Armstrong, Bailey, Briscoe, Carson, Castro, Cochran, Collingsworth, Crosby, Dallam, Deaf Smith, Donley, Floyd, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hockley, Hutchinson, Lamb, Lipscomb, Lubbock, Lynn, Moore, Motley, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Wheeler

Area 2

Archer, Baylor, Brown, Callahan, Childress, Clay, Coleman, Comanche, Cottle, Dickens, Eastland, Erath, Foard, Hardeman, Haskell, Hood, Jack, Johnson, Jones, King, Knox, McCulloch, Mills, Montague, Palo Pinto, Parker, San Saba, Shackelford, Somervell, Stephens, Stonewall, Tarrant, Taylor, Throckmorton, Wichita, Wilbarger, Wise, Young





Area 3

Collin, Cooke, Dallas, Denton, Fannin, Grayson

Area 4

Anderson, Angelina, Bowie, Camp, Cass, Chambers, Cherokee, Delta, Ellis, Franklin, Gregg, Hardin, Harrison, Henderson, Hopkins, Houston, Hunt, Jasper, Jefferson, Kaufman, Lamar, Liberty, Marion, Montgomery, Morris, Nacogdoches, Nvarro, Newton, Orange, Panola, Polk, Rains, Red River, Rockwall, Rusk, Sabine, San Augustine, San Jacinto, Shelby, Smith, Titus, Trinity, Tyler, Upshur, Van Zandt, Walker, Wood

Area 5

Austin, Brazoria, Colorado, Fort Bend, Galveston, Harris, Matagorda, Waller, Wharton

Area 6

Bastrop, Bell, Bosque, Brazos, Burluson, Burnet, Caldwell, Coryell, Falls, Fayette, Freestone, Gonzales, Grimes, Guadalupe, Hamilton, Hill, Lampasas, Lee, Leon, Limetone, Madison, McLennan, Milam, Robertson, Travis, Washington, Williamson

Area 7

Atascosa, Bandera, Bexar, Blanco, Calhoun, Comal, De Witt, Dimmit, Edwards, Frio, Gillespie, Goliad, Hays, Jackson, Karnes, Kendall, Kerr, Kimble, Kinney, La Salle, Lavaca, Llano, Mason, Maverick, McMullen, Medina, Menard, Real, Refugio, Schleicher, Sutton, Uvalde, Val Verde, Victoria, Wilson, Zavala

Area 8

Andrews, Borden, Brewster, Coke, Concho, Crane, Crockett, Culberson, Dawson, Ector, El Paso, Fisher, Gaines, Garza, Glasscock, Howard, Hudspeth, Irion, Jeff Davis, Kent, Loving, Martin, Midland, Mitchell, Nolan, Pecos, Presidio, Reagan, Reeves, Runnels, Scurry, Sterling, Terrell, Terry, Tom Green, Upton, Ward, Winkler, Yoakum

Area 9

Aransas, Bee, Brooks, Cameron, Duval, Hidalgo, Jim Hogg, Jim Wells, Kenedy, Kleberg, Live Oak, Nueces, San Patricio, Starr, Webb, Willacy, Zapata

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Regulated Facilities

The following tables and charts represent snapshots of regulated long-term care facility counts and occupancy numbers. Occupancy numbers reflect the facility census from the most recent visit and include all residents/occupants, whether they receive benefits from Medicare or Medicaid, or are private pay.

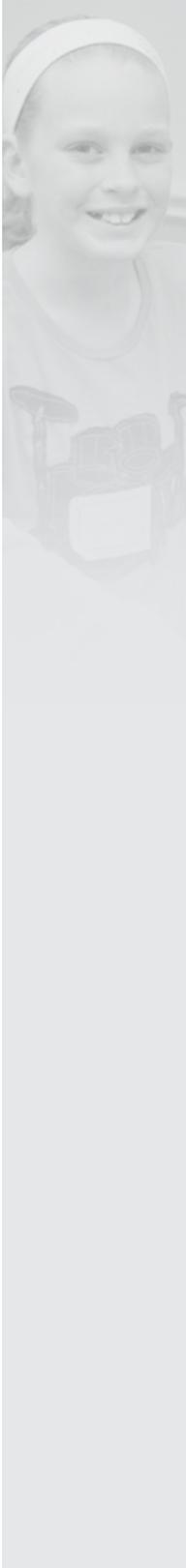
Facility and Occupancy Counts by Program Type

Program	Count	% of all Facilities	Occupancy	% of all Occupants
Adult Day Care	479	11.0%	21,943	13.5%
Assisted Living	1,792	41.2%	37,546	23.1%
ICF/IID	862	19.8%	9,160	5.6%
Nursing	1,218	28.0%	93,764	57.7%
Total	4,351	NA	162,413	NA

Facilities in Texas by Program and Region

Region	Adult Day Care Count	% of all Adult Day Care	Asst. Living Count	% of all Asst. Living	ICF/IID Count	% of all ICF/IID	Nursing Count	% of all Nursing	Total Count	% of Total
01	5	1.0%	83	4.6%	37	4.3%	73	6.0%	198	4.6%
02	1	0.2%	58	3.2%	43	5.0%	78	6.4%	180	4.1%
03	36	7.5%	497	27.7%	217	25.2%	267	21.9%	1,017	23.4%
04	10	2.1%	100	5.6%	73	8.5%	104	8.5%	287	6.6%
05	11	2.3%	51	2.8%	48	5.6%	85	7.0%	195	4.5%
06	39	8.1%	460	25.7%	123	14.3%	161	13.2%	783	18.0%
07	5	1.0%	191	10.7%	115	13.3%	172	14.1%	483	11.1%
08	61	12.7%	234	13.1%	124	14.4%	146	12.0%	565	13.0%
09	2	0.4%	29	1.6%	35	4.1%	40	3.3%	106	2.4%
10	25	5.2%	44	2.5%	14	1.6%	15	1.2%	98	2.3%
11	284	59.3%	45	2.5%	33	3.8%	77	6.3%	439	10.1%
Total	479	NA	1,792	NA	862	NA	1,218	NA	4,351	NA

(Note: Nursing count includes hospital-based facilities.)



Facility Visits/Contacts by DADS Surveyors by Region

Region	Adult Day Care	Assisted Living	ICF/IID	Nursing	Unlicensed	Total
01	12	167	95	594	2	870
02	1	90	117	653	0	861
03	71	1,173	529	2,622	41	4,436
04	25	283	167	946	0	1,421
05	26	106	128	731	9	1,000
06	129	1,235	424	1,700	147	3,635
07	14	581	374	1,435	14	2,418
08	134	514	346	1,155	31	2,180
09	4	90	128	331	1	554
10	45	90	51	142	28	356
11	656	118	105	607	14	1,500
Total	1,117	4,447	2,464	10,916	287	19,231

Notes:

1. Visits/contacts consist of all on-site, off-site and combination inspections and investigations done by Regulatory Services survey staff.
2. The Unlicensed column counts visits to locations without a DADS license. During the visit, Regulatory Services staff will determine if the location is providing services in violation of state licensing rules, providing services that have no licensure requirements or not providing services.

Facility Visits/Contacts Compared to the Number of Facilities

Facility Type	Facility Count	% of All Facilities	Facility Visits/Contacts	% of All Visits/Contacts
Adult Day Care	4,79	10.4%	1,117	5.8%
Assisted Living	1792	39.1%	4,447	23.1%
ICF/IID	862	18.8%	2,464	12.8%
Nursing	1,218	26.6%	10,916	56.8%
Unlicensed	235	5.1%	287	1.5%
Total	4,586	NA	19,231	NA

Notes:

1. Visits/contacts consist of all on-site, off-site and combination inspections and investigations done by Regulatory Services survey staff.
2. The Unlicensed row counts visits to locations without a DADS license. During the visit, Regulatory Services staff will determine if the location is providing services in violation of state licensing rules, providing services that have no licensure requirements or not providing services.

General Information

Changes in Regulated Facilities

The growth of long-term services and supports in Texas between fiscal years 2009 and 2013 has resulted in an increase in the number of long-term care facilities and their occupancy levels. During this time, assisted living facilities increased their counts by 14.7 percent and their occupancy levels by 13.5 percent, while adult day care facilities increased their counts by 7.6 percent and their census by 8.2 percent. Nursing facilities have fluctuated during this time, in both count and occupancy, showing a modest net increase of 1.8 percent in count and a 2.5 percent increase in occupancy. ICF/IID counts have not shown much fluctuation in the past five fiscal years, with a net decrease of 0.7 percent and a related occupancy decrease of 15.4 percent.

Facility data comes from the DADS Regulatory Services Annual Report.

Facility and Occupancy Counts in Fiscal Year 2009 and Fiscal Year 2013

Program	FY2009 Count	FY2009 Occupancy	FY2013 Count	FY2013 Occupancy
Adult Day Care	445	20,288	479	21,943
Assisted Living	1,562	33,070	1,792	37,546
ICF/IID	868	10,826	862	9,160
Nursing	1,196	91,517	1,218	93,764
Total	4,071	155,701	4,351	162,413

Facility and Occupancy by Percentage in Fiscal Year 2009 and Fiscal Year 2013

Program	FY2009 % of Total Facilities	FY2009 % of Total Occupancy	FY2013 % of Total Facilities	FY2013 % of Total Occupancy
Adult Day Care	10.9%	13.0%	11.0%	13.5%
Assisted Living	38.4%	21.2%	41.2%	23.1%
ICF/IID	21.3%	7.0%	19.8%	5.6%
Nursing	29.4%	58.8%	28.0%	57.7%

Adult Day Care Facility Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed Spaces	Licensed Spaces: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	445	+3.0%	37,542	+5.1%	20,288	+8.2%	54.0%
2010	471	+5.8%	40,442	+7.7%	20,730	+2.2%	51.3%
2011	497	+5.5%	42,956	+6.2%	21,136	+2.0%	49.2%
2012	498	+0.2%	43,586	+1.5%	21,826	+3.3%	50.1%
2013	479	-3.8%	42,599	-2.3%	21,943	+0.5%	51.1%
Percent Change FY2009 to 2013	NA	+7.6%	NA	+13.5%	NA	+8.2%	NA

Assisted Living Facility Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed or Certified Beds	Licensed or Certified Beds: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	1,562	+4.1%	49,553	+3.6%	33,070	+4.4%	66.7%
2010	1,615	+3.4%	51,180	+3.3%	33,204	+0.4%	64.9%
2011	1,664	+3.0%	53,012	+3.6%	33,182	-0.1%	62.6%
2012	1,723	+3.5%	54,773	+3.3%	35,017	+5.5%	63.9%
2013	1,792	+4.0%	58,146	+6.2%	37,546	+7.2%	64.6%
Percent Change FY2009 to 2013	NA	+14.7%	NA	+17.3%	NA	+13.5%	NA

All ICF/IID Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed or Certified Beds	Licensed or Certified Beds: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	868	-0.1%	12,955	-0.2%	10,826	-5.3%	83.6%
2010	858	-1.2%	12,636	-2.5%	10,552	-2.5%	83.5%
2011	861	+0.3%	12,248	-3.1%	9,833	-6.8%	80.3%
2012	861	0.0%	12,170	-0.6%	9,570	-2.7%	78.6%
2013	862	+0.1%	11,988	-1.5%	9,160	-4.3%	76.4%
Percent Change FY2009 to 2013	NA	-0.7%	NA	-7.5%	NA	-15.4%	NA

Note About All ICF/IID Trends: The number of certified beds reflects the number of ICF/IID beds authorized by the Centers for Medicare and Medicaid Services for participation in the Medicaid program. Occupancy rates do not reflect funded capacity.

DADS-Operated ICF/IID Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed or Certified Beds	Licensed or Certified Beds: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	15	0.0%	5,995	0.0%	4,633	-7.6%	77.3%
2010	15	0.0%	5,995	0.0%	4,695	+1.3%	78.3%
2011	15	0.0%	5,995	0.0%	4,193	-10.7%	69.9%
2012	15	0.0%	5,995	0.0%	3,787	-9.7%	63.2%
2013	15	0.0%	5,995	0.0%	3,557	-6.1%	59.3%
Percent Change FY2009 to 2013	NA	0.0%	NA	0.0%	NA	-23.2%	NA

Note About DADS-Operated ICF/IID Trends: The number of certified beds reflects the number of ICF/IID beds authorized by the Centers for Medicare and Medicaid Services for participation in the Medicaid program. Occupancy rates do not reflect funded capacity.

Private and Community-Operated ICF/IID Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed or Certified Beds	Licensed or Certified Beds: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	853	-0.1%	6,920	-0.9%	6,297	-1.9%	91.0%
2010	843	-1.2%	6,641	-4.0%	5,857	-7.0%	88.2%
2011	846	+0.3%	6,253	-5.8%	5,640	-3.7%	90.2%
2012	846	0.0%	6,175	-1.2%	5,783	+2.5%	93.7%
2013	847	+0.1%	5,993	-2.9%	5,603	-3.1%	93.5%
Percent Change FY2009 to 2013	NA	-0.7%	NA	-13.4%	NA	-11.0%	NA

Nursing Facility Trends

Fiscal Year	Number of Facilities	Facilities: Percent Growth/Loss	Number of Licensed or Certified Beds	Licensed or Certified Beds: Percent Growth/Loss	Number of Occupants	Occupants: Percent Growth/Loss	Occupancy Rates
2009	1,196	+1.4%	131,174	+1.9%	91,517	+0.9%	69.8%
2010	1,194	-0.2%	131,909	+0.6%	88,432	-3.4%	67.0%
2011	1,211	+1.4%	134,207	+1.7%	87,533	-1.0%	65.2%
2012	1,215	+0.3%	135,003	+0.6%	92,844	+6.1%	68.8%
2013	1,218	+0.2%	135,881	+0.7%	93,764	+1.0%	69.0%
Percent Change FY2009 to 2013	NA	+1.8%	NA	+3.6%	NA	+2.5%	NA

Note About Nursing Facility Trends: The number of licensed or certified beds includes all types – Medicare, Medicaid and private pay.

Facility Visits/Contacts by DADS Surveyors for Fiscal Years 2009-13

Facility Type	FY2009	FY2010	FY2011	FY2012	FY2013
Adult Day Care	1,067	1,215	1,375	971	1,117
Assisted Living	4,348	4,601	5,302	4,502	4,447
ICF/IID	2,597	2,555	2,289	2,400	2,464
Nursing	7,247	9,459	10,692	10,611	10,916
Unlicensed	540	552	374	256	287
Totals	15,799	18,382	20,032	18,740	19,231

Notes About Facility Visits/Contacts by DADS Surveyors for Fiscal Years 2009-13:

1. Visits/contacts consist of all on-site, off-site and combination inspections and investigations done by Regulatory Services survey staff.
2. The Unlicensed row counts visits to locations without a DADS license. During the visit, Regulatory Services staff will determine if the location is providing services in violation of state licensing rules, providing services that have no licensure requirements or not providing services.

Assisted Living Life Safety Code Initial Visit

In accordance with Texas Health and Safety Code Section 247.0262, DADS is including information on the number of Life Safety Code surveys for an initial assisted living facility license when the department first visits the facility to conduct the survey more than 60 days after the date the applicant notifies the department that the applicant is ready for the initial survey.

During fiscal year 2013, DADS conducted 90 initial Life Safety Code visits for assisted living facilities. Eight visits exceeded the 60-day limit set by this statute.

Regulated Home and Community Support Services Agencies (HCSSAs)

HCSSA Counts by Agency Type

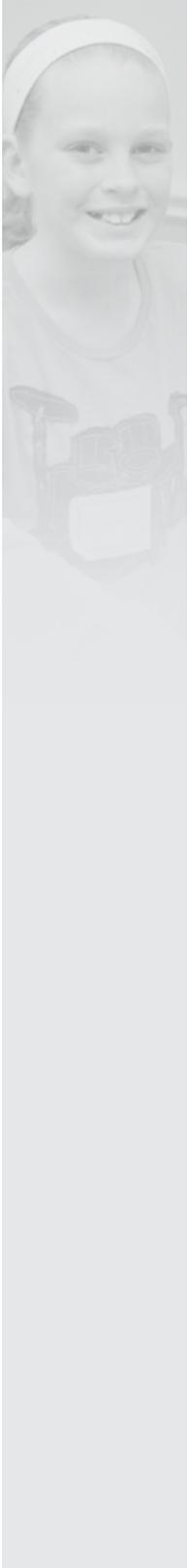
Agency Type	Count	% of All Agencies	Consumers for FY2012 and FY2013	% of All Consumers
Home Health and Hospice Parents	5,339	84.8%	1,102,886	94.7%
Home Health Branches	780	12.4%	51,936	4.5%
Alternate Delivery Sites	177	2.8%	9,361	0.8%
Total	6,296	NA	1,164,183	NA

Note About HCSSA and Consumer Counts by Agency Type: Senate Bill 1318, 80th Legislature, Regular Session, increased the licensure period for HCSSAs to two years. Consumer counts are the number of unduplicated consumers reported by each agency on its license renewal application.

HCSSA Counts by DADS Region

Region	Parent Count	% of Parent Total	Branch Count	% of Branch Total	Alternate Delivery Site Count	% of Alternate Delivery Site Total	Total Count	% of Total
01	112	2.1%	59	7.6%	10	5.6%	181	2.9%
02	91	1.7%	38	4.9%	12	6.8%	141	2.2%
03	1,648	30.9%	153	19.6%	43	24.3%	1,844	29.3%
04	179	3.4%	80	10.3%	18	10.2%	277	4.4%
05	119	2.2%	52	6.7%	10	5.6%	181	2.9%
06	1,653	31.0%	69	8.8%	29	16.4%	1,751	27.8%
07	299	5.6%	97	12.4%	25	14.1%	421	6.7%
08	381	7.1%	80	10.3%	12	6.8%	473	7.5%
09	63	1.2%	28	3.6%	8	4.5%	99	1.6%
10	128	2.4%	18	2.3%	2	1.1%	148	2.4%
11	666	12.5%	106	13.6%	8	4.5%	780	12.4%
Totals	5,339	NA	780	NA	177	NA	6,296	NA





HCSSA Visits/Contacts by DADS Surveyors by Region

Region	HCSSA
01	96
02	77
03	914
04	171
05	90
06	908
07	335
08	424
09	44
10	132
11	437
Total	3,628

Note: Visits/contacts consist of all on-site, off-site and combination inspections and investigations done by Regulatory Services survey staff.

HCSSA Counts by Category of Service

Category of Service	Parent	Branch	Alternate Delivery Site
Licensed & Certified Home Health	2623	374	NA
Licensed & Certified Home Health w/ Dialysis	2	0	NA
Licensed Home Health Services	3,569	633	NA
Licensed Home Health w/ Dialysis	23	1	NA
Personal Assistance Services	3,577	453	NA
Hospice	571	NA	177

Note: HCSSAs can provide more than one category of service from the same parent or branch.

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HCSSA Counts by Category of Service by DADS Region

Category of Service	01	02	03	04	05	06	07	08	09	10	11	Total
Parent: Licensed & Certified Home Health	54	56	846	102	72	804	107	157	39	66	320	2,623
Parent: Licensed Home Health	63	56	1,174	111	81	1,142	156	232	39	75	440	3,569
Parent: Licensed Home Health with Dialysis	0	0	8	1	0	12	0	2	0	0	0	23
Parent: Personal Assistance	54	43	1,125	82	53	1,252	172	221	30	75	470	3,577
Parent: Hospice	27	12	151	36	24	136	47	63	11	13	51	571
Parent: Licensed & Certified Home Health with Dialysis	0	0	2	0	0	0	0	0	0	0	0	2
Branch: Licensed & Certified Home Health	29	24	83	60	35	38	42	19	13	1	30	374
Branch: Licensed Home Health	58	33	129	64	43	54	72	60	21	13	86	633
Branch: Licensed Home Health with Dialysis	0	0	1	0	0	0	0	0	0	0	0	1
Branch: Personal Assistance	33	19	82	36	26	32	51	61	17	13	83	453
Branch: Licensed & Certified Home Health with Dialysis	0	0	0	0	0	0	0	0	0	0	0	0
Alt Delivery Site: Hospice	10	12	43	18	10	29	25	12	8	2	8	177

Note: HCSSAs can provide more than one category of service from the same parent or branch.

Changes in Regulated HCSSAs

Texas has seen growth in the number of licensed HCSSAs in each of the past five fiscal years. Between fiscal years 2009 and 2013, there has been a 27.4 percent increase overall in the number of these agencies.

Agency data comes from the DADS Regulatory Services Annual Report.

HCSSA Counts for Fiscal Year 2009 and Fiscal Year 2013

Agency Type	FY2009 Count	FY2013 Count
Home Health and Hospice Parents	4,089	5,339
Home Health Branches	717	780
Alternate Delivery Sites	135	177
Total	4,941	6,296

HCSSA Trends

Fiscal Year	Number of Parents	Parents: Percent Growth/Loss	Number of Branches	Branches: Percent Growth/Loss	Number of Alternate Delivery Sites	Alternate Delivery Sites: Percent Growth/Loss	Total Number of Agencies	All: Percent Growth/Loss
2009	4,089	+7.2%	717	+0.8%	135	+1.5%	4,941	+6.0%
2010	4,521	+10.6%	747	+4.2%	139	+3.0%	5,407	+9.4%
2011	4,896	+8.3%	774	+3.6%	164	+18.0%	5,834	+7.9%
2012	5,115	+4.5%	771	-0.4%	177	+7.9%	6,063	+3.9%
2013	5,339	+4.4%	780	+1.2%	177	+0.0%	6,296	+3.8%
Percent Change FY2009 to 2013	NA	+30.6%	NA	+8.8%	NA	+31.1%	NA	+27.4%

HCSSA Visits/Contacts by DADS Surveyors for Fiscal Years 2009-13

Facility Type	FY2009	FY2010	FY2011	FY2012	FY2013
HCSSA	2,995	3,626	3,766	3,713	3,628

Note About HCSSA Visits/Contacts by DADS Surveyors for Fiscal Years 2009-13: Visits/contacts consist of all on-site, off-site and combination inspections and investigations done by Regulatory Services survey staff.

Regulated Waiver Programs

Waiver Program and Consumer Counts

Program	Count of Waiver Contracts	% of all Contracts	Consumers	% of All Consumers
Home and Community-based Services	737	69.3%	20,781	78.3%
Texas Home Living	327	30.7%	5,755	21.7%
Total	1,064	NA	26,536	NA

Contracts in Texas by Waiver Program and Contract Area

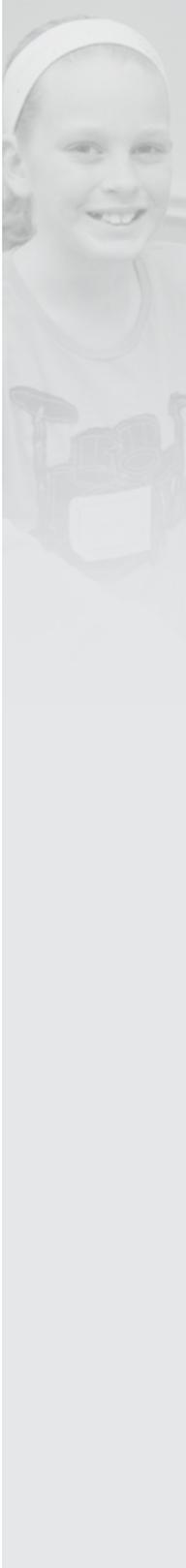
Waiver Contract Area	HCS Contracts	% of All HCS Contracts	TxHmL Contracts	% of All TxHmL Contracts	Total Contracts	% of All Contracts
1	17	2.3%	10	3.1%	27	2.5%
2	83	11.3%	43	13.1%	126	11.8%
3	118	16.0%	63	19.3%	181	17.0%
4	101	13.7%	33	10.1%	134	12.6%
5	198	26.9%	84	25.7%	282	26.5%
6	76	10.3%	27	8.3%	103	9.7%
7	73	9.9%	25	7.6%	98	9.2%
8	23	3.1%	15	4.6%	38	3.6%
9	48	6.5%	27	8.3%	75	7.0%
Total	737	NA	327	NA	1064	NA

Reviews of Waiver Programs by DADS Reviewers by Contract Area

Waiver Contract Area	HCS	TxHmL	Total
1	17	10	27
2	101	45	146
3	130	56	186
4	121	34	155
5	251	86	337
6	96	22	118
7	86	24	110
8	32	16	48
9	51	23	74
Total	885	316	1,201

Note: Reviews consist of all certification, intermittent and follow-up reviews or drop-by visits done by Regulatory Services Waiver Survey & Certification staff.





Reviews of Waiver Programs Compared to the Number of Waiver Programs

Program Type	Contract Count	% of All Contracts	% of All Reviews
Home and Community-based Services	737	69.3%	73.7%
Texas Home Living	327	30.7%	26.3%
Total	1,064	NA	NA

Note: Reviews consist of all certification, intermittent and follow-up reviews or visits by Regulatory Services Waiver Survey & Certification staff.

HCS Residential Category Consumer Counts

Residential Category	Consumers	% of Consumers
Own Home / Family Home	3,524	17.0%
Foster Care	10,239	49.3%
Three-person Group Home	3,146	15.1%
Four-person Group Home	3,872	18.6%
Total	20,781	NA

HCS Residential Reviews

Residential Category	Reviews Completed	% of All Reviews
Own Home / Family Home	NA	NA
Foster Care	9,161	78.7%
Three-person Group Home	1,304	11.2%
Four-person Group Home	1,170	10.1%
Total	11,635	NA

Note: Effective Sept. 1, 2009, Texas Human Resources Code §161.076, as amended by Senate Bill (S.B.) 643, 81st Legislature, Regular Session, 2009, required the Texas Department of Aging and Disability Services (DADS) to conduct annual, unannounced inspections of all three-person and four-person HCS group homes. DADS also received appropriations to conduct annual inspections of all HCS foster/companion care residences.

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Changes in Waiver Programs

Texas has seen substantial growth in the number of Home and Community-based Services contracts in the past five fiscal years. Between fiscal years 2009 and 2013, there was a 34.0 percent increase overall in the number of these contracts and a 27.7 percent increase in the number of consumers. Texas Home Living contracts had steadily declined in two of the past five fiscal years, but the past three fiscal years have seen explosive growth with a 179.5% increase. The number of consumers has risen by 357.1% in the past five fiscal years.

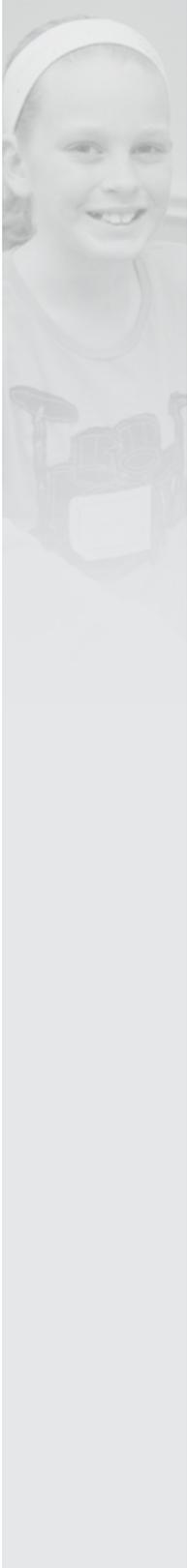
Waiver Program Contract and Consumer Counts for Fiscal Years 2009 and 2013

Program Type	FY2009 Contracts	FY2009 Consumers	FY2013 Contracts	FY2013 Consumers
Home and Community-based Services	550	16,279	737	20,781
Texas Home Living	117	1,259	327	5,755
Total	667	17,538	1,064	26,536

Waiver Program Contract and Consumers by Percentage in Fiscal Years 2009 and 2013

Program Type	FY2009 % of All Contracts	FY2009 % of All Consumers	FY2013 % of All Contracts	FY2013 % of All Consumers
Home and Community-based Services	82.5%	92.8%	69.3%	78.3%
Texas Home Living	17.5%	7.2%	30.7%	21.7%





Home and Community-based Services Trends

Fiscal Year	Number of HCS Contracts	HCS: % Growth/Loss	HCS Consumers	HCS Consumers: % Growth/Loss
2009	550	+2.4%	16,279	+12.3%
2010	598	+8.7%	18,914	+16.2%
2011	681	+13.9%	20,419	+8.0%
2012	706	+3.7%	20,568	+0.7%
2013	737	+4.4%	20,781	+1.0%
Percent Change FY2009 to 2013	NA	+34.0%	NA	+27.7%

Note: HCS contract counts only include contracts through which at least one consumer is provided services.

Texas Home Living Trends

Fiscal Year	Number of TxHmL Contracts	TxHmL: % Growth/Loss	TxHmL Consumers	TxHmL Consumers: % Growth/Loss
2009	117	-28.7%	1,259	-35.1%
2010	107	-8.5%	964	-23.4%
2011	188	+75.7%	2,290	+137.6%
2012	277	+47.3%	5,239	+128.8%
2013	327	+18.1%	5,755	+9.8%
Percent Change FY2009 to 2013	NA	+179.5%	NA	+357.1%

Reviews of Waiver Programs by DADS Reviewers for Fiscal Years 2009-13

Facility Type	FY2009	FY2010	FY2011	FY2012	FY2013
Home and Community-based Services	715	699	806	854	885
Texas Home Living	144	125	118	319	316
Totals	859	824	924	1,173	1,201

General Information

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Comparisons to Other States

In the Centers for Medicare and Medicaid Services (CMS) Region VI (which includes Arkansas, Louisiana, New Mexico, Oklahoma and Texas):

In FY2013, Texas accounts for:

- 66 percent of all active certified facilities and agencies.
- 58 percent of all nursing federal enforcement cases.
- 50 percent of all immediate jeopardy situations.
- 60 percent of all past noncompliance cases.

Nationwide, Texas accounts for:

- 19 percent of all certified HCSSAs.
- 13 percent of all ICF/IID facilities.
- 7 percent of all certified nursing facilities.
- 15 percent of all state survey agency hours spent on investigations at nursing facilities.
- 8 percent of all nursing facility federal enforcement cases.
- 14 percent of all immediate jeopardy situations.
- 11 percent of all past noncompliance cases.

Credentialing Programs

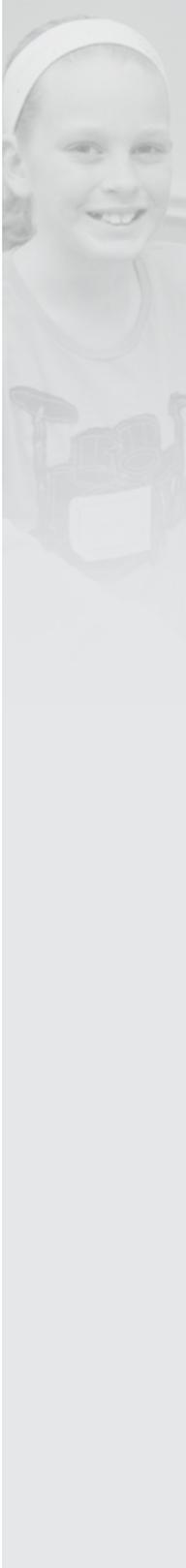
DADS Regulatory Services is also responsible for the following activities and programs related to the administration and operation of long-term care facilities:

- Nursing facility administrator licensing and investigation.
- Medication aide permits.
- Nurse Aide Training and Competency Evaluation (NATCEP).
- Nurse aide certification.
- Employee Misconduct Registry.

Credentialing Program Counts by Fiscal Year

Credentialing Program	FY2011	FY2012	FY2013
Licensed nursing facility administrators	2,103	2,148	2,194
Active medication aides	10,711	10,524	10,565
Approved Nurse Aide Training and Competency Evaluation Programs (facility-based)	239	258	245
Approved Nurse Aide Training and Competency Evaluation Programs (non facility-based)	523	554	566
Active certified nurse aides listed on the Nurse Aide Registry	137,873	139,451	138,755





Nursing Facility Administrator Program

Activity	Action	FY2011	FY2012	FY2013
New licenses	Issued	160	209	198
License renewals (1)	Renewed	772	953	943
Provisional licenses	Issued	30	25	42
Referrals (2)	Received	140	128	177
Complaints against nursing facility administrators (3)	Received	2	1	1
New sanctions against administrator license	Imposed	37	36	54
Nursing facility administrators required sanctions	Fulfilled	34	26	24
Administrative penalties	Assessed	1	5	2
National Association of Boards of Examiners of Long-term Care Administrators exams	Administered	154	188	124
State exams	Administered	165	192	149

Notes:

1. Nursing facility administrators are licensed for two years.
2. Nursing facility administrators are automatically referred to the Regulatory Services Professional Credentialing Enforcement unit for investigation when substandard quality of care or an immediate jeopardy is identified at a Medicaid- or Medicare-certified facility during their tenure.
3. Complaints received from the general public.

Medication Aide Program

Activity	Action	FY2011	FY2012	FY2013
New medication aide permits	Issued	1,530	1,366	1,292
Testing dates at schools	Scheduled	162	165	150
Initial exams	Administered	1,659	1,519	1,365
Retest dates	Scheduled	260	195	324
Permits	Renewed	9,768	9,246	8,665
Complaints	Received	3	6	9
Sanctions	Imposed	2	3	6

Nurse Aide Training and Competency Evaluation Program

Activity	Action	FY2011	FY2012	FY2013
New NATCEPs	Approved	113	140	149
NATCEPs	Renewed	221	176	226
NATCEPs withdrawn from participation	Withdrew	106	95	142
Competency Evaluation Programs	Approved	311	473	337

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Nurse Aide Registry

Activity	Action	FY2011	FY2012	FY2013
New nurse aides to program	Added	22,254	21,983	20,545
Nurse aides removed from active status	Removed	28,258	31,472	31,432
Nurse aides from expired status to active status	Returned	101,087	100,658	101,761
New misconduct referrals received/ processed	Processed	50	48	61
Misconduct cases	Dismissed	0	1	1
Misconduct cases	Revoked	46	39	43
Client contacts made by mail	Contacted	40,373	41,864	41,857
Public inquiries	Received	0	0	0
Client contacts made by telephone	Contacted	98,508	112,330	105,835

Employee Misconduct Registry

Activity	Action	FY2011	FY2012	FY2013
New misconduct referrals	Processed	38	30	29
New unlicensed facility employees to the registry	Added	31	29	27
New unlicensed HCSSA, HCS or ICF/IID employees to the registry	Added	134	142	177

Notes:

1. Inclusion of unlicensed employees of HCSSA, HCS and ICF/IID facilities onto the Employee Misconduct Registry result from investigations performed by the Texas Department of Family and Protective Services.

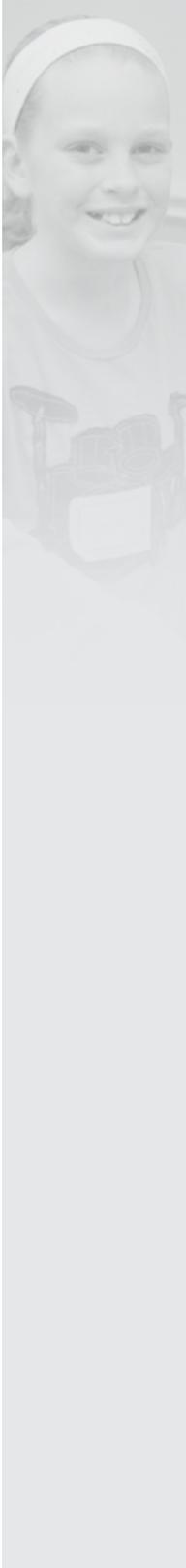
Training Programs

DADS offers training to providers on long-term care programs. The DADS website (www.dads.state.tx.us/providers/Training/index.cfm) offers information about course content, times and availability, and allows online registration.

Joint Training

Human Resources Code, Section 22.039(c) and Health and Safety Code, Section 142.0091(c), requires DADS to semi-annually provide training for surveyors and providers of nursing homes, assisted living, ICF/IID facilities and HCSSAs on subjects that address at least one of the 10 most commonly cited violations or deficiencies by long-term care facilities and home and community support services agencies under federal or state law. During fiscal year 2013, DADS conducted 217 training sessions attended by 3,758 providers and 517 surveyors.





HCSSA Presurvey Conferences

Texas Administration Code (TAC), Title 40, Part 1, Chapter 97, §97.13(a) requires those submitting an application for an initial HCSSA license to complete pre-survey conference training. This training provides a general overview of state licensure rules, including initial survey requirements and Medicare certification requirements for HCSSAs. This training is computer-based and allows access to the training at any location with a computer with Internet access. During fiscal year 2013, this training was accessed 41,423 times. The training can be accessed at www.dads.state.tx.us/providers/hcssa/cbt/index.html.

Assisted Living Pre-Licensure Training

40 TAC §92.14(a) requires those submitting an application for an initial assisted living facility license to complete the pre-licensure training. This training provides an overview of state licensure rules, including inspection requirements for ALFs. This training is computer-based and allows access to the training at any location with a computer with Internet access. During fiscal year 2013, this training was accessed 3,382 times. The training can be accessed at www.dads.state.tx.us/providers/ALF/training/cbt/index.html.

OASIS Training

DADS staff provide Outcome and Assessment Information Set (OASIS) assessment and reporting training for Medicare-certified home health providers. This training includes the Medicare conditions of participation, comprehensive assessment, patient rights, release of patient-identifiable OASIS information and reporting OASIS information. During fiscal year 2013, DADS conducted 24 training sessions attended by 363 providers and 28 surveyors.

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Overview of Enforcement Activities

Administrative Penalties

During fiscal year 2013, DADS imposed 563 administrative penalties against facilities and agencies, including:

- 426 against HCSSAs.
- 75 against nursing facilities.
- 47 against assisted living facilities.
- 15 against ICFs/IID.

Facility Referrals to the Office of the Attorney General

During fiscal year 2013, DADS referred the following facilities for injunctive/other relief and civil penalties:

- 19 unlicensed facilities.
- 6 assisted living facilities.
- 6 nursing facilities.
- 1 ICF/IID.

Facility Amelioration Requests

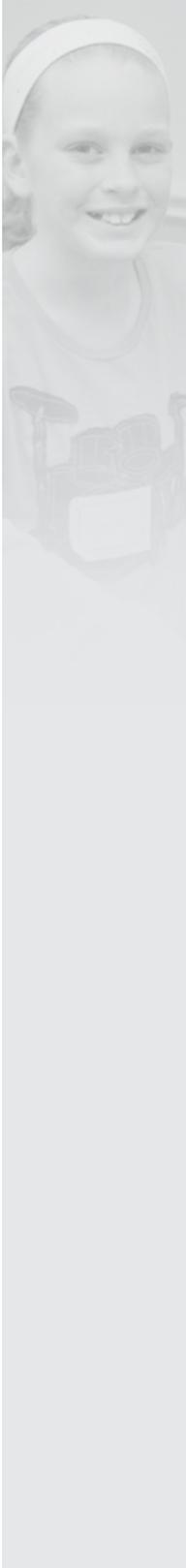
In certain situations, the commissioner of DADS may allow, in lieu of demanding payment of an administrative penalty, the use (under the supervision of DADS) of any portion of the penalty to ameliorate the violation. The amelioration plan must improve services (other than administrative services) or quality of care of residents in the nursing facility, ICF/IID or assisted living facility affected by the violation.

DADS approved six amelioration requests for nursing facilities and one for assisted living facilities in fiscal year 2013.

The amounts requested and approved ranged from \$700.00 to \$35,400.00, with a total requested/approved amount of \$106,250.00. Approved plans included the following:

- \$35,400.00 to construct/install a resident buffet bar to maximize resident independence and enhance the dining experience.
- \$33,300.00 for the purchase of three Attendant Vital Signs Monitoring Stations with printer and accessories to improve clinical data collection for the residents and twenty three electric beds to improve and assist the residents with activities of daily living.
- \$28,800.00 for the purchase of recliners, tables, stools, a Mart Cart, beverage dispensers, a slush machine, and a smoothie blender to improve hydration and provide spa-like treatments.
- \$5,000.00 for the purchase of four electric beds to promote independence in repositioning and to decrease the risk of falls during transitioning.





- \$2000.00 for the purchase of non-skid socks, fall prevention mats, and training materials to train staff and decrease frequency of resident falls.
- \$1,050.00 for the purchase of a Mannequin, Glo Germ Starter Kit, Glo Germ Gel and a Digital Video Disc (DVD) to train staff to decrease acquired infections caused by improper hand washing and pericare.
- \$700.00 to modify a bathroom by replacing the bathtub with a walk-in shower to improve access for residents with limited mobility.

License Denials

During fiscal year 2013, DADS denied 71 initial and renewal applications for licensure for facilities and agencies, including:

- 39 assisted living facilities.
- 20 HCSSAs.
- 12 adult day care facilities.

License Revocations

During fiscal year 2013, DADS revoked 44 facility and agency licenses, including:

- 43 HCSSAs.
- 1 assisted living facility.

HCSSA Expiration of Licenses (in Lieu of Enforcement Actions)

Instead of pursuing additional enforcement actions, DADS may choose to allow an agency to let its license expire. During fiscal year 2013, 11 HCSSA licenses were allowed to expire in lieu of further enforcement actions.

HCSSA Surrender of Licenses (in Lieu of Enforcement Actions)

At DADS discretion, an agency may be offered the option to surrender its license, instead of receiving additional enforcement actions. In fiscal year 2013, 28 HCSSAs surrendered their license in lieu of further enforcement actions.

Level I Sanctions

During fiscal year 2013, DADS imposed 47 Level I sanctions against waiver contracts.

Level II Sanctions

During fiscal year 2013, DADS imposed 20 Level II sanctions against waiver contracts.

General Information

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Vendor Holds

During fiscal year 2013, DADS placed 8 waiver contracts on vendor hold.

Denial of Certification

During fiscal year 2013, DADS denied certification to 12 waiver contracts.

Unlicensed Facilities

DADS Regulatory Services addresses violators of state licensing laws who operate facilities without a required license. DADS responds to complaints from the public and other entities alleging facilities are operating without a license and, if the agency finds a facility is in violation of licensure laws, it can refer a facility to the Office of the Attorney General or the local county or district attorney for relocation of residents, injunctive relief and/or civil penalties.

During fiscal year 2013, DADS referred 19 unlicensed facilities for injunctive/other relief and civil penalties. All 19 referrals were to the Office of the Attorney General, and no referrals were made to county or district attorneys.

Nursing Facility Civil Money Penalties

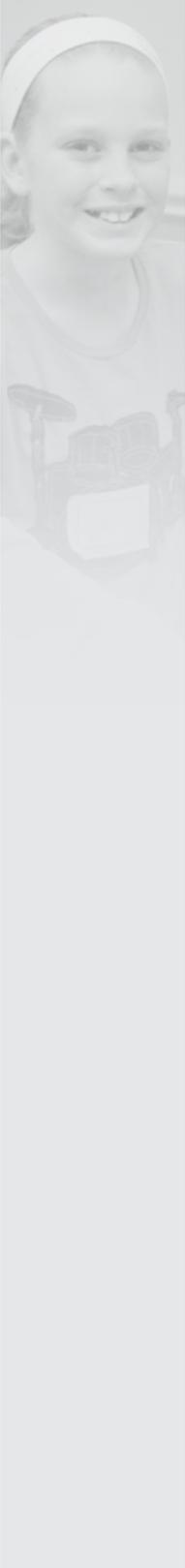
The Centers for Medicare and Medicaid Services (CMS) or DADS may impose a civil money penalty (CMP) for the number of days that a skilled nursing or nursing facility is not in substantial compliance with one or more participation requirements, or for each instance that a facility is not in substantial compliance – regardless of whether the deficiencies constitute immediate jeopardy. CMS or DADS may also impose a CMP for the number of days of past noncompliance since the last standard survey, including the number of days of immediate jeopardy.

In fiscal year 2013, CMS imposed 236 CMPs against facilities participating in the Medicare program; DADS imposed four CMPs against facilities that contracted for Medicaid only.

Regulatory Services Penalty Receipts for Fiscal Years 2008–2013

Fiscal Year	Administrative Penalties Amount Received (All Facility Types)	Civil Money Penalties Amount Received (Nursing Facilities)
2008	\$483,592.30	\$1,399,618.38
2009	\$391,678.00	\$2,681,783.00
2010	\$524,963.18	\$2,116,181.81
2011	\$466,763.39	\$2,061,011.91
2012	\$603,676.16	\$2,667,298.49
2013	\$394,675.00	\$2,979,482.94





Top 10 Rankings

Complaints

Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Adult Day Care Facilities

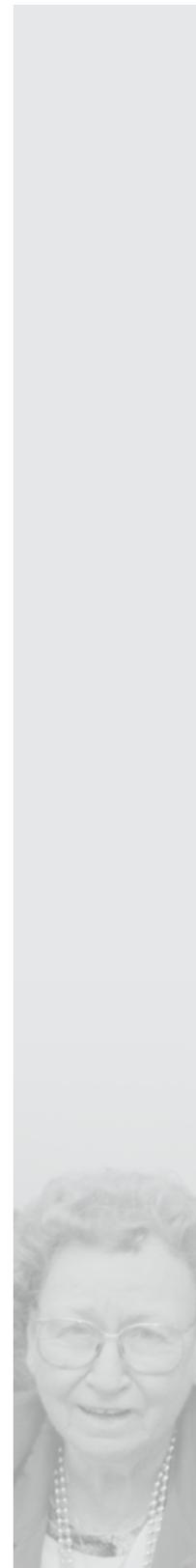
1. **Neglect** — Failure to provide services, treatment or care that causes or could cause mental or physical injury, or harm or death of a client. (Ranked No.1 in fiscal year 2012)
 2. **Resident Rights/Client Protections** — Failure to ensure individual freedoms are promoted or protected in accordance with provisions of the Human Resources Code, Chapter 102. (Ranked No. 2 in fiscal year 2012)
 3. **Administration** — Failure to organize and supervise facility operations to create a safe environment and to meet the needs of clients. (Ranked No. 3 in fiscal year 2012)
 4. **Abuse, Verbal/Mental** — Failure to prevent staff use of oral, written or gestured language that causes a client psychological harm or trauma. (Ranked No. 4 in fiscal year 2012)
 5. **Dietary Services** — Failure to provide nutritious, appealing and sufficient food and drink or therapeutic diets as ordered by the client's physician, and to prepare and serve food utilizing acceptable food handling procedures. (Ranked No. 5 in fiscal year 2012)
 6. **Compliance with Federal, State and Local Laws** — Failure of facility staff to comply with state and local laws. (Ranked No. 7 in fiscal year 2012)
 7. **Misappropriation/Exploitation** — Failure to prevent facility staff from taking a client's property or manipulating a client to perform actions for the staff's self-interest. (Ranked No. 8 in fiscal year 2012)
 8. **Environment** — Failure to provide safe and clean living areas with everything in proper working order. (Ranked No. 6 in fiscal year 2012)
 9. **Activities/Social Services** — Failure to provide a daily program of activities, including physical fitness exercises or other recreational activities; recording the client's social history; assisting the client's related support needs; assuring that the identified related support services are included in the client's individual plan of care; or maintaining monthly progress notes about social and related support services activities. (Not ranked in fiscal year 2012)
 10. **Abuse, Physical** — Failure to ensure clients are not subjected to any physical motion or action by which bodily harm or trauma occurs or could occur. (Not ranked in fiscal year 2012)
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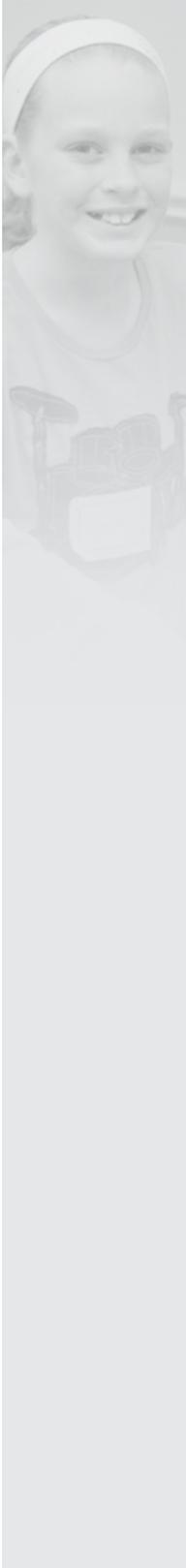
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Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Assisted Living Facilities

- 1. Neglect** — Failure to provide services, treatment or care that causes or could cause mental or physical injury, or harm or death to the resident. (Ranked No. 1 in fiscal year 2012)
- 2. Resident Rights/Client Protections** — Failure to ensure that residents have as much autonomy and choice as possible about how they wish to live their everyday lives and receive care, subject to the facility's rules, as long as those rules do not violate a regulatory requirement. (Ranked No. 2 in fiscal year 2012)
- 3. Medications** — Failure to properly supervise residents' medication regimen so as to ensure that medications are administered and doses are not missed; or, failure to ensure that unlicensed facility staff delegated to administer residents' medications have proper training and competency to perform this task. (Ranked No. 3 in fiscal year 2012)
- 4. Environment** — Failure to provide safe and clean living areas with everything in proper working order. (Ranked No. 4 in fiscal year 2012)
- 5. Dietary Services** — Failure to provide at least three meals or their equivalent daily at regular times, or therapeutic diets as ordered by the resident's physician, and to prepare and serve food utilizing acceptable food handling procedures. (Ranked No. 6 in fiscal year 2012)
- 6. Administration** — Failure to organize and supervise facility operations to create a safe environment and to meet the needs of individuals. (Ranked No. 5 in fiscal year 2012)
- 7. Compliance with Federal, State and Local Laws** — Failure of facility staff to comply with state and local laws. (Ranked No. 8 in fiscal year 2012)
- 8. Sufficient Staff** — Failure to have sufficient numbers of qualified and trained staff to provide residents the kind and amount of supervision and care to ensure their health and safety and to meet their basic needs. (Ranked No.10 in fiscal year 2012)
- 9. Abuse, Verbal/Mental** — Failure to prevent staff use of oral, written or gestured language that causes an individual psychological harm or trauma. (Ranked No. 7 in fiscal year 2012) [TIE]
- 9. Admission, Transfer and Discharge** — Failure to assure at the time of admission that a resident is appropriate for placement in the assisted living facility and that the facility is capable of meeting the resident's needs; or, failure to provide a resident proper discharge notice. (Ranked No. 9 in fiscal year 2012) [TIE]





Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Home Health Agencies

- 1. Administration** — Failure to ensure responsible management of agency operations to ensure compliance with policies and procedures and/or applicable state and federal regulations. (Ranked No. 1 in fiscal year 2012)
- 2. Resident Rights/Client Protection** — Failure to ensure client/patient rights are protected under applicable laws. (Ranked No. 2 in fiscal year 2012)
- 3. Care/Services** — Failure to provide care, including care coordination, assessments, medication/treatment orders, etc., in accordance with a client's care/service plan. (Ranked No. 3 in fiscal year 2012)
- 4. Neglect** — Failure to provide for one's self the goods or services, including medical services, which are necessary to avoid physical or emotional harm or pain, or the failure of a caretaker to provide such goods or services. (Ranked No. 4 in fiscal year 2012)
- 5. Misappropriation/Exploitation** — Failure to ensure clients' resources were not exploited for personal benefit, profit or gain by agency staff that have an ongoing relationship with the client. (Ranked No. 6 in fiscal year 2012)
- 6. Clinical Records** — Failure to maintain current and accurate client records; failure to treat records with confidentiality and maintain according to professional standards of practice. (Ranked No. 5 in fiscal year 2012)
- 7. Compliance with Federal, State and Local Laws** — Failure to adopt/enforce policy to ensure compliance with the Occupations Code, Chapter 102 (concerning the solicitation of patients); or, the agency was operating in violation of Chapter 142 of the Health and Safety Code by providing home health and/or personal assistance services, or representing to the public that the person is a provider of home health and/or personal assistance services, for pay without an appropriate license. (Ranked No. 10 in fiscal year 2012)
- 8. Billing Irregularities** — Failure to ensure accuracy of billing/insurance claims. (Ranked No. 8 in fiscal year 2012)
- 9. Financial Solvency** — An agency's financial inability to carry out its functions as written at 97.252 Financial Solvency and Business Records. An agency must not intentionally or knowingly pay employees with checks from accounts with insufficient funds. An agency must have sufficient funds to meet payroll. An agency must make available for DADS review any and all financial records. An agency must maintain business records in their original state that are accurate, dated with the date of entry, and identified corrections are made in accordance with standard accounting practices. (Ranked No. 7 in fiscal year 2012)

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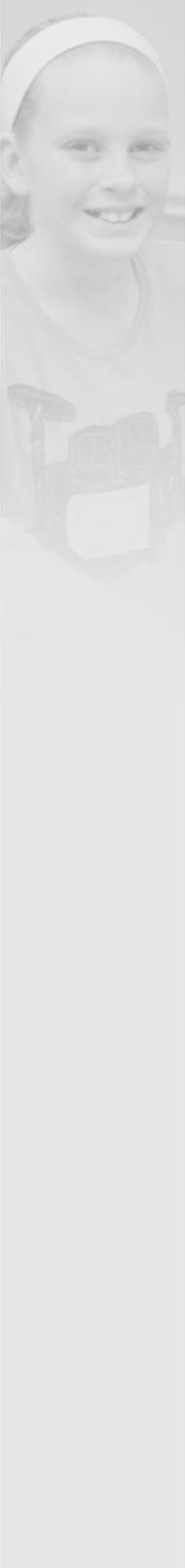
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10. **Staff Training** — Failure to ensure adequate staff orientation, training, and education to include the hospice philosophy. (Not ranked in fiscal year 2012)

Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Hospice Agencies

1. **Administration** — Failure to ensure responsible management of agency operations to ensure compliance with policies and procedures and/or applicable state and federal regulations. (Ranked No. 1 in fiscal year 2012)
2. **Resident Rights/Client Protection** — Failure to ensure client/patient rights are protected under applicable laws. (Ranked No. 2 in fiscal year 2012)
3. **Care/Services** — Failure to provide care, including care coordination, assessments, medication/treatment orders, etc., in accordance with a client's care/service plan. (Ranked No. 3 in fiscal year 2012)
4. **Neglect** — Failure to provide for one's self the goods or services, including medical services, which are necessary to avoid physical or emotional harm or pain, or the failure of a caretaker to provide such goods or services. (Ranked No. 4 in fiscal year 2012)
5. **Compliance with Federal, State and Local Laws** — Failure to adopt/enforce policy to ensure compliance with the Occupations Code, Chapter 102 (concerning the solicitation of patients); or, the agency was operating in violation of Chapter 142 of the Health and Safety Code by providing home health and/or personal assistance services, or representing to the public that the person is a provider of home health and/or personal assistance services, for pay without an appropriate license. (Ranked No. 6 in fiscal year 2012)
6. **Clinical Records** — Failure to maintain current and accurate client records; failure to treat records with confidentiality and maintain according to professional standards of practice. (Ranked No. 5 in fiscal year 2012)
7. **Sufficient Staff** — Failure to maintain adequate staff to provide services and to supervise the provision of services within the service area. (Not ranked in fiscal year 2012)
8. **Admission, Transfer and Discharge** — Failure to provide the client or the client's parent, family, spouse, significant other or legal representative proper written notice when the agency intended to transfer or discharge the client. (Ranked No. 9 [TIE] in fiscal year 2012)
9. **Staff Qualifications** — Failure to employ on a full-time, part-time or consultant basis those professionals necessary to carry out the client's comprehensive care plan. The agency failed to employ licensed, certified, or registered staff in accordance with applicable State laws. (Ranked No. 9 [TIE] in fiscal year 2012)



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- 10. Billing Irregularities** — Failure to ensure accuracy of billing/insurance claims. (Not ranked in fiscal year 2012)

Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions

- 1. Resident Rights/Client Protections** — Failure to ensure that residents' rights are protected, residents are free from unnecessary drugs and restraints, and individual freedoms are promoted. (Ranked No. 1 in fiscal year 2012)
- 2. Active Treatment Services** — Failure to provide a consistent and aggressive program of services and training necessary to develop a resident's personal capacity to function with increased independence, appropriate behavior and choice as much as possible, and to prevent or slow the loss of functional abilities to the extent possible for residents with degenerative conditions. (Ranked No. 2 in fiscal year 2012)
- 3. Client Behavior and Facility Practice** — Failure to prevent facility staff from taking a resident's property or to manipulate a resident to perform actions for the staff's self-interest. (Ranked No. 3 in fiscal year 2012)
- 4. Nursing Services** — Failure to provide clients with nursing services in accordance with their needs. (Ranked No. 4 in fiscal year 2012)
- 5. Dietary Services** — Failure to ensure that clients receive adequate diets; failure to ensure that excessive weight loss or gain, abnormal lab levels, or deterioration in health as a result of an inadequate diet are avoided; or failure to ensure training and supports are provided to enable clients to eat as independently and in as normalized manner as possible. (Ranked No. 10 in fiscal year 2012)
- 6. Administration** — Failure to provide, monitor or revise, as necessary, policies and operating directions that ensure the necessary staffing, training resources, equipment and environment to provide residents with active treatment and to provide for their health and safety. (Ranked No.5 [TIE] in fiscal year 2012)
- 7. Compliance with Federal, State and Local Laws** — Failure to ensure compliance with all applicable provisions of federal, state and local laws, regulations and codes. (Not ranked in fiscal year 2012)
- 8. Medications** — Failure to ensure that all drugs are administered in compliance with the physician's orders and all drugs, including those that are self-administered, are administered correctly. (Ranked No.5 [TIE] in fiscal year 2012)
- 9. Sufficient Staff** — Failure to provide enough staff needed to care for individuals to enable them to reach their highest practicable physical, mental and psychosocial well-being. (Ranked No. 7 in fiscal year 2012)

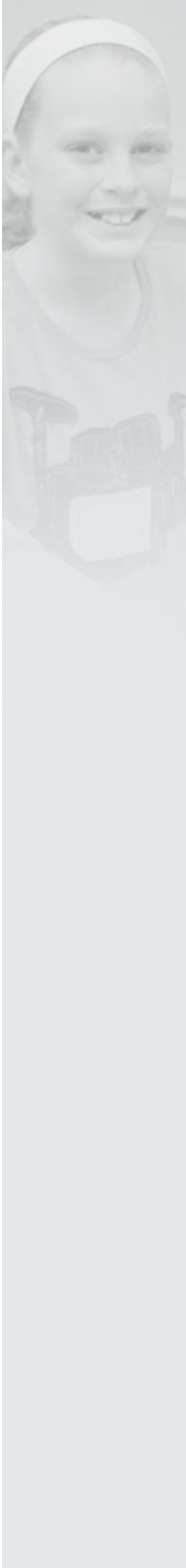
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10. Environment — Failure to ensure that environmental conditions do not interfere with learning and independence, or failure to ensure that environmental conditions do not place individual health and safety at risk, including poor infection control practices with infections or communicable diseases among the residents. (Ranked No. 9 in fiscal year 2012)

Top 10 Most Frequent Complaint Intake Reasons for Fiscal Year 2013: Nursing Facilities

- 1. Neglect** — Failure to provide services, treatment or care that causes or could cause mental or physical injury, or harm or death to the resident. (Ranked No. 1 in fiscal year 2012)
- 2. Resident Rights/Client Protections** — Failure to ensure that residents have autonomy and choice, as far as possible, about how they wish to live their everyday lives and receive care, subject to the facility's rules, as long as those rules do not violate a regulatory requirement. (Ranked No. 2 in fiscal year 2012)
- 3. Activities of Daily Living** — Failure to provide necessary care and services to maintain or prevent deterioration in a resident's ability to bathe, dress, groom, transfer, ambulate and toilet unless the deterioration was unavoidable; or, failure to provide residents who are dependent on staff to meet their activities of daily living all the necessary care and services to maintain good nutrition, grooming, and personal and oral hygiene. (Ranked No. 3 in fiscal year 2012)
- 4. Quality of Care** — Failure to provide services that improve (or at least maintain) a resident's overall physical and mental condition as indicated by the resident's comprehensive assessment. (Ranked No. 4 in fiscal year 2012)
- 5. Quality of Life** — Failure to care for residents in a manner and in an environment that promotes maintenance or enhancement of each resident's dignity and self-determination about aspects of his or her life in the facility that are significant to the resident. (Ranked No. 5 in fiscal year 2012)
- 6. Medications** — Failure to ensure that residents' medications are administered in the correct dosage as prescribed by the physician; or failure to ensure a resident's drug regimen is free from drugs used in excessive dose or duration, without adequate monitoring, without adequate indications for their use, in the presence of adverse consequences that indicate the dose should be reduced or discontinued. (Ranked No. 6 in fiscal year 2012)
- 7. Environment** — Failure to provide a safe, clean, comfortable and homelike environment with everything in proper working order. (Ranked No. 7 in fiscal year 2012)
- 8. Sufficient Staff** — Failure to provide sufficient qualified and trained staff to care for residents to enable them to reach their highest practicable physical, mental and psychosocial well-being. (Ranked No. 8 in fiscal year 2012)





9. **Dietary Services** — Failure to provide nutritious, appealing and sufficient food and drink according to a resident’s needs and desires, and to prepare and serve food utilizing acceptable food handling. (Ranked No. 10 in fiscal year 2012)
10. **Pressure Sores** — Failure to prevent pressure sores from developing on residents, or to provide sufficient care to heal pressure sores that a resident may already have on admission. (Not ranked in fiscal year 2012)

Deficiencies

Top 10 Deficiencies (Licensure Violations) Cited During Inspections for Fiscal Year 2013: Adult Day Care Facilities

1. **Sanitation/Kitchen–Food Service Sanitation: 40 TAC §98.43(b)(1)** — The facility failed to observe state requirements and local health ordinances relating to Texas food establishments. (Ranked No. 2 in fiscal year 2012)
2. **Communicable Diseases/Staff Health: 40 TAC §98.62(c)** — The facility failed to ensure that its employees were free of communicable diseases, through tuberculosis screening or through excluding them from work while communicable. (Ranked No. 1 in fiscal year 2012)
3. **Staff Responsibilities/Nurse: 40 TAC §98.62(d)(2)(A-H)** — The facility failed to ensure the facility nurse fulfilled the responsibilities of the position. (Ranked No. 4 in fiscal year 2012)
4. **Emergency Preparedness & Response/Plan: 40 TAC §98.64(c)(1)-(5)** — The facility failed to include a risk assessment, a description of the resident population including services and assistance they require, a section for each core function of emergency management, a fire safety plan in their emergency preparedness and response plan, or a section for self reporting incidents. (Not ranked in fiscal year 2012)
5. **Personal Safety/Fire-Smoking Regulations: 40 TAC §98.42(c)(1)(G)(iii)** — The facility failed to provide the proper ashtrays in areas where smoking is permitted. (Ranked No. 10 in fiscal year 2012)
6. **Staff Qualifications/Director: 40 TAC §98.62(a)(1)(A)(B)** — The facility failed to ensure that its director met the mandatory qualifications for a director. (Ranked No. 7 [TIE] in fiscal year 2012)
7. **Staff Responsibilities/Director: 40 TAC §98.62(d)(1)(A-H)** — The facility failed to ensure the director fulfilled the responsibilities of the position. (Ranked No. 5 in fiscal year 2012)

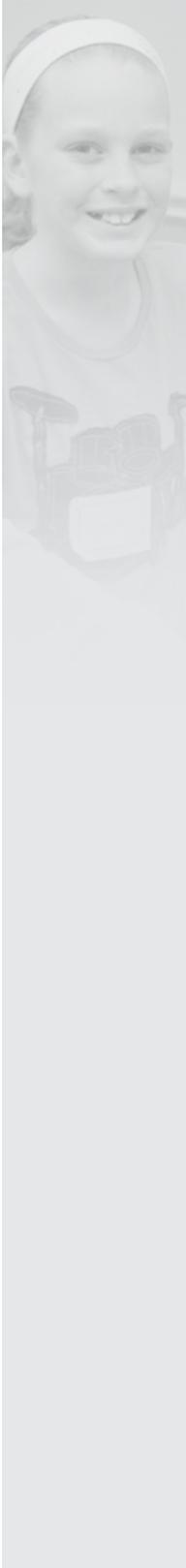
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- 8. **General: HSC Chapter 250 Compliance: 40 TAC §98.61(b)(2)** — The facility failed to run criminal history checks on employees and applicants. (Ranked No. 7 [TIE] in fiscal year 2012) [TIE]
- 8. **Staff Responsibilities/RN Consultant: 40 TAC §98.62(d)(7)(A-H)** — The facility failed to employ a registered nurse consultant when a licensed vocational nurse serves as the facility nurse or the consultant nurse did not perform all the required job duties. (Not ranked in fiscal year 2012) [TIE]
- 10. **Sanitation/General–Odors/Refuse/Hazards: 40 TAC §98.43(a)(7)** — The facility failed to keep the building clean and well maintained. (Ranked No. 3 in fiscal year 2012)

Top 10 Deficiencies (Licensure Violations) Cited During Inspections for Fiscal Year 2013: Assisted Living Facilities

- 1. **General Safety–Building in Good Repair: 40 TAC §92.62(i)(2)** — The facility failed to ensure that the building was kept in good repair. (Ranked No. 2 in fiscal year 2012)
- 2. **Sprinkler Systems: 40 TAC §92.62(f)(2)** — The facility failed to ensure the required sprinkler system was inspected, tested and maintained in compliance with NFPA 25. (Ranked No. 3 in fiscal year 2012)
- 3. **Requirement–Conform to '88 ED NFPA 101: A&B CH 21: 40 TAC §92.61(b)(4)(A)** — The facility failed to ensure the building and structure conformed with the 1988 edition of the Life Safety Code, NFPA 101. (Ranked No. 1 in fiscal year 2012)
- 4. **Requirement–Other Chapters, Sec etc, of NFPA 101: 40 TAC §92.61(b)(4)(C)** — The facility failed to ensure the building and structure conformed with other applicable chapters of the Life Safety Code, NFPA 101. (Ranked No. 8 in fiscal year 2012)
- 5. **FA-SS–Fire Alarm and Sprinkler Systems: 40 TAC §92.62(f)(1)** — The facility failed to ensure that the fire alarm and smoke detection system was in compliance with licensing standards for assisted living facilities. (Ranked No. 5 in fiscal year 2012)
- 6. **Operations: Fire Drills: 40 TAC §92.62(c)(2)** — The facility failed to ensure fire drills were conducted and documented to be in compliance with licensing standards for assisted living facilities. (Not ranked in fiscal year 2012)
- 7. **Sanitation and Housekeeping–Facility Clean and in Good Repair: 40 TAC §92.62(h)(8)** — The facility failed to maintain the building free of accumulations of dirt, rubbish, dust and hazards. (Ranked No. 4 in fiscal year 2012)
- 8. **Construction-Interior Wall and Ceiling Surfaces: 40 TAC §92.62(e)(2)** — The facility failed to ensure that interior walls and/or ceilings were constructed with





a material having at least a 20-minute fire rating, or at least 3/8 gypsum board. (Ranked No. 10 in fiscal year 2012)

9. Requirement—Type B Large—Conform to Chapters 21 & 12: 40 TAC §92.61(b)(4)(B) — The facility failed to ensure the building and structure conformed with Chapter 12, New Health Care Occupancies, of the Life Safety Code, NFPA 101. (Ranked No. 6 in fiscal year 2012)

10. FA-SS—Contract to Maintain Alarm System: 40 TAC §92.62(f)(1)(E) — The facility failed to provide a written contract with a fire alarm firm to perform inspections, testing, and maintenance of the system at least every six months. (Not ranked in fiscal year 2012)

Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal Year 2013: Home Health Agencies

- 1. Acceptance of Patients, POC, Medical Supervision: 42 CFR 484.18, TAG 0158** — The agency failed to ensure that client care followed a written plan of care periodically reviewed by a properly qualified physician. (Ranked No. 1 in fiscal year 2012)
- 2. Administrator: 42 CFR 484.14(c), TAG 0133** — The administrator failed to organize and direct the agency's ongoing functions and/or maintain communication between the agency's governing body, professional personnel and staff. (Ranked No. 6 in fiscal year 2012) [TIE]
- 2. Clinical Records: 42 CFR 484.48, TAG 0236** — The agency failed to maintain client clinical records that met accepted professional standards and included all the required information about the client's care and service plan. (Ranked No. 2 in fiscal year 2012) [TIE]
- 4. Coordination of Patient Services: 42 CFR 484.14(g), TAG 0143** — The agency failed to ensure that all personnel providing client services coordinated effectively and in support of the objectives in each client's plan of care. (Ranked No. 3 in fiscal year 2012)
- 5. Plan of Care: 42 CFR 484.18(a), TAG 0159** — The agency failed to ensure that each client had a comprehensive plan of care that addressed the client's needs. (Ranked No. 4 in fiscal year 2012)
- 6. Encoding OASIS Data: 42 CFR 484.20(a), TAG 0321** — The agency failed to encode and be capable of transmitting OASIS data for each agency patient within 7 days of completing an OASIS data set. (Ranked No. 5 in fiscal year 2012)
- 7. Skilled Nursing Services: 42 CFR 484.30, TAG 0170** — The agency failed to furnish skilled nursing services in accordance with the plan of care. (Ranked No. 7 in fiscal year 2012)

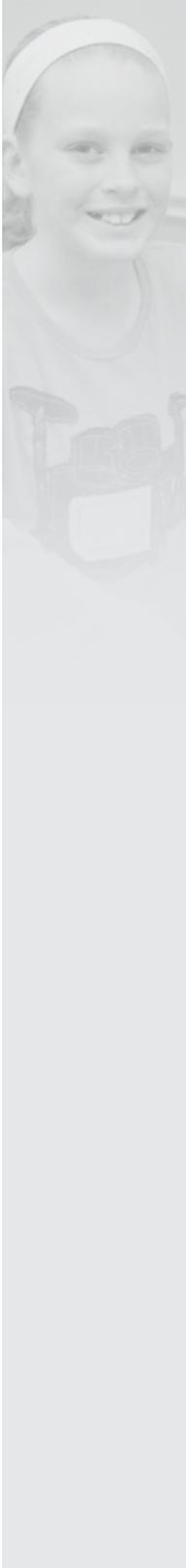
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8. **Drug Regimen Review: 42 CFR 484.55(c), TAG 0337** — The agency failed to maintain a comprehensive assessment which must include a review of all medications the patient is currently using in order to identify any potential adverse effects and drug reactions, including ineffective drug therapy, significant side effects, significant drug interactions, duplicate drug therapy, and noncompliance with drug therapy. (Ranked No. 10 in fiscal year 2012)
9. **Coordination of Patient Services: 42 CFR 484.14(g), TAG 0144** — The agency failed to ensure that its clinical records or case conference meetings showed that there was effective interchange, reporting and coordination of client care. (Ranked No. 9 in fiscal year 2012)
10. **Duties of the Registered Nurse: 42 CFR 484.30(a), TAG 0176** — The registered nurse failed to prepare clinical and progress notes, coordinate services, inform the physician and other personnel of changes in the patient's condition and needs. (Not ranked in fiscal year 2012)

Top 10 Deficiencies (Licensure Violations) Cited During Inspections for Fiscal Year 2013: Home Health Agencies

1. **Management Responsibilities: Supervising Nurse – Level B: 40 TAC §97.243(c)(2)(A)(iii)** — The supervising nurse or the alternate supervising nurse failed to make sure that care was provided according to clients' needs as written in the plan of care or care plan. (Ranked No. 1 in fiscal year 2012)
2. **Management Responsibilities Administrator – Level A and Level B: 40 TAC §97.243(b)(1)(B)** — The agency administrator failed to carry out, organize, and supervise ongoing work under the agency's administrative policies. (Not ranked in fiscal year 2012)
3. **Self-Reported Incidents of A, N & E – Level B: 40 TAC §97.249(c)** — The agency failed to immediately report, within 24 hours, knowledge of an alleged act of abuse, neglect or exploitation of a client by an agency employee, contractor or volunteer, to the Texas Department of Family and Protective Services and to DADS. (Ranked No. 4 in fiscal year 2012)
4. **Coordination of Services – Level A and Level B: 40 TAC §97.288(a)** — The agency failed to have a written policy to make sure client care was coordinated among all service providers to promote optimal client outcomes. (Ranked No. 3 in fiscal year 2012)
5. **Management Responsibilities Administrator – Level A and Level B: 40 TAC §97.243(b)(1)(A)** — The agency administrator failed to carry out, organize and supervise ongoing work under the agency's administrative policies. (Ranked No. 2 in fiscal year 2012)





- 6. Quality Assess/Performance Improvement – Level B: 40 TAC §97.287(a)**
(1) — The agency failed to have, implement, and review a quality assessment and performance improvement program consistent with state requirements. (Ranked No. 5 in fiscal year 2012)
- 7. Personnel Records – Level A: 40 TAC §97.246(a)(3)** — The agency failed to include in its personnel records verification of license, permits, reference(s), job experience, or educational requirements to verify qualifications for each position a person accepted. (Not ranked in fiscal year 2012)
- 8. Emergency Preparedness Planning & Implementation- Level A and Level B: 40 TAC §97.256(k)** — The agency failed to test the response phase of its emergency preparedness and response plan by conducting a planned drill consistent with state licensing rules as part of its annual review of the plan. (Ranked No. 8 in fiscal year 2012)
- 9. Continuing Education In Agency Administrator – Level B: 40 TAC §97.260(a)** — The agency’s administrator or alternate administrator failed to complete 12 hours of continuing education in the required topics within each 12 months in that job as required for the position of the administrator or administrator of an agency. (Ranked No. 9 in fiscal year 2012)
- 10. Verify Employability/Use Unlicensed Personnel – Level B: 40 TAC §97.247(a)**
(3) — The agency employed an unlicensed person with face-to-face client contact before it searched the nurse aide and employee misconduct registries as required or employed an unlicensed person who was listed in either registry as unemployable. (Ranked No. 6 in fiscal year 2012)

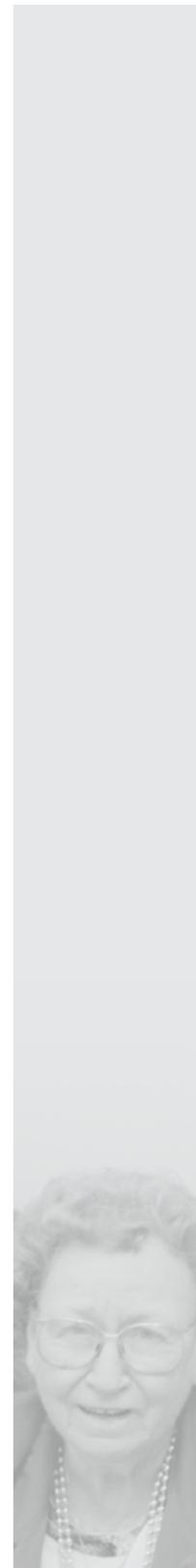
Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal 2013: Hospice Agencies

- 1. Plan of Care: 42 CFR 418.56(b), TAG 0543** — The hospice failed to ensure all hospice care and services furnished to patients and their families must follow an individualized written plan of care established by the hospice interdisciplinary group in collaboration with the attending physician (if any), the patient or representative, and the primary caregiver in accordance with the patient’s needs if any of them so desire. (Ranked No. 1 in fiscal year 2012) [TIE]
- 1. Coordination of Services: 42 CFR 418.56(e)(4), TAG 0557** — The hospice failed to develop and maintain a system of communication and integration in accordance with the Hospice’s own policies and procedures, to provide for and ensure the ongoing sharing of information between all disciplines providing care and services in all settings, whether the care and services are provided directly or under arrangement. (Ranked No. 6 [TIE] in fiscal year 2012) [TIE]
- 3. IDG, Care Planning, Coordination of Services: 42 CFR 418.56, TAG 0538** — The hospice failed to ensure the plan of care must specify the hospice care and

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services necessary to meet the patient and family-specific needs identified in the comprehensive assessment as such needs relate to the terminal illness and related conditions. (Ranked No. 2 [TIE] in fiscal year 2012)

- 4. Timeframe for Completion of Assessment: 42 CFR 418.54(b), TAG 0523** — The hospice failed to ensure that the interdisciplinary group, in consultation with the individual's attending physician (if any), must complete the comprehensive assessment no later than 5 calendar days after the election of hospice care in accordance with §418.24. (Not ranked in fiscal year 2012) [TIE]
- 4. Counseling Services: 42 CFR 418.64(d)(1), TAG 0596** — The hospice failed to ensure that the supervisor of bereavement services may be the IDG social worker or other professional with documented evidence of experience or education in grief or loss counseling. (Ranked No. 6 [TIE] in fiscal year 2012) [TIE]
- 4. Supervision of Hospice Aides: 42 CFR 418.76(h)(1)(i), TAG 0629** — The hospice failed to ensure that the registered nurse make an on-site visit to the patient's home no less frequently than every 14 days to assess the quality of care and services provided by the hospice aide and to ensure that services ordered by the hospice interdisciplinary group meet the patient's needs. The hospice aide does not have to be present during this visit. (Ranked No. 2 [TIE] in fiscal year 2012) [TIE]
- 7. Content of Plan of Care: 42 CFR 418.56(c)(2), TAG 0547** — The hospice failed to ensure the plan of care must include all services necessary for the palliation and management of the terminal illness and related conditions, including a detailed statement of the scope and frequency of services necessary to meet the specific patient and family needs. (Not ranked in fiscal year 2012)
- 8. Content of Plan of Care: 42 CFR 418.56(c), TAG 0545** — The hospice failed to develop an individualized written plan of care for each patient. The plan of care must reflect patient and family goals and interventions based on the problems identified in the initial, comprehensive, and updated comprehensive assessments. The plan of care must include all services necessary for the palliation and management of the terminal illness and related conditions. (Ranked No. 2 [TIE] in fiscal year 2012) [TIE]
- 8. Review of the Plan of Care: 42 CFR 418.56(d), TAG 0553** — The hospice failed to ensure the plan of care must include all services necessary for the palliation and management of the terminal illness and related conditions, including a detailed statement of the scope and frequency of services necessary to meet the specific patient and family needs. (Not ranked in fiscal year 2012) [TIE]
- 8. Level of Activity: 42 CFR 418.78(e), TAG 0647** — The hospice failed to ensure that volunteers provide day-to-day administrative and/or direct patient care services in an amount that, at a minimum, equals 5 percent of the total patient care hours of all paid hospice employees and contract staff. The hospice must maintain records on



the use of volunteers for patient care and administrative services, including the type of services and time worked. (Not ranked in fiscal year 2012) [TIE]

Top 10 Deficiencies (Licensure Violations) Cited During Inspections for Fiscal Year 2013: Hospice Agencies

1. **Self-Reported Incidents of A, N & E – Level B: 40 TAC §97.249(c)** — The hospice failed to report within 24 hours knowledge of an alleged act of abuse, neglect or exploitation of a client by an agency employee, contractor or volunteer to the Texas Department of Family and Protective Services and to DADS. (Ranked No.1 in fiscal year 2012)
2. **Hospice Services – Level B: 40 TAC §97.403(i)** — The hospice failed to make sure each client’s written plan of care addressed the issues found during the complete assessment and that the care provided was in accordance with that plan. (Ranked No.2 in fiscal year 2012)
3. **Management Responsibilities Supervising Nurse – Level B: 40 TAC §97.243(c)(2)(A)(iii)** — The hospice supervising nurse or alternate supervising nurse failed to ensure that a client’s plan of care or care plan is executed as written. (Ranked No. 8 in fiscal year 2012)
4. **Management Responsibilities Administrator – Level A and Level B: 40 TAC §97.243(b)(1)(B)** — The hospice administrator failed to carry out, organize, and supervise ongoing work under the agency’s administrative policies. (Not ranked in fiscal year 2012) [TIE]
4. **Coordination of Services – Level A: 40 TAC §97.288(a)** — The hospice failed to have a written policy to make sure client care was coordinated among all service providers to promote optimal client outcomes. (Not ranked in fiscal year 2012) [TIE]
6. **Client Records – Level A: 40 TAC §97.301(a)(7)** — The hospice failed to keep client record entries current, accurate, signed, dated and free of corrections or alterations made by any means other than strike throughs properly identifying the person making each change. (Ranked No. 5 in fiscal year 2012)
7. **Personnel Records – Level A: 40 TAC §97.246(a)(3)** — The hospice failed to include in its personnel records verification of license, permits, reference(s), job experience, or educational requirements to verify qualifications for each position a person accepted. (Ranked No. 9 in fiscal year 2012) [TIE]
7. **Verify Employability/Use Unlicensed Personnel – Level B: 40 TAC §97.247(a)(5)(B)** — The hospice failed, after the initial verification of employability, to search the nurse aide and employee misconduct registries at least every 12 months for an unlicensed employee with face-to-face client contact who was most recently hired on or after September 1, 2009. (Not ranked in fiscal year 2012) [TIE]

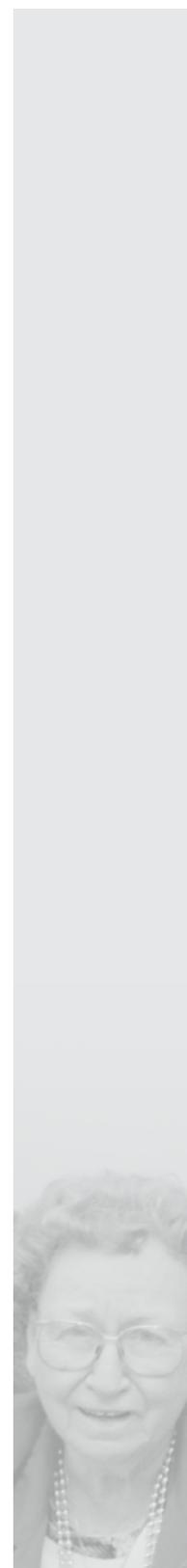
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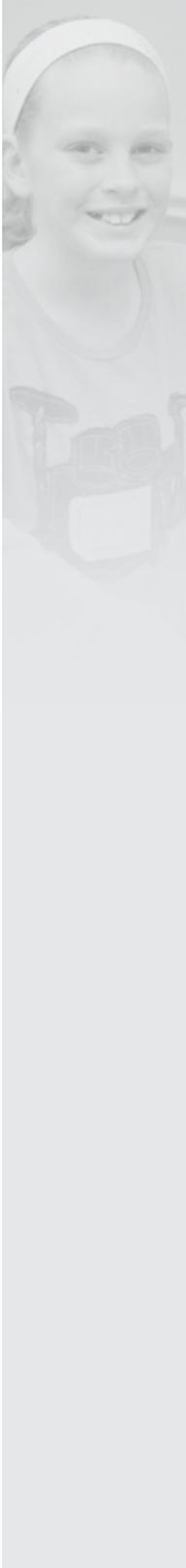
DADS Regulatory Services FY2013 Annual Report

7. **Management Responsibilities Administrator – Level A and Level B: 40 TAC §97.243(b)(1)(A)** — The hospice administrator failed to manage the daily operations of the agency. (Ranked No. 3 in fiscal year 2012) [TIE]
7. **Hospice Services – Level B: 40 TAC §97.403(e)(2)(B)** — The hospice failed to make sure the interdisciplinary team participated in key functions such as care planning, providing and supervising care and services, and establishing policies governing day-to-day hospice functions. (Ranked No. 6 [TIE] in fiscal year 2012) [TIE]

Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal Year 2013: Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions – Program Deficiencies

1. **Drug Administration: 42 CFR 483.460(k)(2), TAG 0369** — The facility failed to ensure that there were no medication errors. (Ranked No. 2 in fiscal year 2012)
2. **Governing Body: 42 CFR 483.410(a)(1), TAG 0104** — The governing body failed to provide administrative direction, such as policies and procedures, to the facility. (Ranked No. 3 in fiscal year 2012)
3. **Physician Services: 42 CFR 483.460(a)(3), TAG 0322** — The facility failed to provide health care services. (Ranked No. 4 [TIE] in fiscal year 2012)
4. **Space and Equipment: 42 CFR 483.470(g)(2), TAG 0436** — The facility failed to provide, maintain, and teach clients to use corrective and adaptive equipment as determined by the interdisciplinary team. (Ranked No. 4 [TIE] in fiscal year 2012)
5. **Drug Administration: 42 CFR 483.460(k)(1), TAG 0368** — The facility failed to ensure that drugs were administered in compliance with the physician's orders. (Ranked No. 9 in fiscal year 2012)
6. **Qualified IID Professional: 42 CFR 483.430(a), TAG 0159** — The facility failed to have a qualified IID professional coordinating and monitoring clients' programming needs. (Ranked No. 1 in fiscal year 2012)
7. **Program Monitoring & Change: 42 CFR 483.440(f)(3)(ii), TAG 0263** — The committee specially constituted to address inappropriate client behaviors failed to ensure that written consents were secured from the correct person prior to the implementation of behavior programs. (Ranked No. 7 in fiscal year 2012)
8. **Program Implementation: 42 CFR 483.440(d)(1), TAG 0249** — The facility failed to immediately implement active treatment after the individual program plan was approved. (Ranked No. 10 in fiscal year 2012)
9. **Nursing Services: 42 CFR 483.460(c), TAG 0331** — The facility must provide clients with nursing services in accordance with their needs. (Not ranked in fiscal year 2012)





10. **Food and Nutrition Services: 42 CFR 483.480(a)(1), TAG 0460** — Each client must receive a nourishing, well-balanced diet including modified and specially-prescribed diets. (Not ranked in fiscal year 2012)

Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal Year 2013: Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions – Life Safety Code

1. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S046** — The facility failed to provide utilities that met the requirements of the Life Safety Code. (Ranked No. 3 in fiscal year 2012)
2. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S056** — The facility failed to meet applicable requirements for sprinkler system coverage. (Ranked No. 2 in fiscal year 2012)
3. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S051** — The facility failed to provide a working manual fire alarm as required. (Ranked No. 4 in fiscal year 2012)
4. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S018** — The facility failed to meet applicable Life Safety Code requirements for the fire safety of doors, including their locations, construction, design and closers. (Ranked No. 1 in fiscal year 2012)
5. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S053** — The facility failed to provide approved smoke detectors in all the required areas, or failed to ensure that they met requirements for power, or failed to ensure that they were audible in all sleeping areas. (Ranked No. 7 in fiscal year 2012)
6. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S149** — The facility failed to provide appropriate receptacles for smoking materials in all areas where smoking is permitted. (Ranked No. 5 in fiscal year 2012)
7. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S147** — The facility failed to have a written fire safety plan that was updated, readily available, understood by all employees, and the subject of required periodic staff instruction. (Not ranked in fiscal year 2012)
8. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S120** — The facility failed to provide a secondary means of escape for every sleeping room. (Not ranked in fiscal year 2012)
9. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S043** — The facility failed to ensure that no door providing escape from the facility in the event of fire should ever be locked. (Ranked No. 6 in fiscal year 2012)

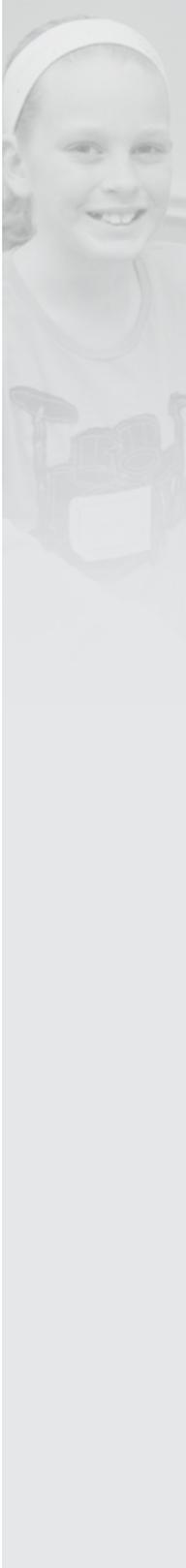
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10. **Life Safety Code Standard: 42 CFR 483.470(j)(1)(i), TAG S041** — The facility failed to provide an acceptable primary means of escape for every sleeping room as required for fire safety. (Ranked No. 9 in fiscal year 2012)

Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal Year 2013: Nursing Facilities – Program Deficiencies

1. **Infection Control, Prevent Spread, Linens: 42 CFR 483.65, TAG 0441** — The facility did not have a program to keep infection from spreading. (Ranked No. 1 in fiscal year 2012)
2. **Food Procure, Store/Prepare/Serve –Sanitary: 42 CFR 483.35(i), TAG 0371** — The facility did not get food from approved places and store, cook, and give out food in a safe and clean way. (Ranked No. 3 in fiscal year 2012)
3. **Pharmaceutical Service–Accurate Procedures, RPH: 42 CFR 483.60(a),(b), TAG 0425** — The facility failed to obtain and provide drugs as needed or use the services of a licensed pharmacist. (Ranked No. 2 in fiscal year 2012)
4. **Nurse Aide Demonstrate Competency/Care Needs: 42 CFR 483.75(f), TAG 0498** — The facility did not make sure that nurse aides show they have the skills to be able to care for residents. (Ranked No. 5 in fiscal year 2012)
5. **Free of Accident Hazards/Supervision/Devices: 42 CFR 483.25(h), TAG 0323** — The facility did not make sure that the nursing home area is free of dangers that cause accidents. (Ranked No. 4 in fiscal year 2012)
6. **Develop/Implement Abuse/Neglect, Policies: 42 CFR 483.13(c), TAG 0226** — The facility did not write and use policies that forbid mistreatment, neglect and abuse of residents and theft of residents' property. (Ranked No. 7 in fiscal year 2012)
7. **Other Environmental Conditions: 42 CFR 483.70(h), TAG 0465** — The facility did not make sure that the nursing home area is safe, easy to use, clean and comfortable. (Ranked No. 9 in fiscal year 2012)
8. **Provide Care/Services for Highest Well-being: 42 CFR 483.25, TAG 0309** — The facility did not give each resident care and services to get or keep the highest quality of life possible. (Ranked No. 6 in fiscal year 2012)
9. **Resident Records–Complete/Accurate/Accessible: 42 CFR 483.75(l)(1), TAG 0514** — The facility did not keep accurate and appropriate records. (Ranked No. 8 in fiscal year 2012)
10. **Drug Records, Label/Store Drugs & Biologicals: 42 CFR 483.60(b),(d),(e), TAG 0431** — The facility failed to properly store and label drugs. (Not ranked in fiscal year 2012)





Top 10 Deficiencies (Certification) Cited During Inspections for Fiscal Year 2013: Nursing Facilities – Life Safety Code

- 1. Life Safety Code Standard: NFPA 101, TAG 0067** — The facility failed to meet requirements for air conditioning and ventilating equipment. (Ranked No. 1 in fiscal year 2012)
- 2. Life Safety Code Standard: NFPA 101, TAG 0038** — The facility failed to ensure that arrangements of exits are provided and/or maintained such that exits are readily accessible at all times. (Ranked No. 2 in fiscal year 2012)
- 3. Life Safety Code Standard: NFPA 101, TAG 0025** — The facility failed to provide smoke walls that provide required fire-resistance rating. (Ranked No. 3 in fiscal year 2012)
- 4. Life Safety Code Standard: NFPA 101, TAG 0062** — The facility failed to ensure that the required sprinkler systems are maintained in reliable operating condition and are inspected and tested periodically. (Ranked No. 5 in fiscal year 2012)
- 5. Life Safety Code Standard: NFPA 101, TAG 0147** — The facility failed to ensure that electrical wiring and equipment is in accordance with NFPA standards and national electrical codes. (Ranked No. 4 in fiscal year 2012)
- 6. Life Safety Code Standard: NFPA 101, TAG 0029** — The facility failed to separate hazardous areas by construction that provides at least a one-hour fire resistance rating and/or a sprinkler system as specified by the Life Safety Code. (Ranked No. 6 in fiscal year 2012)
- 7. Life Safety Code Standard: NFPA 101, TAG 0018** — The facility failed to ensure that doors protecting corridor openings are substantial enough to resist fire for at least 20 minutes. (Ranked No. 7 in fiscal year 2012)
- 8. Life Safety Code Standard: NFPA 101, TAG 0144** — The facility failed to inspect and test its generators as required by NFPA 99. (Not ranked in fiscal year 2012)
- 9. Life Safety Code Standard: NFPA 101, TAG 0069** — The facility failed to provide commercial cooking equipment that meets the requirements of the National Fire Protection Association. (Ranked No. 10 in fiscal year 2012)
- 10. Life Safety Code Standard: NFPA 101, TAG 0051** — The facility failed to ensure that the fire alarm system meets the functional requirements of the Life Safety Code. (Ranked No. 8 in fiscal year 2012)

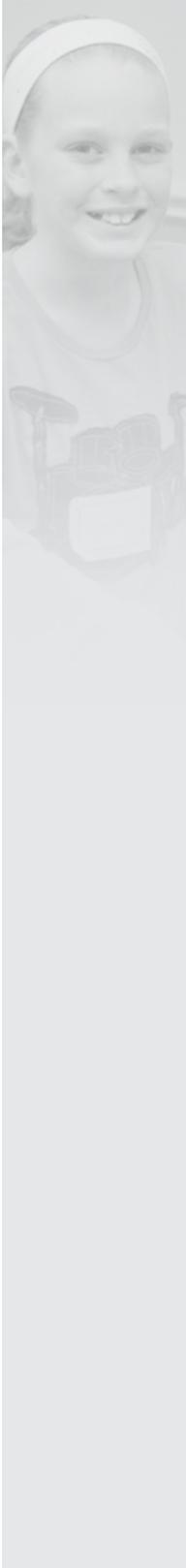
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Principles

Top 10 Principles Cited During Reviews for Fiscal Year 2013: Home and Community-based Services

- 1. Service Delivery: 40 TAC §9.174(A)(31)** — The program provider failed to ensure that nursing was provided in accordance with the program participant’s PDP, IPC, implementation plan, and with Appendix C of the HCS Program waiver application and consisted of performing health care procedures and monitoring the program participant’s health conditions. (Ranked No. 1 in fiscal year 2012)
- 2. Staff Member and Service Provider Requirements: 40 TAC §9.177(C)** — The program provider failed to comply with each applicable regulation required by the state of Texas in ensuring that its operations and staff members and service providers met state certification, licensure, or regulation for any tasks performed or services delivered in part or in entirety for the HCS Program. (Ranked No. 2 in fiscal year 2012)
- 3. Quality Assurance: 40 TAC §9.178(Y)** — The program provider failed to enter critical incident data in the Client Assessment and Registration System (CARE) no later than 30 days after the last day of the month being reported. (Ranked No. 3 in fiscal year 2012)
- 4. Service Delivery: 40 TAC §9.174(A)(03)** — The program provider failed to provide or obtain as needed and without delay all HCS program services. (Ranked No. 4 in fiscal year 2012)
- 5. Staff Member and Service Provider Requirements: 40 TAC §9.177(A)** — The program provider failed to ensure the continuous availability of trained and qualified service providers to deliver the required services as determined by the program participant’s needs. (Ranked No. 5 in fiscal year 2012)
- 6. Staff Member and Service Provider Requirements: 40 TAC §9.177(D)(1)** — The program provider failed to implement and maintain a plan for initial and periodic training of staff members and service providers that ensured staff members and service providers were qualified to deliver services as required by the current needs and characteristics of those to whom they deliver services, including the use of restraint. (Ranked No. 10 in fiscal year 2012)
- 7. Staff Member and Service Provider Requirements: 40 TAC §9.177(N)(2)** — The program provider failed to ensure that a service provider was not listed as “unemployable” in the Employee Misconduct Registry or the Nurse Aide Registry maintained by DADS by searching or ensuring a search of such registries was conducted before hiring and annually thereafter, in accordance with Texas Health and Safety Code, 250.003. (Ranked No. 7 in fiscal year 2012)





8. **Quality Assurance: 40 TAC §9.178(G)** — The program provider failed to make available all records and information related to the delivery of program services as requested by DADS, other authorized agencies, or the Centers for Medicare and Medicaid Services. (Not ranked in fiscal year 2012)
9. **Restraint: 40 TAC §9.178(C)(1)** — The program provider failed to ensure that the program participant's physician identified any physical or medical risks that could harm the program participant if restrained and interdisciplinary team approved the plan. (Not ranked in fiscal year 2012)
10. **Quality Assurance: 40 TAC §9.178(K)(3)** — The program provider failed to notify, within 24 hours of an allegation of abuse, neglect or exploitation, the alleged victim and the alleged victim's legally authorized representative and the service coordinator of the allegation report and the actions that have been or will be taken. (Ranked No. 8 in fiscal year 2012)

Top 10 Principles Cited During Reviews for Fiscal Year 2013: Texas Home Living

1. **Quality Assurance: 40 TAC §9.580(R)** — The program provider failed to enter critical incident data in CARE no later than 30 calendar days after the last day of the month being reported. (Ranked No. 2 in fiscal year 2012)
2. **Qualified Personnel: 40 TAC §9.579(A)** — The program provider failed to ensure the continuous availability of trained and qualified employees and contractors to provide the service components in the Plan of Care. (Ranked No. 3 in fiscal year 2012)
3. **Qualified Personnel: 40 TAC §9.579(B)(1)** — The program provider failed to comply with applicable laws and regulations to ensure that its operations meet necessary requirements. (Ranked No. 1 in fiscal year 2012)
4. **Qualified Personnel: 40 TAC §9.579(Q)(3)** — The program provider failed to search the DADS Employee Misconduct Registry and refrain from employing applicants, employees and contractors who were designated in the registry as having abused, neglected or mistreated a consumer or their property. (Ranked No. 6 in fiscal year 2012)
5. **Qualified Personnel: 40 TAC §9.579(Q)(2)** — The program provider failed to search the DADS Nurse Aide Registry and refrain from employing applicants, employees and contractors who were designated in the registry as having abused, neglected or mistreated a consumer or their property. (Ranked No. 4 in fiscal year 2012)
6. **Service Delivery: 40 TAC §9.580(K)** — The program provider failed to review, at least quarterly, incidents of confirmed abuse, neglect or exploitation, complaints,

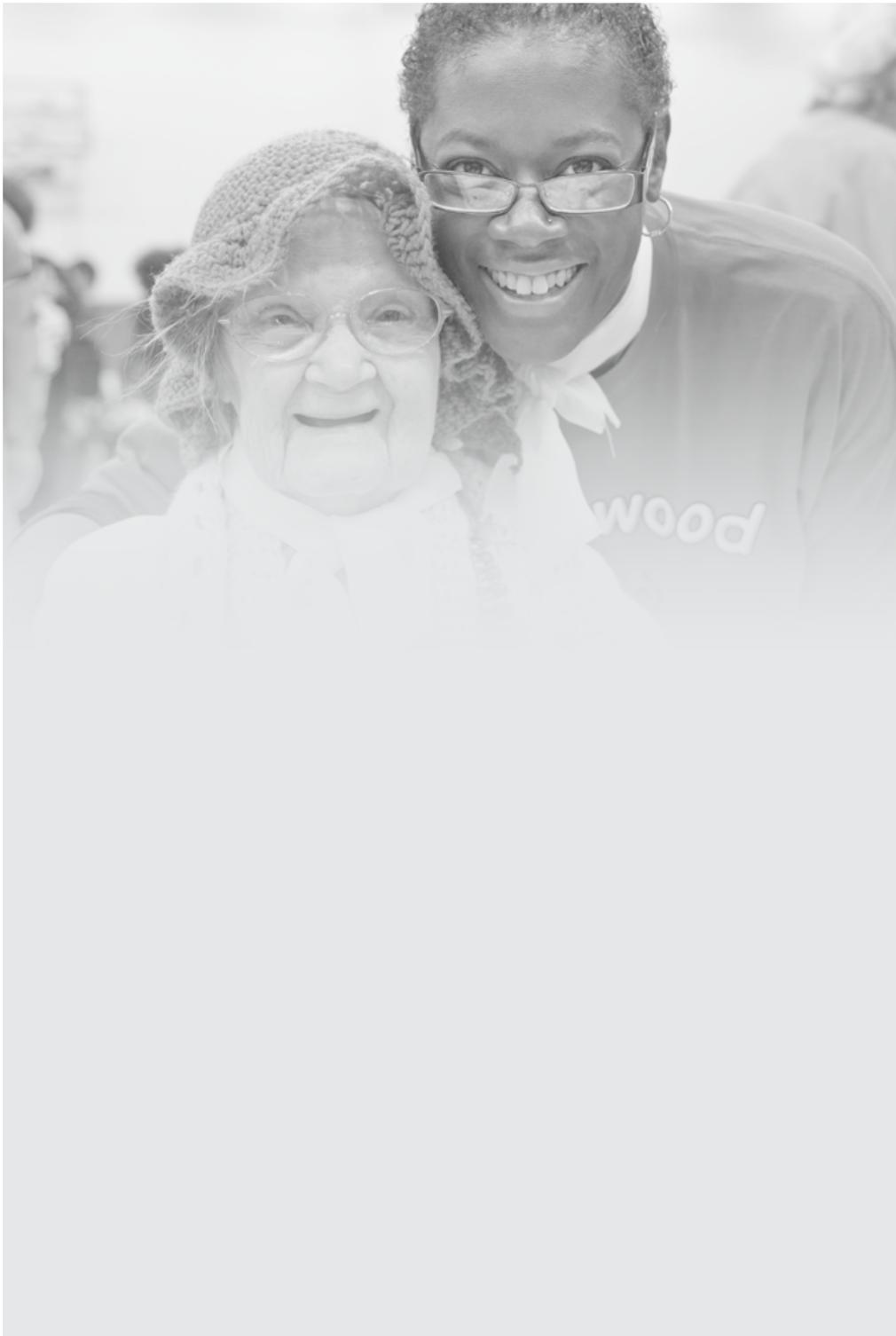
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temporary and permanent discharges, transfers, and unusual incidents to identify program operation modifications that would improve service delivery. (Not ranked in fiscal year 2012)

7. **Service Delivery: 40 TAC §9.578(C)(2)** — The program provider failed to develop, in conjunction with program participant, the family or legal representative, written support methodologies describing actions and methods to be used to accomplish outcomes identified in the Person Directed Plan. (Ranked No. 5 in fiscal year 2012)
8. **Quality Assurance: 40 TAC §9.580(A)(19)** — The program provider failed to inform the program participant or legal representative of the provider obligations upon enrollment, revision, program participant request, and upon change of program participant legal status. (Ranked No. 7 in fiscal year 2012)
9. **Service Delivery: 40 TAC §9.578(N)(1)** — The program provider failed to provide all program service components authorized in the Plan of Care. (Not ranked in fiscal year 2012)
10. **Service Delivery: 40 TAC §9.578(C)(3)** — The program provider failed to submit written support methodologies to the service coordinator at least 14 calendar days prior to the implementation date of the program participant Plan of Care. (Ranked No. 10 in fiscal year 2012)



Adult Day Care Facilities Section



Adult Day Care Facility Actions

The table on the next page contains information relating to Chapter 103, Human Resources Code, adult day care facility actions, by category, for fiscal year 2013.

Injunctive/Other Relief Referrals to the Office of the Attorney General

Injunctive/other relief cases are referred to the Office of the Attorney General for action if DADS finds a violation that creates an immediate threat to resident health and safety or the facility is operating without a license.

Emergency Suspension and Closing Orders

DADS will suspend a facility's license or order an immediate closing of all or part of the facility if:

- DADS finds that the facility is operating in violation of the licensure rules.
 - The violation creates an immediate threat to the health and safety of a resident.
- The order suspending a license or closing a part of a facility is immediately effective on the date the license holder receives written notice or on a later date specified in the order. This suspension of a license may occur simultaneously with any other enforcement provision available to DADS. The order is valid for 10 days.

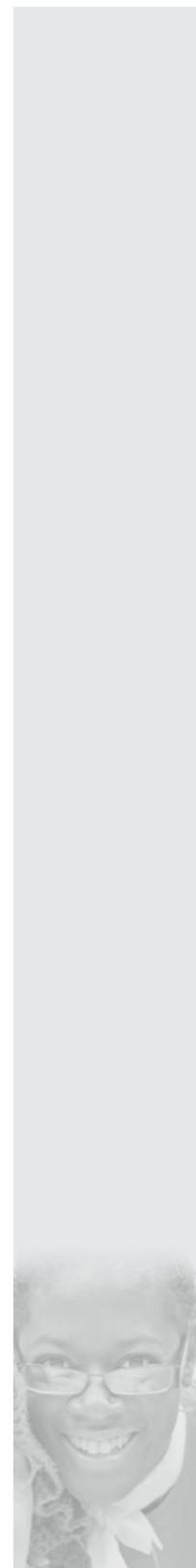
Denial of License

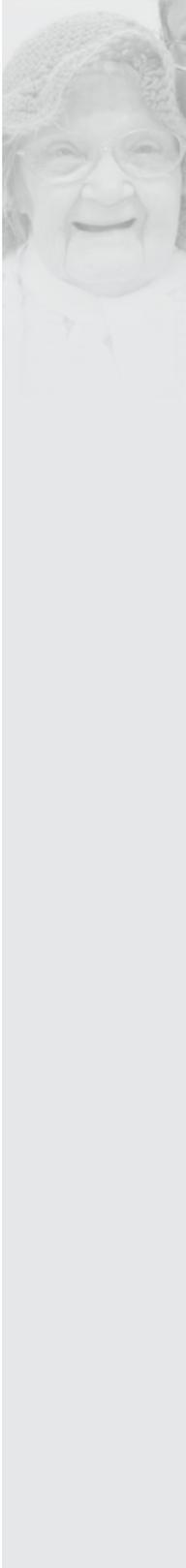
DADS may deny a facility's license when the facility substantially fails to comply with certain rule requirements or the license holder aids, abets or permits substantial violation of the rules; fails to provide required information or provides false or fraudulent information; fails to pay certain fees; the license holder has operated a facility that has been decertified or had its contract terminated, has been subject to sanctions, has a criminal conviction, has an unsatisfied final judgment, or has been evicted or had its license suspended; or any controlling person is subject to denial or refusal of a license as described in 40 TAC Chapter 99.

Revocation of License

DADS may revoke the license of a license holder who violates the rules or standards for licensing required by Chapter 103, Human Resources Code.

DADS may also revoke a license if the licensee submitted false or misleading statements in the application for license, used subterfuge or other evasive means to obtain a license, or concealed a material fact or failed to disclose information that would have been the basis to deny a license.





The revocation of a license may occur simultaneously with any other enforcement provision available to DADS.

Adult Day Care Facility Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Injunctive/Other Relief (1)	Referred	0	0	0	0	0	0	0	0	0	0	0	0
Emergency Suspension and Closing Orders	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Denials of License (2)	Proposed	0	0	1	0	1	10	0	2	0	1	1	16
Denials of License (2)	Denied	0	0	0	1	1	4	0	3	0	1	2	12
Revocations of License (3)	Proposed	0	0	0	0	0	0	0	1	0	0	0	1
Revocations of License (3)	Revoked	0	0	0	0	0	0	0	0	0	0	0	0

Notation 1: Injunctive/other relief cases are referred to the Office of the Attorney General.

Notation 2: DADS may propose to deny renewal of a license for many reasons. However, if a facility has been cited for one or more violations of the licensing rules and those violations have not been determined to have been corrected by the date the facility's license is due for renewal, DADS may propose to deny the application. If the facility subsequently corrects the violation(s), DADS may withdraw its proposal to deny the application for license renewal. Denied actions may also include final actions on cases proposed in a previous fiscal year.

Notation 3: Revoked actions can include final actions on cases proposed in a previous fiscal year.

Adult Day Care Facility Injunctive/Other Relief Referrals to the Office of the Attorney General for Fiscal Year 2013

DADS did not refer any adult day care facilities to the Office of the Attorney General for injunctive/other relief in fiscal year 2013.

Adult Day Care Facility Emergency Closing Orders for Fiscal Year 2013

DADS did not issue any emergency closing orders for adult day care facilities in fiscal year 2013.

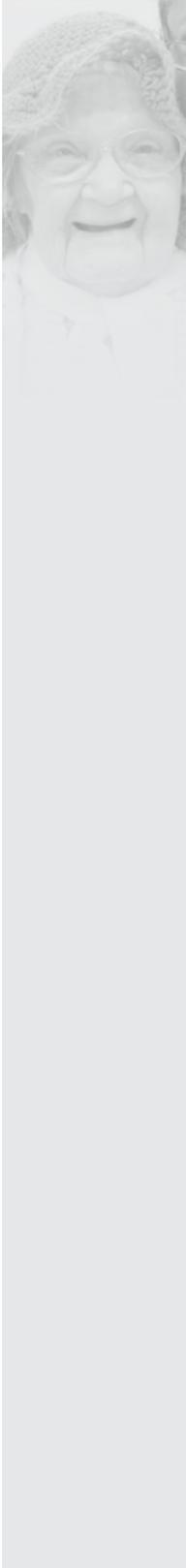
Adult Day Care Facility License Denial and Revocation Proposals for Fiscal Year 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
03 – Arlington	Arlington	003036	Arlington Adult Day Health Care	Deny			Rescinded
05 – Beaumont	Beaumont	003082	Inspirational Health Care Inc	Deny		09/30/2012	License Denied
06 – Houston	Houston	105363	Good Old Days Adult Daycare LLC	Deny			Rescinded
06 – Houston	Houston	105419	Happy 100	Deny			Formal Hearing Letter
06 – Houston	Houston	105088	Living Word Ministry Adult Daycare Center	Deny			Rescinded
06 – Houston	Houston	105126	Rejoice Adult Day Activity Center	Deny			Rescinded
06 – Houston	Houston	100993	South Texas Adult Day Activity Center	Deny			Rescinded
06 – Houston	Houston	102919	World Senior Service Inc	Deny			Rescinded
06 – Houston	Humble	105431	Cornerstone Adult Daycare Services	Deny		07/31/2013	License Denied
06 – Houston	Sharpstown	105424	Humane in Motion	Deny		07/30/2013	License Denied
06 – Houston	Sharpstown	105222	International Adult Daycare Center	Deny		07/30/2013	License Denied
06 – Houston	Stafford	105452	Pacific West Institute and Services LLC	Deny		06/04/2013	License Denied
08 – San Antonio	Carrizo Springs	102992	Mi Familia Adult Day Care and Health Services LLC	Deny		05/05/2013	License Denied
08 – San Antonio	San Antonio	010327	Agape Adult Day Care Inc	Revoke			Hearing
08 – San Antonio	San Antonio	105410	Serenity Adult Activity Center	Deny		05/29/2013	License Denied
10 – El Paso	El Paso	105275	Loving Senior Care	Deny		09/23/2012	License Denied
11 – Corpus Christi	Alamo	101666	El Pavo Real Adult Day Care Inc	Deny		11/07/2012	License Denied
17 Total Adult Day Care Facility License Denials and Revocations Proposed							

Notes:

Status column values:

1. Formal Hearing Letter – a letter has been sent to the facility offering the opportunity to appeal the action.
2. Hearing – the facility has requested a hearing.
3. License Denied – the application for a license was denied.
4. Rescinded – DADS withdrew the proposed action.



Adult Day Care Facility Complaint and Incident Intakes

Complaints

A complaint allegation is an assertion that a requirement of state licensure or federal certification has been violated and can come directly from individuals or residents, family members, health care providers, advocates, law enforcement, and other state agencies. Report sources may be oral or written.

Incidents

An incident is an official notification to the state survey agency from an adult day care provider that the physical or mental health or welfare of a consumer has been or may be adversely affected by mistreatment, neglect or abuse. These reports also include injuries of unknown source and exploitation or misappropriation of consumer or resident property.

Priority Assignment

DADS evaluates each complaint based on its own unique circumstances and assigns priorities accordingly. When timeliness is crucial to consumer health and safety, such as in a situation of heating or air conditioner equipment failure, alleged staff walk-out, etc., an investigation may be initiated immediately by telephone, regardless of the priority code assignment. After the initial contact, each complaint is assigned a priority. The priorities available for adult day care facilities are:

- On or before 24 hours.
- On or before 14 calendar days.
- On or before 30 calendar days.
- Professional review.
- Withdrawn.
- Not required.

On or Before 24 Hours

Immediate response by Regulatory Services is warranted because a provider allegedly created or allowed a present and ongoing situation in which the provider's noncompliance with one or more requirements of licensure or certification has failed to protect consumers from abuse, neglect or mistreatment or has caused, or is likely to cause, serious injury, harm, impairment or death to a consumer.

On or Before 14 Calendar Days

The present or ongoing threat of continued abuse, neglect or mistreatment has been removed. The consumer(s) is no longer in imminent danger; however, the provider's alleged noncompliance with one or more requirements of licensure or certification may have or has a high potential to cause harm that impacts a consumer's mental, physical or psychosocial status and is of such consequence that a rapid response by Regulatory Services is indicated. There is evidence or suspicion that system(s) failure contributed to or brought on the threat. Usually, specific rather than general information (e.g., descriptive identifiers, individual names, date, time, location of occurrence, description of harm) will factor into the assignment of this level of priority.

On or Before 30 Calendar Days

A provider's alleged noncompliance with one or more requirements of licensure or certification has caused or may cause harm that is of limited consequence and does not significantly impair the consumer's mental, physical or psychosocial status.

Professional Review

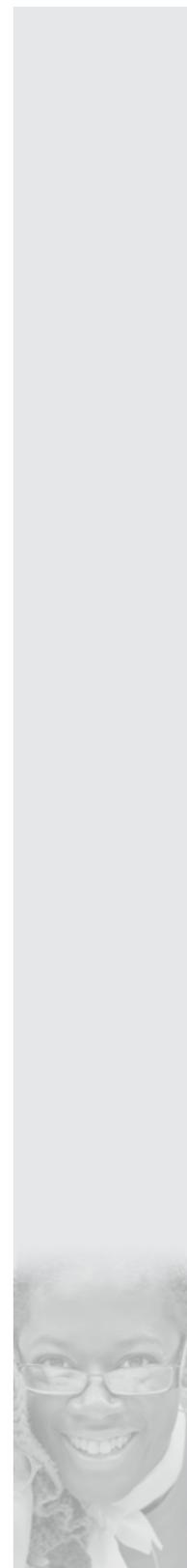
A provider who has cause to believe that the physical or mental health or welfare of a consumer(s) has been or may be adversely affected by mistreatment, neglect or abuse must self-report to the state survey agency immediately upon learning of the alleged conduct or conditions. This notice could include injuries of unknown source and exploitation/misappropriation of consumer property.

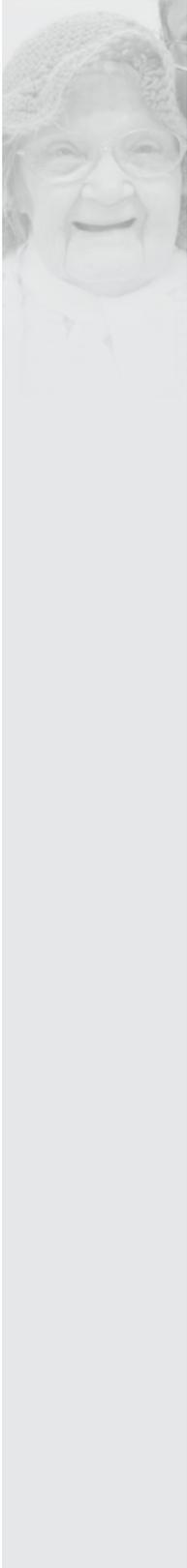
Complaint Intake Call Center staff assign a professional review priority when a provider self-reports an incident to Regulatory Services and the provider's oral report indicates that the provider's immediate corrective action is reasonably likely to ensure that abuse, neglect, mistreatment or injury to the consumer(s) will not occur again, or at least not while the provider conducts its investigation and a Professional Quality Assurance staff reviews the provider's written investigation report.

Based on review of the facility investigation report, if further investigation is warranted to assess whether the provider's abuse prohibition policies ensure compliance with regulatory requirements, the Professional Review unit will send notification to the Regulatory Services regional staff to schedule an on-site investigation.

Withdrawn

A complaint report filed with DADS is withdrawn at the request of the complainant, except when abuse, neglect or exploitation is alleged. Please refer to Survey & Certification Clarification 03-08 (www.dads.state.tx.us/providers/communications/2003/scc/SCC2003-08.pdf).





Not Required

DADS determines it has no jurisdiction to investigate a complaint or a referral, or a report to another agency, board or entity is required.

Adult Day Care Facility All Intakes by Priority and Region for Fiscal Year 2013

Intake Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	0	1	0	2	1	0	6	0	2	13	25
On or before 14 days	6	0	9	4	3	13	1	58	2	11	143	250
On or before 30 days	4	0	10	6	4	21	0	49	1	13	197	305
Professional review	2	0	1	0	1	5	0	14	0	7	56	86
Withdrawn	0	0	0	0	0	0	0	0	0	0	0	0
Not required	1	0	1	0	0	2	0	2	0	1	19	26
Total	13	0	22	10	10	42	1	129	3	34	428	692

Adult Day Care Facility Complaints by Priority and Region for Fiscal Year 2013

Complaint Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	0	1	0	2	1	0	5	0	2	12	23
On or before 14 days	3	0	4	4	2	11	1	49	0	8	122	204
On or before 30 days	2	0	7	6	4	15	0	41	0	7	166	248
Withdrawn	0	0	0	0	0	0	0	0	0	0	0	0
Not required	0	0	1	0	0	2	0	1	0	1	15	20
Total	5	0	13	10	8	29	1	96	0	18	315	495

Note: The intake priority "Professional review" does not apply to adult day care facility complaint intakes.

Adult Day Care Facility Incidents by Priority and Region for Fiscal Year 2013

Incident Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	0	0	0	0	0	0	1	0	0	1	2
On or before 14 days	3	0	5	0	1	2	0	9	2	3	21	46
On or before 30 days	2	0	3	0	0	6	0	8	1	6	31	57
Professional review	2	0	1	0	1	5	0	14	0	7	56	86
Not required	1	0	0	0	0	0	0	1	0	0	4	6
Total	8	0	9	0	2	13	0	33	3	16	113	197

Adult Day Care Facilities Actions

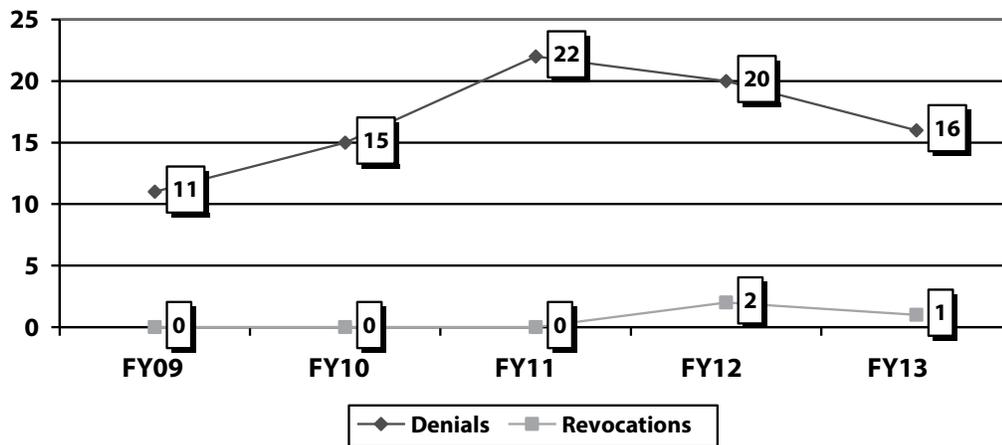
DADS Regulatory Services FY2013 Annual Report

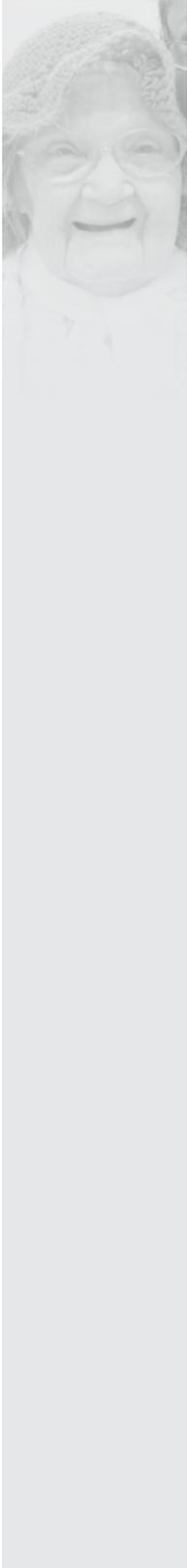
Adult Day Care Facility Actions Compared Over Multiple Fiscal Years

This section contains the following charts for comparison between fiscal year 2013 and prior fiscal years.

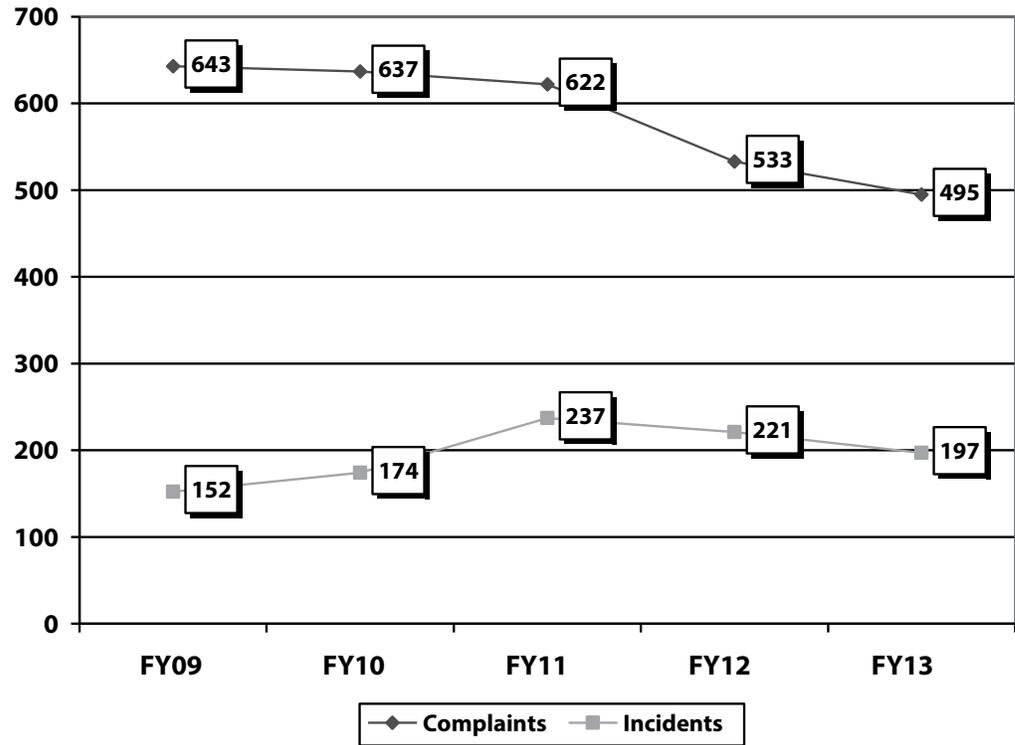
- Adult Day Care Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013
- Adult Day Care Facility Complaint and Incident Intakes for Fiscal Years 2009-2013

Adult Day Care Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013





Adult Day Care Facility Complaint and Incident Intakes for Fiscal Years 2009-2013



Assisted Living and Unlicensed Facilities Section



Assisted Living and Unlicensed Facility Actions

The tables on pages 70 and 71 contain information relating to Chapter 247, Health and Safety Code, assisted living and unlicensed facility actions, by category, for fiscal year 2013.

Administrative Penalties

Basis for Imposing

DADS may assess an administrative penalty against a person who:

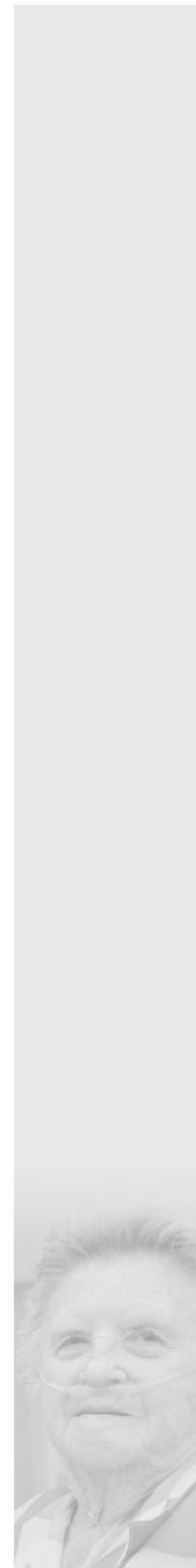
- violates this chapter or a rule, standard, or order adopted under this chapter or a term of a license issued under this chapter;
- makes a false statement, that the person knows or should know is false, of a material fact:
 - on an application for issuance or renewal of a license or in an attachment to the application; or
 - with respect to a matter under investigation by the department;
- refuses to allow a representative of the department to inspect:
 - a book, record, or file required to be maintained by an assisted living facility; or
 - any portion of the premises of an assisted living facility;
- wilfully interferes with the work of a representative of the department or the enforcement of this chapter;
- wilfully interferes with a representative of the department preserving evidence of a violation of this chapter or a rule, standard, or order adopted under this chapter or a term of a license issued under this chapter;
- fails to pay a penalty assessed under this chapter not later than the 30th day after the date the assessment of the penalty becomes final; or
- fails to notify the department of a change of ownership before the effective date of the change of ownership.

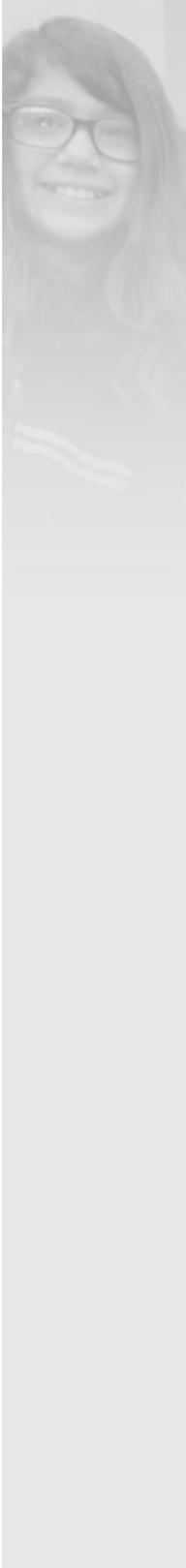
Imposed

An action can be recommended:

- by the regional survey/investigation team and supported during enforcement review, or
- by the regional or state office Regulatory Services staff, considering the survey/investigation findings or evaluating the facility's past history/performance.

DADS imposes the action when the administrative penalty recommendation has been reviewed and confirmed by state office staff. The facility is formally notified of the administrative penalty citation and the penalty amount. Additionally, the notice includes information about the appeal process available to the facility.





Assessed

Penalties assessed are the final actions after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or if the person charged consents to the penalty or does not respond in a timely manner to the notice of the penalty. The facility is notified of the amount to be paid and the date payment is due. A lump sum payment or a monthly payment plan may be agreed upon during the appeal or settlement process.

Injunctive/Other Relief and Civil Penalty Referrals

DADS may refer a licensed or unlicensed facility to the Office of the Attorney General (OAG) or district attorney/county attorney under Chapter 247, Health and Safety Code. When a case is resolved through settlement, a portion of the payment is designated a civil penalty and normally deposited to General Revenue. The OAG receives the portion designated as attorney fees and costs.

Although there may be several survey/investigative visits to the same facility resulting in civil penalty recommendations, the recommendations are generally consolidated into one case when referred to the OAG.

A civil penalty may be awarded if a facility violates a licensing rule and DADS determines the violation threatens resident health and safety, or if the facility is operating without a license.

Amelioration of Violations

In certain situations, DADS commissioner may allow, in lieu of demanding payment of an administrative penalty, the use (under the supervision of DADS) of any portion of the penalty to ameliorate the violation or to improve services (other than administrative services) in the facility affected by the violation.

Trusteeships

DADS, through the OAG, may petition a court of competent jurisdiction for the involuntary appointment or appointment by agreement of a trustee to operate a facility if one or more of the following conditions exist:

- The facility is operating without a license.
- The facility's license has been suspended or revoked.
- License suspension or revocation procedures against a facility are pending and an imminent threat to the health and safety of the residents exists.
- An emergency presents an immediate threat to the health and safety of the residents.
- The facility is closing (whether voluntarily or through an emergency closing order),

and arrangements for relocation of the residents to other licensed institutions have not been made before closure.

Emergency Suspension and Closing Orders

DADS will suspend a facility's license or order an immediate closing of all or part of the facility if:

- DADS finds that the facility is operating in violation of the licensure rules, or
- the violation creates an immediate threat to the health and safety of a resident.

The order suspending a license or closing a part of a facility is either immediately effective on the date the license holder receives written notice, or on a later date specified in the order. This suspension may occur simultaneously with any other enforcement provision available to DADS. The order is effective for 10 days.

Denial of License

DADS may deny a facility's license when the facility does not meet licensure rules.

DADS may deny a facility's license if a facility:

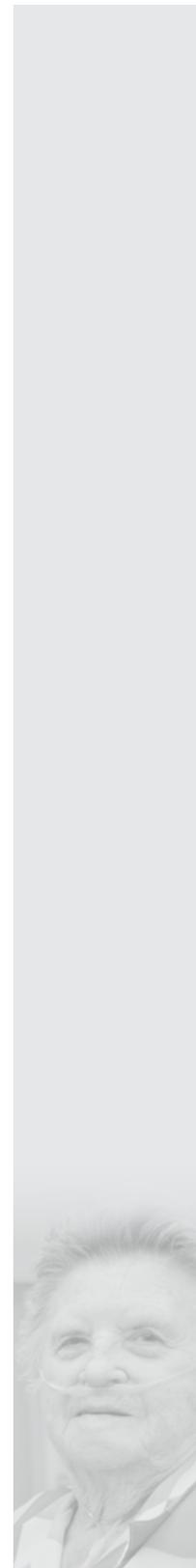
- violates Chapter 247, Health and Safety Code, or the rules adopted under it in a repeated or substantial manner;
- aids, abets or permits a substantial violation of the rules;
- fails to submit required information and documents needed to complete the application process or provides false or fraudulent information;
- fails to pay certain fees;
- applicant has had a license revoked, has been debarred or excluded from the Medicare or Medicaid program, has a court injunction prohibiting the applicant or manager from operating a facility, has been subject to certain enforcement actions, has a criminal conviction, has an unsatisfied judgment, has been evicted, or has had a license suspended;
- committed any act described by Sections 247.0451(a)(2)-(6),
- has violated Section 247.021, or
- has had any controlling person subject to refusal or denial as described in 40 TAC Chapter 99.

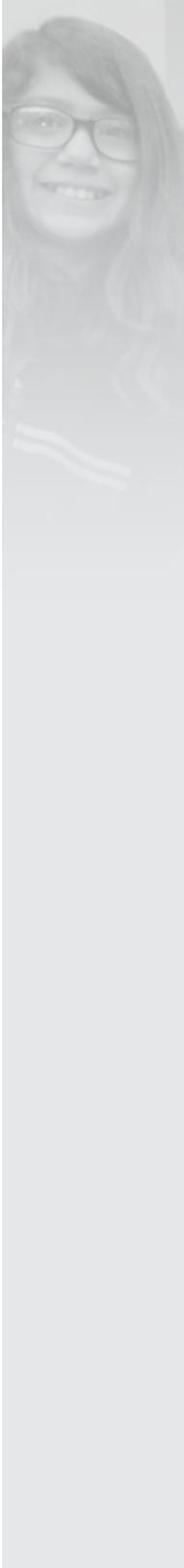
Revocation of License

DADS may revoke a facility's license for a violation of Chapter 247, Health and Safety Code, or a rule adopted under this chapter.

DADS may revoke a license when the license holder:

- violates Sections 247.0451(a)(2)-(6);
- violates Chapter 247 or the rules adopted under it in a repeated or substantial manner;





- submits false or misleading statements on an application;
- uses subterfuge or other evasive means to obtain a license;
- conceals a material fact or fails to disclose a material fact on a license application, or
- violates Section 247.021.

The revocation of a license may occur simultaneously with any other enforcement provision available to DADS.

Assisted Living Facility Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Administrative penalties	Imposed	2	2	3	4	0	28	2	4	2	0	0	47
Administrative penalties (1)	Assessed	0	0	0	0	0	8	0	1	0	0	0	9
OAG injunctive/ other relief and civil penalties (2)	Referred	0	0	2	1	0	1	0	0	0	1	1	6
CA/DA injunctive/ other relief and civil penalties (2)	Referred	0	0	0	0	0	0	0	0	0	0	0	0
Amelioration of violations	Approved	0	0	0	0	0	1	0	0	0	0	0	1
Amelioration of violations	Denied	0	1	0	0	0	3	0	0	0	0	0	4
Trusteeships	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Emergency suspension and closing orders	Ordered	0	0	0	0	0	0	0	0	0	1	0	1
Denials of License (3)	Proposed	0	0	20	2	0	28	3	5	0	3	0	61
Denials of License (3)	Denied	0	0	12	1	0	17	3	2	0	3	1	39
Revocations of license (4)	Proposed	0	0	0	0	0	1	0	0	0	1	0	2
Revocations of license (4)	Revoked	0	0	0	0	0	0	0	0	0	0	1	1

Notation 1: Assessed administrative penalties can include final actions on penalties imposed in a previous fiscal year.

Notation 2: DADS refers injunctive/other relief and civil penalties to the county or district attorney if DADS has an existing agreement to do so; otherwise, they are referred to the Office of the Attorney General.

Notation 3: DADS may propose to deny renewal of a license for many reasons. However, if a facility has been cited for one or more violations of the licensing rules and those violations have not been determined to have been corrected by the date the facility's license is due for renewal, DADS may propose to deny the application. If the facility subsequently corrects the violation(s), DADS may withdraw its proposal to deny the application for license renewal. Denied actions may also include final actions on cases proposed in a previous fiscal year.

Notation 4: Revoked actions can include final actions on cases proposed in a previous fiscal year.

Unlicensed Facility Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
OAG injunctive/ other relief and civil penalties (1)	Referred	0	0	1	0	0	10	1	0	0	6	1	19
CA/DA injunctive/ other relief and civil penalties (1)	Referred	0	0	0	0	0	0	0	0	0	0	0	0

Notation 1: DADS refers injunctive/other relief and civil penalties to the county or district attorney if DADS has an existing agreement to do so; otherwise, they are referred to the Office of the Attorney General.

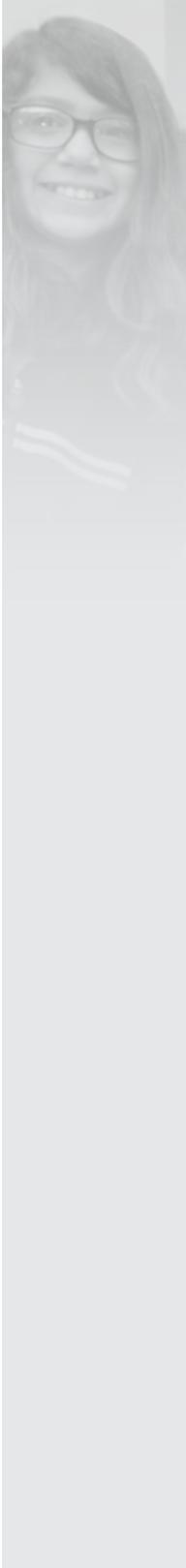


Assisted Living Facility Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
01 – Lubbock	Tahoka	100713	Lynnwood	10/20/2011	\$1,200.00		\$1,200.00	\$0.00	N
01 – Lubbock	Wolfforth	000784	Villa Residential Care of Wolfforth I	04/17/2013	\$250.00		\$250.00	\$0.00	N
02 – Abilene	Abilene	030102	Royal Estates of Abilene	04/26/2011	\$1,250.00		\$1,250.00	\$0.00	N
02 – Abilene	Eastland	103376	The Woodlands	01/04/2012	\$550.00		\$550.00	\$0.00	N
03 – Arlington	Arlington	102989	Courage Assisted Living Facility	10/31/2012	\$500.00		\$1,000.00	(\$500.00)	N
03 – Arlington	Bedford	010265	Emeritus at Oak Hollow	07/17/2012	\$3,000.00		\$3,000.00	\$0.00	N
03 – Arlington	Plano	000799	Silverado Senior Living – Plano	04/26/2013	\$1,000.00		\$0.00	\$1,000.00	Y
04 – Tyler	Longview	000965	Alpine House	08/08/2012	\$2,750.00		\$2,750.00	\$0.00	N
04 – Tyler	Texarkana	000524	Independent Living of Texarkana LLC		\$500.00		\$0.00	\$500.00	Y
04 – Tyler	Texarkana	000524	Independent Living of Texarkana LLC	05/17/2012	\$1,800.00		\$0.00	\$1,800.00	Y
04 – Tyler	Texarkana	030066	MSHC Colonial Lodge of Texarkana LLC	04/03/2013	\$500.00		\$500.00	\$0.00	N
06 – Houston	Conroe	000322	Elmcraft of Rivershire	08/23/2012	\$2,500.00		\$2,500.00	\$0.00	N
06 – Houston	Houston	100075	Angel of Love Personal Care Home	02/02/2011	\$700.00		\$0.00	\$0.00	N
06 – Houston	Houston	000494	Bellaire Lodge One	01/31/2013	\$300.00		\$0.00	\$300.00	N
06 – Houston	Houston	030371	Best Personal Care Facility	04/25/2012	\$650.00		\$0.00	\$650.00	Y
06 – Houston	Houston	030371	Best Personal Care Facility	07/05/2012	\$2,200.00	\$500.00	\$500.00	\$0.00	Y
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	09/01/2011	\$500.00		\$0.00	\$500.00	N
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	10/21/2011	\$950.00		\$950.00	\$0.00	N
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	05/24/2012	\$500.00		\$500.00	\$0.00	N
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	09/27/2012	\$550.00		\$0.00	\$550.00	Y
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	11/13/2012	\$450.00		\$0.00	\$450.00	Y
06 – Houston	Houston	030400	Brittania Garden Personal Care	02/21/2013	\$950.00		\$950.00	\$0.00	N
06 – Houston	Houston	050016	Care Matters Inc	03/18/2013	\$650.00		\$0.00	\$650.00	Y
06 – Houston	Houston	100772	Company Concierge: The Dew Drop House II	08/02/2012	\$1,050.00		\$0.00	\$1,050.00	N
06 – Houston	Houston	100032	Company Concierge: The Dew Drop House	03/08/2012	\$550.00		\$0.00	\$550.00	Y

Assisted Living Facility Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
06 – Houston	Houston	100032	Company Concierge: The Dew Drop House	10/05/2012	\$1,050.00		\$0.00	\$1,050.00	N
06 – Houston	Houston	102622	EFE Assisted Living Center Inc	10/04/2012	\$1,350.00		\$0.00	\$1,350.00	Y
06 – Houston	Houston	102622	EFE Assisted Living Center Inc	12/12/2012	\$1,000.00	\$650.00	\$0.00	\$650.00	Y
06 – Houston	Houston	000678	Emeritus at Champion	05/16/2013	\$2,100.00		\$2,100.00	\$0.00	N
06 – Houston	Houston	030014	Human Services Center	10/04/2012	\$500.00		\$500.00	\$0.00	N
06 – Houston	Houston	103025	Joyful Homes IV	06/17/2013	\$500.00		\$0.00	\$500.00	Y
06 – Houston	Houston	102048	Joyful Homes III	08/15/2012	\$1,400.00		\$0.00	\$0.00	Y
06 – Houston	Houston	103123	Northwest Personal Care Home	04/10/2013	\$2,850.00		\$0.00	\$2,850.00	Y
06 – Houston	Houston	000386	Sybils Ideal Home Care Services	06/13/2013	\$500.00		\$500.00	\$0.00	N
06 – Houston	Houston	030388	The Hampton Assisted Living Residences at Spring Shadows	09/28/2012	\$650.00		\$650.00	\$0.00	N
06 – Houston	Houston	103478	Ultimate Personal Care	08/07/2012	\$500.00		\$500.00	\$0.00	N
06 – Houston	Houston	101707	Vintage Place	07/24/2012	\$500.00		\$0.00	\$500.00	N
06 – Houston	Kingwood	030268	The Rosemont Assisted Living Community of Kingwood	11/28/2012	\$650.00		\$650.00	\$0.00	N
06 – Houston	Sugar Land	050602	Greatwood Retirement and Assisted Living Community	11/07/2012	\$0.00		\$0.00	\$0.00	N
07 – Austin	Gatesville	030000	Coryell County Memorial Hospital Authority	01/23/2013	\$900.00		\$0.00	\$900.00	Y
07 – Austin	Riesel	000633	Angel Gardens Living Center	04/05/2013	\$350.00		\$350.00	\$0.00	N
08 – San Antonio	Kerrville	102640	Mountain Villa at Kerrville	06/04/2013	\$1,000.00		\$0.00	\$1,000.00	Y
08 – San Antonio	San Antonio	100822	Boarding With Tender Care Inc	02/27/2013	\$300.00		\$300.00	\$0.00	N
08 – San Antonio	San Antonio	104238	Dignity Senior Care Homes	10/26/2012	\$700.00		\$700.00	\$0.00	N
08 – San Antonio	San Antonio	100849	Our Family Home Care	12/22/2011	\$3,900.00		\$0.00	\$3,900.00	N
09 – Abilene	Midland	000955	Red Rose Christian Home	12/04/2012	\$500.00		\$500.00	\$0.00	N
09 – Abilene	San Angelo	102526	Bryant Manor Assisted Living Facility	01/10/2013	\$850.00		\$850.00	\$0.00	N
Totals					\$47,850.00	\$1,150.00	\$23,500.00		
47 Total Assisted Living Facility Administrative Penalties Imposed									



Notes:

1. The Imposed column is the total amount of penalty after the state has reviewed and confirmed the administrative penalty citation and amount. This is the amount due and payable if there is no alternative amount resulting from an appeal held or settlement agreement reached.
2. The Assessed column is the amount of penalty due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or if the person charged consents to the penalty or does not respond timely to the notice of the penalty.
3. The Collected column is the amount of money the facility has paid to DADS.
4. The Balance column is the amount of penalty the facility owes. These amounts do not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, there is no total for this column. An administrative penalty with a negative balance may indicate an overpayment or that the penalty was rescinded after payment.
5. The H column stands for Hearing, and a “Y” in this column indicates the facility requested a hearing on the violation. Once a facility requests and meets the criteria for a hearing on the violation, the case results will be pending until the appeal process is complete. An “N” indicates the facility did not request a hearing.

Assisted Living Facility Injunctive/Other Relief and Civil Penalty Referrals to the Office of the Attorney General for Fiscal Year 2013

Region	City	Vendor Number	Facility	Date Referred
03 – Arlington	McKinney	030286	Provident Living Center	11/02/2012
03 – Arlington	Fort Worth	000846	Westchester Plaza	10/08/2012
04 – Tyler	Tyler	000947	Atria Willow Park	10/12/2012
06 – Houston	Houston	000419	Nissi Residential Care Home, Inc	05/02/2013
10 – El Paso	Clint	104413	Blanca's Small Assisted Living	01/29/2013
11 – Corpus Christi	Harlingen	030052	Emeritus at Canterbury Court	11/05/2012
6 Total Assisted Living Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General				

Assisted Living Facility Injunctive/Other Relief and Civil Penalty Referrals to the County or District Attorney for Fiscal Year 2013

DADS did not refer any assisted living facilities to the county or district attorney for injunctive/other relief and civil penalties in fiscal year 2013.

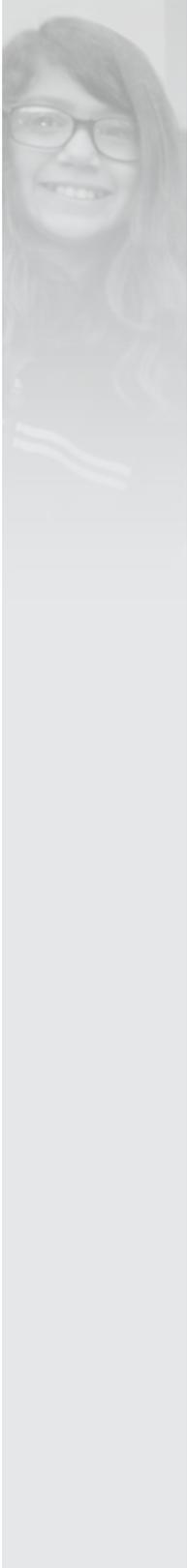
Unlicensed Facility Injunctive/Other Relief and Civil Penalty Referrals to the Office of the Attorney General for Fiscal Year 2013

Region	City	Vendor Number	Facility	Date Referred
03 – Arlington	Keene	101822	The Gardens at Chisholm Trail	11/27/2012
06 – Houston	Cypress	105403	19633 Rustic Lake Ln	02/12/2013
06 – Houston	Cypress	105484	19701 Rustic Lake Ln	02/12/2013
06 – Houston	Houston	103272	11727 Hillcroft Street	09/14/2012
06 – Houston	Houston	105059	12119 Corona Ln	04/26/2013
06 – Houston	Houston	104783	6205a Saxon Drive	12/17/2012
06 – Houston	Houston	105346	7702 Claridge Dr	05/24/2013
06 – Houston	Houston	105631	8111 Wateka Dr.	07/17/2013
06 – Houston	Houston	103060	Graystone Life Care LLC	02/25/2013
06 – Houston	Magnolia	105586	31805 Nichols Sawmill Rd	07/12/2013
06 – Houston	Missouri City	105430	3430 El Dorado Blvd	03/07/2013
07 – Austin	Waco	101447	2611 Lake Air Dr	11/26/2012
10 – El Paso	El Paso	105169	13032 Kaitlyn Reece Dr	11/29/2012
10 – El Paso	El Paso	105246	1625 Charles Owens	03/07/2013
10 – El Paso	El Paso	104277	1813 Neil Armstrong Lane	02/28/2013
10 – El Paso	El Paso	104276	1816 Neil Armstrong Lane	02/28/2013
10 – El Paso	El Paso	104559	7928 Morley	11/14/2012
10 – El Paso	El Paso	104428	Ponderosa Foster Home	11/29/2012
11 – Corpus Christi	Robstown	100618	103 W Ave J	08/12/2013
19 Total Unlicensed Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General				

Unlicensed Facility Injunctive/Other Relief and Civil Penalty Referrals to the County or District Attorney for Fiscal Year 2013

DADS did not refer any unlicensed facilities to the county or district attorney for injunctive/other relief and civil penalties in fiscal year 2013.





Assisted Living Facility Amelioration of Violations for Fiscal Year 2013

Region	City	Vendor Number	Facility	Decision Date	Decision
02 – Abilene	Eastland	103376	The Woodlands	12/27/2012	Denied
06 – Houston	Houston	100075	Angel of Love Personal Care Home	04/10/2013	Approved
06 – Houston	Houston	102622	EFE Assisted Living Center Inc	06/27/2013	Denied
06 – Houston	Houston	100115	Good Living Community Care Inc #4	01/10/2013	Denied
06 – Houston	Houston	030014	Human Services Center	12/13/2012	Denied
5 Total Assisted Living Facility Ameliorations Processed					

Assisted Living Facility Trusteeships Ordered for Fiscal Year 2013

DADS did not order any trustees placed in assisted living facilities in fiscal year 2013.

Assisted Living Facility Emergency Suspension and Closing Orders for Fiscal Year 2013

Region	City	Vendor Number	Facility	Order Date
10 – El Paso	Clint	104413	Blanca's Small Assisted Living	01/21/2013
1 Total Assisted Living Facility Emergency Suspension and Closing Order Issued				

Assisted Living Facility License Denials and Revocations Proposed for Fiscal 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
03 – Arlington	Arlington	104288	Accessible Living Facility	Deny			Rescinded
03 – Arlington	Crowley	105139	Bendell Blessing Care Home, Llc	Deny		05/06/2013	License Denied
03 – Arlington	Dallas	101084	Good Samaritan Assisted Living	Deny		02/17/2013	License Denied
03 – Arlington	Dallas	030209	Lexington Place Assisted Living Homes Inc	Deny		10/16/2012	License Denied
03 – Arlington	Dallas	102165	Linda Faye Dixon Asisted Living	Deny			Rescinded
03 – Arlington	Dallas	000406	St Joseph's Residence Inc	Deny			IR Letter
03 – Arlington	Dallas	102921	Trinity Residential Care	Deny			Rescinded
03 – Arlington	Desoto	105471	ANI Assisted Living Facility LTD., CO	Deny		08/25/2013	License Denied
03 – Arlington	Fort Worth	001027	Albright Foster Care	Deny			Rescinded
03 – Arlington	Fort Worth	000846	Westchester Plaza	Deny			Hearing
03 – Arlington	Grand Prairie	105491	St. Adelaides Home for the Elderly LLC	Deny		08/14/2013	License Denied
03 – Arlington	Grand Prairie	105164	Wood Haven Care Homes	Deny		02/08/2013	License Denied
03 – Arlington	Lancaster	103420	Brixton Village Assisted Living	Deny		02/20/2013	License Denied
03 – Arlington	Lancaster	105307	Women Empowered Center Inc	Deny		06/11/2013	License Denied
03 – Arlington	Mesquite	104990	Peace Home (Community Christian Care Inc Minority Care)	Deny			Rescinded
03 – Arlington	Plano	105329	Johnsons Senior Care	Deny			Withdrawn
03 – Arlington	Seagoville	105258	Sim's House	Deny		06/08/2013	License Denied
03 – Arlington	Stephenville	050239	Oakwood Assisted Living & Memory Care	Deny			Rescinded
03 – Arlington	Weatherford	000755	Crescent Senior Care LLC	Deny			Rescinded
03 – Arlington	Weatherford	000755	Crescent Senior Care LLC	Deny		10/06/2012	License Denied
04 – Tyler	Longview	105345	All for One	Deny		05/02/2013	License Denied
04 – Tyler	Paris	104876	Love House of Paris	Deny			Rescinded
06 – Houston	Conroe	105119	94 Panorama Dr	Deny			Rescinded
06 – Houston	Conroe	105032	ALS Neuromuscular Habitat I	Deny		07/02/2013	License Denied

Assisted Living Facility License Denials and Revocations Proposed for Fiscal 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
06 – Houston	Houston	104310	17427 Sandy Cliffs Dr	Deny		08/15/2013	License Denied
06 – Houston	Houston	105317	A Safe Haven for Homeless #2	Deny		02/25/2013	License Denied
06 – Houston	Houston	105151	A Warm Heart Assisted Living	Deny			Rescinded
06 – Houston	Houston	000335	Advanced Quality Assisted Living	Deny			Rescinded
06 – Houston	Houston	100220	Bright Star Health Network Management Services Inc	Revoke			Hearing
06 – Houston	Houston	030036	Brightway Personal Care I I	Deny			Rescinded
06 – Houston	Houston	100772	Company Concierge: The Dew Drop House II	Deny			IR Letter
06 – Houston	Houston	100778	Dusty Dawn Care Home	Deny			IR Letter
06 – Houston	Houston	105094	Fountain of Life Housing	Deny		05/28/2013	License Denied
06 – Houston	Houston	104996	Houston School of Moral & Ethics Inc	Deny		05/12/2013	License Denied
06 – Houston	Houston	105476	Lovejoy Faith Center	Deny		08/15/2013	License Denied
06 – Houston	Houston	104007	MHRST Inc	Deny		10/01/2012	License Denied
06 – Houston	Houston	103123	Northwest Personal Care Home	Deny			Hearing
06 – Houston	Houston	100022	Sweetie's Home Care	Deny		12/09/2012	License Denied
06 – Houston	Houston	104776	The Jericho House, LLC	Deny		12/22/2012	License Denied
06 – Houston	Houston	105290	Trusted Heart Assisted Living Homes	Deny		07/22/2013	License Denied
06 – Houston	Houston	103478	Ultimate Personal Care	Deny			Rescinded
06 – Houston	Humble	104896	K-Ruths Assisted Living Facility	Deny		02/13/2013	License Denied
06 – Houston	Katy	104384	Tuscany Living Villa Katy	Deny			Rescinded
06 – Houston	Magnolia	102768	Ortensia's Senior Living	Deny			Rescinded
06 – Houston	Missouri City	103094	1715 Willow Mill Dr	Deny			Rescinded
06 – Houston	Spring	105224	Foremost Assisted Living LLC	Deny		04/17/2013	License Denied

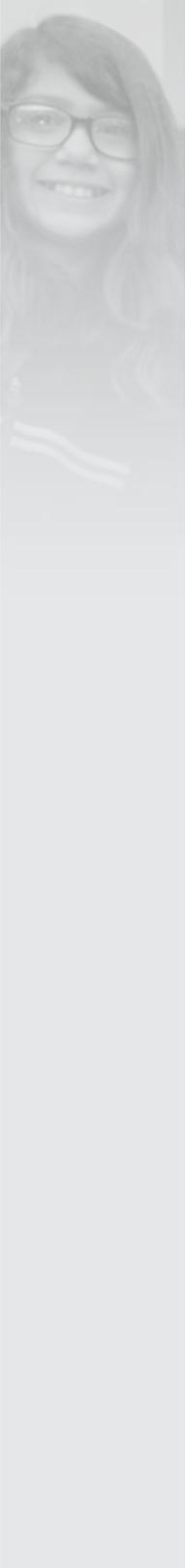
Assisted Living Facility License Denials and Revocations Proposed for Fiscal 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
06 – Houston	Spring	105269	Nans House	Deny		05/14/2013	License Denied
06 – Houston	Texas City	105261	Golden Year's Personal Care Home	Deny			Rescinded
06 – Houston	The Woodlands	104378	Autumn Leaves of the Woodlands	Deny			Rescinded
06 – Houston	The Woodlands	105425	Berean Villas	Deny		04/04/2013	License Denied
06 – Houston	Woody Acres	105440	Compassia, LLC	Deny		05/08/2013	License Denied
07 – Austin	Austin	105028	Jus'kare Assisted Living LLC	Deny		05/09/2013	License Denied
07 – Austin	Austin	105464	Moore's Personal Care Assisted Living	Deny		05/30/2013	License Denied
07 – Austin	San Marcos	101761	Rescare Premier Hutchison Place Apartments	Deny		08/21/2013	License Denied
08 – San Antonio	San Antonio	105047	Aaron's Safe Haven	Deny		11/07/2012	License Denied
08 – San Antonio	San Antonio	104238	Dignity Senior Care Homes	Deny			Rescinded
08 – San Antonio	San Antonio	010242	Our Family Home Care I	Deny			Rescinded
08 – San Antonio	San Antonio	030223	Sunshine Lodge	Deny		09/25/2013	License Denied
08 – San Antonio	Von Ormy	030115	Longorias Personal Care Home	Deny		11/14/2012	License Denied
10 – El Paso	Clint	104413	Blanca's Small Assisted Living	Revoke	09/19/2013		License Revoked
10 – El Paso	El Paso	104540	Angel Foster Home	Deny			Withdrawn
10 – El Paso	El Paso	105029	Fortaleza Foster Home	Deny		04/30/2013	License Denied
10 – El Paso	El Paso	104868	Lolitas Place Foster Home	Deny		09/10/2012	License Denied
63 Total Assisted Living Facility License Denials and Revocations Proposed							

Notes:

Status column values:

1. Hearing – the facility has requested a hearing.
2. IR Letter – a letter has been sent to the facility offering informal reconsideration.
3. License Denied – the application for a license was denied.
4. License Revoked – the license was revoked.
5. Rescinded – DADS withdrew the proposed action.
6. Withdrawn – the facility withdrew the application.



Assisted Living and Unlicensed Facility Complaint and Incident Intakes

Complaints

A complaint allegation is an assertion that a requirement of state licensure or federal certification has been violated and can come directly from individuals or residents, family members, health care providers, advocates, law enforcement, and other state agencies. Report sources may be oral or written.

Incidents

An incident is an official notification to the state survey agency from an assisted living facility provider that the physical or mental health or welfare of a resident has been or may be adversely affected by mistreatment, neglect or abuse. These reports also include injuries of unknown source and exploitation or misappropriation of consumer or resident property.

Priority Assignment

DADS evaluates each complaint based on its own unique circumstances and assigns priorities accordingly. When timeliness is crucial to the health and safety of a resident(s), such as in a situation of heating or air conditioner equipment failure, alleged staff walk-out, etc., an investigation may be initiated immediately by telephone, regardless of the priority code assignment. After the initial contact, each complaint is assigned a priority. The priorities available are:

- On or before 24 hours.
- On or before 14 calendar days.
- On or before 30 calendar days.
- On or before 45 calendar days.
- Professional review.
- Withdrawn.
- Not required.

On or Before 24 Hours

Immediate response by Regulatory Services is warranted because a provider allegedly created or allowed a present and ongoing situation in which the provider's noncompliance with one or more requirements of licensure or certification has failed to protect residents from abuse, neglect or mistreatment or has caused, or is likely to cause, serious injury, harm, impairment or death to a resident.

On or Before 14 Calendar Days

The present or ongoing threat of continued abuse, neglect or mistreatment has been removed. The resident(s) is no longer in imminent danger; however, the provider's alleged noncompliance with one or more requirements of licensure or certification may have or has a high potential to cause harm that impacts a resident's mental, physical or psychosocial status and is of such consequence that a rapid response by Regulatory Services is indicated. There is evidence or suspicion that system(s) failure contributed to or brought on the threat. Usually, specific rather than general information (e.g., descriptive identifiers, individual names, date, time, location of occurrence, description of harm) will factor into the assignment of this level of priority.

On or Before 30 Calendar Days

A provider's alleged noncompliance with one or more requirements of licensure or certification has caused or may cause harm that is of limited consequence and does not significantly impair the resident's mental, physical or psychosocial status.

On or Before 45 Calendar Days

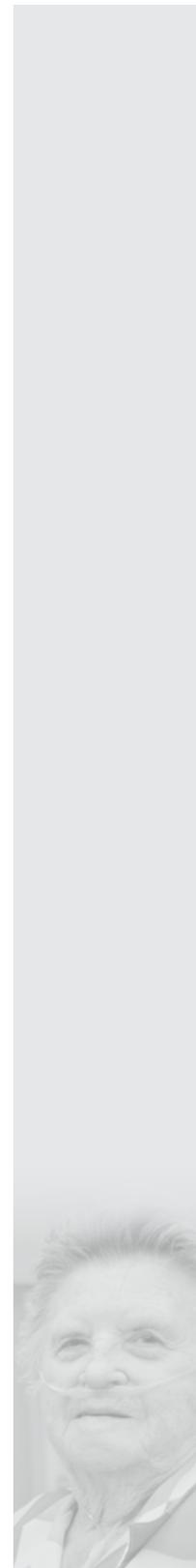
A provider's alleged noncompliance with one or more requirements of licensure or certification has a low potential for more than minimal harm or resulted in physical, mental or psychosocial harm that did not directly affect resident health and safety and functional status. This priority may also be assigned for alleged violations of regulations that do not directly affect resident health and safety.

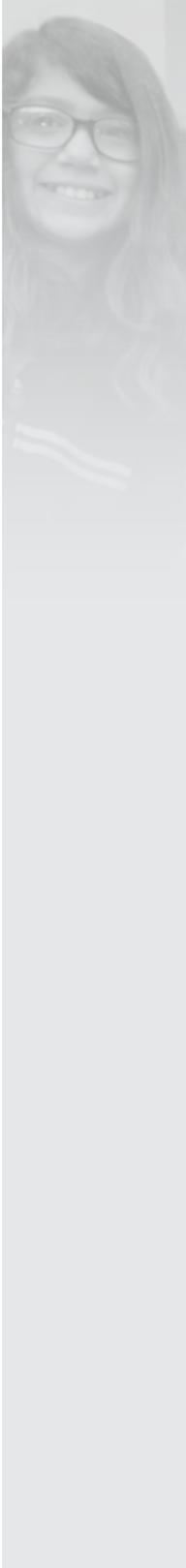
Professional Review

A provider who has cause to believe that the physical or mental health or welfare of a resident(s) has been or may be adversely affected by mistreatment, neglect or abuse must self-report to the state survey agency immediately upon learning of the alleged conduct or conditions. This notice could include injuries of unknown source and exploitation/misappropriation of resident property.

Complaint Intake Call Center staff assign a professional review priority when a provider self-reports an incident to Regulatory Services and the provider's oral report indicates that the provider's immediate corrective action is reasonably likely to ensure that abuse, neglect, mistreatment or injury to the resident(s) will not occur again, or at least not while the provider conducts its investigation and a Professional Quality Assurance staff reviews the provider's written investigation report.

Based on review of the facility investigation report, if further investigation is warranted to assess whether the provider's abuse prohibition policies ensure compliance with regulatory requirements, the Professional Review unit will send notification to the Regulatory Services regional staff to schedule an on-site investigation.





Withdrawn

A complaint report filed with DADS is withdrawn at the request of the complainant, except when abuse, neglect or exploitation is alleged. Please refer to Survey & Certification Clarification 03-08 (www.dads.state.tx.us/providers/communications/2003/scc/SCC2003-08.pdf).

Not Required

DADS determines it has no jurisdiction to investigate a complaint or a referral, or a report to another agency, board or entity is required.

Assisted Living Facility All Intakes by Priority and Region for Fiscal Year 2013

Intake priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	13	0	46	13	1	43	10	43	3	7	6	185
On or before 14 days	47	29	386	83	27	314	117	155	21	31	39	1,249
On or before 30 days	21	8	188	41	14	115	67	94	16	13	15	592
On or before 45 days	19	11	186	40	12	113	70	87	12	11	25	586
Professional review	17	15	141	18	13	58	45	54	8	17	12	398
Withdrawn	2	0	1	2	1	9	3	1	2	0	0	21
Not required	2	3	9	0	0	2	3	1	0	0	1	21
Total	121	66	957	197	68	654	315	435	62	79	98	3,052

Assisted Living Facility Complaints by Priority and Region for Fiscal Year 2013

Complaint priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	12	0	37	11	1	41	8	39	2	5	4	160
On or before 14 days	38	24	292	67	17	271	84	120	18	23	35	989
On or before 30 days	16	7	133	34	9	95	53	70	12	11	13	453
On or before 45 days	8	6	101	25	6	63	35	50	6	7	14	321
Withdrawn	2	0	1	2	1	9	3	1	2	0	0	21
Not required	1	3	5	0	0	2	0	0	0	0	1	12
Total	77	40	569	139	34	481	183	280	40	46	67	1,956

Note: The intake priority "Professional review" does not apply to assisted living facility complaint intakes.

Assisted Living Facility Incidents by Priority and Region for Fiscal Year 2013

Incident priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	1	0	9	2	0	2	2	4	1	2	2	25
On or before 14 days	9	5	94	16	10	43	33	35	3	8	4	260
On or before 30 days	5	1	55	7	5	20	14	24	4	2	2	139
On or before 45 days	11	5	85	15	6	50	35	37	6	4	11	265
Professional review	17	15	141	18	13	58	45	54	8	17	12	398
Not required	1	0	4	0	0	0	3	1	0	0	0	9
Total	44	26	388	58	34	173	132	155	22	33	31	1,096

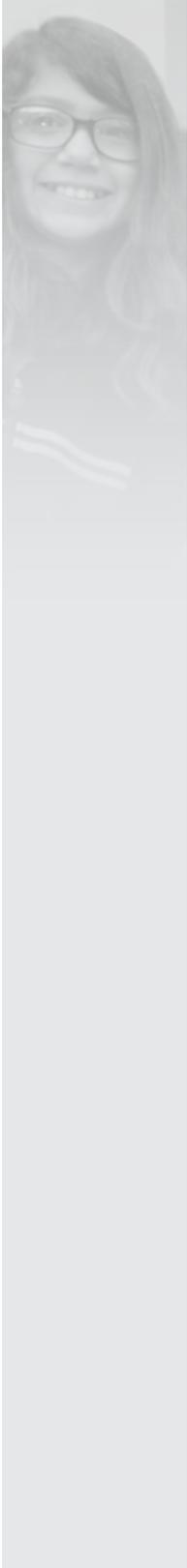
Note: The intake priority “Withdrawn” does not apply to assisted living facility incident intakes.

Unlicensed Facility Complaint Intakes by Priority and Region for Fiscal Year 2013

Complaint priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	0	6	0	3	16	1	1	1	1	7	36
On or before 14 days	2	0	31	0	3	76	6	8	0	11	3	140
On or before 30 days	1	0	5	0	0	22	1	4	0	3	0	36
On or before 45 days	0	0	25	0	3	61	9	18	0	11	4	131
Withdrawn	0	0	0	0	0	0	0	0	0	0	1	1
Not required	0	0	0	0	0	1	1	0	0	0	1	3
Total	3	0	67	0	9	176	18	31	1	26	16	347

Note: Incident intakes do not apply to unlicensed facilities.



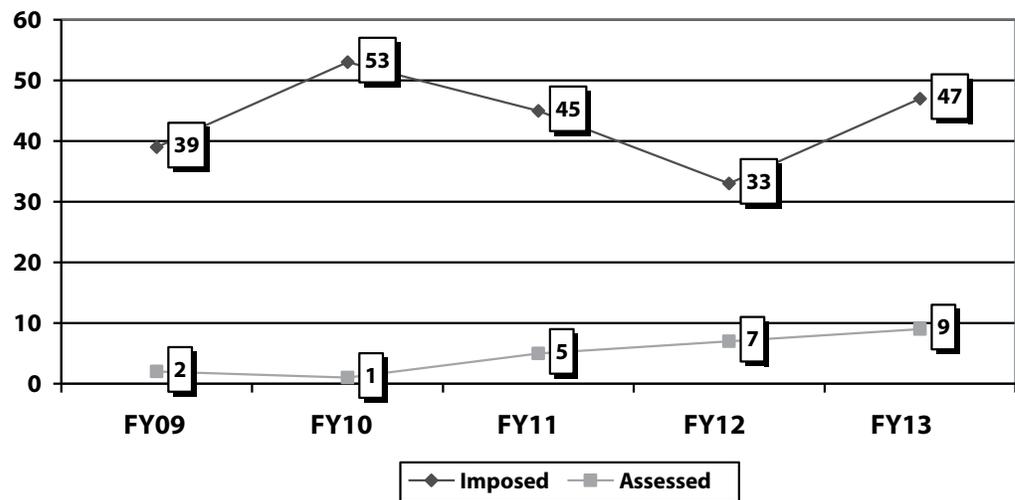


Assisted Living and Unlicensed Facility Actions Compared Over Multiple Fiscal Years

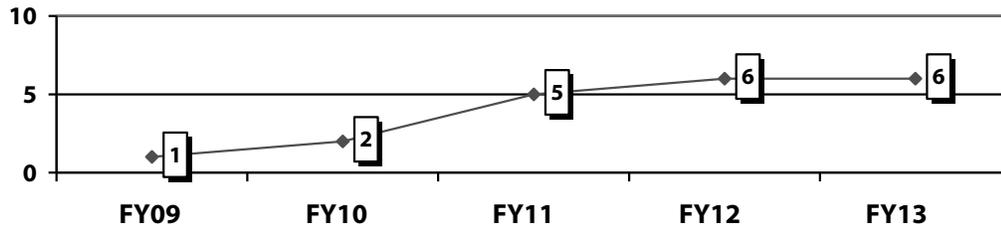
This section contains the following charts for comparison between fiscal year 2013 and earlier fiscal years.

- Assisted Living Facility Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013.
- Assisted Living Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013.
- Unlicensed Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General or the County/District Attorney for Fiscal Years 2009-2013.
- Assisted Living Facility Emergency Suspension and Closing Orders for Fiscal Years 2009-2013.
- Assisted Living Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013.
- Assisted Living Facility Complaint and Incident Intakes for Fiscal Years 2009-2013.
- Unlicensed Facility Complaint Intakes for Fiscal Years 2009-2013.

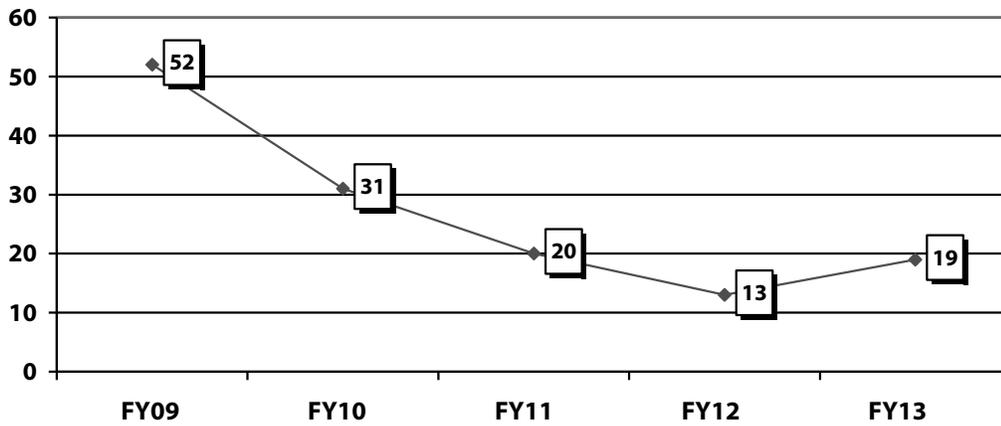
Assisted Living Facility Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013



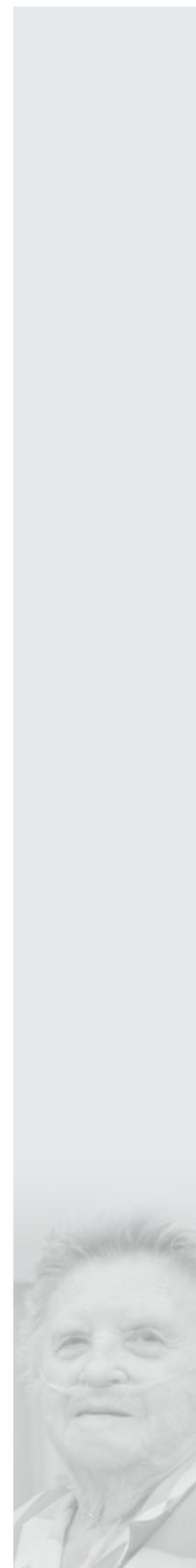
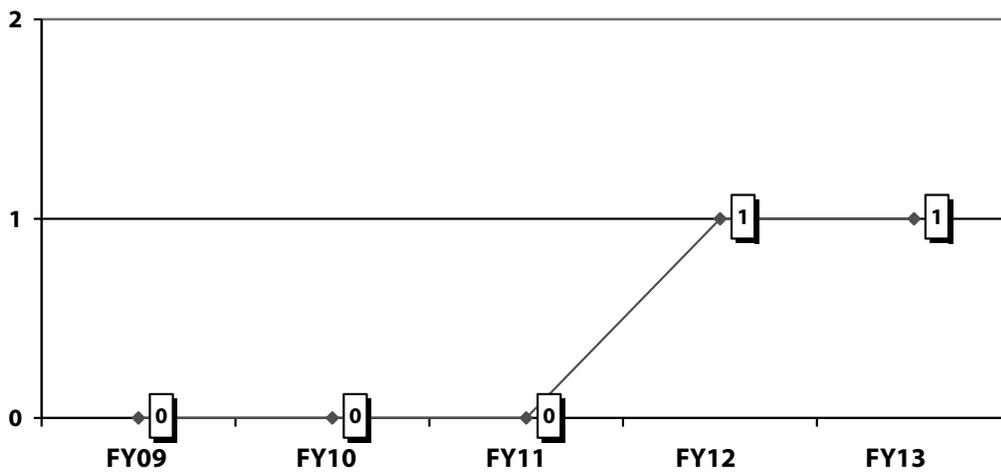
Assisted Living Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013

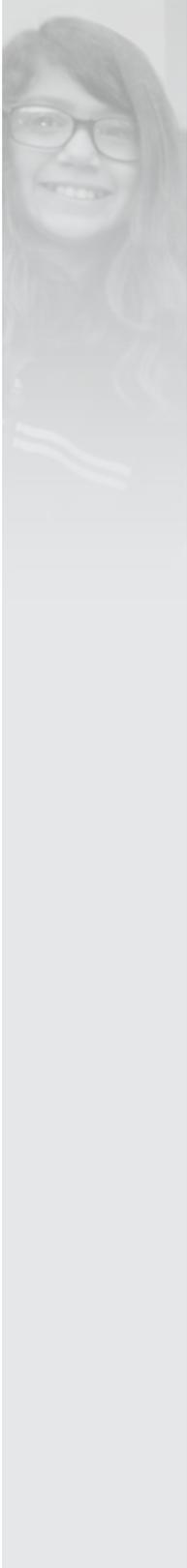


Unlicensed Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General or the County/District Attorney for Fiscal Years 2009-2013

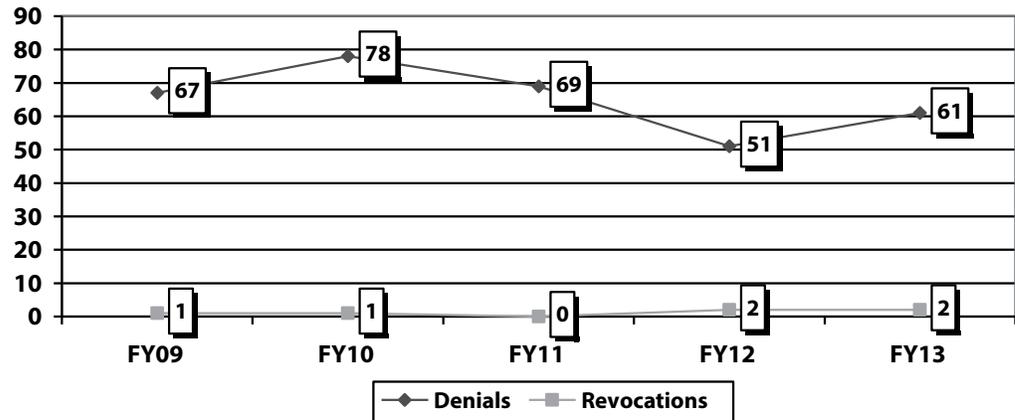


Assisted Living Facility Emergency Suspension and Closing Orders for Fiscal Years 2009- 2013

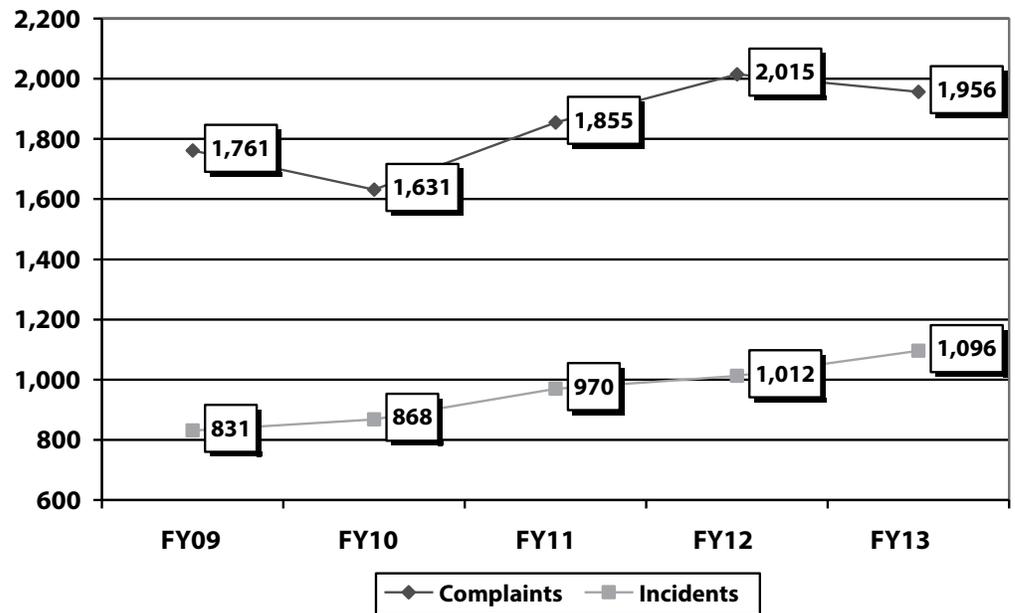




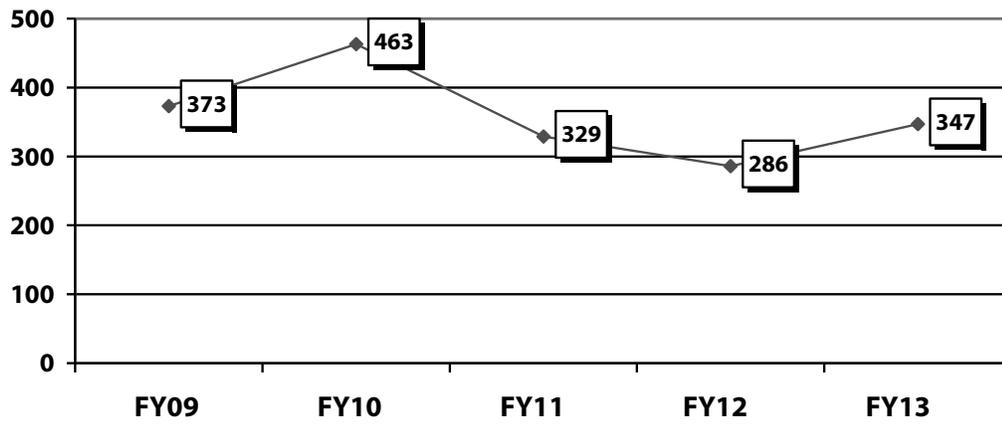
Assisted Living Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013



Assisted Living Facility Complaint and Incident Intakes for Fiscal Years 2009-2013



Unlicensed Facility Complaint Intakes for Fiscal Years 2009-2013



Home and Community Support Services Agencies Section



Home and Community Support Services Agency Actions

The table on pages 93 and 94 contain information relating to Chapter 142, Health and Safety Code, home and community support services agency (HCSSA) actions, by category for fiscal year 2013.

Administrative Penalties

Basis for Imposing

An administrative penalty may be assessed against a person who violates requirements of Chapter 142, Health and Safety Code, or Chapter 97, 40 TAC, or Texas Occupation Code Chapter 102.

Imposed

DADS imposes the action when the administrative penalty recommendation has been reviewed and confirmed by state office staff. The agency is formally notified of the administrative penalty citation and the penalty amount. Additionally, the notice includes information about the appeal process available to the agency.

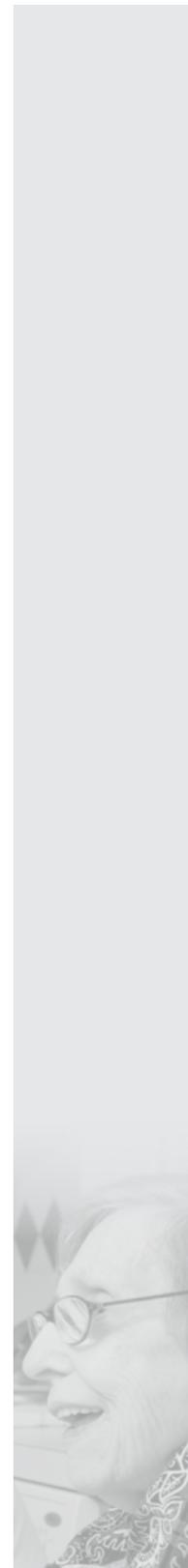
Assessed

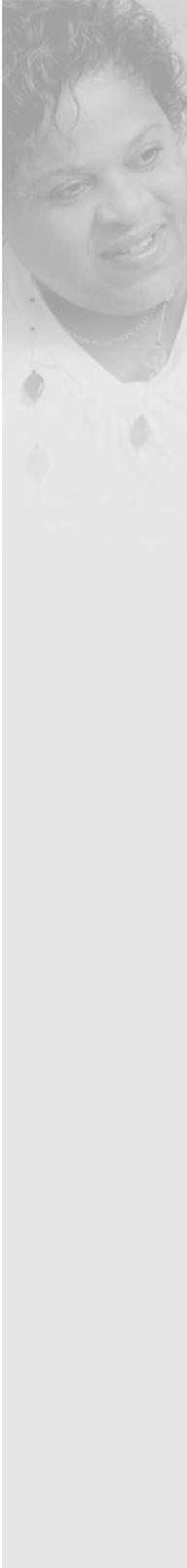
Penalties assessed are the final actions after the appeal process has been completed (or an agreement to settle has been reached) and a final amount and due date have been decided, or the person accepts the determination by DADS or fails to respond to the notice letter in a timely manner. The agency is notified of the amount to be paid and the date payment is due. A lump sum payment or a monthly payment plan may be agreed upon during the appeal or settlement process.

Civil Penalties

A person is liable for a civil penalty of not less than \$1,000 or more than \$2,500 for each day of the violation, if he or she:

- engages in the business of providing home health, hospice or personal assistance services for pay without a license issued under Chapter 142, Health and Safety Code and Chapter 97, 40 TAC, or
- represents to the public that he or she is a provider of home health, hospice or personal assistance services for pay without a license issued under Chapter 142, Health and Safety Code and Chapter 97, 40 TAC.





An action to recover a civil penalty is in addition to an action brought for injunctive relief under Section 142.013 or any other remedy provided by law. The Office of the Attorney General pursues this action on behalf of the state to collect the civil penalty.

Denials of License Application

DADS may deny a license for any of the reasons specified in 40 TAC Section 97.21 (relating to Denial of an Application for a License), such as:

- Failure to comply with the statute.
- Failure to comply with the licensure requirements.
- Knowingly aiding, abetting or permitting another person to violate the statute or licensure requirements.
- Failure to meet the criteria for a license established in 40 TAC Section 97.11 (relating to Criteria and Eligibility for Licensing).

Denials of License Renewal

DADS denies the application to renew a license of an existing HCSSA.

Expirations of License (in Lieu of Enforcement Actions)

Instead of pursuing additional enforcement actions, DADS may choose to allow an agency to let its license expire.

Immediate Suspensions

The suspension of a HCSSA license may be on an emergency basis. The suspension is effective immediately and is in effect until lifted. The HCSSA is provided an opportunity for a hearing no later than 7 days after the effective date of the suspension.

Surrenders of License (in Lieu of Enforcement Actions)

DADS may offer an agency the option to surrender its license instead of receiving additional enforcement actions.

License Revocations

DADS may revoke a license issued to an applicant or agency if the applicant or agency:

- fails to comply with any provision of Chapter 142, Health and Safety Code;
- fails to comply with any provision of Chapter 97, 40 TAC; or
- engages in conduct that violates Chapter 102, Occupations Code.

Home Health Agency Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Administrative penalties	Imposed	5	6	106	14	4	113	21	33	1	2	92	397
Administrative penalties (1)	Assessed	0	0	3	1	0	14	2	5	0	0	5	30
Injunctive/other relief and civil penalties (2)	Referred	0	0	0	0	0	0	0	0	0	0	0	0
Denials of initial license application (3)	Proposed	0	0	13	2	1	6	1	2	0	1	4	30
Denials of initial license application (3)	Denied	0	0	7	1	1	3	0	1	0	2	2	17
Denials of license renewal (4)	Proposed	0	0	3	0	0	1	0	0	0	0	0	4
Denials of license renewal (4)	Denied	0	0	1	0	0	1	0	1	0	0	0	3
Expirations of license (5)	Completed	0	0	4	0	1	4	0	0	0	0	2	11
Immediate suspensions	Suspended	0	0	0	0	0	0	0	0	0	0	0	0
Surrenders of license (6)	Completed	0	0	15	1	0	6	1	1	0	0	2	26
Revocations of license (7)	Proposed	1	0	97	3	3	67	5	19	0	1	23	219
Revocations of license (7)	Revoked	0	0	16	0	0	8	0	6	0	0	9	39

Notation 1: Assessed administrative penalties can include final actions on penalties imposed in a previous fiscal year.

Notation 2: DADS refers injunctive/other relief and civil penalties to the Office of the Attorney General.

Notation 3: Proposed actions may not result in denials if the agency comes into compliance with the licensing requirements before a proposal becomes final.

Notation 4: Denial of license renewal proposals may not result in a denial action if the agency comes into compliance with the licensure requirements before a proposal becomes final. Denied actions may include actions proposed in previous fiscal years.

Notation 5: When the HCSSA license is allowed to expire in lieu of further enforcement action.

Notation 6: When the HCSSA license is surrendered in lieu of further enforcement action.

Notation 7: Revocation of license proposals may end up as other licensure actions, such as expiration of license in lieu of further enforcement action or surrender of license in lieu of further enforcement action, without having to revoke the license.



Hospice Agency Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Administrative penalties (1)	Imposed	0	1	6	1	0	10	2	5	0	0	4	29
Administrative penalties (1)	Assessed	0	0	1	0	0	0	0	0	0	0	0	1
Injunctive/other relief and civil penalties (2)	Referred	0	0	0	0	0	0	0	0	0	0	0	0
Denials of initial license application (3)	Proposed	0	0	1	0	0	0	0	0	0	0	0	1
Denials of initial license application (3)	Denied	0	0	0	0	0	0	0	0	0	0	0	0
Denials of license renewal (4)	Proposed	0	0	1	0	0	0	0	0	0	0	0	1
Denials of license renewal (4)	Denied	0	0	0	0	0	0	0	0	0	0	0	0
Expirations of license (5)	Completed	0	0	0	0	0	0	0	0	0	0	0	0
Immediate suspensions	Suspended	0	0	0	0	0	0	0	0	0	0	0	0
Surrenders of license (6)	Completed	0	0	0	0	0	0	0	1	0	0	1	2
Revocations of license (7)	Proposed	0	0	8	0	1	15	0	4	0	0	1	29
Revocations of license (7)	Revoked	0	0	0	1	0	2	0	1	0	0	0	4

Notation 1: Assessed administrative penalties can include final actions on penalties imposed in a previous fiscal year.

Notation 2: DADS refers injunctive/other relief and civil penalties to the Office of the Attorney General.

Notation 3: Proposed actions may not result in denials if the agency comes into compliance with the licensing requirements before a proposal becomes final.

Notation 4: Denial of license renewal proposals may not result in a denial action if the agency comes into compliance with the licensure requirements before a proposal becomes final. Denied actions may include actions proposed in previous fiscal years.

Notation 5: When the HCSSA license is allowed to expire in lieu of further enforcement action.

Notation 6: When the HCSSA license is surrendered in lieu of further enforcement action.

Notation 7: Revocation of license proposals may end up as other licensure actions, such as expiration of license in lieu of further enforcement action or surrender of license in lieu of further enforcement action, without having to revoke the license.

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
01 – Lubbock	Canyon	014572		True Blessings LLC	10/04/2012	\$1,500.00		\$1,500.00	\$0.00
01 – Lubbock	Lubbock	001401	457548	Caprock Home Health Services Inc	02/05/2013	\$750.00		\$750.00	\$0.00
01 – Lubbock	Lubbock	014910		Epic Pediatric Therapy	12/19/2012	\$2,750.00		\$2,750.00	\$0.00
01 – Lubbock	Lubbock	014910		Epic Pediatric Therapy	09/14/2012	\$1,000.00		\$1,000.00	\$0.00
01 – Lubbock	Lubbock	008861		Visiting Angels	10/02/2012	\$750.00		\$750.00	\$0.00
02 – Abilene	Abilene	002242	457383	Caprock Home Health Services Inc	12/06/2012	\$2,000.00		\$2,000.00	\$0.00
02 – Abilene	Abilene	011268		Jordan Health Services	08/08/2013	\$1,000.00			\$1,000.00
02 – Abilene	Abilene	006075	459421	The House that Kerry Built the Center for Medically Fragile Children Inc	02/20/2013	\$750.00		\$750.00	\$0.00
02 – Abilene	Eastland	011731	457128	Girling Home Health Texas by Harden Healthcare	07/18/2013	\$1,500.00			\$1,500.00
02 – Abilene	Nocona	007889		Nocona General Hospital Home and Community Support Service Agency	10/18/2012	\$750.00		\$750.00	\$0.00
02 – Abilene	Winters	003174	458191	North Runnels Home Health Agency	04/18/2013	\$1,750.00		\$1,750.00	\$0.00
03 – Arlington	Addison	011785	679388	Essence Homehealth	09/11/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Allen	013767		Liebe Health Care Services LLC	10/01/2012	\$500.00			\$500.00
03 – Arlington	Allen	009562	747283	Mam Unique Health Services Inc	02/11/2013	\$4,500.00		\$3,375.00	\$1,125.00
03 – Arlington	Argyle	013968		Hometown Home Healthcare	12/14/2012	\$6,750.00			\$6,750.00
03 – Arlington	Arlington	008612	679444	Applesoft Homecare Svc LLC	10/26/2012	\$2,000.00			\$2,000.00
03 – Arlington	Arlington	009277	457801	Belo Home Health Care Inc	04/24/2013	\$2,250.00		\$1,125.00	\$1,125.00
03 – Arlington	Arlington	011423	747251	CCB Healthcare System	01/25/2013	\$3,000.00		\$3,000.00	\$0.00
03 – Arlington	Arlington	014296		Clavic Healthcare Services	03/01/2013	\$2,250.00		\$540.00	\$1,710.00
03 – Arlington	Arlington	012357		Comfort Hands Health Care Services LLC	09/10/2012	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Arlington	014135		Higherlife Homehealth Care Inc	02/11/2013	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Arlington	013946		Managed Specialty Care LLC	07/30/2012	\$1,500.00		\$1,500.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
03 – Arlington	Arlington	014161		Royal House Health Care Services	04/16/2013	\$500.00		\$500.00	\$0.00
03 – Arlington	Arlington	012622		Unicorn Healthcare Services Inc	12/12/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Bedford	008235	457819	Osolife Home Health Services Inc	12/13/2012	\$3,000.00			\$3,000.00
03 – Arlington	Bedford	008235	457819	Osolife Home Health Services Inc	07/23/2013	\$5,250.00			\$5,250.00
03 – Arlington	Burleson	012673		Home Care Extended LLC	01/09/2013	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Cedar Hill	008103	679045	Angels Home Health Agency	11/15/2012	\$2,500.00			\$2,500.00
03 – Arlington	Cedar Hill	008103	679045	Angels Home Health Agency	06/25/2012	\$500.00			\$500.00
03 – Arlington	Cedar Hill	011717		Caring Hands Home Health Agency	11/15/2012	\$2,000.00			\$2,000.00
03 – Arlington	Cedar Hill	008997	457831	Charisma Home Healthcare	03/15/2013	\$750.00			\$750.00
03 – Arlington	Cedar Hill	012375		Queen Healthcare Services Inc	09/14/2012	\$1,000.00		\$1,000.00	\$0.00
03 – Arlington	Corsicana	006005	678315	Angels at Home Inc	06/11/2013	\$750.00		\$750.00	\$0.00
03 – Arlington	Corsicana	008543	679036	Confident Home Health Care Inc	04/02/2013	\$5,750.00			\$5,750.00
03 – Arlington	Corsicana	008543	679036	Confident Home Health Care Inc	04/02/2013	\$5,750.00			\$5,750.00
03 – Arlington	Corsicana	009815		Home Helpers Direct Link	08/31/2012	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Dallas	008508	679140	A Mission of Home Health Care Inc	04/12/2013	\$1,500.00			\$1,500.00
03 – Arlington	Dallas	008536	679458	AAA Home Health Care Agency	11/06/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Dallas	009587	673168	Aaron Home Health Care Services Inc	12/14/2012	\$1,500.00			\$1,500.00
03 – Arlington	Dallas	004704	459054	Abicare Home Health LLC	09/19/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Dallas	010489		At Home Personal Care	09/27/2012	\$3,750.00			\$3,750.00
03 – Arlington	Dallas	012156	747175	Avail Home Health Services LLC	08/16/2012	\$5,000.00		\$5,000.00	\$0.00
03 – Arlington	Dallas	009834	677912	Beta Home Health Services Inc	03/19/2013	\$1,500.00			\$1,500.00
03 – Arlington	Dallas	012233		Blessing & Amazing Home Health Agency Inc	07/19/2013	\$750.00			\$750.00
03 – Arlington	Dallas	012229	747411	Centennial Home Health Inc	04/10/2013	\$3,250.00		\$750.00	\$2,500.00
03 – Arlington	Dallas	009140	679288	Classic Home Health Care	09/21/2012	\$1,500.00			\$1,500.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
03 – Arlington	Dallas	014272		First Serenity Home Health Care Inc	05/13/2013	\$2,250.00			\$2,250.00
03 – Arlington	Dallas	013559		Hebron Home Health and Hospice Inc	09/11/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Dallas	006074	459130	High Quality Home Health Services Inc	11/14/2012	\$2,250.00			\$2,250.00
03 – Arlington	Dallas	011137	747271	Imperial Professional Healthcare Services Inc	05/10/2013	\$5,000.00			\$5,000.00
03 – Arlington	Dallas	007640	679384	Interim Healthcare of Dallas LP	08/24/2012	\$4,700.00		\$4,700.00	\$0.00
03 – Arlington	Dallas	012649	747378	J Jireh Healthcare Services LLC	07/30/2012	\$1,500.00		\$250.00	\$1,250.00
03 – Arlington	Dallas	008565	679448	Jacys Home Healthcare Plus Inc	12/13/2012	\$1,250.00		\$1,250.00	\$0.00
03 – Arlington	Dallas	005743	459432	Kai Heart Home Health Care	09/24/2012	\$2,750.00		\$2,750.00	\$0.00
03 – Arlington	Dallas	014208		Living Hope Home Health Care Inc	07/17/2013	\$750.00			\$750.00
03 – Arlington	Dallas	012920	458446	Maxim Healthcare Services Inc	03/28/2013	\$2,250.00		\$2,250.00	\$0.00
03 – Arlington	Dallas	013674		Pediatric Home Healthcare LLC	03/18/2013	\$2,500.00			\$2,500.00
03 – Arlington	Dallas	010708	743150	Solid Care Home Health Agency Inc	03/20/2013	\$750.00		\$750.00	\$0.00
03 – Arlington	Dallas	013996	459373	Sure Home Health Services	05/10/2013	\$1,500.00			\$1,500.00
03 – Arlington	Dallas	012746	747477	Tripple Alliance Home Health Services Inc	10/10/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Dallas	010186	679433	Topmak Health Care Services Inc	11/06/2012	\$4,500.00		\$4,500.00	\$0.00
03 – Arlington	Duncanville	008523	679380	Three Star Home Health Agency Inc	08/24/2012	\$1,000.00			\$1,000.00
03 – Arlington	Euless	012623		Right at Home	11/08/2012	\$5,950.00			\$5,950.00
03 – Arlington	Farmers Branch	004102	678204	Mercy Home Health Care Inc	07/19/2012	\$2,250.00			\$2,250.00
03 – Arlington	Forney	014134		Annel Healthcare Services LLC	03/19/2013	\$2,250.00			\$2,250.00
03 – Arlington	Fort Worth	014113		Abba Healthcare Enterprises LLC	06/04/2013	\$2,250.00			\$2,250.00
03 – Arlington	Fort Worth	011086	679167	Encompass Home Health of North Central Texas	11/27/2012	\$1,000.00		\$1,000.00	\$0.00
03 – Arlington	Fort Worth	015023		Epic Pediatric Therapy	10/31/2012	\$1,000.00		\$1,000.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
03 – Arlington	Fort Worth	012403	679096	Girling Home Health Texas by Harden Healthcare	09/21/2012	\$750.00		\$750.00	\$0.00
03 – Arlington	Fort Worth	009588	457975	Healthsouth Tarrant County Home Health	02/19/2013	\$4,000.00		\$4,000.00	\$0.00
03 – Arlington	Fort Worth	015032	457575	Methodist Homecare	06/27/2013	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Fort Worth	008581	679147	Southwest Home Health Services	03/15/2013	\$4,000.00		\$4,000.00	\$0.00
03 – Arlington	Fort Worth	007463	679032	Texas Cardiac Care	08/24/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Fort Worth	010325	679324	Trinity Health and Home Care Services LLC	05/30/2013	\$6,500.00		\$6,500.00	\$0.00
03 – Arlington	Garland	012759	679742	Abode Home Health Care	08/14/2012	\$750.00		\$750.00	\$0.00
03 – Arlington	Garland	008288	679252	Comfort Home Health Care Inc	03/04/2013	\$1,000.00		\$1,000.00	\$0.00
03 – Arlington	Garland	012621		Personalized Living at Chambrel at Club Hill	01/09/2013	\$750.00		\$750.00	\$0.00
03 – Arlington	Grand Prairie	011340	677801	Good Hands Care Home Health Services Inc	07/23/2013	\$5,750.00			\$5,750.00
03 – Arlington	Hurst	011903	679151	Premier Health Care Services II	11/28/2012	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Hurst	009618	679473	US Home Health Care Inc	01/23/2013	\$3,250.00		\$3,250.00	\$0.00
03 – Arlington	Irving	014270		Companion Care For Seniors	07/18/2013	\$7,500.00			\$7,500.00
03 – Arlington	Irving	008474	679453	Devine Home Health Agency	12/14/2012	\$2,250.00		\$2,250.00	\$0.00
03 – Arlington	Irving	007995	679191	Good Samaritan Home Health Agency	12/14/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Irving	014670	679114	Good Shepherd Health Care Services	07/03/2013	\$3,750.00			\$3,750.00
03 – Arlington	Irving	013018	678318	Pinnacle Senior Care	04/18/2013	\$2,250.00		\$2,250.00	\$0.00
03 – Arlington	Kaufman	008905	679496	Your Health Team	01/11/2013	\$500.00		\$500.00	\$0.00
03 – Arlington	Lancaster	008812	453103	Angels of Hands Home Health Agency Corp	11/06/2012	\$5,750.00			\$5,750.00
03 – Arlington	Lancaster	008812	453103	Angels of Hands Home Health Agency Corp	04/19/2013	\$1,250.00			\$1,250.00
03 – Arlington	Lancaster	008833	457869	Traditional Healthcare Services	07/03/2013	\$3,500.00			\$3,500.00
03 – Arlington	Lewisville	012578	679700	Anchor Pulmonary Rehab and Home Health Care Services LLC	06/06/2013	\$10,250.00		\$10,250.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
03 – Arlington	Lewisville	008874	453196	Jakpa Health Care Inc	07/26/2013	\$7,250.00			\$7,250.00
03 – Arlington	Lewisville	009728	677946	Physicians Choice Health Services	07/03/2012	\$500.00		\$500.00	\$0.00
03 – Arlington	Mansfield	012711	453126	Medical Case Management Home Health Services	03/11/2013	\$3,000.00		\$3,000.00	\$0.00
03 – Arlington	Mansfield	012711	453126	Medical Case Management Home Health Services	11/12/2012	\$750.00		\$750.00	\$0.00
03 – Arlington	McKinney	015445	747244	Family & Health First Home Care	05/28/2013	\$500.00		\$500.00	\$0.00
03 – Arlington	Mesquite	011723		Childrens First Home Health Inc	09/12/2011	\$2,250.00	\$1,850.00	\$1,850.00	\$0.00
03 – Arlington	Mesquite	011360		Destined Healthcare Services Inc	09/19/2012	\$1,750.00		\$1,750.02	-\$0.02
03 – Arlington	Muenster	002722	677792	Muenster Memorial Hospital Home Care	01/10/2013	\$3,250.00		\$3,250.00	\$0.00
03 – Arlington	Murphy	008297	679131	Pinnacle Health Services Incorporated	05/09/2013	\$3,000.00			\$3,000.00
03 – Arlington	Plano	012497	679240	Cador Home Health Services Inc	05/07/2013	\$3,750.00			\$3,750.00
03 – Arlington	Plano	012386		Comforcare Senior Services Collin	08/30/2012	\$1,500.00		\$1,500.00	\$0.00
03 – Arlington	Plano	012463		Ecina Home Health Care Services Inc	11/19/2012	\$2,500.00			\$2,500.00
03 – Arlington	Plano	014884		Helping Hands Home Services	02/05/2013	\$2,500.00			\$2,500.00
03 – Arlington	Plano	014884		Helping Hands Home Services	01/29/2013	\$1,500.00			\$1,500.00
03 – Arlington	Plano	009311	457804	Lifeline Healthcare Services Inc	08/28/2012	\$1,250.00		\$1,250.00	\$0.00
03 – Arlington	Plano	009311	457804	Lifeline Healthcare Services Inc	02/19/2013	\$3,000.00		\$3,000.00	\$0.00
03 – Arlington	Plano	009873	677915	Positive Home Health Agency	04/03/2013	\$2,250.00			\$2,250.00
03 – Arlington	Plano	014136		Vigorcare Home Health	07/02/2013	\$4,500.00			\$4,500.00
03 – Arlington	Rockwall	011906		My Generation Helper	11/30/2012	\$3,750.00			\$3,750.00
03 – Arlington	Rowlett	012465		Advicare Home Health Services Inc	12/11/2012	\$1,750.00			\$1,750.00
03 – Arlington	Rowlett	013991		Ogosyd Home Health Agency Inc	09/11/2012	\$3,000.00	\$500.00	\$500.00	\$0.00
03 – Arlington	Seagoville	011892	679136	DFW Consolidated Healthcare Services LLC	07/24/2013	\$1,500.00			\$1,500.00
03 – Arlington	Stephenville	004548	677624	Stephens Health Care Inc	05/10/2013	\$250.00			\$250.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
03 – Arlington	Terrell	007525	679050	American Home Care	02/13/2013	\$750.00		\$750.00	\$0.00
03 – Arlington	Van Alstyne	008292	679376	Country Style Health Care of Texas	08/21/2012	\$2,750.00		\$2,750.00	\$0.00
03 – Arlington	Waxahachie	007939	679069	Family Care of Texas	09/26/2012	\$2,000.00		\$2,000.00	\$0.00
03 – Arlington	Wylie	008958	673184	Albert Home Health Agency Inc	07/29/2013	\$750.00			\$750.00
04 – Tyler	Gilmer	011617	679735	Essential Home Health Care	09/04/2012	\$500.00		\$500.00	\$0.00
04 – Tyler	Grand Saline	007067	679053	Just Kids Home Health Inc	05/24/2013	\$8,000.00		\$8,000.00	\$0.00
04 – Tyler	Henderson	002875	458072	At Home Healthcare	10/01/2012	\$1,000.00		\$1,000.00	\$0.00
04 – Tyler	Mount Pleasant	014891	747035	Champion Home Health Services	12/19/2012	\$1,250.00	\$800.00	\$200.00	\$600.00
04 – Tyler	Palestine	009199	679086	Homecare Network East Inc	08/14/2012	\$650.00		\$650.00	\$0.00
04 – Tyler	Paris	011516	457586	Mays Home Care	08/16/2012	\$1,000.00		\$1,000.00	\$0.00
04 – Tyler	Paris	012003		Paris Pediatric Home Health Care Inc	10/09/2012	\$750.00		\$750.00	\$0.00
04 – Tyler	Paris	012003		Paris Pediatric Home Health Care Inc	01/09/2013	\$1,250.00		\$1,250.00	\$0.00
04 – Tyler	Paris	010472		Visiting Angels of Paris	03/27/2013	\$1,000.00		\$1,000.00	\$0.00
04 – Tyler	Texarkana	015186		Home Helpers / Direct Link	07/05/2013	\$2,000.00			\$2,000.00
04 – Tyler	Texarkana	009425		Temple Memorial Rehabilitation Center	11/01/2012	\$750.00		\$750.00	\$0.00
04 – Tyler	Tyler	009459		Caring Companions at Home of Tyler	12/14/2012	\$2,750.00		\$2,750.00	\$0.00
04 – Tyler	Tyler	008146	679230	Exceptional Home Care	08/28/2012	\$1,000.00		\$1,000.00	\$0.00
04 – Tyler	Tyler	014739		Visiting Angels	07/17/2012	\$1,500.00		\$1,500.00	\$0.00
05 – Beaumont	Beaumont	010035	457983	Group Care Home Health LP	08/22/2012	\$1,500.00		\$1,500.00	\$0.00
05 – Beaumont	Beaumont	013514		Quality Care Service Inc	01/07/2013	\$750.00		\$750.00	\$0.00
05 – Beaumont	Livingston	014776		Genacta TX	06/20/2013	\$2,250.00			\$2,250.00
05 – Beaumont	Lufkin	008921		Texas Home Health of America	10/24/2012	\$1,500.00		\$1,500.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
06 – Houston	Baytown	012257	677402	Rescare Homecare Texas	05/13/2013	\$5,250.00		\$5,250.00	\$0.00
06 – Houston	Bellaire	014923	457537	Amedisys Home Health	04/24/2013	\$3,250.00			\$3,250.00
06 – Houston	Bellaire	011753		Girling Community Care Texas by Harden Healthcare	01/23/2013	\$1,500.00	\$1,000.00	\$1,000.00	\$0.00
06 – Houston	Brookshire	014235		Seniority Homecare Inc	10/18/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Cleveland	008904	673151	Texas Home Health Skilled Services	12/20/2012	\$850.00		\$850.00	\$0.00
06 – Houston	Friendswood	014278		Brightstar of Friendswood	10/24/2012	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Friendswood	011667	457908	City Crown Home Health Agency Inc	08/17/2012	\$7,000.00		\$7,000.00	\$0.00
06 – Houston	Galveston	006270	459423	Sigma Health Care Inc	08/17/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Hempstead	012532	457903	Faith and Care Home Health Agency Inc	10/12/2012	\$1,750.00			\$1,750.00
06 – Houston	Houston	008894	679717	All American Home Health Care Inc	11/01/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	011837	673156	Allied Covenant Home Health Inc	03/14/2013	\$8,550.00			\$8,550.00
06 – Houston	Houston	014074		Alltech Healthcare Services Incorporated	07/16/2012	\$1,250.00		\$1,250.00	\$0.00
06 – Houston	Houston	008001	679330	Alpha Healthcare Network Inc	09/17/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	014171		Amgref Health Care Services, Inc.	10/16/2012	\$1,500.00			\$1,500.00
06 – Houston	Houston	007603	677742	Assist Med Inc	12/20/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	006711	458287	Beloved Home Health Services Inc	08/10/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	014184		Brighten Healthcare Services Inc	10/18/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	008972	457900	Cardinal Health Services Inc	12/07/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	012069	679499	Care and Comfort Home Health	11/30/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	013781		Cedracare Dialysis	11/16/2012	\$10,000.00			\$10,000.00
06 – Houston	Houston	012783		Christian Companion Senior Care	10/16/2012	\$1,500.00			\$1,500.00
06 – Houston	Houston	005445	678086	Coastal Medical Services Inc	08/09/2012	\$1,750.00		\$1,750.00	\$0.00
06 – Houston	Houston	007830	679224	Comforthome Health Care Inc	12/28/2012	\$750.00			\$750.00
06 – Houston	Houston	007830	679224	Comforthome Health Care Inc	01/29/2013	\$1,500.00			\$1,500.00
06 – Houston	Houston	008553	679446	Devotion Health Care Services Inc	08/03/2012	\$600.00		\$600.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
06 – Houston	Houston	010365	679585	Edicare Professional Healthcare Services Inc	07/26/2012	\$4,000.00		\$4,000.00	\$0.00
06 – Houston	Houston	014223		Elderly Care of Texas	10/26/2012	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Houston	008668	679480	Emason Healthcare Services	09/20/2012	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Houston	004350	678322	Emmanuel Health Homecare Inc	02/15/2013	\$4,250.00		\$4,250.00	\$0.00
06 – Houston	Houston	014986		Epic Health Services Inc	12/20/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	014986		Epic Health Services Inc	11/08/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	005283		Eternal Healthcare Center Inc	09/21/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	008250	679257	Exceptional Home Health	02/28/2013	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	011357		Fidelity Home Health Services LLC	05/01/2013	\$2,500.00		\$2,500.00	\$0.00
06 – Houston	Houston	010426	673114	Gablank, Inc.	09/20/2012	\$7,100.00		\$7,100.00	\$0.00
06 – Houston	Houston	008390	677737	Gentiva Health Services	08/23/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	006529	459448	Gulf Coast Community Health Services Inc	12/20/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	014141		Hands to Lend Home Health Care	10/04/2012	\$3,500.00		\$1,750.00	\$1,750.00
06 – Houston	Houston	011383	679441	Hanson Health Services Inc	08/17/2012	\$7,250.00		\$7,250.00	\$0.00
06 – Houston	Houston	013777		Happy Helpers	10/02/2012	\$750.00			\$750.00
06 – Houston	Houston	013940		Health Care Options Hospice of Houston LLC	06/04/2013	\$3,500.00			\$3,500.00
06 – Houston	Houston	014258		Heavenly Providers Health Care Inc	10/26/2012	\$3,000.00		\$3,000.00	\$0.00
06 – Houston	Houston	013896		Holly Hall Home Health	02/07/2013	\$1,500.00			\$1,500.00
06 – Houston	Houston	003393	458380	Home Health Care Network	08/10/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	013862		Home Instead Senior Care	11/21/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	005097	459164	I Care Home Health	02/01/2013	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	013486	747543	Innovision Home Health Care Inc	04/30/2013	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	012039	743198	Jaimel Health Care Services LLC	08/01/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	012039	743198	Jaimel Health Care Services LLC	09/21/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	002042	457150	Lanoitan Home Health Care of Texas Inc	10/30/2012	\$2,750.00		\$2,750.00	\$0.00
06 – Houston	Houston	010549	679601	Lifecare Health Services LLC	01/25/2013	\$2,000.00		\$2,000.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
06 – Houston	Houston	010084		Mercy Home Health Services	09/07/2012	\$3,500.00			\$3,500.00
06 – Houston	Houston	014838	453106	Metro Care Services	08/10/2012	\$5,750.00		\$5,750.00	\$0.00
06 – Houston	Houston	014350		Mommy, LLC	10/25/2012	\$3,500.00		\$3,500.00	\$0.00
06 – Houston	Houston	008537	679455	NNBS Health Care Services Inc	01/25/2013	\$3,000.00		\$3,000.00	\$0.00
06 – Houston	Houston	009546		Noel Home Health Agency Inc	09/19/2012	\$2,750.00		\$2,750.00	\$0.00
06 – Houston	Houston	004622	458479	Nurses Home Services Inc	11/08/2012	\$2,750.00			\$2,750.00
06 – Houston	Houston	012559		Personal Caregiving Services	09/25/2012	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Houston	012514		Pro Search Health Services LLC	08/16/2012	\$750.00			\$750.00
06 – Houston	Houston	008301	673138	Resource Health Care Inc	04/05/2013	\$2,750.00		\$2,750.00	\$0.00
06 – Houston	Houston	007241	679098	Resource Home Health Services	04/26/2013	\$500.00			\$500.00
06 – Houston	Houston	007241	679098	Resource Home Health Services	02/28/2013	\$2,750.00			\$2,750.00
06 – Houston	Houston	007960	679198	Royal Home Care	10/12/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	012815	747179	Sonica Healthcare Group Inc	12/12/2012	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Houston	014252	747792	Southland United Health Care Services Inc	10/19/2012	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Houston	002801	458112	Southside Home Health Services	09/11/2012	\$3,000.00			\$3,000.00
06 – Houston	Houston	012296	673181	St Marys Healthcare Inc	08/02/2012	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Houston	014155		St. Royal Home Health Services	06/11/2013	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	007959	459292	Tawl Health Care Inc	04/19/2013	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	008337		Temporary Home Care Inc	01/04/2013	\$3,000.00			\$3,000.00
06 – Houston	Houston	007844	679150	Texacare Health Services	02/01/2013	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	014307		Texas Best Home Healthcare Agency	10/16/2012	\$2,250.00			\$2,250.00
06 – Houston	Houston	010301	673130	Treasure Healthcare	04/12/2013	\$1,500.00			\$1,500.00
06 – Houston	Houston	006489	678253	Trinity Home Health Care	02/01/2013	\$2,250.00			\$2,250.00
06 – Houston	Houston	009112	457816	Trinity Home Health Services	05/10/2013	\$1,500.00			\$1,500.00
06 – Houston	Houston	008575	679440	TSI Home Health Care Inc	09/24/2012	\$3,500.00		\$3,500.00	\$0.00
06 – Houston	Houston	010398	679577	Unique Home Health Services Inc	07/20/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	007402	679018	Unity Homecare	07/26/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	010303	679640	Well Care Home Health Inc	09/27/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Houston	014120		Westchase Health Services Inc	10/04/2012	\$2,500.00			\$2,500.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
06 – Houston	Houston	004096		Wilcare Inc	08/14/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	010733	457847	World Health Services Inc	12/06/2012	\$3,000.00		\$3,000.00	\$0.00
06 – Houston	Katy	012471	747390	A Hug Away Healthcare Inc	10/08/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Kingwood	011929	457874	Health Solutions Home Health	07/10/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Lake Jackson	009576	457995	Coastal Staff Relief Inc	01/15/2013	\$2,750.00			\$2,750.00
06 – Houston	Lake Jackson	009576	457995	Coastal Staff Relief Inc	08/09/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Lake Jackson	009576	457995	Coastal Staff Relief Inc	08/09/2012	\$750.00			\$750.00
06 – Houston	Lake Jackson	014457		Texas South – Personal Homecare Services, Inc	04/26/2013	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Missouri City	012244	679636	Hopeville Medical Services Inc	05/14/2013	\$750.00			\$750.00
06 – Houston	Missouri City	010229	673186	Lifetime Healthcare Inc	04/11/2013	\$2,250.00			\$2,250.00
06 – Houston	Missouri City	010399	679695	Mega Health Care Providers Inc	09/24/2012	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Pasadena	008633	679442	Affinity Home Health Care	04/25/2013	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Pearland	014018		Divine Connection Home Health	10/24/2012	\$1,500.00			\$1,500.00
06 – Houston	Pearland	011545		Riverkids Pediatric Home Health	12/28/2012	\$500.00		\$500.00	\$0.00
06 – Houston	Richmond	011931	747016	Joystar Home Health Services LLC	10/10/2012	\$1,000.00			\$1,000.00
06 – Houston	Richmond	014563	743131	Special Healthcare, Inc.	11/21/2012	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	Spring	013291	747611	Silver Spring Home Healthcare Services Inc	09/06/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Stafford	008482	679447	Axis Care Group Home Health Services Inc	08/10/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Stafford	009181	457826	Blessed Healthcare Inc	11/21/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Stafford	012327	747365	Guiding Light Healthcare Services Inc	08/14/2012	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Stafford	012912		Maxim Healthcare Services Inc	01/04/2013	\$1,500.00			\$1,500.00
06 – Houston	Stafford	012551	747497	Parkway Healthcare Services	05/07/2013	\$750.00		\$750.00	\$0.00
06 – Houston	Stafford	012207	747300	Trinity Healthcare Services, Inc.	10/11/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Sugar Land	010996	747013	Acute Healthcare Services Inc	02/05/2013	\$1,500.00			\$1,500.00
06 – Houston	Sugar Land	003628	458358	Consolidated Home Health	07/27/2012	\$7,000.00		\$7,000.00	\$0.00
06 – Houston	Sugar Land	009487	679119	HCY Home Health Inc	01/09/2013	\$5,750.00			\$5,750.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
06 – Houston	Sugar Land	009487	679119	HCY Home Health Inc	02/20/2013	\$1,500.00			\$1,500.00
06 – Houston	Sugar Land	009487	679119	HCY Home Health Inc	02/21/2013	\$750.00			\$750.00
06 – Houston	Sugar Land	014603		Toa Health Services Inc	10/09/2012	\$750.00			\$750.00
06 – Houston	The Woodlands	010674	679618	Avatar Home Health Care Agency LLC	01/02/2013	\$1,500.00		\$1,500.00	\$0.00
06 – Houston	The Woodlands	012397		Pathfinder Pediatric Home Care Inc	05/03/2013	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	The Woodlands	012397		Pathfinder Pediatric Home Care Inc	11/15/2012	\$750.00		\$750.00	\$0.00
06 – Houston	Tomball	013171	453145	Sienna Home Health Care	04/26/2013	\$1,500.00		\$1,500.00	\$0.00
07 – Austin	Austin	012137	747263	24/7 Home Care LLC	10/03/2012	\$2,250.00		\$2,250.00	\$0.00
07 – Austin	Austin	003013	458114	Amed Home Health	08/29/2012	\$500.00		\$500.00	\$0.00
07 – Austin	Austin	006793	458129	C C Home Health Central Inc	10/01/2012	\$6,000.00			\$6,000.00
07 – Austin	Austin	014434		Cella Bellas Senior Services	08/01/2012	\$2,750.00		\$1,960.00	\$790.00
07 – Austin	Austin	014434		Cella Bellas Senior Services	01/18/2013	\$500.00		\$500.00	\$0.00
07 – Austin	Austin	010381	457661	Hill Country Home Health	01/09/2013	\$2,250.00		\$2,250.00	\$0.00
07 – Austin	Austin	013523		Home Instead Senior Care	07/10/2012	\$1,500.00		\$1,500.00	\$0.00
07 – Austin	Austin	013520		Longhorn Village	12/28/2012	\$1,250.00		\$1,250.00	\$0.00
07 – Austin	Austin	008700		Matties Homecare Services LLC	07/13/2012	\$1,500.00		\$1,500.00	\$0.00
07 – Austin	Austin	010491		Quixstaff Home Healthcare Inc	08/02/2012	\$2,500.00			\$2,500.00
07 – Austin	Austin	007742	679120	Texas Home Health Skilled Services	01/02/2013	\$500.00		\$500.00	\$0.00
07 – Austin	Austin	014741		The Home Option	11/29/2012	\$2,500.00			\$2,500.00
07 – Austin	Bryan	009482	677823	Crestview Home Health Services	08/10/2012	\$500.00		\$500.00	\$0.00
07 – Austin	Cedar Park	013043	457986	Abiding Home Health of Cedar Park	04/17/2013	\$500.00		\$500.00	\$0.00
07 – Austin	College Station	011108	673123	Brazos Valley Home Health Services	01/17/2013	\$500.00		\$500.00	\$0.00
07 – Austin	College Station	007951	679189	Texas Home Health Skilled Services	03/22/2013	\$2,750.00		\$2,750.00	\$0.00
07 – Austin	Georgetown	001584	457709	Georgetown Home Health	07/26/2012	\$750.00		\$750.00	\$0.00
07 – Austin	Hamilton	002197	677412	Lee Healthcare Inc	02/15/2013	\$1,750.00		\$1,750.00	\$0.00
07 – Austin	Harker Heights	014844	459481	Hill Country Home Health	08/21/2012	\$500.00		\$500.00	\$0.00
07 – Austin	Round Rock	014737	747030	Southwest Home Health Care Central Texas	11/12/2012	\$1,000.00		\$1,000.00	\$0.00
07 – Austin	Wimberley	006083	678174	Wimberley Home Health	09/13/2012	\$750.00		\$750.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
08 – San Antonio	Crystal City	003516		Lopez Health Systems Inc	10/23/2012	\$750.00		\$750.00	\$0.00
08 – San Antonio	Crystal City	002170	677290	Lopez Health Systems Inc	07/12/2013	\$3,000.00		\$3,000.00	\$0.00
08 – San Antonio	Devine	011432	743166	Southern Texas Home Health Inc	06/14/2013	\$4,500.00		\$4,500.00	\$0.00
08 – San Antonio	Eagle Pass	014634	678224	APC Home Health Service Inc	10/12/2012	\$4,250.00		\$4,250.00	\$0.00
08 – San Antonio	Eagle Pass	010971	457906	National Medical Homecare Inc	12/13/2012	\$1,500.00		\$1,500.00	\$0.00
08 – San Antonio	Gonzales	001500	457634	Memorial Hospital Home Health Agency	05/03/2013	\$500.00		\$500.00	\$0.00
08 – San Antonio	San Antonio	007529	679082	A Plus Family Care LLC	10/26/2010	\$1,000.00		\$1,000.00	\$0.00
08 – San Antonio	San Antonio	013405		Aarons Loving Arms Provider Service	08/03/2012	\$500.00			\$500.00
08 – San Antonio	San Antonio	013405		Aarons Loving Arms Provider Service	08/03/2012	\$6,750.00			\$6,750.00
08 – San Antonio	San Antonio	008285	679344	Abbie Health Care Inc	10/01/2012	\$2,750.00		\$2,750.00	\$0.00
08 – San Antonio	San Antonio	008285	679344	Abbie Health Care Inc	05/17/2013	\$1,000.00		\$1,000.00	\$0.00
08 – San Antonio	San Antonio	014714		Adaya Healthcare Services LLC	10/08/2012	\$750.00		\$750.00	\$0.00
08 – San Antonio	San Antonio	014892	678334	Amedisys Home Health	05/31/2013	\$750.00		\$750.00	\$0.00
08 – San Antonio	San Antonio	013148		Brightstar	10/19/2012	\$4,250.00		\$4,250.00	\$0.00
08 – San Antonio	San Antonio	014636		Empower Therapy Services Inc	11/19/2012	\$2,000.00		\$2,000.00	\$0.00
08 – San Antonio	San Antonio	009490	679044	Encompass Home Health of Central Texas	08/15/2012	\$2,000.00			\$2,000.00
08 – San Antonio	San Antonio	007952	679203	Hannah Homehealth Care	08/30/2012	\$1,500.00		\$1,500.00	\$0.00
08 – San Antonio	San Antonio	011454		Heart to Heart Homecare	10/04/2012	\$2,250.00	\$1,500.00	\$1,500.00	\$0.00
08 – San Antonio	San Antonio	014204		Home Helpers of San Antonio	02/14/2013	\$500.00		\$500.00	\$0.00
08 – San Antonio	San Antonio	010116		Home Nursing & Therapy Services	08/08/2013	\$2,500.00			\$2,500.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
08 – San Antonio	San Antonio	011284	457910	Honorecare Home Health	11/02/2012	\$1,750.00	\$1,000.00	\$1,000.00	\$0.00
08 – San Antonio	San Antonio	009943	677011	Lifespan Home Health	10/17/2012	\$750.00		\$750.00	\$0.00
08 – San Antonio	San Antonio	004137		Med Team Inc	12/28/2012	\$1,000.00		\$1,000.00	\$0.00
08 – San Antonio	San Antonio	014941	677032	Merida Health Care Group	01/18/2013	\$500.00		\$500.00	\$0.00
08 – San Antonio	San Antonio	008962	673146	Pride Health Care Services Inc	07/19/2013	\$500.00		\$500.00	\$0.00
08 – San Antonio	San Antonio	009956	679298	San Antonio Home Health Care	04/26/2013	\$200.00		\$200.00	\$0.00
08 – San Antonio	San Antonio	013877		Santana Primary Home Care Inc	11/09/2012	\$3,000.00		\$3,000.00	\$0.00
08 – San Antonio	San Antonio	014383		Sencare Corporation	08/23/2012	\$3,500.00			\$3,500.00
08 – San Antonio	San Antonio	011950	679417	Texas Health Quest Inc	01/03/2013	\$750.00		\$750.00	\$0.00
08 – San Antonio	San Antonio	013766	457928	Total Home Health	06/20/2013	\$1,000.00		\$1,000.00	\$0.00
08 – San Antonio	Universal City	014504		Anointed Hands Home Health Care Service	10/02/2012	\$11,500.00			\$11,500.00
08 – San Antonio	Victoria	014889		Comfort Keepers 296	05/10/2013	\$6,000.00			\$6,000.00
08 – San Antonio	Victoria	013045		Senior Helpers	08/22/2012	\$750.00		\$750.00	\$0.00
09 – Abilene	Midland	011597		Comfort Keepers 208	11/14/2012	\$3,750.00		\$3,750.00	\$0.00
10 – El Paso	El Paso	002599	677665	Always Caring Home Care Services Inc	01/11/2013	\$1,000.00		\$1,000.00	\$0.00
10 – El Paso	El Paso	014660		CNA Nursing Services Inc	02/26/2013	\$1,000.00		\$1,000.00	\$0.00
11 – Corpus Christi	Alamo	011943	747167	Family Focused Health Care LLC	11/07/2012	\$6,500.00			\$6,500.00
11 – Corpus Christi	Alamo	011943	747167	Family Focused Health Care LLC	07/11/2012	\$3,000.00		\$3,000.00	\$0.00
11 – Corpus Christi	Alice	005343	459319	Del Cielo Home Care Services	07/31/2012	\$750.00		\$750.00	\$0.00
11 – Corpus Christi	Alice	010051	677947	La Buena Salud Home Health	06/05/2013	\$4,500.00			\$4,500.00
11 – Corpus Christi	Alice	003095		Regional Home Health Agency	05/09/2013	\$500.00		\$500.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	Alice	009340	457865	Saldivar Home Health Inc	11/29/2012	\$1,250.00		\$1,250.00	\$0.00
11 - Corpus Christi	Aransas Pass	012297	679129	Guardian Healthcare	05/16/2013	\$3,250.00		\$3,250.00	\$0.00
11 - Corpus Christi	Beeville	010702	743130	Tranquility Home Health Inc	09/07/2012	\$8,000.00			\$8,000.00
11 - Corpus Christi	Benavides	008750	453121	Santa Fe Health Care Inc	02/08/2013	\$2,000.00		\$2,000.00	\$0.00
11 - Corpus Christi	Brownsville	013021		Ambiente Alegre Home Health	02/15/2013	\$4,250.00		\$3,187.50	\$1,062.50
11 - Corpus Christi	Brownsville	003165	677594	Caring for You Home Health Inc	09/11/2012	\$2,250.00		\$2,250.00	\$0.00
11 - Corpus Christi	Brownsville	003165	677594	Caring for You Home Health Inc	04/25/2013	\$3,750.00		\$3,750.00	\$0.00
11 - Corpus Christi	Brownsville	014159		Grandpa & Grandma Primary Home Care	02/08/2013	\$4,000.00	\$2,250.00	\$2,250.00	\$0.00
11 - Corpus Christi	Brownsville	014304		Las Jacarandas Healthcare Services	03/12/2013	\$1,750.00		\$1,750.00	\$0.00
11 - Corpus Christi	Brownsville	014526		Lone Star Home Health	04/24/2013	\$4,750.00		\$1,583.36	\$3,166.64
11 - Corpus Christi	Brownsville	008396	679289	Mercy Home Health	03/01/2013	\$1,500.00		\$1,500.00	\$0.00
11 - Corpus Christi	Brownsville	014283		R Garcia Health Services LLC	04/18/2013	\$2,000.00			\$2,000.00
11 - Corpus Christi	Brownsville	004014	678233	San Martin Home Health Inc	08/17/2012	\$1,500.00		\$1,500.00	\$0.00
11 - Corpus Christi	Corpus Christi	014373	457146	APC Home Health Service Inc	12/11/2012	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Corpus Christi	012775	678080	Bayberry Home Health Inc	06/06/2013	\$1,500.00		\$1,500.00	\$0.00
11 - Corpus Christi	Corpus Christi	002352	677513	Bayside Home Health Care Inc	04/04/2013	\$4,000.00		\$4,000.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	Corpus Christi	015097	679302	Encompass Home Health of Corpus Christi	01/11/2013	\$1,250.00		\$1,250.00	\$0.00
11 - Corpus Christi	Corpus Christi	014828		Epic Pediatric Therapy	01/14/2013	\$750.00		\$750.00	\$0.00
11 - Corpus Christi	Corpus Christi	014215		Family First Solutions	03/01/2013	\$4,750.00	\$0.00		\$0.00
11 - Corpus Christi	Corpus Christi	011265		Jordan Health Services	02/05/2013	\$750.00			\$750.00
11 - Corpus Christi	Corpus Christi	008442	459433	Legacy Home Health Agency Inc	05/17/2013	\$3,500.00		\$3,500.00	\$0.00
11 - Corpus Christi	Corpus Christi	014309		National Independent Senior Care Inc	02/13/2013	\$3,250.00		\$3,250.00	\$0.00
11 - Corpus Christi	Corpus Christi	007510	678464	National Nursing & Rehab Inc	07/18/2012	\$2,250.00		\$2,250.00	\$0.00
11 - Corpus Christi	Corpus Christi	005824		Padre Home Health Inc	08/17/2012	\$1,250.00			\$1,250.00
11 - Corpus Christi	Corpus Christi	005824		Padre Home Health Inc	01/04/2013	\$1,500.00		\$1,500.00	\$0.00
11 - Corpus Christi	Corpus Christi	013112	457840	Pinnacle Senior Care	06/06/2013	\$750.00			\$750.00
11 - Corpus Christi	Corpus Christi	011325	458326	PSA Healthcare Inc	02/15/2013	\$750.00		\$750.00	\$0.00
11 - Corpus Christi	Corpus Christi	007471		Save Home Care Inc	04/19/2013	\$2,000.00			\$2,000.00
11 - Corpus Christi	Corpus Christi	008003	679206	Texas Home Health Skilled Services	03/15/2013	\$4,000.00		\$4,000.00	\$0.00
11 - Corpus Christi	Corpus Christi	014579	678428	Trio Home Health Care Inc	09/07/2012	\$1,750.00		\$1,750.00	\$0.00
11 - Corpus Christi	Edinburg	005305	459339	A Touch Home Health Care LTD	03/01/2013	\$500.00		\$500.00	\$0.00
11 - Corpus Christi	Edinburg	010339		Calidad Health Care Services Inc	02/15/2013	\$6,500.00		\$6,500.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	Edinburg	010214	679662	In-House Health Care Services Inc	04/25/2013	\$8,500.00			\$8,500.00
11 - Corpus Christi	Edinburg	010192		Palm Valley Health Care Inc	02/22/2013	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Edinburg	010183	679706	Patient Care Specialists	02/28/2013	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Edinburg	008933	453139	Vida Home Health Inc	03/22/2013	\$7,250.00		\$5,437.50	\$1,812.50
11 - Corpus Christi	Harlingen	011456	673110	All About Kids Home Health Inc	04/18/2013	\$1,750.00			\$1,750.00
11 - Corpus Christi	Harlingen	002512	677634	All Home Care Inc	01/17/2013	\$3,500.00		\$3,500.00	\$0.00
11 - Corpus Christi	Harlingen	005782		Bee First Primary Home Care	03/21/2013	\$750.00		\$750.00	\$0.00
11 - Corpus Christi	Harlingen	015376	747138	Best Home Health Care Incorporated	02/21/2013	\$500.00		\$500.00	\$0.00
11 - Corpus Christi	Harlingen	009269	679192	Magic Valley Health Services Inc	11/30/2012	\$7,000.00			\$7,000.00
11 - Corpus Christi	Harlingen	009479	677922	Merida Health Care Group	03/04/2013	\$500.00		\$500.00	\$0.00
11 - Corpus Christi	Harlingen	007908	458318	National Nursing & Rehab Rio Grande Valley	11/02/2012	\$2,250.00		\$2,250.00	\$0.00
11 - Corpus Christi	Harlingen	002231	677238	Sunglo Home Health Services Inc	02/25/2013	\$500.00		\$500.00	\$0.00
11 - Corpus Christi	Harlingen	013922	677049	Valley Baptist Home Health, an Amedisys Partner	05/07/2013	\$1,750.00			\$1,750.00
11 - Corpus Christi	Harlingen	013922	677049	Valley Baptist Home Health, an Amedisys Partner	01/11/2013	\$5,500.00		\$5,500.00	\$0.00
11 - Corpus Christi	Laredo	014043		Epic Health Services	03/08/2013	\$1,500.00		\$1,500.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	Laredo	014043		Epic Health Services	03/27/2013	\$1,250.00		\$1,250.00	\$0.00
11 - Corpus Christi	Laredo	013703		Exceptional Nursing Care LLC	09/09/2011	\$1,000.00			\$1,000.00
11 - Corpus Christi	Laredo	010223	679592	GDM Home Health Inc	09/27/2012	\$2,500.00			\$2,500.00
11 - Corpus Christi	Laredo	013070	747342	Heart 2 Heart Skilled Nursing	03/21/2013	\$1,750.00		\$1,750.00	\$0.00
11 - Corpus Christi	Laredo	014483		Nuevo Amanecer Provider Services	05/02/2013	\$7,250.00			\$7,250.00
11 - Corpus Christi	Laredo	008323		Precious Garden Primary Care	05/31/2013	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Laredo	014471		Rocha Primary Care LLC	05/01/2013	\$5,750.00		\$5,750.00	\$0.00
11 - Corpus Christi	Laredo	008692	679490	Torres Home Health Service L C	01/25/2013	\$2,250.00		\$2,250.00	\$0.00
11 - Corpus Christi	Los Fresnos	013016		Elite PHC Corporation	02/28/2013	\$1,250.00			\$1,250.00
11 - Corpus Christi	McAllen	011082	679367	ASC Healthcare Inc	05/10/2013	\$500.00		\$500.00	\$0.00
11 - Corpus Christi	McAllen	004452	678300	Caring for You Home Health Inc	10/04/2012	\$8,250.00		\$8,250.00	\$0.00
11 - Corpus Christi	McAllen	011425	453108	Carinosa Healthcare Inc	11/09/2012	\$3,000.00		\$3,000.00	\$0.00
11 - Corpus Christi	McAllen	009335	679414	Doctors Care Home Health	07/20/2012	\$5,500.00			\$5,500.00
11 - Corpus Christi	McAllen	002164	677285	Health Care Unlimited Inc	01/07/2013	\$750.00		\$750.00	\$0.00
11 - Corpus Christi	McAllen	011949	747223	Infusion Plus LLC	04/17/2013	\$500.00			\$500.00
11 - Corpus Christi	McAllen	009787	679516	Manos De Oro PHC	09/25/2012	\$1,000.00		\$1,000.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

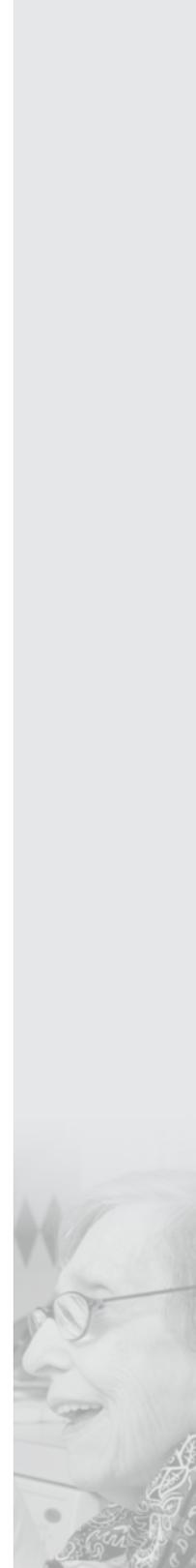
Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	McAllen	012209	679284	Procare Health Services Inc	05/10/2013	\$4,750.00			\$4,750.00
11 - Corpus Christi	McAllen	013769	679680	Promesa Home Health Inc	01/18/2013	\$2,500.00		\$2,500.00	\$0.00
11 - Corpus Christi	McAllen	012262		Sol Del Valle Primary Home Care Inc.	11/29/2012	\$500.00			\$500.00
11 - Corpus Christi	McAllen	014610		Stellar Health Care Services	12/18/2012	\$12,000.00			\$12,000.00
11 - Corpus Christi	McAllen	011422	453115	Superior Home Health Services LLC	09/25/2012	\$3,750.00		\$3,750.00	\$0.00
11 - Corpus Christi	McAllen	007356	679067	Taylor Home Health Inc	10/16/2012	\$1,250.00		\$1,250.00	\$0.00
11 - Corpus Christi	McAllen	011586	743139	Tender Texas Heart LLC	05/01/2013	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Mission	010949	679712	All Care Home Health Services	12/13/2012	\$3,000.00		\$3,000.00	\$0.00
11 - Corpus Christi	Mission	009175	453175	Amistad Home Care Services Inc	03/07/2013	\$3,000.00		\$3,000.00	\$0.00
11 - Corpus Christi	Mission	009182	453180	Angelitos Home Health Care Inc	09/21/2012	\$2,000.00		\$2,000.00	\$0.00
11 - Corpus Christi	Mission	007406	679070	Hosanna Health Care	09/20/2012	\$1,750.00		\$1,750.00	\$0.00
11 - Corpus Christi	Mission	014193		Nuestra Esperanza Primary Home Care LLC	03/05/2013	\$1,750.00		\$1,750.00	\$0.00
11 - Corpus Christi	Mission	009987	677978	Proficient Home Care Solutions	05/02/2013	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Mission	012603	747381	Sambritt LLC	02/05/2013	\$1,750.00			\$1,750.00
11 - Corpus Christi	Mission	012603	747381	Sambritt LLC	04/12/2013	\$18,750.00			\$18,750.00
11 - Corpus Christi	Pharr	012825		Juanitas Angels Home Healthcare LLC	11/29/2012	\$1,250.00		\$1,250.00	\$0.00

Home Health Agency Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
11 - Corpus Christi	Rio Grande City	011155	747045	LVN Health Care	09/26/2012	\$1,000.00		\$1,000.00	\$0.00
11 - Corpus Christi	Robstown	010616		Saint Benedicts Home Health Inc	05/22/2013	\$3,250.00		\$3,250.00	\$0.00
11 - Corpus Christi	Rockport	014456	679413	Sea Crest Home Health	02/08/2013	\$5,250.00		\$5,250.00	\$0.00
11 - Corpus Christi	San Benito	002790	458108	Eldercare Home Health II	04/19/2013	\$7,000.00			\$7,000.00
11 - Corpus Christi	San Benito	013090		Tri-County Healthcare	03/07/2013	\$2,000.00		\$2,000.00	\$0.00
11 - Corpus Christi	Weslaco	012765	679598	Con Brazos Abiertos Home Health Services	12/28/2012	\$5,250.00		\$5,250.00	\$0.00
11 - Corpus Christi	Weslaco	013385	457985	Maximum Home Health LLC	05/16/2013	\$1,500.00		\$1,500.00	\$0.00
11 - Corpus Christi	Weslaco	009165	453191	Salud En Su Hogar	05/23/2013	\$2,250.00		\$2,250.00	\$0.00
Total						\$926,100.00	\$8,900.00	\$521,858.38	
397 Total Home Health Agency Administrative Penalties Imposed									

Notes:

1. The Imposed column is the total amount of penalty after the state has reviewed and confirmed the administrative penalty citation and amount. This is the amount due and payable if no alternative amount results from an appeal held or settlement agreement reached.
2. The Assessed column is the amount due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount and due date have been decided, or the person accepts the determination by DADS or fails to respond to the notice letter in a timely manner.
3. The Collected column is the amount of money the facility has paid to DADS.
4. The Balance column is the amount of penalty the facility owes. These amounts do not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, this column is not totaled.



Hospice Administrative Penalties for Fiscal Year 2013

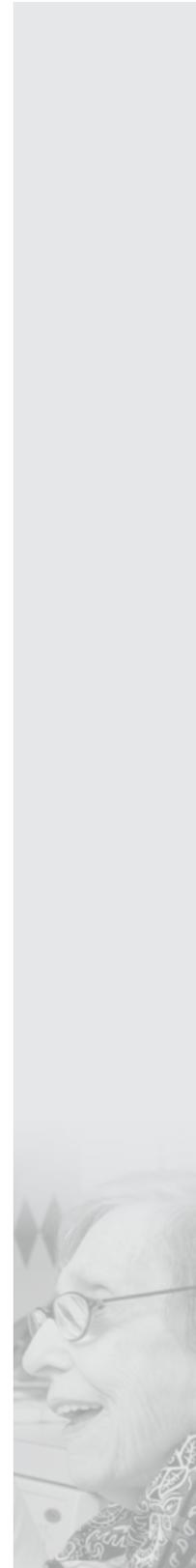
Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
02 – Abilene	Brownwood	011763	451707	Girling Hospice Texas by Harden Healthcare	01/30/2013	\$1,000.00		\$1,000.00	\$0.00
03 – Arlington	Arlington	010540	671564	Phoenix Hospice LP	07/15/2013	\$2,750.00		\$2,750.00	\$0.00
03 – Arlington	Dallas	012332	671569	Goodwin Hospice LLC	04/08/2013	\$1,250.00		\$1,250.00	\$0.00
03 – Arlington	Dallas	009235	451780	Hospice Plus	09/09/2011	\$1,250.00		\$1,250.00	\$0.00
03 – Arlington	Hurst	015508	671584	Heritage Hospice of Texas	06/17/2013	\$2,500.00		\$2,500.00	\$0.00
03 – Arlington	Terrell	015142	671766	Alinea Family Hospice Care LLC	01/03/2013	\$6,750.00			\$6,750.00
03 – Arlington	Waxahachie	008580	451743	Lighted Pathways Health Services Inc	08/27/2012	\$750.00		\$750.00	\$0.00
04 – Tyler	Tyler	014681	671547	Compass Hospice of East Texas LLC	09/24/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Bellaire	013631	451686	American Hospice Inc	08/10/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Conroe	009029	451568	Odyssey Hospice	12/19/2012	\$1,000.00		\$1,000.00	\$0.00
06 – Houston	Houston	010483	671576	Faith Hospice Care Inc	04/25/2013	\$3,250.00			\$3,250.00
06 – Houston	Houston	010227	671565	Foundation Careplus Group Inc	01/10/2013	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	013694	671686	Hallmark Hospice	04/15/2013	\$750.00		\$750.00	\$0.00
06 – Houston	Houston	010899	671559	Texas Home Health Hospice	02/01/2013	\$2,250.00		\$2,250.00	\$0.00
06 – Houston	Houston	006974	451536	Vitas Healthcare of Texas LP	01/23/2013	\$3,000.00		\$3,000.00	\$0.00
06 – Houston	Houston	006974	451536	Vitas Healthcare of Texas LP	05/03/2013	\$2,000.00		\$2,000.00	\$0.00
06 – Houston	Texas City	006964	451624	Amed Community Hospice	07/25/2011	\$1,250.00		\$1,250.00	\$0.00
06 – Houston	The Woodlands	014587	671649	Altus Hospice of North Houston, LP	04/22/2013	\$2,000.00		\$2,000.00	\$0.00
07 – Austin	Austin	011453	671631	Resolutions Hospice	09/06/2012	\$500.00		\$500.00	\$0.00
07 – Austin	Clifton	010595	671557	Hospice Sunset	01/17/2013	\$1,000.00		\$1,000.00	\$0.00
08 – San Antonio	San Antonio	014779		A Bliss Hospice Care	07/12/2013	\$3,750.00			\$3,750.00

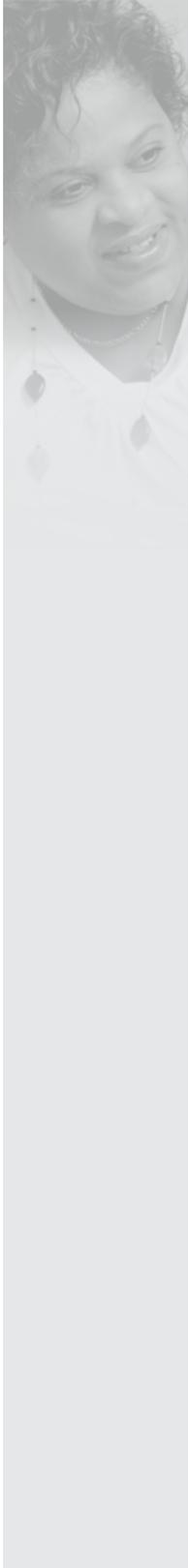
Hospice Administrative Penalties for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Visit Exit Date	Imposed	Assessed	Collected	Balance
08 – San Antonio	San Antonio	014588		Bee Caring Hospice LLC	12/17/2012	\$2,000.00		\$2,000.00	\$0.00
08 – San Antonio	San Antonio	012312	671550	Evercare Hospice & Palliative Care	05/31/2013	\$1,500.00		\$1,500.00	\$0.00
08 – San Antonio	San Antonio	012563	671533	Hearth to Heart Hospice of San Antonio LLC	08/27/2012	\$1,000.00			\$1,000.00
08 – San Antonio	San Antonio	004072	451563	Odyssey Hospice	09/11/2012	\$4,250.00		\$4,250.00	\$0.00
11 – Corpus Christi	Corpus Christi	014381		Harbor Hospice of Corpus Christi LP	04/08/2013	\$7,500.00			\$7,500.00
11 – Corpus Christi	Corpus Christi	008442	451786	Legacy Home Health Agency Inc	07/16/2012	\$3,000.00			\$3,000.00
11 – Corpus Christi	Mcallen	013000	671659	Gracia Hospice Care	02/20/2013	\$1,000.00			\$1,000.00
11 – Corpus Christi	San Benito	010588	671566	Amenity Hospice Inc	02/15/2013	\$13,750.00		\$13,750.00	\$0.00
Totals						\$73,750.00		\$47,500.00	
29 Total Hospice Agency Administrative Penalties Imposed									

Notes:

1. The Imposed column is the total amount of penalty after the state has reviewed and confirmed the administrative penalty citation and amount. This is the amount due and payable if no alternative amount results from an appeal held or settlement agreement reached.
2. The Assessed column is the amount due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount and due date have been decided, or the person accepts the determination by DADS or fails to respond to the notice letter in a timely manner.
3. The Collected column is the amount of money the facility has paid to DADS.
4. The Balance column is the amount of penalty the facility owes. These amounts do not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, this column is not totaled.





HCSSA Injunctive/Other Relief and Civil Penalty Referrals to the Office of the Attorney General for Fiscal Year 2013

DADS did not refer any HCSSA to the Office of the Attorney General for injunctive/other relief in fiscal year 2013.

Home Health Agency Denials of License Application for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Denial Date
03 – Arlington	Coppell	Denied	N/A	Axxess Home Health Services	07/21/2013
03 – Arlington	Coppell	Denied	N/A	Quality Care Nursing Home Health LLC	01/09/2013
03 – Arlington	Dallas	Denied	N/A	Healthlink Rx LLC	02/09/2013
03 – Arlington	Garland	Denied	N/A	Flomich Healthcare Services Inc	05/25/2013
03 – Arlington	Haslet	Denied	N/A	Jacob Healthcare Services LLC	06/02/2013
03 – Arlington	Irving	Denied	N/A	All Pro Health Services, LLC	07/21/2013
03 – Arlington	McKinney	Denied	N/A	Patient Servants Home Health Care LLC	03/01/2013
04 – Tyler	Tyler	Denied	N/A	Medjestic Health Care Inc	11/02/2012
05 – Beaumont	Beaumont	Denied	N/A	T B Health Care Services	06/07/2013
06 – Houston	Houston	Denied	N/A	Comfort Keepers #913	01/09/2013
06 – Houston	Houston	Denied	N/A	Eronchar Health Services Inc	07/17/2013
06 – Houston	Houston	Denied	N/A	Omni Healthcare Incorporated	08/27/2013
08 – San Antonio	San Antonio	Denied	N/A	Southwest Home Health Care Services of San Antonio	03/31/2013
10 – El Paso	El Paso	Denied	N/A	Individual Home Health Care LLC	06/02/2013
10 – El Paso	El Paso	Denied	N/A	Mission Personal Assistance Service Inc	02/28/2013
11 – Corpus Christi	McAllen	Denied	N/A	Agape Care Home Health Inc	11/09/2012
11 – Corpus Christi	Mission	Denied	N/A	A&R Vida	09/04/2012
17 Total Home Health Agency Denials of License Application					

Hospice Agency Denials of License Application for Fiscal Year 2013

DADS did not deny license application to any hospice agency in fiscal year 2013.

Home Health Agency Denials of License Renewal for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Denial Date
03 – Arlington	Richardson	013270		1st Aide Health Care Systems	10/03/2012
06 – Houston	Missouri City	007467	459307	CN Healthcare Services Inc	10/08/2012
08 – San Antonio	San Antonio	013405		Aarons Loving Arms Provider Service	12/14/2012
3 Total Home Health Agency Denials of License Renewal					

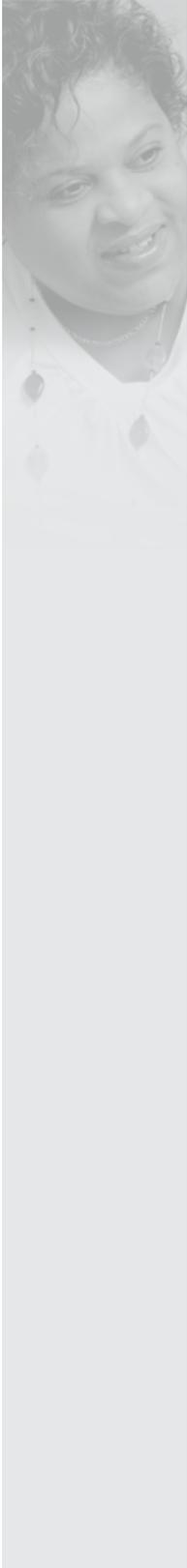
Hospice Agency Denials of License Renewal for Fiscal Year 2013

DADS did not deny license renewal to any hospice agency in fiscal year 2013.

Home Health Agency Expirations of License (in Lieu of Further Enforcement Action) for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Denial Date
03 – Arlington	Dallas	009834	677912	Beta Home Health Services Inc	07/19/2013
03 – Arlington	Irving	012925	679550	Come First Home Health Inc	06/01/2013
03 – Arlington	Rockwall	011906		My Generation Helper	05/29/2013
03 – Arlington	Rowlett	012465		Advicare Home Health Services Inc	03/01/2013
05 – Beaumont	China	005104	679012	Southeast Texas Homecare Specialists Inc	01/01/2013
06 – Houston	Houston	013777		Happy Helpers	01/17/2013
06 – Houston	Houston	012514		Pro Search Health Services LLC	02/28/2013
06 – Houston	Pearland	014018		Divine Connection Home Health	05/01/2013
06 – Houston	Pearland	013901		Jan Healthcare Services Inc	03/11/2013
11 – Corpus Christi	Laredo	012060		De Leon Primary Home Care Inc	06/01/2013
11 – Corpus Christi	Laredo	013703		Exceptional Nursing Care LLC	12/01/2012
11 Total Home Health Agency Expirations of License					





Hospice Agency Expirations of License (in Lieu of Further Enforcement Action) for Fiscal Year 2013

DADS did not accept any expirations of license (in lieu of further enforcement action) for a home health agency in fiscal year 2013.

Home Health Agency Immediate Suspension Orders for Fiscal Year 2013

DADS did not issue any immediate suspension orders for a home health agency in fiscal year 2013.

Hospice Agency Immediate Suspension Orders for Fiscal Year 2013

DADS did not issue any immediate suspension orders for a hospice agency in fiscal year 2013.

Home Health Agency Surrenders of License (in Lieu of Further Enforcement Action) for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Surrender Date
03 – Arlington	Arlington	014758		Alta Home Healthcare Services LLC	02/01/2013
03 – Arlington	Arlington	014296		Clavic Healthcare Services	06/19/2013
03 – Arlington	Dallas	014732		A & S Home Health Care	11/19/2012
03 – Arlington	Dallas	008508	679140	A Mission of Home Health Care Inc	08/06/2013
03 – Arlington	Dallas	015168		Golden Edge Health Care Services Inc	07/22/2013
03 – Arlington	Dallas	011930	747209	Metrochoice Home Health Inc	01/18/2013
03 – Arlington	Dallas	009768	677862	PTM Healthcare Services, Inc	10/22/2012
03 – Arlington	Desoto	015283		Prominent Health Care Solutions LLC	08/20/2013
03 – Arlington	Grand Prairie	009258	673173	Independent Care Home Health Agency	08/16/2013
03 – Arlington	Grand Prairie	012976		Olive Tree Healthcare Services Inc	10/25/2012
03 – Arlington	Mesquite	011360		Destined Healthcare Services Inc	07/23/2013
03 – Arlington	Plano	014833		Covenant Senior Services	01/22/2013
03 – Arlington	Plano	014754		Kidwell Services LLC	01/22/2013
03 – Arlington	Rowlett	013991		Ogosyd Home Health Agency Inc	08/05/2013
03 – Arlington	Southlake	014711		Aventura Home Health LLC	02/07/2013
04 – Tyler	Van	014810		Health at Home Inc	03/25/2013
06 – Houston	Dickinson	012138		Home Helpers Franchising Systems	10/23/2012
06 – Houston	Fresno	013687		Hallelujah Home Health Agency a Limited Liability Company	11/30/2012
06 – Houston	Houston	014780		Compcare Home Health LLC	05/20/2013
06 – Houston	Houston	007149		Northeast Nursing Service and Primary Home Care HMO Inc	02/01/2013
06 – Houston	Houston	008986	457844	Prime Home Health Inc	04/11/2013
06 – Houston	Texas City	014498		Apex Home Health	12/05/2012
07 – Austin	Austin	012589		Homewatch Caregivers Serving Austin	01/23/2013
08 – San Antonio	San Antonio	014383		Sencare Corporation	02/25/2013
11 – Corpus Christi	Corpus Christi	014215		Family First Solutions	03/27/2013
11 – Corpus Christi	La Feria	014853		R&T Home Care LLC	01/29/2013
26 Total Home Health Agency Surrenders of License					



Hospice Agency Surrenders of License (in Lieu of Further Enforcement Action) for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Surrender Date
08 – San Antonio	San Antonio	014293		Home Health Endeavors LLC	01/09/2013
11 – Corpus Christi	McAllen	014292		St Anthony's Hospice Inc	05/17/2013
2 Total Hospice Agency Surrender of License					

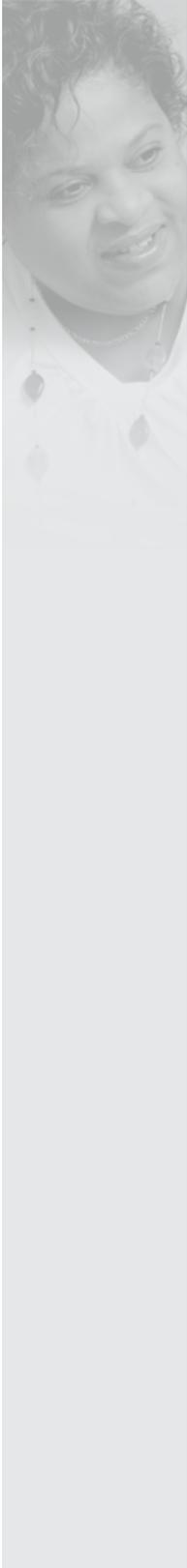
Home Health Agency Revocations of License for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Date Revoked
03 – Arlington	Arlington	014952		Abella Home Care Services Inc	06/21/2013
03 – Arlington	Balch Springs	014379		New Dawn Home Health Services Inc	01/03/2013
03 – Arlington	Dallas	014751		Ascentia Healthcare Incorporated	02/11/2013
03 – Arlington	Dallas	014413		Avaya Home Health Services LLC	09/24/2012
03 – Arlington	Duncanville	014589	677857	Omegacare Home Health Services Inc	11/08/2012
03 – Arlington	Forney	014134		Annel Healthcare Services LLC	08/10/2013
03 – Arlington	Fort Worth	015012		Peacemakers	05/26/2013
03 – Arlington	Garland	012759	679742	Abode Home Health Care	01/09/2013
03 – Arlington	Grand Prairie	014959		Sunlight Health Services LLC	05/10/2013
03 – Arlington	Grand Prairie	014324		VN Health Care Services Inc	09/04/2012
03 – Arlington	Irving	014597		Liberty Dialysis Irving	10/21/2012
03 – Arlington	Irving	014361		Valley Trail Home Healthcare Agency LLC	11/28/2012
03 – Arlington	Lancaster	014703		Babygrace Home Health Inc	05/10/2013
03 – Arlington	Little Elm	013981		Pleasant Home Care Services LLC	05/10/2013
03 – Arlington	Mesquite	015214		Chisca Health Care Services Inc	08/05/2013
03 – Arlington	Plano	014616		Compass Homecare LLC	10/24/2012
06 – Houston	Houston	014871		G & R Total Cares	04/01/2013

Home Health Agency Revocations of License for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Date Revoked
06 – Houston	Houston	002042	457150	Lanoitan Home Health Care of Texas Inc	03/25/2013
06 – Houston	Houston	014595		Living Home Care, LLC	11/26/2012
06 – Houston	Houston	014322		Loveable Home Inc	04/17/2013
06 – Houston	Houston	013918		Nurturing Strategies Homecare Solutions LLC	09/21/2012
06 – Houston	Houston	014454		Shafy Home Health LLC	05/24/2013
06 – Houston	Houston	014929		Sisters Who Care Home Health Services	04/24/2013
06 – Houston	Richmond	014092		Essentia Healthcare Incorporated	09/27/2012
08 – San Antonio	New Braunfels	014133		Griswold Special Care	10/06/2012
08 – San Antonio	San Antonio	013405		Aarons Loving Arms Provider Service	12/14/2012
08 – San Antonio	San Antonio	014609		Generations Companion Care LLC	04/04/2013
08 – San Antonio	San Antonio	015173		Texas Health Resources	08/14/2013
08 – San Antonio	San Antonio	013271		The Nurture Group	12/10/2012
08 – San Antonio	Universal City	014504		Anointed Hands Home Health Care Service	01/31/2013
11 – Corpus Christi	Beeville	010702	743130	Tranquility Home Health Inc	03/04/2013
11 – Corpus Christi	Edinburg	009206	673154	South Texas Health Care	12/08/2012
11 – Corpus Christi	Laredo	014210		E & A Primary Home Care	05/08/2013
11 – Corpus Christi	McAllen	010662		En Mi Casa Primary Home Care Inc	09/08/2012
11 – Corpus Christi	McAllen	014756		Ms Daisy Home Care LLC	06/04/2013
11 – Corpus Christi	McAllen	012262		Sol Del Valle Primary Home Care Inc.	07/08/2013
11 – Corpus Christi	Pharr	014591		Belen Home Care Services	11/23/2012
11 – Corpus Christi	Roma	014196		Helping Hands Primary Homecare Inc	09/12/2012
11 – Corpus Christi	Weslaco	014656		JNO Home Care LLC	04/04/2013
39 Total Home Health Agency Revocations of License					





Hospice Agency Revocations of License for Fiscal Year 2013

Region	City	License Number	CMS Number	Agency	Date Revoked
04 - Tyler	Texarkana	013530		A Legacy of Home Health Care Services and Hospice LLC	08/16/2013
06 - Houston	Houston	012645	671577	Mission Hospice of Houston LLC	11/21/2012
06 - Houston	Houston	014525		West Houston Hospice Care	12/06/2012
08 - San Antonio	San Antonio	015132		RCES, Inc	08/14/2013
4 Total Hospice Agency Revocations of License					

HCSSA Complaint and Incident Intakes

Complaints

A complaint allegation is an assertion that a requirement of state licensure or federal certification has been violated and can come directly from individuals or residents, family members, health care providers, advocates, law enforcement, and other state agencies. Report sources may be oral or written.

Incidents

An incident is an allegation of abuse, neglect or misappropriation of property; an allegation of conduct or a condition resulting in the exploitation of consumers; or any act allegedly perpetrated by agency staff and reported by agency management or other agency staff.

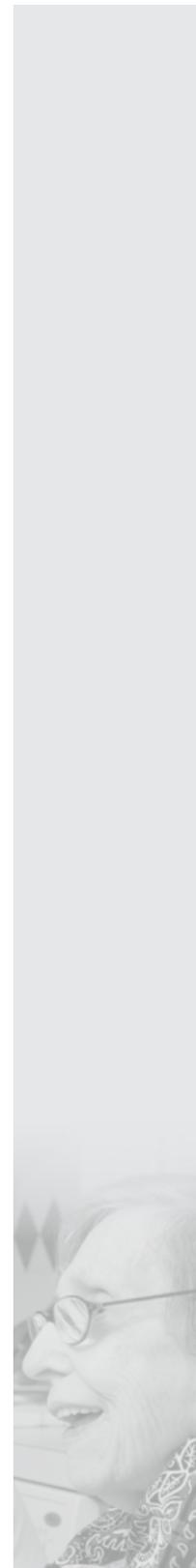
Priority Assignment

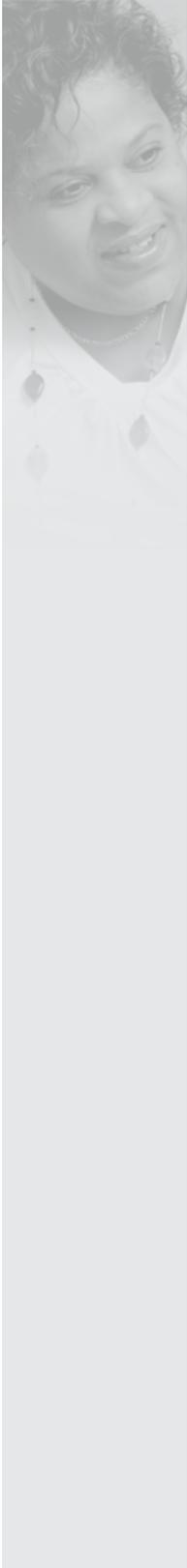
DADS evaluates each intake based on its own unique circumstances and assigns priorities accordingly. When timeliness is crucial to the health and safety of a consumer(s), such as in a situation of heating or air conditioner equipment failure (if the consumer is in an inpatient hospice unit), alleged staff walkout, etc., an investigation may be initiated immediately by telephone, regardless of the priority code assignment. After the initial telephone contact, an on-site visit is conducted according to the time frame specified by the priority assignment. The priorities that can be assigned to a HCSSA are:

- On or before 2 working days.
- On or before 10 working days.
- On or before 45 calendar days.
- On or before 45 working days.
- On or before 90 working days.
- Next on-site.
- Desk review.
- Withdrawn.
- Not applicable.

On or Before 2 Working Days

Immediate response by Regulatory Services is warranted because a HCSSA provider allegedly created or allowed a present and ongoing situation in which the provider's noncompliance with one or more requirements of licensure or certification has





failed to protect consumers or has caused, or is likely to cause, serious injury, harm, impairment or death to a consumer.

On or Before 10 Working Days

Alleged provider noncompliance may have or has a high potential to cause harm that affects a consumer's mental, physical or psychosocial well-being and is of such consequence that a rapid response by Regulatory Services is indicated. The complaint allegation(s) asserts that one or more of the following exist:

- Nursing care was not delivered as planned to a consumer with a present and ongoing need for nursing care.
- There was a break in service for skilled services for Community Care for the Aged and Disabled – Community Based Alternatives, Community Living Assistance and Support Services, or Deaf Blind/Multiple Disability waiver consumers.
- Agency personnel were not available to the consumers during normal operating hours.
- The consumer sustained harm from improper or inadequate care and service provision.
- Immediate threat to health and safety has been removed, but the situation poses a continued threat to consumers.

On or Before 45 Calendar Days

This priority applies only to HCSSA Joint Commission or Community Health Accreditation Program (CHAP) deemed agencies with CMS Regional Office authorization.

A provider's alleged noncompliance with one or more requirements of licensure or certification has a low potential for more than minimal harm or physical, mental or psychosocial harm that did not directly impact consumer/resident health and safety and functional status; this priority may also be assigned for alleged violations of regulations that do not directly impact consumer or resident health and safety.

On or Before 45 Working Days

The allegation(s) asserts that one or more of the following exist:

- Noncompliance with one or more requirements of licensure or certification that has a low potential for more than minimal harm or resulted in physical, mental or psychosocial harm that did not directly impact consumer health and safety.
- Financial insolvency without alleged impact on consumers.
- Inaccurate clinical records.

On or Before 90 Working Days

The complaint allegation(s) asserts that an agency is providing home health services (hiring and sending out nurses to provide skilled nursing services or hiring and sending out aides to provide personal assistance services) without a license.

Next On-site

This priority replaced “on or before 120 working days” during fiscal year 2008. The complaint allegation(s) asserts that one or more of the following exist:

- Discharge without proper notice.
- Illegal remuneration (i.e., solicitation or kickbacks).
- Personal assistance services not being provided when the situation does not pose a serious threat to the consumer’s health and safety.
- Consumer rights violations.
- Billing irregularities.

Desk Review

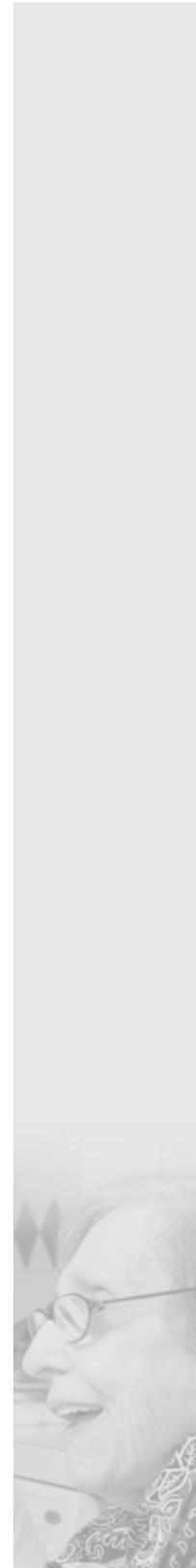
DADS uses desk reviews for off-site investigation of HCSSA self-reported incidents. If further investigation is warranted to ensure compliance with federal, state or local laws, regional staff schedule an on-site investigation. Whether investigation is by desk review or on-site, it must be completed on or before 120 working days.

Withdrawn

A complaint report filed with DADS is withdrawn at the request of the complainant, except when abuse, neglect or exploitation is alleged. Please refer to Survey & Certification Clarification 03-08 (www.dads.state.tx.us/business/ltc-policy/communications/SCC/2003/scc03_08.pdf).

Not Applicable

DADS determines it has no jurisdiction to investigate a complaint or a referral, or a report to another agency, board or entity is required.



HCSSA All Intakes by Priority and Region for Fiscal Year 2013

Intake Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 2 working days	0	0	23	4	3	16	4	9	0	3	10	72
On or before 10 working days	6	7	75	12	7	65	22	38	2	8	26	268
On or before 45 working days	37	24	435	60	20	324	114	116	9	31	155	1,325
On or before 90 working days	0	1	11	5	0	6	5	4	0	3	3	38
Next on site	12	19	150	59	22	162	67	68	15	19	107	700
Desk review	99	164	737	296	92	480	339	477	76	82	477	3,319
Withdrawn	0	1	6	3	0	6	2	6	0	0	0	24
Not applicable	42	35	257	34	21	204	110	102	28	51	119	1,003
Total	196	251	1,694	473	165	1,263	663	820	130	197	897	6,749

HCSSA Complaints by Priority and Region for Fiscal Year 2013

Complaint Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 2 working days	0	0	20	4	2	16	4	8	0	3	9	66
On or before 10 working days	6	7	57	12	7	53	19	33	2	5	20	221
On or before 45 working days	25	22	189	37	16	196	76	85	9	17	115	787
On or before 90 working days	0	1	11	5	0	6	5	4	0	3	3	38
Next on site	12	19	148	26	8	159	66	68	15	19	105	645
Withdrawn	0	1	6	3	0	6	2	6	0	0	0	24
Not applicable	10	18	76	6	4	75	30	19	5	4	27	274
Total	53	68	507	93	37	511	202	223	31	51	279	2,055

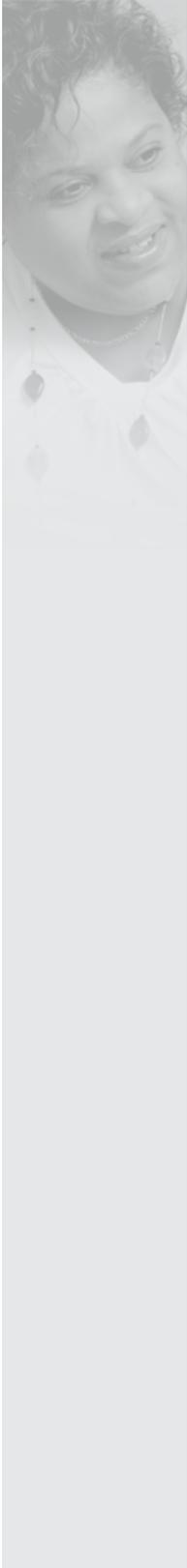
Note: The intake priority "Desk review" does not apply to HCSSA complaint intakes.

HCSSA Incidents by Priority and Region for Fiscal Year 2013

Incident Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 2 working days	0	0	3	0	1	0	0	1	0	0	1	6
On or before 10 working days	0	0	18	0	0	12	3	5	0	3	6	47
On or before 45 working days	12	2	246	23	4	128	38	31	0	14	40	538
Desk review	99	164	737	296	92	480	339	477	76	82	477	3,319
Next on site	0	0	2	33	14	3	1	0	0	0	2	55
Not applicable	32	17	181	28	17	129	80	83	23	47	92	729
Total	143	183	1,187	380	128	752	461	597	99	146	618	4,694

Note: The intake priorities “On or before 90 working days” and “Withdrawn” do not apply to HCSSA incident intakes.



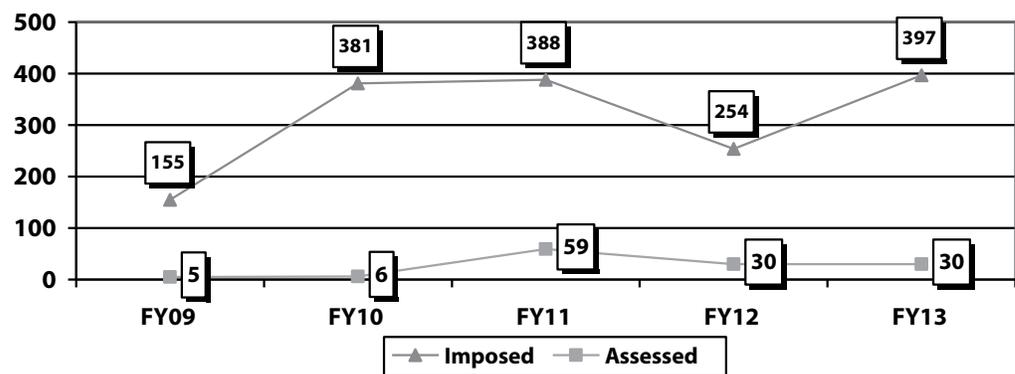


HCSSA Actions Compared Over Multiple Fiscal Years

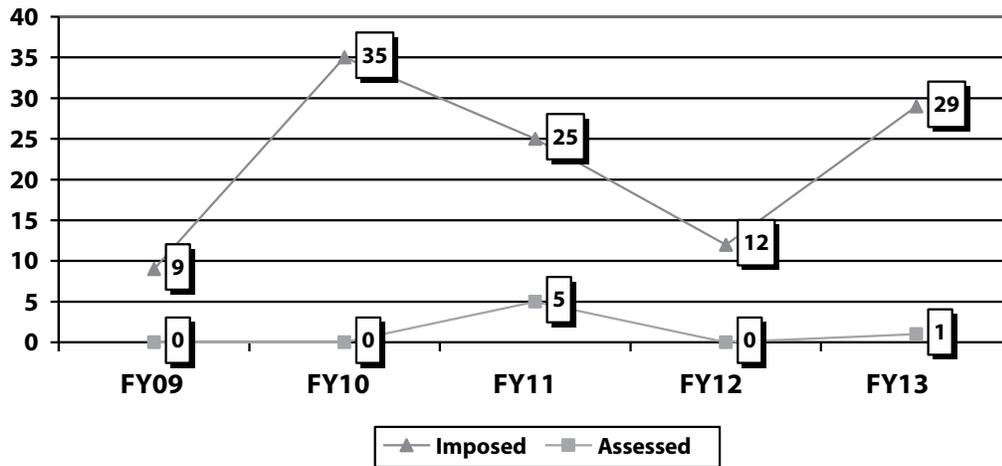
This section contains the following charts for comparison between fiscal year 2013 and earlier fiscal years.

- Home Health Agency Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013.
- Hospice Agency Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013.
- Home Health Agency License Application Denials Proposed and Denials for Fiscal Years 2009-2013.
- Home Health Agency License Renewal Denials Proposed and Denials for Fiscal Years 2009-2013.
- Hospice Agency License Renewal Denials Proposed and Denials for Fiscal Years 2009-2013.
- HCSSA Expirations of License In Lieu of Further Enforcement Action for Fiscal Years 2009-2013.
- HCSSA Surrenders of License In Lieu of Further Enforcement Action for Fiscal Years 2009-2013.
- Home Health Agency License Revocations Proposed and Revocations for Fiscal Years 2009-2013.
- Hospice Agency License Revocations Proposed and Revocations for Fiscal Years 2009-2013.
- HCSSA Complaint and Incident Intakes for Fiscal Years 2009-2013.

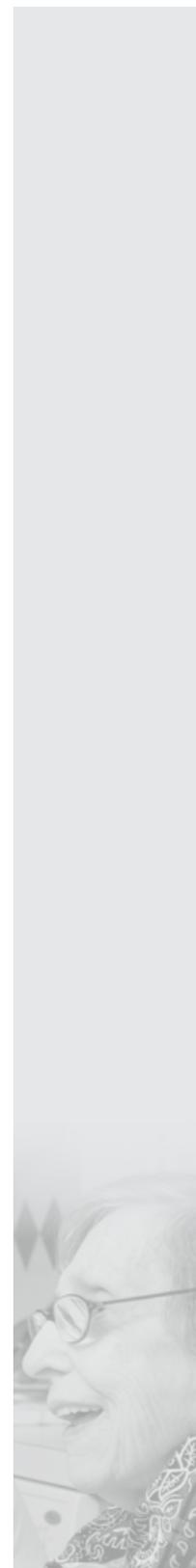
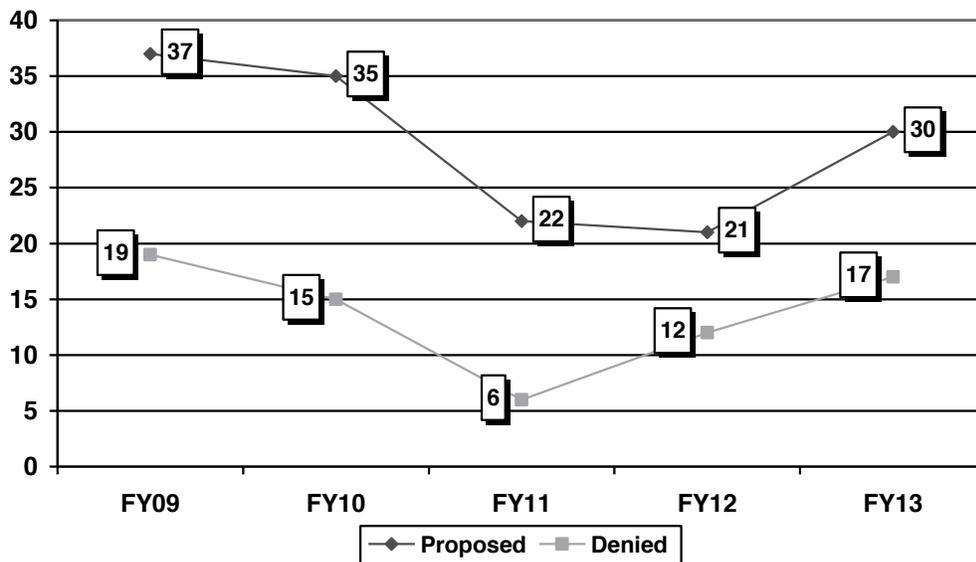
Home Health Agency Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013

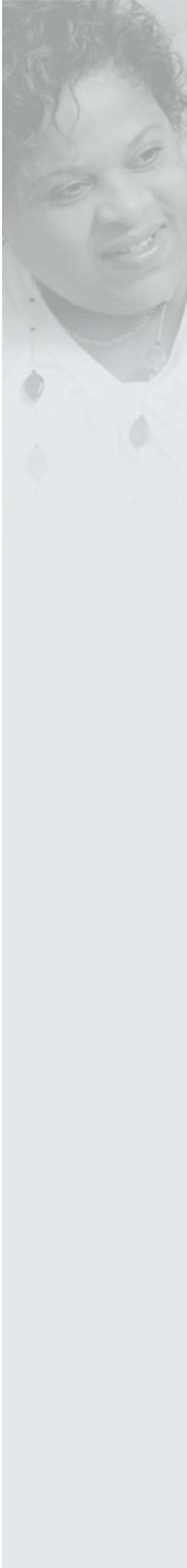


Hospice Agency Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013

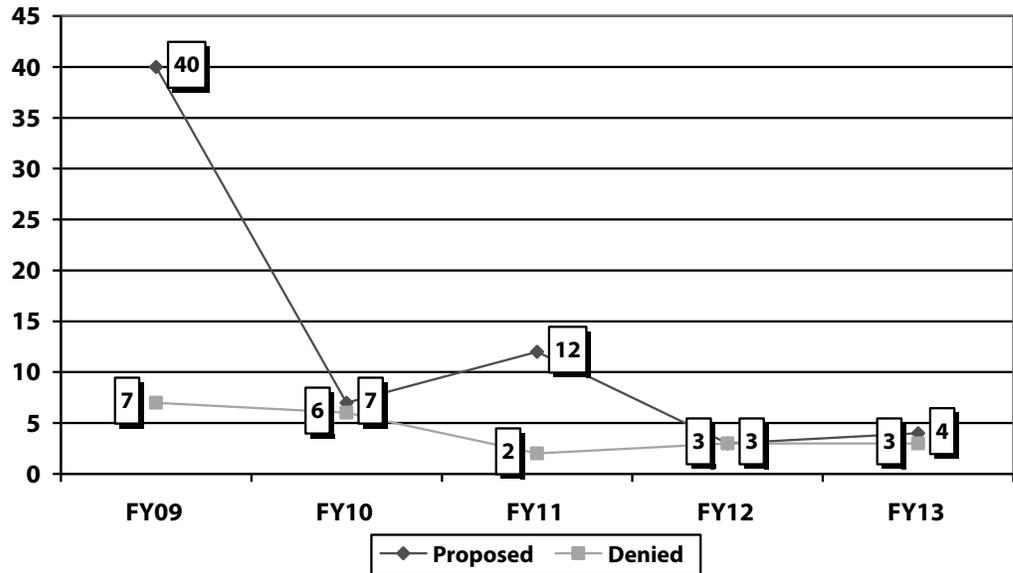


Home Health Agency License Application Denials Proposed and Denials for Fiscal Years 2009-2013

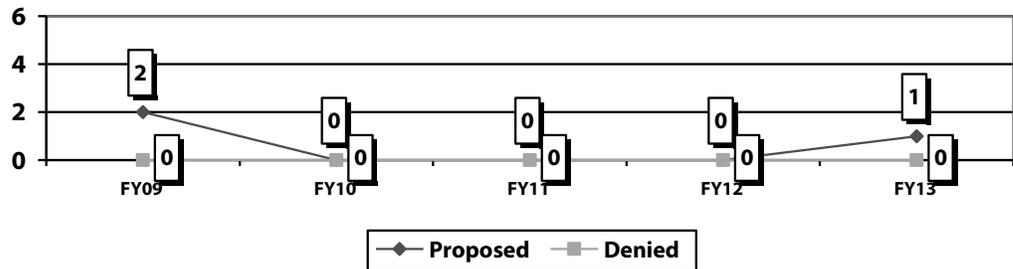




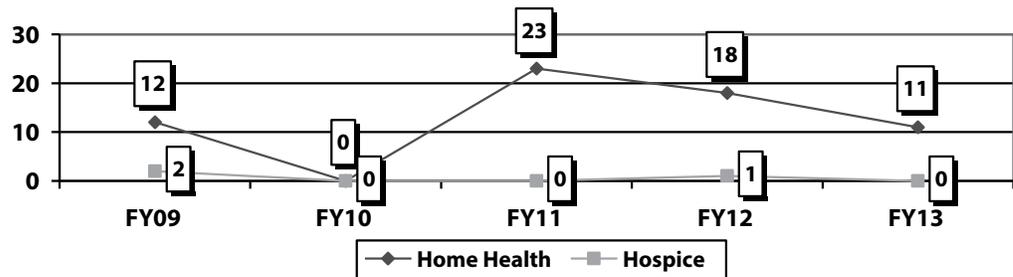
Home Health Agency License Renewal Denials Proposed and Denials for Fiscal Years 2009-2013



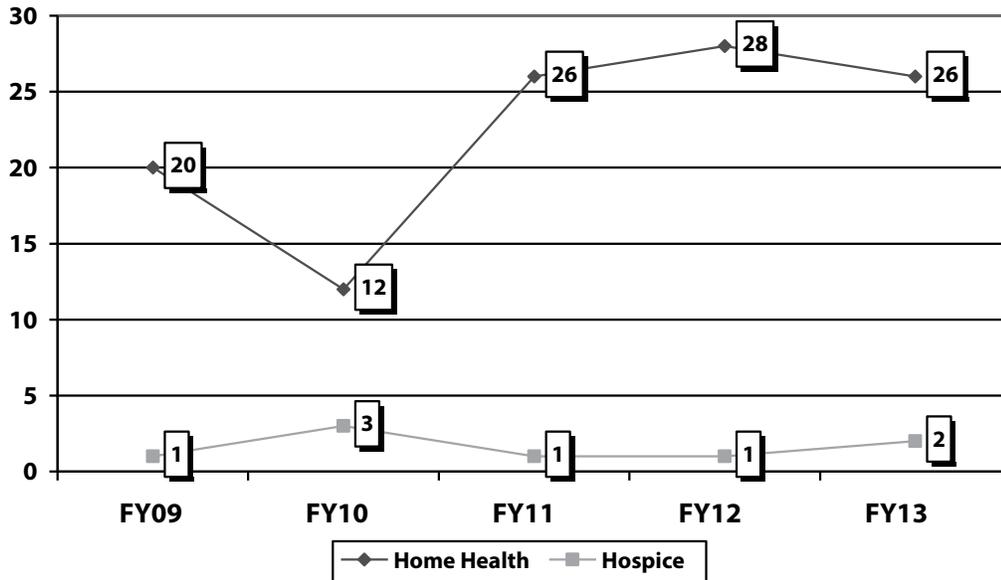
Hospice Agency License Renewal Denials Proposed and Denials for Fiscal Years 2009-2013



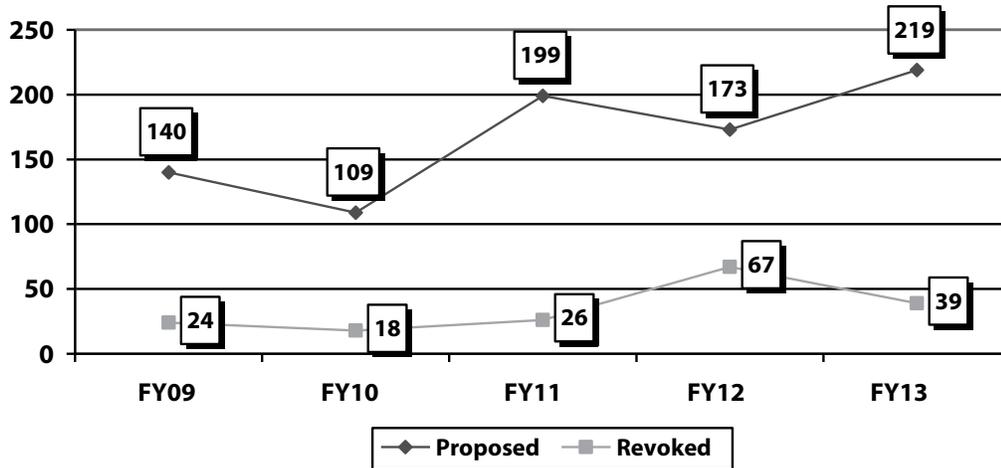
HCSSA Expirations of License In Lieu of Further Enforcement Action for Fiscal Years 2009-2013

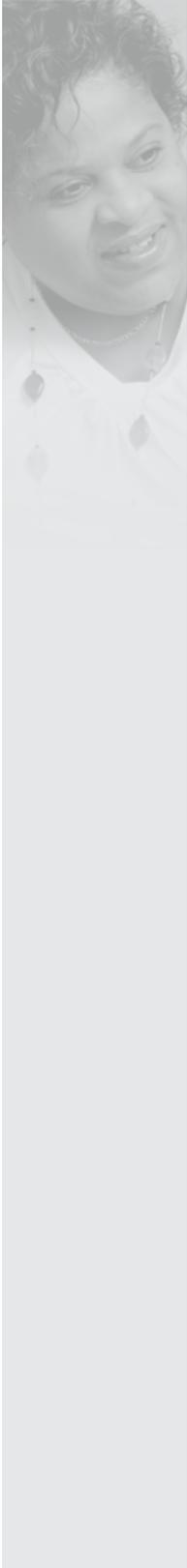


HCSSA Surrenders of License In Lieu of Further Enforcement Action for Fiscal Years 2009-2013

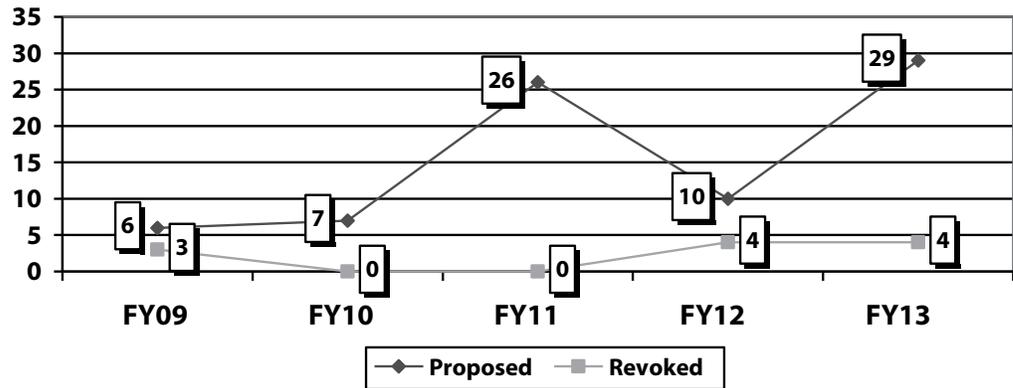


Home Health Agency License Revocations Proposed and Revocations for Fiscal Years 2009-2013

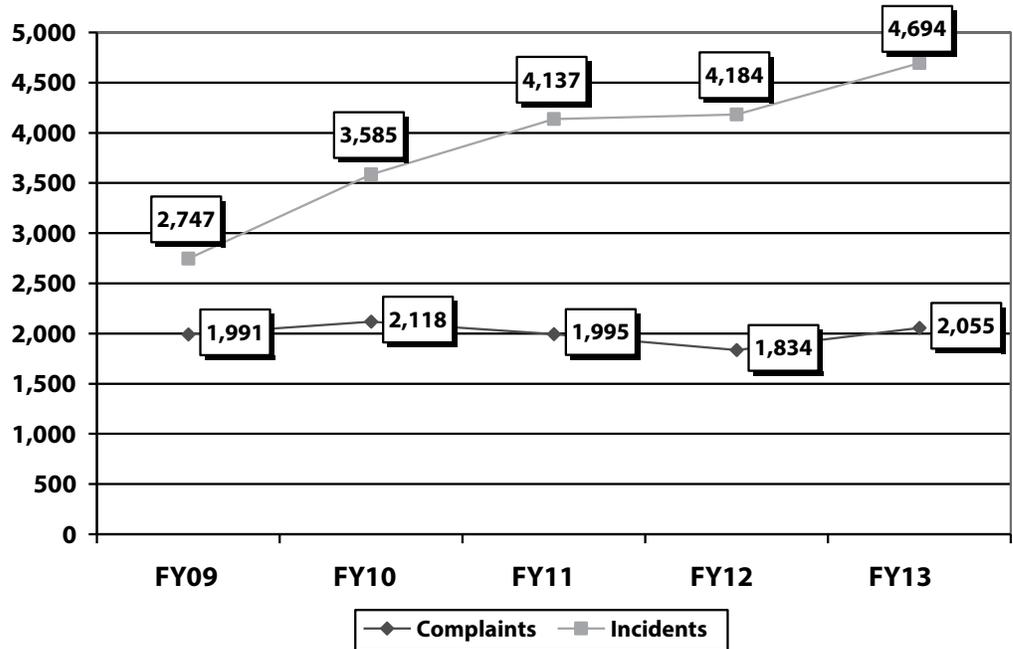




Hospice Agency License Revocations Proposed and Revocations for Fiscal Years 2009-2013



HCSSA Complaint and Incident Intakes for Fiscal Years 2009-2013



Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Condition Section



Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions Actions

The table on page 138 contains information relating to Chapter 252, Health and Safety Code, licensed intermediate care facility for individuals with an intellectual disability (ICF/IID) actions, by category, for fiscal year 2013.

Administrative Penalties

Basis for imposing

DADS may assess an administrative penalty against a facility that violates Chapter 252, Health and Safety Code, or a rule, standard or order adopted, or license issued, under Chapter 252.

Imposed

An action can be recommended:

- by the regional survey/investigation team and supported during enforcement review, or
- by the regional or state office Regulatory Services staff, considering the survey/investigation findings or evaluating the facility's past history/performance.

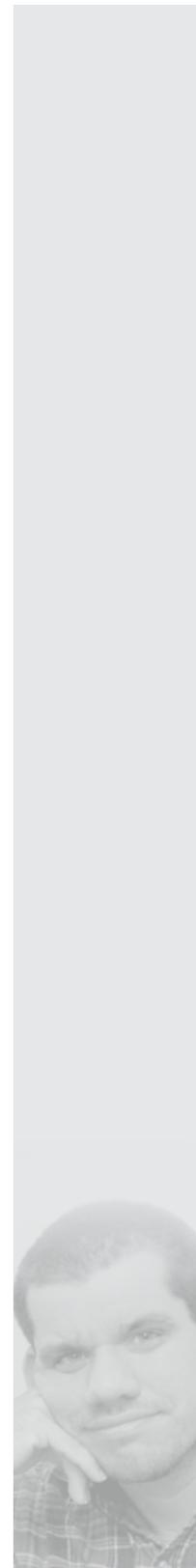
DADS imposes the action when the administrative penalty recommendation has been reviewed and confirmed by state office staff. The facility is formally notified of the administrative penalty citation and the penalty amount. Additionally, the notice includes information about the appeal process available to the facility.

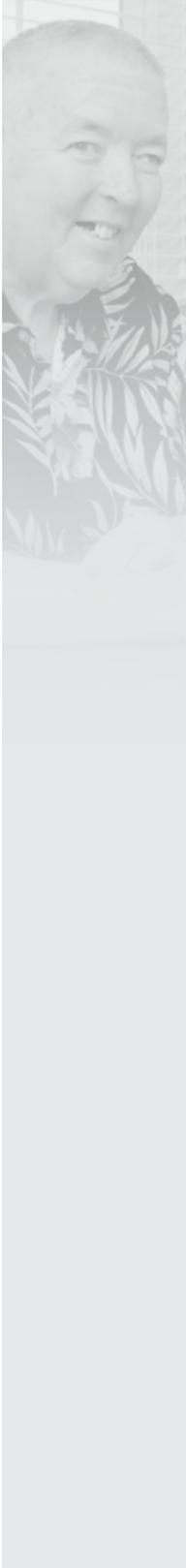
Assessed

Penalties assessed are the final actions after the appeal process has been completed (or an agreement to settle has been reached) and a final amount and due date have been decided, or the person accepts the determination by DADS or fails to respond to the notice letter in a timely manner. The facility is notified of the amount to be paid and the date payment is due. A lump sum payment or a monthly payment plan may be agreed upon during the appeal or settlement process.

Injunctive/Other Relief and Civil Penalties

Injunctive/other relief and civil penalty cases are referred to the Office of the Attorney General for action. When a case is resolved through settlement, a portion of the payment





is designated a civil penalty and normally deposited to General Revenue. The Office of the Attorney General receives the portion designated as attorney fees and costs.

One or more survey/investigative visits may result in a recommendation for civil penalties for a facility depending on the findings. These visits are generally consolidated into one case per facility for referral.

A civil penalty may be awarded if the facility violates a licensing rule and DADS determines that the violation creates a threat to the health and safety of a resident.

Amelioration of Violations

In certain situations, the commissioner of DADS may allow, in lieu of demanding payment of an administrative penalty, the use (under the supervision of DADS) of any portion of the penalty to ameliorate the violation or to improve services (other than administrative services) in the facility affected by the violation.

Trusteeships

DADS, through the Office of the Attorney General, may petition a court of competent jurisdiction for the involuntary appointment or appointment by agreement of a trustee to operate a facility if one or more of the following conditions exist:

- The facility is operating without a license.
- The facility's license has been suspended or revoked.
- License suspension or revocation procedures against a facility are pending and an imminent threat to the health and safety of the residents exists.
- An emergency exists that presents an immediate threat to the health and safety of the residents.
- The facility is closing (whether voluntarily or through an emergency closing order), and arrangements for relocation of the residents to other licensed/certified ICFs/IID or into ICF/IID waiver programs have not been made before closure.

Emergency Suspension and Closing Orders

DADS will suspend a facility's license or order an immediate closing of all or part of the facility if:

- DADS finds that the facility is operating in violation of licensure rules, or
- the violation creates an immediate threat to the health and safety of a resident.

The order suspending a license or closing a part of a facility is immediately effective on the date the license holder receives written notice or on a later date specified in the order. This suspension of a license may occur simultaneously with any other enforcement provision available to DADS. The order is effective for 10 days.

Denials of License

DADS may deny a facility's license when the facility does not meet licensure rules or when the facility fails to maintain compliance with these rules on a continuous basis.

DADS may deny a facility's license if an applicant, manager or affiliate:

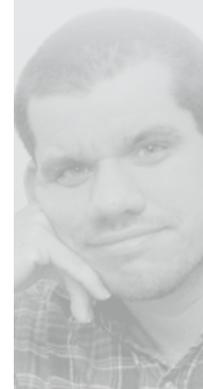
- substantially fails to comply with licensure requirements and/or has violations that posed or pose a serious threat to health and safety, or fails to maintain compliance on a continuous basis;
- aids, abets or permits a substantial violation of Chapter 252;
- fails to submit required information and documents needed to complete the application process or provides false or fraudulent information;
- fails to pay certain fees;
- has had a license revoked, has been debarred or excluded, has an unsatisfied final judgment, has been decertified or evicted, has a license suspended, or has a criminal conviction; or
- is subject to denial or refusal as described in 40 TAC Chapter 99.

Revocations of License

DADS may revoke a facility's license if the department finds that the license holder has violated the requirements established under Chapter 252, Health & Safety Code, and that violation jeopardizes the health and safety of residents, is repeated, or is a substantial violation of Chapter 252.

DADS may also revoke a facility's license if the license holder submitted false or misleading statements in the application for license, used subterfuge or other evasive means to obtain a license, concealed a material fact or failed to disclose information that would have been the basis for denial, or received monetary or other remuneration from a person or agency that furnishes services or materials to the facility for a fee.

The revocation of a license may occur simultaneously with any other enforcement provision available to DADS.



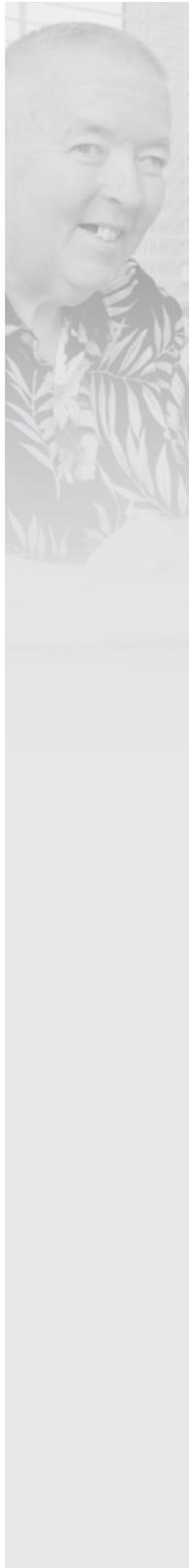
Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Condition Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Administrative penalties	Imposed	0	0	3	1	0	3	6	1	0	0	1	15
Administrative penalties (1)	Assessed	0	0	1	0	0	1	0	0	0	0	0	2
Injunctive/other relief and civil penalties (2)	Referred	0	0	0	0	0	0	1	0	0	0	0	1
Amelioration of violations	Approved	0	0	0	0	0	0	0	0	0	0	0	0
Amelioration of violations	Denied	0	0	2	1	0	0	0	0	0	0	0	3
Trusteeships	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Emergency suspension and closing orders	Ordered	0	0	0	0	0	0	1	0	0	0	0	1
Denials of license (3)	Proposed	0	0	0	0	0	1	0	0	0	0	0	1
Denials of license (3)	Denied	0	0	0	0	0	0	0	0	0	0	0	0
Revocations of license (3)	Proposed	0	0	0	0	0	0	0	0	0	0	0	0
Revocations of license (3)	Revoked	0	0	0	0	0	0	0	0	0	0	0	0

Notation 1: Assessed administrative penalties can include final actions on penalties imposed in a previous fiscal year.

Notation 2: DADS refers injunctive/other relief and civil penalty requests to the Office of the Attorney General.

Notation 3: Denied and revoked actions can include final actions on cases proposed in a previous fiscal year.

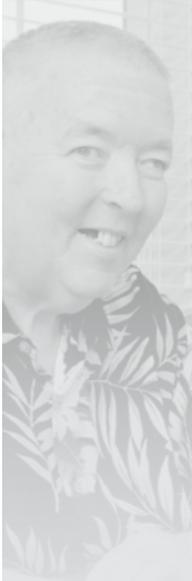


ICF/IID Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
03 – Arlington	Cleburne	003924	Spruce House	12/21/2012	\$5,000.00		\$5,000.00	\$0.00	N
03 – Arlington	Fort Worth	007544	Country Manor Community Home	04/23/2013	\$1,000.00		\$1,000.00	\$0.00	N
03 – Arlington	Plano	007493	Longhorn Community Home	11/15/2012	\$1,000.00		\$1,000.00	\$0.00	N
04 – Tyler	Palestine	003685	Maverick Community Home	02/27/2013	\$5,000.00		\$5,000.00	\$0.00	N
06 – Houston	Baytown	003605	Kilgore House	03/22/2013	\$5,000.00	\$3,750.00	\$3,750.00	\$0.00	Y
06 – Houston	Houston	007548	April Wind House	03/14/2013	\$5,000.00		\$0.00	\$5,000.00	Y
06 – Houston	Houston	003888	Sable Lane Community Home	03/29/2013	\$5,000.00		\$0.00	\$5,000.00	N
07 – Austin	Austin	003752	Allandale	07/09/2013	\$1,000.00		\$1,000.00	\$0.00	N
07 – Austin	Austin	007599	Blarwood	08/07/2013	\$1,000.00		\$0.00	\$1,000.00	N
07 – Austin	Austin	007210	Brantley Cove	06/10/2013	\$4,000.00		\$0.00	\$4,000.00	N
07 – Austin	San Marcos	003650	McCarty House		\$5,000.00		\$5,000.00	\$0.00	N
07 – Austin	San Marcos	003919	Mockingbird Villa	11/03/2012	\$5,000.00		\$5,000.00	\$0.00	N
07 – Austin	San Marcos	003874	Rio Blanco	02/22/2013	\$5,000.00		\$5,000.00	\$0.00	N
08 – San Antonio	San Antonio	007420	Whisper Valley	04/24/2013	\$5,000.00		\$0.00	\$5,000.00	N
11 – Corpus Christi	Alice	007309	Reynolds Home	04/11/2013	\$1,000.00		\$1,000.00	\$0.00	N
Total					\$54,000.00	\$3,750.00	\$32,750.00		
15 Total ICF/IID Administrative Penalties Imposed									

Notes:

1. The Imposed column is the total amount of penalty after the state has reviewed and confirmed the administrative penalty citation and amount. This is the amount due and payable if there is no alternative amount resulting from an appeal held or settlement agreement reached.
2. The Assessed column is the amount of penalty due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or if the person charged consents to the penalty or does not respond timely to the notice of the penalty.
3. The Collected column is the amount of money the facility has paid to DADS.
4. The Balance column is the amount of penalty the facility owes. These amounts do not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, there is no total for this column. An administrative penalty with a negative balance may indicate an overpayment or that the penalty was rescinded after payment.
5. The H column stands for Hearing, and a “Y” in this column indicates the facility requested a hearing on the violation. Once a facility requests and meets the criteria for a hearing on the violation, the case results will be pending until the appeal process is complete. An “N” indicates the facility did not request a hearing.



ICF/IID Injunctive/Other Relief and Civil Penalty Referrals to the Office of the Attorney General for Fiscal Year 2013

Region	City	Vendor Number	Facility	Date Referred
07 – Austin	San Marcos	003992	Bishop House	10/02/2012
1 Total ICF/IID Injunctive/Other Relief and Civil Penalty Referral to the Attorney General				

ICF/IID Amelioration of Violations for Fiscal Year 2013

Region	City	Vendor Number	Facility	Decision Date	Decision
03 – Arlington	Cleburne	003924	Spruce House	03/22/2013	Denied
03 – Arlington	Plano	007493	Longhorn Community Home	03/22/2013	Denied
04 – Tyler	Palestine	003685	Maverick Community Home	05/22/2013	Denied
3 Total ICF/IID Amelioration Requests Processed					

ICF/IID Trusteeships for Fiscal Year 2013

DADS did not place a trustee in an ICF/IID in fiscal year 2013.

ICF/IID Emergency Suspension and Closing Orders for Fiscal Year 2013

Region	City	Vendor Number	Facility	Order Date
07 – Austin	San Marcos	003992	Bishop House	10/08/2012
1 Total ICF/IID Emergency Suspension and Closing Order Issued				

ICF/IID License Denials and Revocations Proposed for Fiscal Year 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
06 – Houston	Cypress	003909	Northwest Villa Community Home	Deny Renewal			Rescinded
1 Total ICF/IID License Denial Proposed							

Notes:

Status column values:

1. Rescinded – DADS withdrew the proposed action.

ICF/IID Complaint and Incident Intakes

Complaints

A complaint allegation is an assertion that a requirement of state licensure or federal certification has been violated and can come directly from individuals or residents, family members, health care providers, advocates, law enforcement, and other state agencies. Report sources may be oral or written.

Incidents

An incident is an official notification to the state survey agency by the facility owner, administrator, designee or any employee of the facility who has cause to believe that the physical or mental health of an individual has been or may be adversely affected by abuse, neglect, exploitation, or other unusual events or occurrences in accordance with Chapter 252, Health and Safety Code; 40 TAC §90.212(b)(1) or the Memorandum of Understanding between DADS and the Texas Department of Family and Protective Services.

Priority Assignment

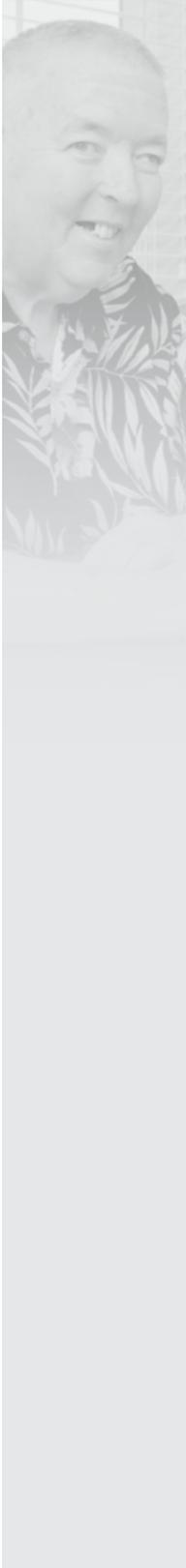
DADS evaluates each complaint based on its own unique circumstances and assigns priorities accordingly. When timeliness is crucial to the health and safety of a consumer(s), such as imminent transfer or discharge, heating or air conditioner equipment failure, alleged staff walkout, etc., an investigation may be initiated immediately by telephone, regardless of the priority code assignment. After the initial telephone contact, an on-site visit is conducted according to the time frame specified by the priority assignment. The priorities available for an ICF/IID facility are:

- On or before 24 hours.
- On or before 14 calendar days.
- On or before 45 calendar days.
- Professional review.
- Financial.
- Withdrawn.
- Not required.

On or Before 24 Hours

Immediate response by Regulatory Services is warranted because a provider allegedly created or allowed a present and ongoing situation in which the provider's noncompliance with one or more requirements of licensure or certification has failed to protect consumers from abuse, neglect or mistreatment or has caused, or is likely to cause, serious injury, harm, impairment or death to a consumer.





On or Before 14 Calendar Days

The present or ongoing threat of continued abuse, neglect or mistreatment has been removed. The consumer(s) is no longer in imminent danger; however, the provider's alleged noncompliance with one or more requirements of licensure or certification may have or has a high potential to cause harm that impacts a consumer's mental, physical or psychosocial status and is of such consequence that a rapid response by Regulatory Services is indicated. There is evidence or suspicion that system(s) failure contributed to or brought on the threat. Usually, specific rather than general information (e.g., descriptive identifiers, individual names, date, time, location of occurrence, description of harm) will factor into the assignment of this level of priority.

On or Before 45 Calendar Days

A provider's alleged noncompliance with one or more requirements of licensure or certification has a low potential for more than minimal harm or resulted in physical, mental or psychosocial harm that did not directly impact consumer health and safety and functional status. This priority may also be assigned for alleged violations of regulations that do not directly impact consumer health and safety.

Professional Review

A professional review priority is assigned by Complaint Intake Call Center staff when a provider self-reports an incident to DADS in accordance with Chapter 252, Health and Safety Code; 40 TAC §90.213 or the Memorandum of Understanding between DADS and the Texas Department of Family and Protective Services when the provider's incident report indicates the provider's immediate corrective action is reasonably likely to ensure the safety of individuals while the provider conducts its investigation and a Professional Quality Assurance staff reviews the provider's written investigation report.

Based on review of the facility investigation report, if further investigation is warranted to assess whether the provider complies with regulatory requirements, the Professional Review staff will change the priority and send notification to Regulatory Services regional staff to schedule an on-site investigation.

Financial

These investigations involve complaint allegations related to a consumer not having access to their trust funds, failure to maintain trust funds for consumers, and/or failure to transfer or release trust funds when a consumer is discharged or deceased.

Withdrawn

A complaint report filed with DADS is withdrawn at the request of the complainant, except when abuse, neglect or exploitation is alleged. Please refer

to Survey & Certification Clarification 03-08 (www.dads.state.tx.us/providers/communications/2003/scc/SCC2003-08.pdf).

Not Required

DADS determines it has no jurisdiction to investigate a complaint or a referral, or a report to another agency, board or entity is required.

ICF/IID All Intakes by Priority and Region for Fiscal Year 2013

Intake Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	5	6	1	3	19	10	6	20	1	8	79
On or before 14 days	37	25	76	15	39	80	116	58	75	35	45	601
On or before 45 days	17	16	26	3	8	27	50	20	26	3	14	210
Professional review	15	41	31	2	19	25	57	20	73	5	59	347
Financial	0	0	0	1	1	0	2	1	1	0	1	7
Withdrawn	0	0	2	0	1	1	1	0	0	0	0	5
Not required	1	6	4	1	1	0	12	2	2	2	6	37
Total	70	93	145	23	72	152	248	107	197	46	133	1,286

ICF/IID Complaints by Priority and Region for Fiscal Year 2013

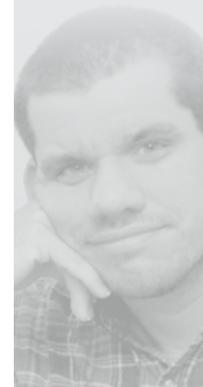
Complaint Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	2	2	1	2	10	6	3	11	0	5	42
On or before 14 days	11	8	30	5	14	28	32	29	20	16	23	216
On or before 45 days	5	5	20	1	4	14	29	9	19	2	9	117
Financial	0	0	0	1	1	0	2	1	1	0	1	7
Withdrawn	0	0	2	0	1	1	1	0	0	0	0	5
Not required	0	0	0	0	0	0	3	1	0	0	0	4
Total	16	15	54	8	22	53	73	43	51	18	38	391

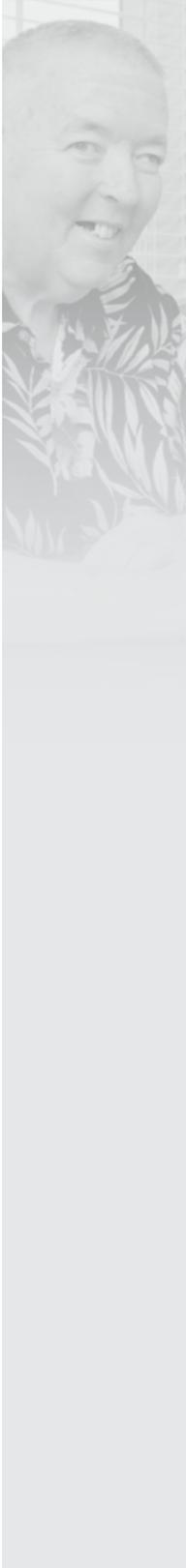
Note: The intake priority “Professional review” does not apply to ICF/IID complaint intakes.

ICF/IID Incidents by Priority and Region for Fiscal Year 2013

Incident Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	0	3	4	0	1	9	4	3	9	1	3	37
On or before 14 days	26	17	46	10	25	52	84	29	55	19	22	385
On or before 45 days	12	11	6	2	4	13	21	11	7	1	5	93
Professional review	15	41	31	2	19	25	57	20	73	5	59	347
Not required	1	6	4	1	1	0	9	1	2	2	6	33
Total	54	78	91	15	50	99	175	64	146	28	95	895

Note: The intake priorities “Financial” and “Withdrawn” do not apply to ICF/IID incident intakes.



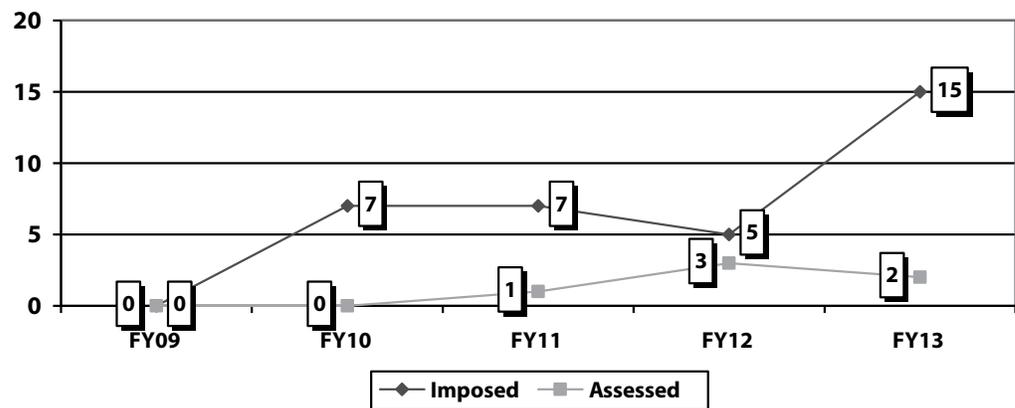


ICF/IID Actions Compared Over Multiple Fiscal Years

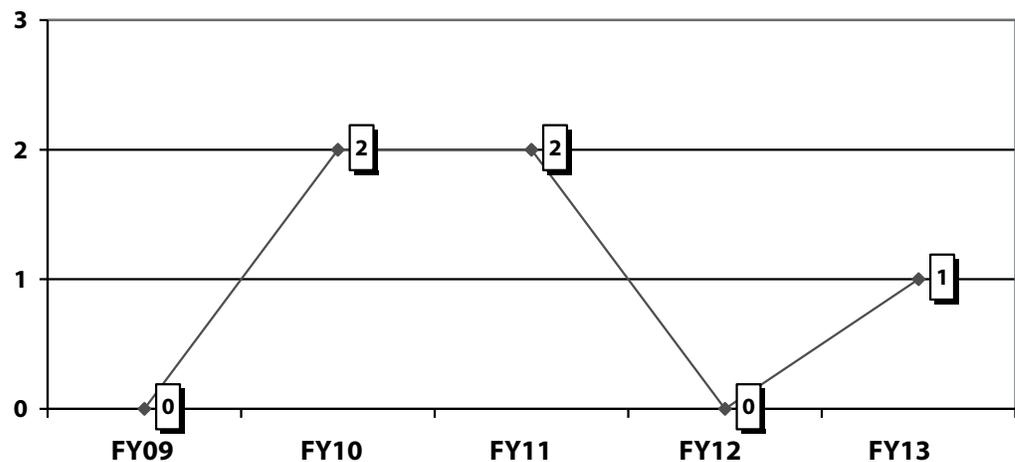
This section contains the following charts for comparison between fiscal year 2013 and prior years.

- ICF/IID Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013.
- ICF/IID Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013.
- ICF/IID License Denials and Revocations Proposed for Fiscal Years 2009-2013.
- ICF/IID Complaint and Incident Intakes for Fiscal Years 2009-2013.

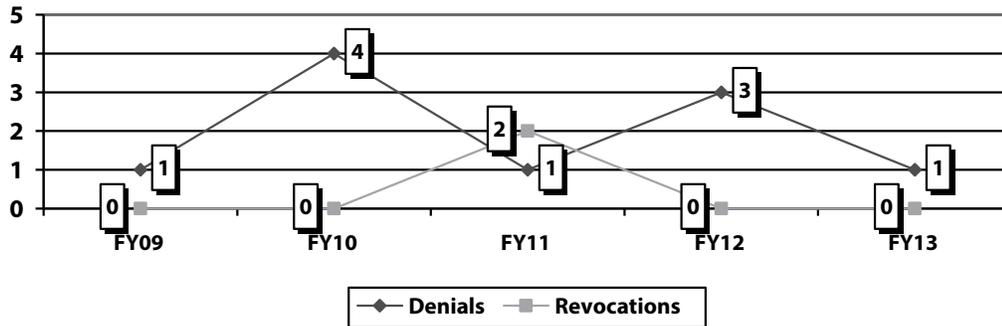
ICF/IID Facility Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013



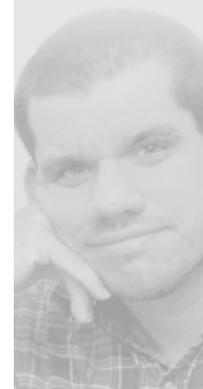
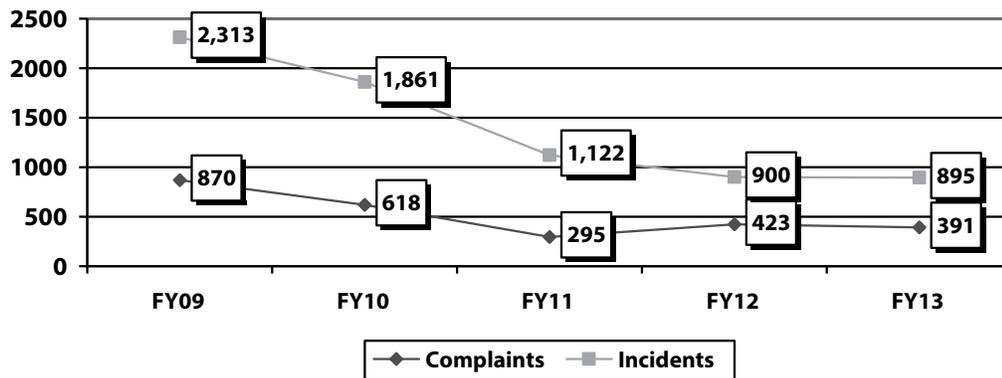
ICF/IID Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013

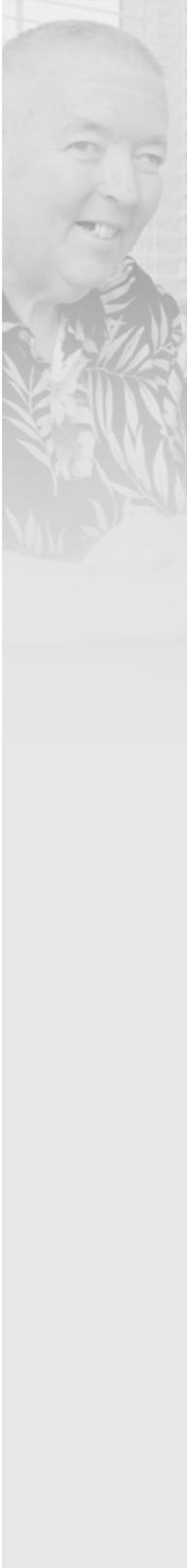


ICF/IID Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013



ICF/IID Facility Complaint and Incident Intakes for Fiscal Years 2009-2013





Nursing Facilities Section



Nursing Facility Actions

The table on page 154 contains information relating to Chapter 242, Health and Safety Code, nursing facility actions, by category, for fiscal year 2013.

Administrative Penalties

DADS may assess administrative penalties for each violation of the statutes or rules, including each violation found in a single survey. A violation that is the subject of a penalty is presumed to continue on each successive day until it is corrected. The date of correction alleged by the facility in its written plan of correction will be presumed to be the actual date of correction unless it is later determined by DADS that the correction was not made by that day or was not satisfactory.

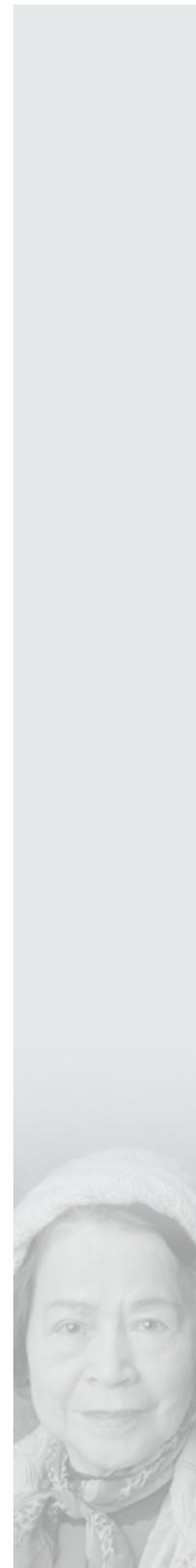
DADS may impose an administrative penalty against:

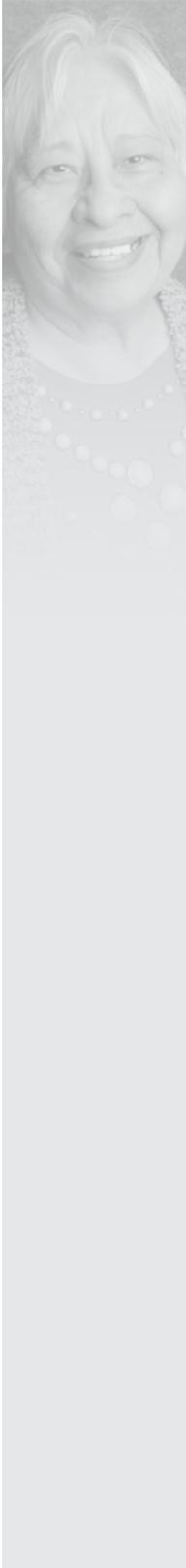
- An applicant for a license.
- A license holder.
- A partner, officer, director or managing employee of an applicant or a license holder.
- A person who controls a nursing facility.

Basis for Imposing

DADS may impose an administrative penalty when a facility licensed under Chapter 242, Health and Safety Code, fails to meet specified rules and requirements found in Texas Administrative Code (TAC) Title 40, Part 1, Chapter 19. DADS may assess an administrative penalty against a person who:

- Violates Chapter 242, Health and Safety Code, or a rule, standard or order adopted, or license issued, under Chapter 242.
- Makes a false statement, that the person knows or should know is false, of a material fact:
 - On an application for issuance or renewal of a license or in an attachment to the application.
 - With respect to a matter under investigation by DADS.
- Refuses to allow a representative of DADS to inspect:
 - A book, record or file required to be maintained by a facility.
 - Any portion of the premises of a facility.
- Willfully interferes with the work of a representative of DADS or the enforcement of this chapter.
- Willfully interferes with a representative of DADS preserving evidence of a violation of a rule, standard or order adopted, or license issued, under Chapter 242, Health and Safety Code.
- Fails to pay a penalty assessed by DADS under Chapter 242, Health and Safety Code, by the 10th day after the date the assessment of the penalty becomes final.





- Fails to notify DADS of a change of ownership before the effective date of the change of ownership.

No facility will be penalized because of a physician's or consultant's nonperformance beyond the facility's control or if documentation clearly indicates the violation is beyond the facility's control.

Imposed

An action can be recommended:

- By the regional survey/investigation team and supported during enforcement review.
- By the regional or state office Regulatory Services staff, considering the survey/investigation findings or evaluating the facility's past history/performance.

DADS imposes the action when the administrative penalty recommendation has been reviewed and confirmed by state office staff. The facility is formally notified of the administrative penalty citation, the penalty amount and the due date. Additionally, the notice includes information about the appeal process available to the facility.

Assessed

Penalties assessed are the final actions after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or the facility consents to the administrative penalty, fails to respond to the department's notice letter in a timely manner, or fails to correct the violation to the department's satisfaction. The facility is notified of the amount to be paid and the date payment is due. A lump sum payment or a monthly payment plan may be agreed upon during the appeal or settlement process.

Injunctive/Other Relief and Civil Penalties

DADS refers injunctive/other relief and civil penalty cases to the Office of the Attorney General for action. A civil penalty may be awarded if a facility violates a licensing rule and DADS determines the violation threatens the health and safety of a resident. When a case is resolved through settlement, a portion of the payment is designated a civil penalty and normally deposited to General Revenue. The Office of the Attorney General collects attorney fees and costs for civil penalty cases.

One or more survey/investigative visits for a facility may be referred for civil penalty. These multiple visits are generally consolidated into one case per facility for referral.

Amelioration of Violations

In certain situations, the commissioner of DADS may allow, in lieu of demanding payment of an administrative penalty, the use (under the supervision of DADS) of any

portion of the penalty to ameliorate the violation or to improve services (other than administrative services) in the facility affected by the violation.

Trusteeships

DADS, through the Office of the Attorney General, may petition a court of competent jurisdiction for the involuntary appointment of a trustee to operate a facility if one or more of the following conditions exist:

- The facility is operating without a license.
- The facility's license has been suspended or revoked.
- License suspension or revocation procedures against a facility are pending and an imminent threat to the health and safety of the residents exists.
- An emergency exists that presents an immediate threat to the health and safety of the residents.
- The facility is closing and arrangements for relocation of the residents to other licensed institutions have not been made before closure.

Emergency Suspension and Closing Orders

DADS may suspend a facility's license or order an immediate closing of all or part of the facility if:

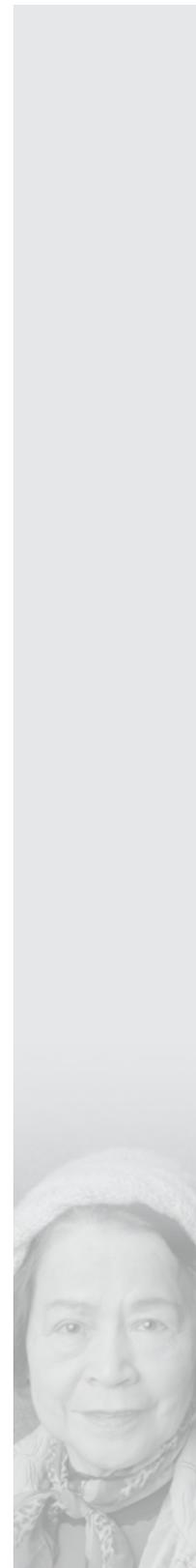
- DADS finds that the facility is operating in violation of the licensure rules.
 - The violation creates an immediate threat to the health and safety of a resident.
- The order suspending a license or closing a part of a facility is immediately effective on the date the license holder receives a written notice or on a later date specified in the order. This suspension of a license may occur simultaneously with any other enforcement provision available to DADS. The order is valid for 10 days.

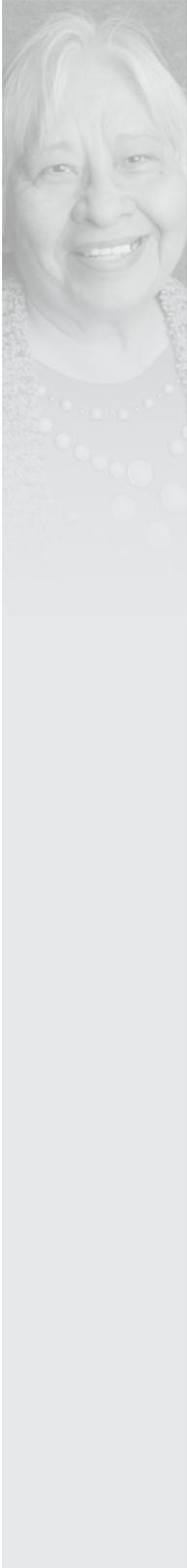
Suspension of Admissions

If DADS finds that a facility has committed an act for which a civil penalty may be imposed under Chapter 242, Health and Safety Code, Section 242.065, the commissioner may order the facility to immediately suspend admissions.

Denial of Payment for New Admissions

To participate in the Medicare or Medicaid program, or both, long-term care facilities must be certified as meeting federal participation requirements. Long-term care facilities include skilled nursing facilities for Medicare and nursing facilities for Medicaid. Among the remedies available to the secretary of the Centers for Medicare and Medicaid Services (CMS) and the state under the Social Security Act to address facility noncompliance is denial of payment for all new Medicare and Medicaid





admissions (DPNA). This remedy may, and in certain instances, must, be imposed by CMS or the State Medicaid Agency. Denial of payment for new admissions may be imposed alone or in combination with other remedies to encourage quick compliance.

Denial of License

DADS may deny a facility's license when the facility does not meet licensure rules or when the facility does not have a satisfactory history of compliance with state and federal nursing facility regulations.

DADS may deny a facility's license if the applicant or controlling party:

- Does not have a satisfactory history of compliance.
- Fails to submit required information and documents needed to complete the application process.
- Has had a license revoked, has allowed a license to expire or surrendered a license when revocation action was pending, has been debarred or excluded, has an unsatisfied final judgment, has been decertified or evicted, has had a license suspended, or has a criminal conviction.
- Violated Chapter 242, or a rule, standard or order adopted, or license issued, under Chapter 242, in either a repeated or substantial manner, or aids, abets or permits a substantial violation of Chapter 242.
- Fails to pay certain fees.
- Committed any act described by Sections 242.066(a)(2)-(6).
- Fails to comply with Section 242.074.
- Fails to meet the minimum standards of financial condition.
- Fails to notify DADS of a significant adverse change in financial condition.
- Is subject to denial or refusal as described in 40 TAC Chapter 99.

Revocation of License

DADS may revoke a license if the license holder (or other person described in Health and Safety Code, Section 242.032(d)):

- Violated Chapter 242, or a rule, standard or order adopted, or license issued, under Chapter 242, in either a repeated or substantial manner.
- Committed any act described by Sections 242.066(a)(2)-(6).
- Failed to comply with Section 242.074.

The revocation of a license may occur simultaneously with any other enforcement provision available to DADS.

Civil Money Penalties

To participate in the Medicare or Medicaid program, or both, long-term care facilities must be certified as meeting federal participation requirements. Long-term care facilities include skilled nursing facilities for Medicare and nursing facilities for Medicaid. Among the remedies available to the secretary of the Centers for Medicare and Medicaid Services (CMS) and the state under the Social Security Act to address facility noncompliance is a civil money penalty (CMP). CMPs may be imposed to remedy noncompliance at amounts not to exceed \$10,000 per day. The statute additionally permits the secretary and the state to impose a CMP for past instances of noncompliance even if a facility is in compliance at the time of a current survey. In accordance with 42 CFR 488.436, if the facility waives the right to a hearing, in writing, within 60 days from the date of the notice imposing the civil money penalty, CMS or the state reduces the civil money penalty amount by 35 percent.

Federal regulations allow for penalties to be imposed, in \$50 increments, in the following amounts:

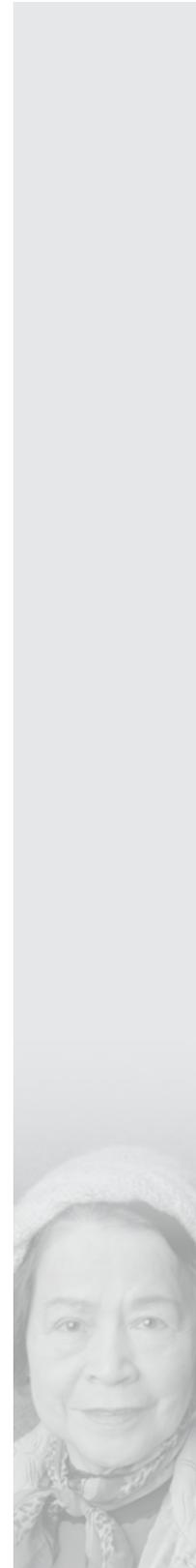
- \$3,050 – \$10,000 per day for deficiencies constituting immediate jeopardy.
- \$50 – \$3,000 per day when immediate jeopardy does not exist, but the violation either caused actual harm or caused no actual harm but has the potential for more than minimal harm.

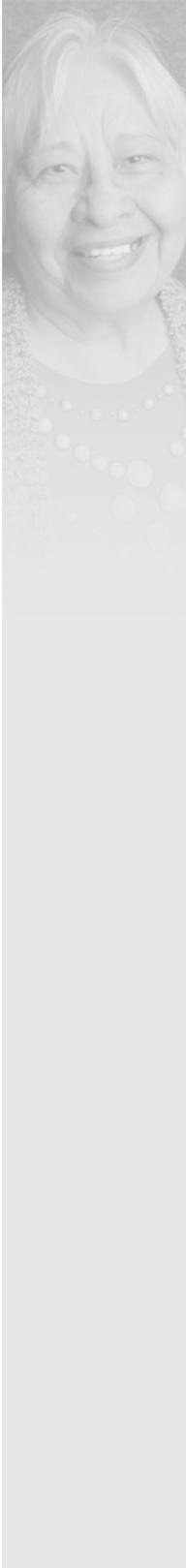
CMS and DADS can also impose penalties on a “per-instance” basis of noncompliance; the penalties range between \$1,000 – \$10,000 per instance.

In determining the amount of penalty, CMS or the state must take into account:

- The facility’s history of noncompliance, including repeated deficiencies.
- The facility’s financial condition.
- The factors specified in 42 Code of Federal Regulations, Sec. 488.404 (regarding the seriousness of the deficiency).
- The facility’s degree of culpability.

CMS may impose CMPs against Medicare or Medicare/Medicaid-certified nursing facilities. DADS may impose CMPs only against Medicaid-certified nursing facilities.





Nursing Facility Actions by Region for Fiscal Year 2013

Type of Remedy	Actions	01	02	03	04	05	06	07	08	09	10	11	Totals
Administrative penalties	Imposed	4	0	2	2	0	53	2	8	0	0	4	75
Administrative penalties (1)	Assessed	3	0	0	0	0	1	0	1	0	0	0	5
Injunctive/other relief and civil penalties (2)	Referred	0	0	2	1	0	0	2	0	1	0	0	6
Amelioration of violations	Approved	0	0	0	0	0	1	0	0	0	0	0	1
Amelioration of violations	Denied	1	0	0	0	0	2	0	0	0	0	0	3
Trusteeships	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Closures under trusteeship	Accomplished	0	0	0	0	0	0	0	0	0	0	0	0
Emergency suspension and closing orders	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Suspensions of admission	Ordered	0	0	0	0	0	0	0	0	0	0	0	0
Denial of Payment for New Admissions	Imposed	3	10	13	9	4	24	17	2	1	2	3	88
Denials of license (3)	Proposed	1	1	5	3	2	1	1	1	1	0	0	16
Denials of license (3)	Denied	0	0	0	0	0	0	0	0	0	0	0	0
Revocations of license (4)	Proposed	0	0	0	0	0	0	0	0	0	0	0	0
Revocations of license (4)	Revoked	0	0	0	0	0	0	0	0	0	0	0	0
Civil money penalties	Imposed	8	21	56	37	6	16	63	6	8	6	13	240
Civil money penalties (5)	Assessed	3	1	21	4	1	3	8	1	1	0	3	46

Notation 1: Assessed administrative penalties can include final actions on penalties imposed in a previous fiscal year.

Notation 2: DADS refers injunctive/other relief and civil penalties to the Office of the Attorney General.

Notation 3: DADS may propose to deny renewal of a license for many reasons. However, if a facility has been cited for one or more violations of the licensing rules and those violations have not been determined to have been corrected by the date the facility's license is due for renewal, DADS may propose to deny the application. If the facility subsequently corrects the violation(s), DADS may withdraw its proposal to deny the application for license renewal. Denied actions may also include final actions on cases proposed in a previous fiscal year.

Notation 4: Revoked actions may include final actions on cases proposed in a previous fiscal year.

Notation 5: Assessed civil money penalties can include final actions on penalties imposed in a previous fiscal year.

Nursing Facility Actions

DADS Regulatory Services FY2013 Annual Report

Nursing Facility Administrative Penalties for Fiscal Year 2013

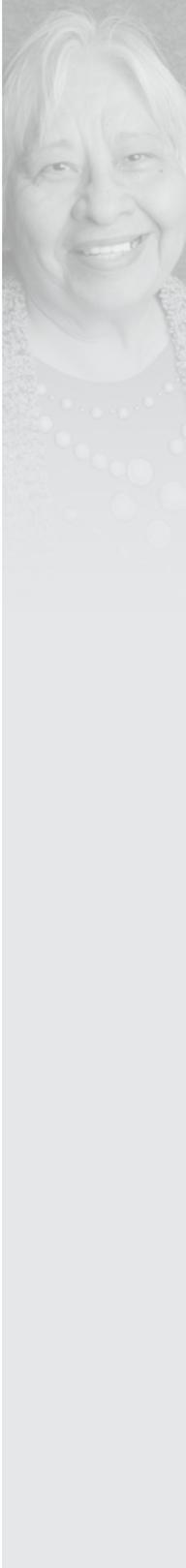
Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
01 – Lubbock	Littlefield	004520	Littlefield Hospitality	11/19/2012	\$25,200.00		\$25,200.00	\$0.00	N
01 – Lubbock	Lubbock	004622	Lakeside Rehabilitation and Care Center	12/13/2012	\$105,000.00		\$0.00	\$105,000.00	Y
01 – Lubbock	Perryton	004463	Senior Village Nursing Home		\$39,200.00	\$16,000.00	\$13,330.00	\$2,670.00	Y
01 – Lubbock	Spearman	005176	Hansford Manor	06/28/2012	\$35,700.00	\$9,000.00	\$9,000.00	\$0.00	Y
03 – Arlington	Arlington	000237	Home for Aged Masons Clinic Nursing Center	08/31/2012	\$216,000.00		\$0.00	\$216,000.00	Y
03 – Arlington	Terrell	004183	Windsor Care Center	06/28/2013	\$500.00		\$500.00	\$0.00	N
04 – Tyler	Pittsburg	004749	Pittsburg Nursing Center	08/30/2012	\$1,500.00		\$0.00	\$1,500.00	Y
04 – Tyler	Pittsburg	004749	Pittsburg Nursing Center	09/05/2012	\$10,500.00		\$0.00	\$10,500.00	Y
06 – Houston	Baytown	005057	Allenbrook Healthcare Center	12/29/2011	\$19,800.00		\$19,800.00	\$0.00	N
06 – Houston	Baytown	005057	Allenbrook Healthcare Center	08/28/2012	\$17,500.00		\$17,500.00	\$0.00	N
06 – Houston	Brookshire	004501	The Oaks at Brookshire	09/13/2012	\$18,000.00		\$0.00	\$18,000.00	Y
06 – Houston	Conroe	005080	Woodland Manor Nursing and Rehabilitation LP	09/13/2012	\$1,000.00		\$1,000.00	\$0.00	N
06 – Houston	Conroe	005080	Woodland Manor Nursing and Rehabilitation LP	05/29/2013	\$2,000.00		\$2,000.00	\$0.00	N
06 – Houston	Galveston	005330	Gulf Health Care Center in Galveston	10/18/2012	\$3,000.00		\$6,000.00	(\$3,000.00)	N
06 – Houston	Galveston	004862	The Meridian	06/20/2012	\$16,500.00		\$16,500.00	\$0.00	N
06 – Houston	Galveston	004862	The Meridian	07/26/2012	\$22,500.00		\$22,500.00	\$0.00	N
06 – Houston	Houston	000124	Bayou Manor	04/11/2013	\$1,800.00		\$0.00	\$1,800.00	N
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	03/29/2012	\$12,800.00		\$12,800.00	\$0.00	N
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	07/25/2012	\$10,800.00		\$10,800.00	\$0.00	N
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	12/05/2012	\$6,000.00		\$6,000.00	\$0.00	N
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	03/28/2013	\$67,500.00		\$0.00	\$67,500.00	N
06 – Houston	Houston	103626	Grace Care Center of Cypress	02/10/2012	\$2,500.00		\$2,500.00	\$0.00	N
06 – Houston	Houston	004292	Houston Nursing and Rehabilitation LP	12/27/2011	\$4,000.00		\$4,000.00	\$0.00	N
06 – Houston	Houston	104200	Legend Oaks Healthcare and Rehabilitation – North/Willowbrook	04/06/2012	\$2,000.00		\$2,000.00	\$0.00	N

Nursing Facility Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
06 – Houston	Houston	102369	Legend Oaks Healthcare and Rehabilitation Center	07/19/2012	\$2,100.00		\$2,100.00	\$0.00	N
06 – Houston	Houston	102369	Legend Oaks Healthcare and Rehabilitation Center	02/22/2013	\$5,000.00		\$0.00	\$0.00	N
06 – Houston	Houston	103866	Legend Oaks Healthcare and Rehabilitation-West Houston	10/11/2012	\$4,000.00		\$4,000.00	\$0.00	N
06 – Houston	Houston	004899	Manda Ann Convalescent Home Inc	11/22/2011	\$350.00		\$350.00	\$0.00	N
06 – Houston	Houston	004899	Manda Ann Convalescent Home Inc	03/14/2012	\$350.00		\$350.00	\$0.00	N
06 – Houston	Houston	004003	New Era Nursing & Rehabilitation LLP	08/17/2012	\$6,000.00		\$0.00	\$6,000.00	N
06 – Houston	Houston	101489	Park Manor of Cypress Station	03/04/2013	\$2,000.00		\$0.00	\$0.00	N
06 – Houston	Houston	005400	Park Manor of South Belt	11/06/2012	\$1,500.00		\$1,500.00	\$0.00	N
06 – Houston	Houston	102294	Park Manor of Westchase	02/13/2013	\$2,400.00		\$2,400.00	\$0.00	N
06 – Houston	Houston	005174	St Dominic Village Nursing Home	07/24/2012	\$1,800.00		\$1,800.00	\$0.00	N
06 – Houston	Houston	004446	Stoneybrook Healthcare Center	11/18/2011	\$29,000.00		\$0.00	\$29,000.00	Y
06 – Houston	Houston	004446	Stoneybrook Healthcare Center	12/09/2011	\$106,000.00		\$0.00	\$106,000.00	Y
06 – Houston	Houston	100082	The Concierge	11/18/2012	\$3,300.00		\$3,300.00	\$0.00	N
06 – Houston	Houston	000184	The Vosswood Nursing Center		\$10,800.00		\$10,800.00	\$0.00	N
06 – Houston	Houston	103799	Villa Toscana at Cypress Woods	01/13/2012	\$6,300.00		\$6,300.00	\$0.00	N
06 – Houston	Houston	103799	Villa Toscana at Cypress Woods	08/16/2012	\$3,000.00		\$3,000.00	\$0.00	N
06 – Houston	Houston	103799	Villa Toscana at Cypress Woods	12/21/2012	\$4,000.00		\$4,000.00	\$0.00	N
06 – Houston	Houston	005348	West Oaks Rehabilitation and Healthcare Center	11/28/2012	\$2,100.00		\$2,100.00	\$0.00	N
06 – Houston	Houston	004371	Woodridge Nursing & Rehabilitation	09/20/2012	\$35,400.00		\$0.00	\$0.00	Y
06 – Houston	Humble	005208	Oakmont Healthcare and Rehabilitation Center of Humble	02/14/2013	\$33,300.00		\$0.00	\$29,970.00	N
06 – Houston	Katy	103520	Heritage Park of Katy Nursing and Rehabilitation	06/08/2012	\$2,000.00		\$0.00	\$0.00	N
06 – Houston	Katy	102353	Spanish Meadows Nursing & Rehab	06/18/2012	\$67,000.00		\$0.00	\$67,000.00	Y
06 – Houston	League City	102965	Regent Care Center of League City	05/23/2012	\$28,800.00		\$0.00	\$0.00	N
06 – Houston	Missouri City	102417	Park Manor of Quail Valley		\$14,000.00		\$14,000.00	\$0.00	N

Nursing Facility Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
06 – Houston	Pasadena	103086	The Courtyards at Pasadena	02/15/2013	\$9,000.00		\$9,000.00	\$0.00	N
06 – Houston	Pearland	103557	The Colonnades at Reflection Bay	04/14/2012	\$7,000.00		\$7,000.00	\$0.00	N
06 – Houston	Porter	004489	Pine Shadow Retreat	02/22/2012	\$36,750.00		\$36,750.00	\$0.00	N
06 – Houston	Sealy	100852	Colonial Belle Nursing Home Sealy	12/17/2012	\$7,800.00		\$2,800.00	\$0.00	N
06 – Houston	Sealy	100852	Colonial Belle Nursing Home Sealy	03/22/2013	\$12,500.00		\$0.00	\$12,500.00	Y
06 – Houston	Texas City	005368	Oceanview Healthcare and Rehabilitation		\$60,250.00		\$41,500.00	\$18,750.00	N
06 – Houston	Texas City	005368	Oceanview Healthcare and Rehabilitation	06/28/2013	\$4,200.00		\$0.00	\$4,200.00	N
06 – Houston	Texas City	004807	Seabreeze Nursing and Rehabilitation LP	07/31/2012	\$11,400.00		\$11,400.00	\$0.00	N
06 – Houston	The Woodlands	005366	Regent Care Center of the Woodlands Limited Partnership	03/22/2012	\$9,500.00		\$9,500.00	\$0.00	N
06 – Houston	The Woodlands	005366	Regent Care Center of the Woodlands Limited Partnership	12/07/2012	\$11,500.00		\$11,500.00	\$0.00	N
06 – Houston	The Woodlands	005203	The Woodlands Healthcare Center LLC		\$25,200.00		\$0.00	\$25,200.00	N
06 – Houston	Webster	100048	The Pointe Rehabilitation and Healthcare Center	10/12/2012	\$1,400.00		\$1,400.00	\$0.00	N
06 – Houston	Wharton	005227	Avalon Place Wharton	08/23/2012	\$1,500.00		\$1,500.00	\$0.00	N
07 – Austin	College Station	005050	Magnified Health & Rehab of Anderson LLC		\$64,000.00		\$0.00	\$64,000.00	Y
07 – Austin	Temple	000103	Temple Meridian	01/30/2013	\$6,000.00		\$6,000.00	\$0.00	N
08 – San Antonio	Bandera	004537	Cedar Creek Nursing and Rehabilitation Center	06/08/2012	\$1,500.00		\$1,500.00	\$0.00	N
08 – San Antonio	Converse	005343	Rosewood Rehabilitation and Care Center	06/15/2012	\$1,950.00		\$1,950.00	\$0.00	N
08 – San Antonio	San Antonio	004155	Memorial Medical Nursing Center	04/26/2013	\$4,500.00		\$4,500.00	\$0.00	N
08 – San Antonio	San Antonio	005058	Meridian Care at Grayson Square	06/05/2013	\$4,400.00		\$4,400.00	\$0.00	N
08 – San Antonio	San Antonio	000195	Parklane West Healthcare Center	03/14/2013	\$2,800.00		\$2,800.00	\$0.00	N
08 – San Antonio	San Antonio	005076	Southeast Nursing & Rehabilitation Center	03/28/2013	\$9,000.00		\$0.00	\$9,000.00	Y



Nursing Facility Administrative Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Collected	Balance	H
08 – San Antonio	San Antonio	000220	The Forum at Lincoln Heights	12/20/2012	\$1,050.00		\$0.00	\$0.00	N
08 – San Antonio	Seguin	005280	Guadalupe Valley Nursing Center LP	07/27/2012	\$1,500.00		\$1,500.00	\$0.00	N
11 – Corpus Christi	Corpus Christi	102639	Corpus Christi Nursing and Rehabilitation Center	03/13/2013	\$1,500.00		\$1,500.00	\$0.00	N
11 – Corpus Christi	Kingsville	004571	Kleberg County Nursing and Rehabilitation LP	11/05/2012	\$19,200.00		\$0.00	\$0.00	N
11 – Corpus Christi	McAllen	004783	Village Healthcare and Rehabilitation	03/05/2013	\$500.00		\$500.00	\$0.00	N
11 – Corpus Christi	Weslaco	004636	Valley Grande Manor	12/13/2012	\$15,500.00		\$15,500.00	\$0.00	N
Totals					\$1,343,200.00	\$25,000.00	\$399,930.00		

Notes:

1. The Imposed column is the total amount of penalty after the state has reviewed and confirmed the administrative penalty citation and amount. This is the amount due and payable if no alternative amount results from an appeal held or settlement agreement reached.
2. The Assessed column is the amount due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or the facility consents to the administrative penalty, fails to respond to the department's notice letter in a timely manner or fails to correct the violation to the department's satisfaction.
3. The Collected column is the amount of money the facility has paid to DADS.
4. The Balance column is the amount of penalty the facility owes. These amounts do not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, there is no total for this column. An administrative penalty with a negative balance may indicate an overpayment or that the penalty was rescinded after payment.
5. The H column stands for Hearing, and a "Y" in this column indicates the facility requested a hearing on the violation. Once a facility requests and meets the criteria for a hearing on the violation, the case results will be pending until the appeal process is complete. An "N" indicates no hearing was requested by the facility

Nursing Facility Injunctive/Other Relief and Civil Penalty Referrals to the Office of the Attorney General for Fiscal Year 2013

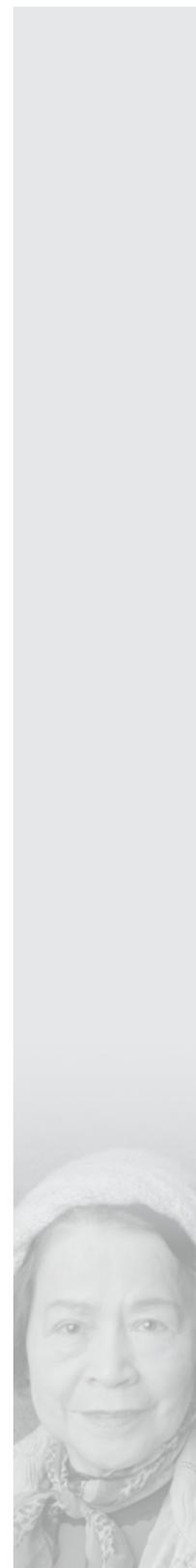
Region	City	Vendor Number	Facility	Referred Date
03 – Arlington	Arlington	004276	Oakwood Nursing and Rehabilitation LP	08/22/2013
03 – Arlington	Fort Worth	004814	Park View Care Center	11/08/2012
04 – Tyler	Henderson	004499	Autumn Leaves Nursing and Rehab Inc	10/18/2012
07 – Austin	Goldthwaite	004411	Goldthwaite Health & Rehabilitation Center	05/30/2013
07 – Austin	Luling	005045	Oakcreek Nursing and Rehabilitation	09/12/2012
09 – Abilene	Big Spring	100429	Lamun-Lusk-Sanchez Texas State Veterans Home	06/11/2013
6 Nursing Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General				

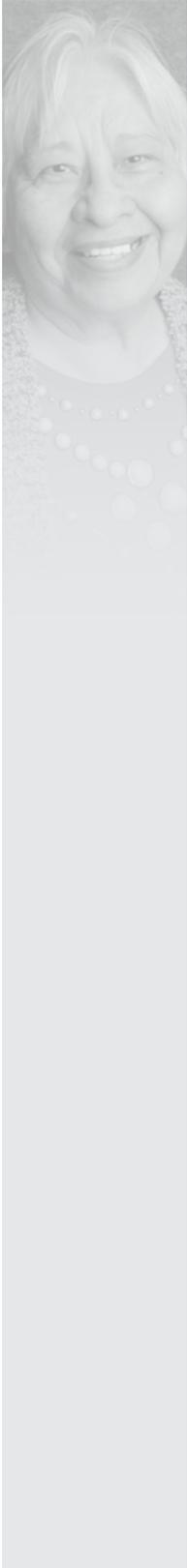
Nursing Facility Amelioration of Violations for Fiscal Year 2013

Region	City	Vendor Number	Facility	Decision Date	Decision
06 – Houston	Houston	103799	Villa Toscana at Cypress Woods	06/27/2013	Denied
06 – Houston	Houston	103799	Villa Toscana at Cypress Woods	06/27/2013	Denied
06 – Houston	Houston	004371	Woodridge Nursing & Rehabilitation	03/21/2013	Approved
06 – Houston	Humble	005208	Oakmont Healthcare and Rehabilitation Center of Humble	06/27/2013	Approved
06 – Houston	Katy	103520	Heritage Park of Katy Nursing and Rehabilitation	03/21/2013	Approved
06 – Houston	League City	102965	Regent Care Center of League City	04/10/2013	Approved
06 – Houston	Sealy	100852	Colonial Belle Nursing Home Sealy	06/27/2013	Approved
08 – San Antonio	San Antonio	000220	The Forum at Lincoln Heights	03/21/2013	Approved
8 Total Nursing Facility Ameliorations Processed					

Nursing Facility Trusteeships for Fiscal Year 2013

DADS did not order any trustees placed in nursing facilities in fiscal year 2013.





Nursing Facility Closures Under Trusteeship for Fiscal Year 2013

DADS did not close any nursing facilities under trusteeship in fiscal year 2013.

Nursing Facility Emergency Suspension and Closing Orders for Fiscal Year 2013

DADS did not issue any emergency suspension and closing orders to a nursing facility in fiscal year 2013.

Nursing Facility Suspensions of Admission for Fiscal Year 2013

DADS did not issue any suspension of admission orders to a nursing facility in fiscal year 2013.

Nursing Facility Actions

DADS Regulatory Services FY2013 Annual Report

Nursing Facility Denial of Payment for New Admissions for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Start Date	End Date
01 – Lubbock	Amarillo	004156	Vivians Nursing Home	01/11/2013	02/15/2013	03/26/2013
01 – Lubbock	Hale Center	004882	Legends of the Plains	06/21/2013	07/24/2013	07/24/2013
01 – Lubbock	Plainview	004450	Plainview Healthcare Center	08/26/2012	09/27/2012	10/01/2012
02 – Abilene	Abilene	004205	Care Inn of Abilene	12/20/2012	01/24/2013	04/24/2013
02 – Abilene	Abilene	005378	Mesa Springs Healthcare Center	07/27/2013	08/22/2013	08/29/2013
02 – Abilene	Aspermont	005066	Gibson Care Center	09/12/2012	10/17/2012	11/15/2012
02 – Abilene	Breckenridge	004773	Villa Haven Health and Rehabilitation Center	02/01/2013	03/01/2013	04/13/2013
02 – Abilene	Brownwood	004881	Brownwood Nursing and Rehabilitation LP	01/10/2013	02/02/2013	02/09/2013
02 – Abilene	Graham	005241	Graham Oaks Care Center	03/05/2013	04/03/2013	05/15/2013
02 – Abilene	Olney	004870	Seven Oaks Nursing Home Inc	03/21/2013	04/17/2013	04/17/2013
02 – Abilene	Paducah	004459	Paducah Nursing Center	08/06/2012	09/06/2012	09/16/2012
02 – Abilene	Snyder	005133	Snyder Oaks Care Center	12/18/2012	01/19/2013	06/22/2013
02 – Abilene	Stamford	004930	Community Care Center of Stamford	07/19/2013	08/08/2013	08/23/2013
03 – Arlington	Arlington	004276	Oakwood Nursing and Rehabilitation LP	04/12/2013	05/11/2013	06/30/2013
03 – Arlington	Burleson	005258	Huguley Nursing & Rehab Center	04/04/2013	05/04/2013	05/30/2013
03 – Arlington	Burleson	005074	Trinity Mission Health & Rehab of Burleson	05/17/2013	06/18/2013	08/15/2013
03 – Arlington	Cleburne	004525	Colonial Manor Nursing Center	05/23/2013	06/22/2013	08/08/2013
03 – Arlington	Corsicana	104875	Trisun Care Center – Corsicana	10/12/2012	11/10/2012	11/10/2012
03 – Arlington	Desoto	005116	Desoto Nursing & Rehabilitation Center	09/06/2012	10/05/2012	10/15/2012
03 – Arlington	Fort Worth	005371	Fireside Lodge Retirement Center Inc	08/09/2012	09/07/2012	09/26/2012
03 – Arlington	Fort Worth	004814	Park View Care Center	07/20/2012	10/12/2012	10/17/2012
03 – Arlington	Fort Worth	004264	Wellington Oaks Nursing and Rehabilitation LP	04/10/2013	05/25/2013	06/07/2013
03 – Arlington	Garland	004285	Advanced Health & Rehab Center of Garland	08/14/2012	09/13/2012	01/17/2013
03 – Arlington	Lake Worth	005143	Lake Lodge Nursing and Rehabilitation LP	02/07/2013	04/06/2013	05/07/2013
03 – Arlington	Lancaster	004998	Westridge Nursing and Rehabilitation LP	01/25/2013	03/07/2013	05/29/2013
03 – Arlington	Lewisville	102004	Vista Ridge Nursing & Rehabilitation Center	02/09/2013	03/12/2013	05/15/2013
04 – Tyler	Athens	004009	Athens Healthcare and Rehabilitation Center	08/22/2012	09/22/2012	09/23/2012
04 – Tyler	Athens	005230	West Place Nursing Center	03/06/2013	04/04/2013	04/18/2013
04 – Tyler	Canton	104845	Canton Oaks	07/11/2013	08/07/2013	09/12/2013
04 – Tyler	Emory	005184	Senior Suite Care & Rehab LLC	03/13/2013	04/12/2013	06/11/2013

Nursing Facility Denial of Payment for New Admissions for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Start Date	End Date
04 – Tyler	Gladewater	004760	Texan Nursing & Rehab of Gladewater LLC	09/25/2012	10/20/2012	11/04/2012
04 – Tyler	Marshall	103421	Heritage House of Marshall Health & Rehabilitation Center	02/26/2013	03/23/2013	04/11/2013
04 – Tyler	Mount Pleasant	104115	Greenhill Villas	09/19/2012	10/18/2012	12/08/2012
04 – Tyler	Paris	004958	Brentwood Terrace Healthcare and Rehabilitation Center	02/07/2013	03/08/2013	03/11/2013
04 – Tyler	Sulphur Springs	005278	Carriage House Manor	11/06/2012	12/05/2012	12/06/2012
05 – Beaumont	Palestine	005360	Cartmell Home for Aged, Inc.	05/30/2013	06/28/2013	07/14/2013
05 – Beaumont	San Augustine	100023	Trinity Nursing and Rehabilitation LP	08/03/2012	09/01/2012	09/06/2012
05 – Beaumont	Trinity	005199	Avalon Place Trinity	03/30/2013	04/27/2013	05/09/2013
05 – Beaumont	Wells	005169	Hillside Plaza	01/10/2013	02/08/2013	02/27/2013
06 – Houston	Bellville	005151	Colonial Belle Nursing Home	06/05/2013	07/03/2013	07/18/2013
06 – Houston	Brookshire	004501	The Oaks at Brookshire	08/30/2012	09/26/2012	02/11/2013
06 – Houston	Columbus	004430	River Oaks Health and Rehabilitation Center	02/28/2013	03/28/2013	04/04/2013
06 – Houston	Columbus	103831	Trucare Living Centers-Columbus	08/17/2012	09/14/2012	09/20/2012
06 – Houston	Conroe	005080	Woodland Manor Nursing and Rehabilitation LP	05/16/2013	06/15/2013	07/24/2013
06 – Houston	Houston	005316	Beechnut Manor	04/26/2013	05/25/2013	06/30/2013
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	12/20/2012	01/12/2013	01/22/2013
06 – Houston	Houston	005177	Cypresswood Health and Rehabilitation Center	03/28/2013	04/26/2013	05/22/2013
06 – Houston	Houston	004823	Jacinto City Healthcare Center	02/27/2013	03/28/2013	04/17/2013
06 – Houston	Houston	104200	Legend Oaks Healthcare and Rehabilitation – North/Willowbrook	10/16/2012	10/25/2012	11/11/2012
06 – Houston	Houston	102907	Legend Oaks Healthcare and Rehabilitation Center – Northwest Houston	08/30/2012	09/28/2012	09/29/2012
06 – Houston	Houston	004446	Stoneybrook Healthcare Center	11/30/2012	12/28/2012	12/29/2012
06 – Houston	Houston	005367	The Westbury Place	04/26/2013	05/25/2013	06/17/2013
06 – Houston	Humble	104541	Deerbrook Skilled Nursing and Rehab Center	01/04/2013	12/29/2012	01/17/2013
06 – Houston	Humble	104541	Deerbrook Skilled Nursing and Rehab Center	11/30/2012	12/29/2012	01/17/2013
06 – Houston	Humble	005208	Oakmont Healthcare and Rehabilitation Center of Humble	02/14/2013	03/13/2013	03/21/2013
06 – Houston	League City	102965	Regent Care Center of League City	09/20/2012	10/19/2012	10/22/2012
06 – Houston	Palacios	004981	Palacios Healthcare Center	05/31/2013	06/29/2013	06/29/2013
06 – Houston	Pasadena	005048	Pasadena Care Center	09/14/2012	10/13/2012	11/01/2012
06 – Houston	Pearland	103557	The Colonnades at Reflection Bay	01/18/2013	02/19/2013	03/12/2013

Nursing Facility Actions

Nursing Facility Denial of Payment for New Admissions for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Start Date	End Date
06 – Houston	Texas City	005368	Oceanview Healthcare and Rehabilitation	11/15/2012	12/18/2012	02/04/2013
06 – Houston	The Woodlands	005366	Regent Care Center of the Woodlands Limited Partnership	12/06/2012	01/03/2013	01/08/2013
06 – Houston	Tomball	104224	Grace Care Center at Northpointe	01/10/2013	02/08/2013	02/19/2013
06 – Houston	Wharton	004115	Wharton Nursing and Rehabilitation Center	06/20/2013	07/18/2013	07/19/2013
07 – Austin	Austin	005263	Regency Village Care Center	05/01/2013	05/30/2013	06/21/2013
07 – Austin	Bastrop	103892	Bastrop Lost Pines Nursing and Rehabilitation Center	07/05/2012	10/05/2012	10/25/2012
07 – Austin	Cameron	004140	Cameron Nursing Center	04/11/2013	05/09/2013	05/29/2013
07 – Austin	Cameron	005289	Winnie L LTC Partners Inc	05/22/2013	06/22/2013	06/30/2013
07 – Austin	College Station	004952	Fortress Health & Rehab of Rock Prairie LLC	08/04/2012	09/01/2012	12/04/2012
07 – Austin	College Station	005050	Magnified Health & Rehab of Anderson LLC	01/25/2013	02/22/2013	03/04/2013
07 – Austin	Copperas Cove	005154	Wind Crest Rehab and Nursing Center	09/21/2012	10/20/2012	10/31/2012
07 – Austin	Georgetown	004507	Georgetown Nursing & Rehabilitation Center	12/13/2012	01/18/2013	01/24/2013
07 – Austin	Giddings	004775	Country Care Plex	03/28/2013	04/27/2013	05/13/2013
07 – Austin	La Grange	004832	Care Inn of La Grange	12/20/2012	01/25/2013	02/02/2013
07 – Austin	Luling	004177	Luling Care Center	03/22/2013	04/20/2013	06/11/2013
07 – Austin	Manchaca	005191	Marbridge Villa	10/19/2012	11/17/2012	12/06/2012
07 – Austin	Marlin	004752	Elmwood Nursing Center	10/04/2012	11/02/2012	12/06/2012
07 – Austin	Meridian	004434	Meridian Manor	05/23/2013	06/22/2013	07/04/2013
07 – Austin	Rockdale	004963	Manor Oaks Nursing Center	11/29/2012	02/06/2013	02/13/2013
07 – Austin	Round Rock	004038	Trinity Care Center	10/26/2012	11/24/2012	11/29/2012
07 – Austin	Schulenburg	004070	Colonial Care Center	02/18/2013	03/19/2013	04/21/2013
08 – San Antonio	San Antonio	004417	River City Care Center	04/11/2013	06/04/2013	06/24/2013
08 – San Antonio	San Antonio	005233	Sunrise Nursing and Rehabilitation Center	11/14/2012	12/15/2012	12/17/2012
09 – Abilene	San Angelo	000170	Trisun Care Center Meadow Creek	05/07/2013	06/05/2013	07/15/2013
10 – El Paso	El Paso	102314	Ambrosio Guillen Texas State Veterans Home	06/06/2013	06/29/2013	07/12/2013
10 – El Paso	El Paso	005168	El Paso Health & Rehabilitation Center	03/25/2013	05/02/2013	06/18/2013
11 – Corpus Christi	Corpus Christi	005114	Harbor View Care Center	11/06/2012	12/05/2012	01/16/2013
11 – Corpus Christi	Corpus Christi	004894	The Palms Nursing and Rehabilitation LP	02/24/2013	03/23/2013	04/15/2013
11 – Corpus Christi	Weslaco	005032	Retama Manor Nursing Center/Weslaco	09/19/2012	10/18/2012	11/25/2012
88 Nursing Facility Denial of Payment for New Admissions Imposed						

Nursing Facility License Denials and Revocations Proposed for Fiscal Year 2013

Region	City	Vendor Number	Facility	Proposed Action	Revoked Date	Denied Date	Status
01 – Lubbock	Ralls	004332	Ralls Nursing Home	Deny			Rescinded
02 – Abilene	Vernon	004808	Vernon Nursing & Rehabilitation Center	Deny			Hearing
03 – Arlington	Arlington	000240	Town Hall Estates Arlington Inc	Deny			Rescinded
03 – Arlington	Fort Worth	004530	Richland Hills Nursing & Rehabilitation Center	Deny			Rescinded
03 – Arlington	Frisco	005399	Victoria Gardens of Frisco	Deny			Rescinded
03 – Arlington	Granbury	005296	Granbury Villa Nursing Center	Deny			Rescinded
03 – Arlington	Keller	005078	Heritage House of Keller Health & Rehabilitation Center	Deny			Rescinded
04 – Tyler	Athens	005079	Green Oaks Health & Rehabilitation Center	Deny			Rescinded
04 – Tyler	Kilgore	101801	The Willows of Kilgore	Deny			Rescinded
04 – Tyler	Paris	104779	Heritage House of Paris Health & Rehabilitation Center	Deny			Rescinded
05 – Beaumont	Crockett	004428	Whitehall Nursing Center	Deny			Rescinded
05 – Beaumont	Crockett	005125	Winfield Nursing Center	Deny			Rescinded
06 – Houston	Tomball	004890	Tomball Nursing Center	Deny			Rescinded
07 – Austin	Hillsboro	004176	Town Hall Estates – Hillsboro Inc	Deny			Rescinded
08 – San Antonio	Cuero	004919	Whispering Oaks Nursing Center	Deny			Rescinded
09 – Abilene	Brady	004744	Brady West Nursing and Convalescent Center	Deny			Rescinded
16 Total Nursing Facility License Denials and Revocations Proposed							

Notes:

Status column values:

1. Hearing – the facility has requested a hearing.
2. Rescinded – DADS withdrew the proposed action.

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
01 – Lubbock	Amarillo	005162	Bivins Memorial Nursing Home		\$7,350.00		N		\$0.00	\$7,350.00	F
01 – Lubbock	Amarillo	005162	Bivins Memorial Nursing Home	04/26/2013	\$3,700.00		N		\$0.00	\$0.00	F
01 – Lubbock	Amarillo	004156	Vivians Nursing Home	01/11/2013	\$7,500.00		Y	\$4,875.00	\$4,875.00	\$0.00	F
01 – Lubbock	Clarendon	004918	Community Care Center of Clarendon	12/13/2012	\$2,200.00	\$2,000.00	N		\$0.00	\$2,029.96	F
01 – Lubbock	Dumas	004414	Great Plains Nursing and Rehabilitation		\$1,000.00		Y	\$650.00	\$650.00	\$0.00	F
01 – Lubbock	Dumas	004414	Great Plains Nursing and Rehabilitation	08/21/2012	\$3,500.00		Y	\$2,275.00	\$2,275.00	\$0.00	F
01 – Lubbock	Tulia	004559	Tulia Health and Rehabilitation Center		\$6,150.00		Y	\$3,997.50	\$3,997.50	\$0.00	F
01 – Lubbock	Tulia	004559	Tulia Health and Rehabilitation Center	04/04/2013	\$7,000.00		N		\$0.00	\$0.00	F
02 – Abilene	Abilene	004205	Care Inn of Abilene	12/20/2012	\$10,000.00		N		\$0.00	\$10,000.00	F
02 – Abilene	Abilene	004205	Care Inn of Abilene	02/20/2013	\$250,150.00	\$169,097.50	N		\$0.00	\$169,097.50	F
02 – Abilene	Abilene	004028	Coronado Nursing Center LLC	05/28/2013	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
02 – Abilene	Abilene	005378	Mesa Springs Healthcare Center	07/27/2013	\$7,750.00		N		\$0.00	\$0.00	F
02 – Abilene	Baird	004247	Homestead Nursing and Rehabilitation of Baird	01/07/2013	\$7,500.00		N		\$0.00	\$7,727.05	F
02 – Abilene	Breckenridge	004773	Villa Haven Health and Rehabilitation Center	02/01/2013	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
02 – Abilene	Brownwood	004881	Brownwood Nursing and Rehabilitation LP	01/10/2013	\$1,800.00		Y	\$1,170.00	\$1,170.00	\$0.00	F
02 – Abilene	Brownwood	004266	Cross Country Healthcare Center		\$4,500.00		Y	\$2,925.00	\$0.00	\$2,925.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
02 – Abilene	Cisco	004250	Homestead Nursing and Rehabilitation of Cisco	10/25/2012	\$7,500.00		Y	\$4,875.00	\$4,875.00	\$0.00	F
02 – Abilene	Comanche	004230	Western Hills Healthcare Residence LTD	07/17/2013	\$6,500.00		N		\$0.00	\$0.00	F
02 – Abilene	Graham	005241	Graham Oaks Care Center	10/03/2012	\$2,000.00		N		\$0.00	\$0.00	F
02 – Abilene	Graham	005241	Graham Oaks Care Center	03/05/2013	\$79,700.00		N		\$0.00	\$79,700.00	F
02 – Abilene	Olney	004870	Seven Oaks Nursing Home Inc	03/21/2013	\$1,750.00		N		\$0.00	\$1,750.00	F
02 – Abilene	Snyder	005133	Snyder Oaks Care Center	12/18/2012	\$10,000.00		Y	\$6,500.00	\$6,500.00	\$0.00	F
02 – Abilene	Stamford	004930	Community Care Center of Stamford	07/19/2013	\$1,750.00		N		\$0.00	\$1,750.00	F
02 – Abilene	Vernon	004345	Vernon Care Center	11/29/2012	\$2,000.00		N		\$0.00	\$0.00	F
02 – Abilene	Vernon	004808	Vernon Nursing & Rehabilitation Center	11/29/2012	\$5,000.00		N		\$0.00	\$5,043.66	F
02 – Abilene	Wichita Falls	005170	Texhoma Christian Care Center Inc	08/01/2013	\$2,000.00		N		\$0.00	\$2,000.00	F
02 – Abilene	Wichita Falls	004879	University Park Nursing and Rehabilitation LP		\$28,750.00		Y	\$18,687.50	\$0.00	\$18,687.50	F
02 – Abilene	Wichita Falls	004879	University Park Nursing and Rehabilitation LP		\$13,000.00		Y	\$8,450.00	\$0.00	\$8,450.00	F
02 – Abilene	Winters	004358	Senior Citizens Nursing Home		\$5,150.00		Y	\$3,347.50	\$0.00	\$3,347.50	F
03 – Arlington	Allen	103963	The Belmont at Twin Creeks	09/27/2012	\$4,200.00	\$5,850.00	N		\$5,850.00	\$0.00	F
03 – Arlington	Arlington	004725	Heritage Oaks	08/31/2012	\$117,550.00	\$90,155.00	N		\$90,155.00	\$0.00	F
03 – Arlington	Arlington	004725	Heritage Oaks	03/18/2013	\$6,500.00		Y	\$4,225.00	\$4,225.00	\$0.00	F

Nursing Facility Actions

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
03 – Arlington	Arlington	004276	Oakwood Nursing and Rehabilitation LP	04/12/2013	\$224,050.00		N		\$0.00	\$224,050.00	F
03 – Arlington	Arlington	102993	Senior Care of Green Oaks	11/16/2012	\$9,500.00		Y	\$6,175.00	\$6,175.00	\$0.00	F
03 – Arlington	Balch Springs	005105	Balch Springs Nursing Home	11/19/2012	\$7,000.00	\$5,600.00	N		\$5,600.00	\$0.00	F
03 – Arlington	Balch Springs	005105	Balch Springs Nursing Home	02/04/2013	\$389,300.00		N		\$0.00	\$389,300.00	F
03 – Arlington	Bedford	000268	Parkwood Healthcare Community	08/23/2012	\$1,750.00		Y	\$1,137.50	\$1,137.50	\$0.00	F
03 – Arlington	Burleson	005258	Huguley Nursing & Rehab Center	04/05/2013	\$51,600.00		Y	\$33,540.00	\$0.00	\$33,540.00	F
03 – Arlington	Burleson	005074	Trinity Mission Health & Rehab of Burleson	02/06/2013	\$10,000.00		Y	\$6,500.00	\$6,500.00	\$0.00	F
03 – Arlington	Carrollton	005122	Heritage Gardens Rehabilitation and Healthcare	03/13/2013	\$10,000.00		N		\$0.00	\$10,000.00	F
03 – Arlington	Cleburne	004525	Colonial Manor Nursing Center	05/23/2013	\$8,000.00		N		\$0.00	\$8,000.00	F
03 – Arlington	Corinth	105150	Corinth Rehabilitation Suites on the Parkway	01/25/2013	\$2,200.00		N		\$2,200.00	\$0.00	S
03 – Arlington	Dallas	005126	Brentwood Place One	04/05/2013	\$28,600.00		Y	\$18,590.00	\$0.00	\$18,590.00	F
03 – Arlington	Dallas	004988	Brentwood Place Three	11/02/2012	\$209,600.00	\$146,120.00	N		\$146,120.00	\$0.00	F
03 – Arlington	Dallas	104696	Lakewest Rehabilitation and Skilled Care	06/27/2013	\$4,000.00		N		\$0.00	\$0.00	F
03 – Arlington	Dallas	004917	Southaven Nursing Center		\$350.00		Y	\$227.50	\$227.50	\$0.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
03 – Arlington	Dallas	004917	Southaven Nursing Center	12/28/2012	\$1,450.00		Y	\$942.50	\$942.50	\$0.00	F
03 – Arlington	Desoto	005116	Desoto Nursing & Rehabilitation Center	11/02/2012	\$321,300.00	\$93,990.00	N		\$93,990.00	\$0.00	F
03 – Arlington	Desoto	005116	Desoto Nursing & Rehabilitation Center	01/14/2013	\$251,000.00		Y	\$163,150.00	\$163,150.00	\$0.00	F
03 – Arlington	Desoto	005373	Williamsburg Village Healthcare Campus	08/28/2012	\$2,000.00		N		\$2,000.00	\$0.00	F
03 – Arlington	Fort Worth	004002	DFW Nursing & Rehab	03/08/2013	\$37,800.00		Y	\$24,570.00	\$0.00	\$24,570.00	F
03 – Arlington	Fort Worth	005121	Estates Healthcare and Rehabilitation Center	07/18/2012	\$160,650.00	\$119,047.50	N		\$119,047.50	\$0.00	F
03 – Arlington	Fort Worth	104379	Fort Worth Center of Rehabilitation LLC	05/30/2013	\$10,000.00		Y	\$6,500.00	\$0.00	\$6,500.00	F
03 – Arlington	Fort Worth	005090	Life Care Center of Haltom	04/03/2013	\$5,000.00		N		\$0.00	\$5,000.00	F
03 – Arlington	Fort Worth	004780	Manorcare Health Services	02/05/2013	\$1,750.00		N		\$1,750.00	\$0.00	F
03 – Arlington	Fort Worth	004814	Park View Care Center		\$0.00	\$134,400.00	N		\$134,400.00	\$0.00	F
03 – Arlington	Fort Worth	005001	Pennsylvania Rehab LP	10/05/2012	\$1,350.00	\$2,000.00	N		\$0.00	\$2,000.00	F
03 – Arlington	Fort Worth	005197	Southwest Nursing and Rehabilitation Center	04/23/2013	\$4,000.00		Y	\$2,600.00	\$0.00	\$2,600.00	F
03 – Arlington	Fort Worth	004980	The Courtyards at Fort Worth	05/29/2013	\$170,300.00		Y	\$110,695.00	\$0.00	\$110,695.00	F
03 – Arlington	Garland	004285	Advanced Health & Rehab Center of Garland	08/14/2012	\$10,000.00		N		\$0.00	\$10,000.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
03 – Arlington	Garland	004968	Pleasant Valley Healthcare and Rehabilitation Center	06/06/2013	\$3,000.00		N		\$0.00	\$0.00	F
03 – Arlington	Glen Rose	005306	Cherokee Rose Nursing and Rehabilitation	01/28/2013	\$8,500.00		Y	\$5,525.00	\$5,525.00	\$0.00	F
03 – Arlington	Granbury	004316	Trinity Mission of Granbury LLC	07/05/2013	\$4,000.00		Y	\$2,600.00	\$0.00	\$2,600.00	F
03 – Arlington	Grapevine	102525	Kindred Transitional Care and Rehabilitation-Grapevine		\$10,000.00		N		\$0.00	\$10,000.00	F
03 – Arlington	Irving	004884	Irving Nursing and Rehabilitation LP	06/22/2012	\$4,000.00		Y	\$2,600.00	\$2,600.00	\$0.00	F
03 – Arlington	Irving	101460	Northgate Plaza Nursing & Rehabilitation Center	04/26/2013	\$4,600.00		N		\$0.00	\$4,600.00	F
03 – Arlington	Italy	004362	Trinity Mission Health & Rehab of Italy	05/08/2013	\$178,350.00		Y	\$115,927.50	\$0.00	\$115,927.50	F
03 – Arlington	Justin	005269	Longmeadow Healthcare Center	09/10/2012	\$211,500.00	\$140,100.00	N		\$140,100.00	\$0.00	F
03 – Arlington	Kaufman	004653	Kaufman Healthcare Center	06/10/2013	\$6,000.00		Y	\$3,900.00	\$0.00	\$3,900.00	F
03 – Arlington	Keene	004402	Town Hall Estates Keene Inc	06/04/2013	\$3,000.00		N		\$0.00	\$3,000.00	F
03 – Arlington	Keller	005078	Heritage House at Keller Rehab & Nursing	06/26/2013	\$141,050.00		N		\$0.00	\$0.00	F
03 – Arlington	Lake Worth	005143	Lake Lodge Nursing and Rehabilitation LP	03/09/2013	\$245,850.00		Y	\$159,802.50	\$159,802.50	\$0.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
03 – Arlington	Lancaster	004998	Westridge Nursing and Rehabilitation LP	02/28/2013	\$113,250.00		Y	\$73,612.50	\$73,612.50	\$0.00	F
03 – Arlington	Lewisville	102004	Vista Ridge Nursing & Rehabilitation Center	02/09/2013	\$8,000.00		N		\$0.00	\$8,000.00	F
03 – Arlington	Lewisville	102004	Vista Ridge Nursing & Rehabilitation Center	04/23/2013	\$79,750.00		N		\$0.00	\$79,750.00	F
03 – Arlington	McKinney	004600	McKinney Healthcare and Rehabilitation Center	03/22/2013	\$29,500.00		Y	\$19,175.00	\$19,175.00	\$0.00	F
03 – Arlington	McKinney	005324	Park Manor of McKinney	01/31/2013	\$29,350.00		Y	\$19,077.50	\$19,077.50	\$0.00	F
03 – Arlington	Mineral Wells	004735	Palo Pinto Nursing Center	07/12/2012	\$352,500.00	\$120,000.00	N		\$120,000.00	\$0.00	F
03 – Arlington	Pilot Point	005220	Countryside Nursing and Rehabilitation LP	07/18/2013	\$2,000.00		N		\$0.00	\$2,000.00	F
03 – Arlington	Plano	103427	The Legacy at Willow Bend	04/04/2012	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
03 – Arlington	Red Oak	004158	Red Oak Health and Rehabilitation Center		\$6,000.00	\$4,800.00	N		\$4,800.00	\$0.00	F
03 – Arlington	Richardson	005152	The Village at Richardson	06/13/2013	\$10,000.00		Y	\$6,500.00	\$0.00	\$6,500.00	F
03 – Arlington	Stephenville	005085	Castleview Nursing and Rehab of Stephenville	06/04/2013	\$50,400.00		Y	\$32,760.00	\$0.00	\$32,760.00	F
03 – Arlington	Terrell	004853	Country View Nursing and Rehabilitation LP	05/24/2013	\$6,400.00		N		\$0.00	\$0.00	F
03 – Arlington	Weatherford	004328	Peach Tree Place	07/20/2013	\$242,350.00		N		\$0.00	\$242,350.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
04 – Tyler	Athens	004009	Athens Healthcare and Rehabilitation Center	08/22/2012	\$2,200.00		Y	\$1,430.00	\$5,200.00	(\$3,770.00)	F
04 – Tyler	Athens	005230	West Place Nursing Center		\$5,750.00		Y	\$3,737.50	\$0.00	\$3,737.50	F
04 – Tyler	Canton	104845	Canton Oaks	07/11/2013	\$1,950.00		N		\$0.00	\$1,950.00	F
04 – Tyler	Clarksville	004267	Regency Healthcare and Rehabilitation Center at Red River		\$3,500.00		N		\$0.00	\$3,500.00	F
04 – Tyler	Clarksville	004267	Regency Healthcare and Rehabilitation Center at Red River	11/09/2012	\$122,800.00		Y	\$79,820.00	\$79,820.00	\$0.00	F
04 – Tyler	Dangerfield	004568	Windsor Place		\$3,600.00		N		\$0.00	\$3,600.00	F
04 – Tyler	Emory	005184	Senior Suite Care & Rehab LLC	03/14/2013	\$151,500.00		Y	\$98,475.00	\$0.00	\$104,096.42	F
04 – Tyler	Frankston	004915	Frankston Healthcare Center LP	08/23/2012	\$2,000.00		Y	\$1,300.00	\$1,300.00	\$0.00	F
04 – Tyler	Gilmer	004470	Gilmer Care Center		\$851,150.00		Y	\$553,247.50	\$553,247.50	\$0.00	F
04 – Tyler	Gilmer	004470	Gilmer Care Center	08/10/2012	\$8,500.00		Y	\$5,525.00	\$5,525.00	\$0.00	F
04 – Tyler	Gladewater	004760	Texan Nursing & Rehab of Gladewater LLC	09/25/2012	\$22,050.00		Y	\$14,332.50	\$14,332.50	\$0.00	F
04 – Tyler	Gladewater	005266	Truman W Smith Childrens Care Center	03/01/2013	\$40,600.00		N		\$81,200.00	(\$40,600.00)	S
04 – Tyler	Henderson	004499	Autumn Leaves Nursing and Rehab Inc	12/04/2012	\$8,000.00		Y	\$5,200.00	\$5,200.00	\$0.00	F
04 – Tyler	Marshall	103421	Heritage House of Marshall Health & Rehabilitation Center	02/26/2013	\$4,000.00		Y	\$2,600.00	\$2,600.00	\$0.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
04 – Tyler	Marshall	103421	Heritage House of Marshall Health & Rehabilitation Center	04/03/2013	\$4,500.00		Y	\$2,925.00	\$2,925.00	\$0.00	F
04 – Tyler	Mount Pleasant	104115	Greenhill Villas		\$6,450.00		N		\$0.00	\$6,450.00	F
04 – Tyler	Mount Pleasant	104115	Greenhill Villas	10/22/2012	\$8,500.00		N		\$0.00	\$8,500.00	F
04 – Tyler	Omaha	004801	Omaha Healthcare Center	01/16/2013	\$3,250.00		Y	\$2,112.50	\$2,112.50	\$0.00	F
04 – Tyler	Paris	004958	Brentwood Terrace Healthcare and Rehabilitation Center	11/27/2012	\$1,750.00		Y	\$1,137.50	\$2,925.00	(\$1,787.50)	F
04 – Tyler	Paris	004958	Brentwood Terrace Healthcare and Rehabilitation Center	02/07/2013	\$87,600.00		Y	\$56,940.00	\$56,940.00	\$0.00	F
04 – Tyler	Paris	104779	Heritage House of Paris Health & Rehabilitation Center	11/29/2012	\$3,750.00		N		\$3,750.00	\$0.00	F
04 – Tyler	Paris	005386	Legend Healthcare and Rehabilitation – Paris	09/20/2012	\$8,000.00	\$6,400.00	N		\$6,400.00	\$0.00	F
04 – Tyler	Paris	004586	Paris Healthcare Center		\$3,600.00		Y	\$2,340.00	\$2,340.00	\$0.00	F
04 – Tyler	Paris	004308	Paris Rehabilitation and Healthcare Center	08/15/2012	\$8,500.00		N		\$8,500.00	\$0.00	F
04 – Tyler	Quitman	004108	The Heritage Nursing Home	02/13/2013	\$8,500.00		Y	\$5,525.00	\$5,525.00	\$0.00	F
04 – Tyler	Sulphur Springs	005278	Carriage House Manor	11/06/2012	\$3,500.00		Y	\$2,275.00	\$2,275.00	\$0.00	F
04 – Tyler	Sulphur Springs	005278	Carriage House Manor	07/25/2013	\$3,200.00		N		\$0.00	\$0.00	F
04 – Tyler	Sulphur Springs	103979	Rock Creek Health and Rehabilitation LLC		\$3,500.00		Y	\$2,275.00	\$0.00	\$2,275.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
04 – Tyler	Sulphur Springs	004740	Sulphur Springs Health and Rehabilitation	11/05/2012	\$3,750.00	\$3,000.00	N		\$3,000.00	\$0.00	F
04 – Tyler	Sulphur Springs	005060	Sunny Springs Nursing & Rehab	06/12/2013	\$2,000.00		N		\$0.00	\$0.00	F
04 – Tyler	Texarkana	004848	Christian Care Center	07/05/2013	\$8,500.00		Y	\$5,525.00	\$0.00	\$5,525.00	F
04 – Tyler	Texarkana	005182	Texarkana Nursing and Healthcare Center LLC		\$10,000.00		N		\$0.00	\$0.00	F
04 – Tyler	Tyler	005229	Briarcliff Health Center	07/25/2013	\$4,950.00		N		\$0.00	\$0.00	F
04 – Tyler	Tyler	004633	Colonial Tyler Care Center LLC	05/23/2013	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
04 – Tyler	Tyler	103323	East Texas LTC The Waterton at Shiloh LLC		\$3,500.00	\$2,000.00	N		\$2,000.00	\$0.00	F
04 – Tyler	Tyler	004506	Eastwood Care & Rehab LLC	07/12/2013	\$7,000.00		Y	\$4,550.00	\$0.00	\$4,550.00	F
04 – Tyler	Winnboro	004787	Whispering Pines A Texas General Partnership	11/14/2012	\$3,500.00		Y	\$2,275.00	\$2,275.00	\$0.00	F
05 – Beaumont	Lufkin	004771	The Grace Care Center Lufkin	11/05/2012	\$21,950.00		N		\$21,950.00	\$0.00	F
05 – Beaumont	Nacogdoches	005305	Westward Trails Health and Rehab	08/19/2012	\$1,950.00		Y	\$1,267.50	\$1,267.50	\$0.00	F
05 – Beaumont	Nacogdoches	005305	Westward Trails Nursing and Rehabilitation	02/14/2013	\$2,200.00		N		\$0.00	\$0.00	F
05 – Beaumont	Palestine	005360	Cartmell Home For Aged, Inc.	05/30/2013	\$8,000.00		N		\$0.00	\$8,000.00	F
05 – Beaumont	Trinity	005199	Avalon Place Trinity	03/30/2013	\$61,650.00		N		\$0.00	\$61,650.00	F
05 – Beaumont	Wells	005169	Hillside Plaza	01/10/2013	\$18,200.00		N		\$0.00	\$18,200.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
06 – Houston	Baytown	009026	San Jacinto Methodist Hospital	07/24/2013	\$1,200.00		N		\$0.00	\$1,200.00	F
06 – Houston	Brookshire	004501	The Oaks at Brookshire	09/13/2012	\$4,000.00		N		\$4,000.00	\$0.00	F
06 – Houston	Columbus	004430	River Oaks Health and Rehabilitation Center		\$2,500.00		N		\$0.00	\$2,500.00	F
06 – Houston	Columbus	103831	Trucare Living Centers-Columbus	08/17/2012	\$1,700.00		N		\$0.00	\$0.00	F
06 – Houston	Friendswood	004134	Friendswood Health Care Center	07/30/2013	\$2,250.00		N		\$0.00	\$2,250.00	F
06 – Houston	Houston	105395	Clear Brook Crossing Rehabilitation and Healthcare Center	08/01/2013	\$2,000.00		N		\$0.00	\$2,000.00	F
06 – Houston	Houston	004062	Highland Park Care Center	07/11/2013	\$2,250.00		N		\$0.00	\$2,250.00	F
06 – Houston	Houston	004823	Jacinto City Healthcare Center	02/27/2013	\$2,150.00		N		\$2,150.00	\$0.00	F
06 – Houston	Houston	104200	Legend Oaks Healthcare and Rehabilitation – North/Willowbrook	09/26/2012	\$1,850.00		N		\$0.00	\$0.00	F
06 – Houston	Houston	102369	Legend Oaks Healthcare and Rehabilitation Center	08/01/2013	\$2,250.00		N		\$0.00	\$2,250.00	F
06 – Houston	Houston	005174	St Dominic Village Nursing Home	08/01/2013	\$2,250.00		N		\$0.00	\$2,250.00	F
06 – Houston	Houston	004446	Stoneybrook Healthcare Center	11/30/2012	\$7,000.00	\$6,500.00	N		\$6,500.00	\$0.00	F
06 – Houston	Houston	000217	The Forum at Memorial Woods Healthcare Center	08/10/2012	\$1,900.00	\$2,500.00	N		\$2,500.00	\$0.00	F
06 – Houston	Humble	104541	Deerbrook Skilled Nursing and Rehab Center	11/30/2012	\$8,000.00		N		\$0.00	\$8,000.00	F
06 – Houston	Katy	102353	Spanish Meadows Nursing & Rehab	06/17/2013	\$3,000.00		N		\$0.00	\$3,000.00	F
06 – Houston	Tomball	004890	Tomball Nursing Center	08/31/2012	\$1,800.00		N		\$1,852.70	\$0.00	F
07 – Austin	Austin	004694	Maggie Johnson Nursing Center	01/10/2013	\$1,500.00		Y	\$975.00	\$975.00	\$0.00	S
07 – Austin	Austin	005263	Regency Village Care Center	05/01/2013	\$7,200.00		N		\$0.00	\$7,200.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
07 - Austin	Austin	104266	Riverside Rehabilitation and Health Care Center	08/23/2012	\$1,700.00		Y	\$1,105.00	\$1,105.00	\$0.00	F
07 - Austin	Austin	104663	Senior Care of Onion Creek	08/22/2012	\$8,000.00		Y	\$5,200.00	\$5,200.00	\$0.00	F
07 - Austin	Austin	004215	Stonebridge SN Health Center	07/02/2013	\$1,750.00		N		\$0.00	\$1,750.00	F
07 - Austin	Austin	004570	Walnut Hills Nursing and Rehabilitation LTD	01/31/2013	\$1,500.00		Y	\$975.00	\$975.00	\$0.00	F
07 - Austin	Austin	004570	Walnut Hills Nursing and Rehabilitation LTD	05/31/2013	\$9,000.00		Y	\$5,850.00	\$0.00	\$5,850.00	F
07 - Austin	Austin	004570	Walnut Hills Nursing and Rehabilitation LTD	07/25/2013	\$4,600.00		N		\$0.00	\$4,600.00	F
07 - Austin	Austin	004970	Windsor Nursing and Rehabilitation Center of Duval	08/16/2012	\$1,100.00		N		\$1,100.00	\$0.00	F
07 - Austin	Bastrop	005247	Silver Pines Nursing and Rehabilitation LP	10/31/2012	\$7,000.00		Y	\$4,550.00	\$4,550.00	\$0.00	F
07 - Austin	Bremond	005161	Bremond Nursing and Rehabilitation Center	03/07/2013	\$1,800.00		Y	\$1,170.00	\$0.00	\$1,170.00	F
07 - Austin	Brenham	005397	Brenham Nursing and Rehabilitation Center	04/26/2013	\$8,500.00		N		\$0.00	\$0.00	F
07 - Austin	Bryan	101864	Lampstand Health & Rehab of Bryan LLC	02/21/2013	\$1,600.00		Y	\$1,040.00	\$1,040.00	\$0.00	F
07 - Austin	Burnet	004538	Oaks Nursing Center	11/01/2012	\$1,900.00		Y	\$1,235.00	\$1,235.00	\$0.00	F
07 - Austin	Caldwell	103889	Copperas Hollow Nursing & Rehabilitation Center		\$13,500.00		N		\$0.00	\$13,500.00	F
07 - Austin	Caldwell	103889	Copperas Hollow Nursing & Rehabilitation Center	04/25/2013	\$6,000.00		N		\$0.00	\$0.00	F
07 - Austin	Cameron	004140	Cameron Nursing Center	04/11/2013	\$3,500.00	\$2,275.00	N		\$0.00	\$2,275.00	F
07 - Austin	Cameron	005289	Winnie L LTC Partners Inc		\$6,100.00		Y	\$3,965.00	\$0.00	\$3,965.00	F
07 - Austin	Clifton	004059	Sunset Home		\$1,300.00		N		\$1,300.00	\$0.00	F
07 - Austin	College Station	004952	Fortress Health & Rehab of Rock Prairie LLC		\$75,600.00		Y	\$49,140.00	\$49,140.00	\$0.00	F
07 - Austin	College Station	004952	Fortress Health & Rehab of Rock Prairie LLC		\$15,200.00		Y	\$9,880.00	\$9,880.00	\$0.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
07 – Austin	College Station	004952	Fortress Health & Rehab of Rock Prairie LLC	08/04/2012	\$10,000.00		N		\$0.00	\$0.00	F
07 – Austin	College Station	005050	Magnified Health & Rehab of Anderson LLC		\$64,800.00	\$2,609.00	N		\$0.00	\$2,609.00	F
07 – Austin	College Station	005050	Magnified Health & Rehab of Anderson LLC		\$1,900.00	\$91.00	N		\$0.00	\$91.00	F
07 – Austin	Copperas Cove	005154	Wind Crest Rehab and Nursing Center	09/21/2012	\$10,000.00		N		\$10,000.00	\$0.00	F
07 – Austin	Franklin	005216	Franklin Nursing Home	07/26/2013	\$4,000.00		N		\$0.00	\$4,000.00	F
07 – Austin	Georgetown	004507	Georgetown Nursing & Rehabilitation Center	12/13/2012	\$6,750.00	\$4,387.50	N		\$0.00	\$4,387.50	F
07 – Austin	Giddings	004775	Country Care Plex	03/29/2013	\$9,000.00		Y	\$5,850.00	\$5,850.00	\$0.00	F
07 – Austin	Giddings	005307	Oakland Manor Nursing Center LLC	02/25/2013	\$6,000.00		Y	\$3,900.00	\$3,900.00	\$0.00	F
07 – Austin	Goldthwaite	004411	Goldthwaite Health & Rehabilitation Center		\$36,600.00		N		\$0.00	\$36,600.00	F
07 – Austin	Goldthwaite	004411	Goldthwaite Health & Rehabilitation Center		\$7,500.00		N		\$0.00	\$7,500.00	F
07 – Austin	Granger	004871	Granger Villa	08/23/2012	\$1,400.00		N		\$1,400.00	\$0.00	F
07 – Austin	Hamilton	004013	Dove Hill Care Center & Villas	08/10/2012	\$2,000.00		N		\$2,000.00	\$0.00	F
07 – Austin	Harker Heights	000232	Indian Oaks Living Center	05/31/2013	\$2,000.00		N		\$0.00	\$0.00	F
07 – Austin	Hewitt	103743	Senior Care of Hewitt	04/05/2013	\$1,500.00		Y	\$975.00	\$975.00	\$0.00	F
07 – Austin	Hewitt	103743	Senior Care of Hewitt	06/13/2013	\$1,700.00		Y	\$1,105.00	\$0.00	\$1,105.00	F
07 – Austin	Hubbard	004333	Oakview Healthcare Residence LTD	10/09/2012	\$3,000.00		N		\$0.00	\$3,000.00	F
07 – Austin	Johnson City	004903	LBJ Medical Center		\$1,700.00		Y	\$1,105.00	\$1,105.00	\$0.00	S
07 – Austin	La Grange	004832	Care Inn of La Grange		\$4,000.00		Y	\$2,600.00	\$0.00	\$2,660.55	F
07 – Austin	La Grange	005234	Monument Rehabilitation and Nursing Center LLC		\$1,500.00		N		\$1,500.00	\$0.00	F
07 – Austin	Luling	004820	Hillcrest Manor Nursing and Rehabilitation Center		\$2,000.00		Y	\$1,300.00	\$2,600.00	(\$1,300.00)	F

Nursing Facility Actions

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
07 – Austin	Luling	004177	Luling Care Center	03/22/2013	\$55,500.00		N		\$0.00	\$55,500.00	F
07 – Austin	Luling	005045	Oakcreek Nursing and Rehabilitation		\$14,700.00		Y	\$9,555.00	\$9,555.00	\$0.00	F
07 – Austin	Luling	005045	Oakcreek Nursing and Rehabilitation		\$14,000.00		Y	\$9,100.00	\$9,100.00	\$0.00	F
07 – Austin	Madisonville	005342	Riverwood Healthcare and Rehabilitation	06/21/2013	\$3,500.00		N		\$0.00	\$0.00	F
07 – Austin	Manchaca	005191	Marbridge Villa	10/19/2012	\$3,500.00		Y	\$2,275.00	\$2,275.00	\$0.00	F
07 – Austin	Marlin	004752	Elmwood Nursing Center		\$49,200.00		N		\$0.00	\$49,200.00	F
07 – Austin	Mcgregor	004574	Westview Manor	03/07/2013	\$1,800.00		Y	\$1,170.00	\$1,170.00	\$0.00	F
07 – Austin	Meridian	004434	Meridian Manor	05/23/2013	\$8,000.00		Y	\$5,200.00	\$0.00	\$5,200.00	F
07 – Austin	Navasota	004649	Navasota Nursing and Rehabilitation LP	04/04/2013	\$1,800.00		Y	\$1,170.00	\$0.00	\$1,170.00	F
07 – Austin	Rockdale	004963	Manor Oaks Nursing Center		\$76,000.00	\$15,200.00	N		\$15,200.00	\$0.00	F
07 – Austin	Rockdale	004963	Manor Oaks Nursing Center	11/29/2012	\$8,000.00		N		\$0.00	\$0.00	F
07 – Austin	Rockdale	004963	Manor Oaks Nursing Center	04/19/2013	\$10,000.00		N		\$0.00	\$0.00	F
07 – Austin	Round Rock	005264	Hearthstone SN Health Center		\$4,000.00		N		\$0.00	\$4,000.00	F
07 – Austin	Round Rock	004038	Trinity Care Center	10/26/2012	\$8,000.00		Y	\$5,200.00	\$5,200.00	\$0.00	F
07 – Austin	San Marcos	005265	Hays Nursing & Rehab Center	12/13/2012	\$21,600.00		Y	\$14,040.00	\$14,137.50	(\$97.50)	F
07 – Austin	Schulenburg	004070	Colonial Care Center	02/18/2013	\$10,000.00		Y	\$6,500.00	\$6,500.00	\$0.00	F
07 – Austin	Temple	004748	Regency Manor Healthcare Center	03/01/2013	\$1,700.00		Y	\$1,105.00	\$0.00	\$1,133.20	F
07 – Austin	Temple	005268	Temple Living Center Western Hills	07/26/2013	\$2,000.00		N		\$0.00	\$2,000.00	F
07 – Austin	Temple	005395	Weston Inn Health Center	12/04/2012	\$53,550.00	\$34,807.00	N		\$34,807.00	\$0.00	F
07 – Austin	Waco	103981	Hillcrest Baptist Medical Center		\$10,000.00		Y	\$6,500.00	\$0.00	\$6,500.00	F
07 – Austin	Waco	004837	Quality Care of Waco	02/21/2013	\$1,300.00		Y	\$845.00	\$845.00	\$0.00	F
07 – Austin	Waco	100116	Royal Manor	11/08/2012	\$1,400.00		Y	\$910.00	\$910.00	\$0.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
08 – San Antonio	Boerne	004736	Town and Country Manor	08/09/2012	\$8,000.00	\$5,200.00	N		\$5,200.00	\$0.00	F
08 – San Antonio	Del Rio	005286	La Vida Serena Nursing and Rehabilitation	11/17/2012	\$3,600.00		N		\$0.00	\$0.00	F
08 – San Antonio	New Braunfels	004048	Eden Home Inc	05/03/2013	\$6,000.00		Y	\$3,900.00	\$0.00	\$3,900.00	F
08 – San Antonio	San Antonio	105340	Hunters Pond Rehabilitation and Healthcare Center	06/13/2013	\$2,000.00		N		\$0.00	\$2,000.00	F
08 – San Antonio	San Antonio	004417	River City Care Center	04/11/2013	\$68,950.00		N		\$0.00	\$68,950.00	F
08 – San Antonio	San Antonio	005233	Sunrise Nursing and Rehabilitation Center	11/14/2012	\$50,400.00		Y	\$32,760.00	\$32,760.00	\$0.00	F
09 – Abilene	Big Spring	100429	Lamun-Lusk-Sanchez Texas State Veterans Home	03/27/2013	\$8,000.00	\$3,000.00	N		\$0.00	\$3,000.00	F
09 – Abilene	Fort Stockton	005310	Fort Stockton Nursing Center	01/11/2013	\$2,000.00		Y	\$1,300.00	\$1,300.00	\$0.00	F
09 – Abilene	Pecos	004590	Pecos Nursing Home	07/13/2013	\$7,750.00		N		\$0.00	\$7,750.00	F
09 – Abilene	San Angelo	004815	Arbor Terrace Health Care Center		\$114,900.00		Y	\$74,685.00	\$74,685.00	\$0.00	F
09 – Abilene	San Angelo	004815	Arbor Terrace Health Care Center	11/26/2012	\$1,900.00		N		\$0.00	\$0.00	F
09 – Abilene	San Angelo	000170	Trisun Care Center Meadow Creek	05/07/2013	\$3,750.00		N		\$0.00	\$3,750.00	F

Nursing Facility Civil Money Penalties for Fiscal Year 2013

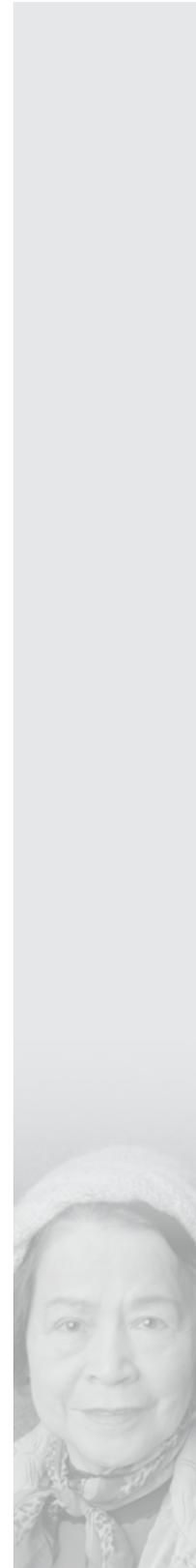
Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
09 – Abilene	San Angelo	005236	West Texas LTC Partners Inc	10/22/2012	\$10,000.00		Y	\$6,500.00	\$6,500.00	\$0.00	F
09 – Abilene	San Angelo	005236	West Texas LTC Partners Inc	06/05/2013	\$1,500.00		Y	\$975.00	\$0.00	\$975.00	F
10 – El Paso	El Paso	102314	Ambrosio Guillen Texas State Veterans Home		\$121,000.00		N		\$0.00	\$121,000.00	F
10 – El Paso	El Paso	102314	Ambrosio Guillen Texas State Veterans Home	06/06/2013	\$2,000.00		N		\$0.00	\$0.00	F
10 – El Paso	El Paso	005168	El Paso Health & Rehabilitation Center	03/26/2013	\$7,500.00		N		\$0.00	\$7,500.00	F
10 – El Paso	El Paso	004994	Horizon Healthcare Center at El Paso	03/14/2013	\$2,000.00		Y	\$1,300.00	\$1,300.00	\$0.00	F
10 – El Paso	El Paso	004994	Horizon Healthcare Center at El Paso	07/12/2013	\$8,750.00		N		\$0.00	\$0.00	F
10 – El Paso	El Paso	005404	Regent Care Center of El Paso	02/13/2013	\$2,000.00		Y	\$1,300.00	\$1,300.00	\$0.00	F
11 – Corpus Christi	Brownsville	102455	Brownsville Nursing and Rehabilitation Center	04/19/2013	\$2,000.00		N		\$0.00	\$0.00	F
11 – Corpus Christi	Corpus Christi	009588	Christus Spohn Hospital Corpus Christi	08/07/2013	\$2,000.00		N		\$0.00	\$2,000.00	F

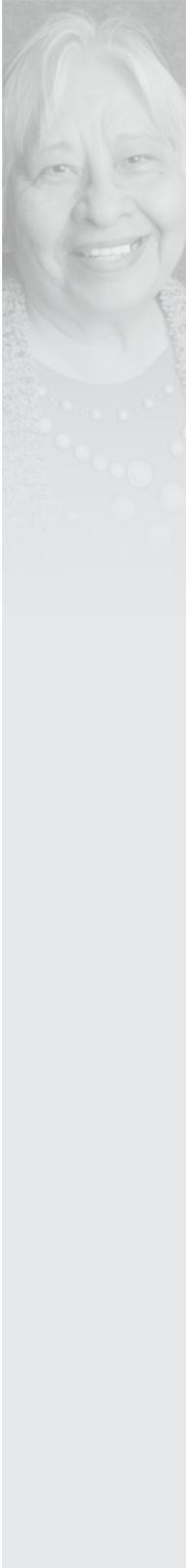
Nursing Facility Civil Money Penalties for Fiscal Year 2013

Region	City	Vendor Number	Facility	Visit Exit Date	Imposed	Assessed	Y/N Waiver	Waiver 35% Amount	Collected	Balance	IA
11 – Corpus Christi	Corpus Christi	102639	Corpus Christi Nursing and Rehabilitation Center	12/06/2012	\$10,000.00	\$4,500.00	N		\$0.00	\$4,500.00	F
11 – Corpus Christi	Corpus Christi	005114	Harbor View Care Center	11/06/2012	\$10,000.00		Y	\$6,500.00	\$6,500.00	\$0.00	F
11 – Corpus Christi	Corpus Christi	004894	The Palms Nursing and Rehabilitation LP	02/24/2013	\$8,000.00		Y	\$5,200.00	\$5,200.00	\$0.00	F
11 – Corpus Christi	Corpus Christi	004894	The Palms Nursing and Rehabilitation LP	03/22/2013	\$2,100.00		Y	\$1,365.00	\$1,365.00	\$0.00	F
11 – Corpus Christi	Corpus Christi	005006	Trisun Care Center-Westwood	01/17/2013	\$8,000.00	\$5,600.00	N		\$5,600.00	\$0.00	F
11 – Corpus Christi	Edinburg	004738	Retama Manor Nursing Center/Edinburg	03/13/2013	\$1,600.00		N		\$0.00	\$0.00	F
11 – Corpus Christi	George West	005315	Live Oak Nursing Center LLC	05/07/2013	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
11 – Corpus Christi	Hebbronville	005389	Meridian Care of Hebbronville	09/25/2012	\$8,000.00		N		\$8,160.68	\$0.00	F
11 – Corpus Christi	Mcallen	004651	Retama Manor Nursing Center/Mcallen		\$2,000.00		Y	\$1,300.00	\$1,300.00	\$0.00	F
11 – Corpus Christi	San Diego	005323	La Paloma Nursing Center	06/06/2013	\$2,000.00		Y	\$1,300.00	\$0.00	\$1,300.00	F
11 – Corpus Christi	Weslaco	005032	Retama Manor Nursing Center/Weslaco		\$2,000.00		Y	\$1,300.00	\$1,326.49	\$0.00	F
Totals					\$7,095,750.00	\$1,131,229.50		\$2,044,575.00	\$2,600,144.37		
240 Nursing Facility Civil Money Penalties Imposed											

Notes:

1. The Imposed column is the total amount of penalty after the review and confirmation of the civil money penalty citation and amount. This is the amount due and payable if no alternative amount results from an appeal held or settlement agreement reached.
2. The Assessed column is the amount due after the appeal process has been completed (or an agreement to settle has been reached) and a final amount has been decided, or the facility consents to the administrative penalty, fails to respond to the department's notice letter in a timely manner or fails to correct the violation to the department's satisfaction.
3. The Y/N Waiver column has a "Y" if the facility requested to waive appeal rights in order to receive a 35 percent reduction in the amount of the civil money penalty. An "N" indicates the facility did not request to waive its appeal rights.
4. The Waiver 35% Amount is the total amount of the penalty due if the facility chose to waive its appeal rights in order to receive a 35 percent reduction.
5. The Collected column is the amount of money the facility has paid.
6. The Balance column is the amount of penalty the facility owes. The amount in the Balance column does not necessarily reflect the final amount the facility may owe. The amounts can change based on a hearing or negotiated settlement. Since these amounts may change, there is no total for this column.
7. The IA column indicates the Imposing Authority. An "F" (federal) appears for CMS-imposed penalties and an "S" (state) appears for DADS-imposed penalties. DADS imposes civil money penalties on Medicaid-only facilities.





Nursing Facility Complaint and Incident Intakes

Complaints

A complaint is any allegation received by DADS other than an incident reported by the facility. Such allegations include, but are not limited to, abuse, neglect, exploitation or violation of state or federal standards and may be reported by residents, family members or others.

Incidents

An incident is an official notification to the state survey agency from a nursing facility provider that the physical or mental health or welfare of a resident has been or may be adversely affected by mistreatment, neglect or abuse. These reports also include injuries of unknown source and exploitation or misappropriation of resident property.

Priority Assignment

DADS evaluates each complaint or incident based on its own unique circumstances and assigns priorities accordingly. When timeliness is crucial to the health and safety of a resident(s), such as in a situation of heating or air conditioner equipment failure, alleged staff walk-out, etc., an investigation may be initiated immediately by telephone, regardless of the priority code assignment. After the initial telephone contact, an on-site visit is conducted according to the time frame specified by the priority assignment. The priorities available for a nursing facility are:

- On or before 24 hours.
- On or before 14 calendar days.
- On or before 30 calendar days.
- On or before 45 calendar days.
- Professional review.
- Financial (Medicaid facilities only).
- Withdrawn.
- Not required.

On or Before 24 Hours

Immediate response by Regulatory Services is warranted because a provider allegedly created or allowed a present and ongoing situation in which the provider's noncompliance with one or more requirements of licensure or certification has failed to protect residents from abuse, neglect or mistreatment or has caused, or is likely to cause, serious injury, harm, impairment or death to a resident.

Nursing Facility Actions

DADS Regulatory Services FY2013 Annual Report

On or Before 14 Calendar Days

The present or ongoing threat of continued abuse, neglect or mistreatment has been removed. The resident(s) is no longer in imminent danger; however, the provider's alleged noncompliance with one or more requirements of licensure or certification may have or has a high potential to cause harm that impacts a resident's mental, physical or psychosocial status and is of such consequence that a rapid response by Regulatory Services is indicated. There is evidence or suspicion that system(s) failure contributed to or brought on the threat. Usually, specific rather than general information (e.g., descriptive identifiers, individual names, date, time, location of occurrence, description of harm) will factor into the assignment of this level of priority.

On or Before 30 Calendar Days

A provider's alleged noncompliance with one or more requirements of licensure or certification has caused or may cause harm that is of limited consequence and does not significantly impair the resident's mental, physical or psychosocial status.

On or Before 45 Calendar Days

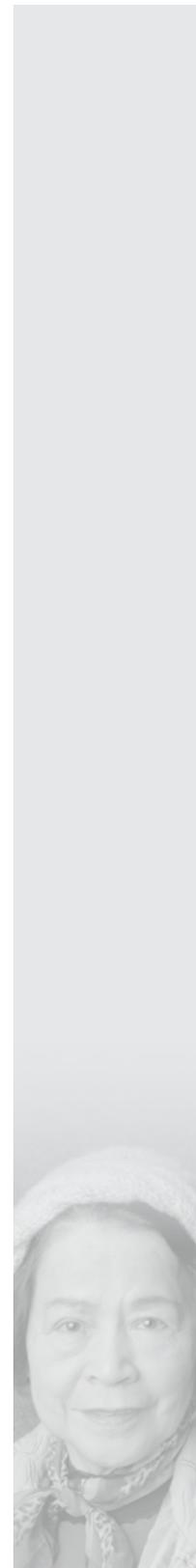
A provider's alleged noncompliance with one or more requirements of licensure or certification has a low potential for more than minimal harm or resulted in physical, mental or psychosocial harm that did not directly affect consumer/resident health and safety and functional status. This priority may also be assigned for alleged violations of regulations that do not directly impact resident health and safety.

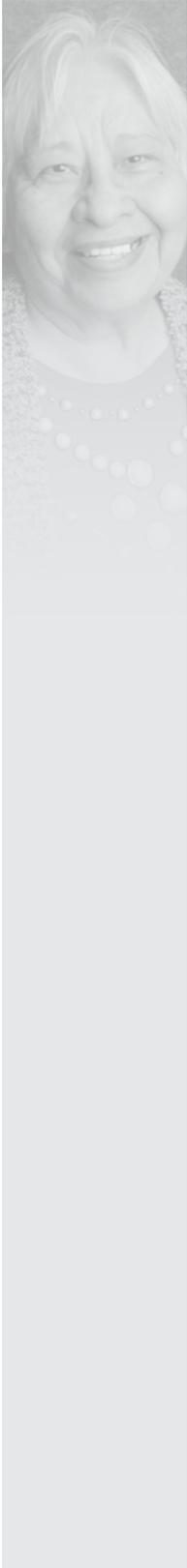
Professional Review

A provider who has cause to believe that the physical or mental health or welfare of a resident(s) has been or may be adversely affected by mistreatment, neglect or abuse must self-report to the state survey agency immediately upon learning of the alleged conduct or conditions. This notice could include injuries of unknown source and exploitation/misappropriation of resident property.

Complaint Intake unit staff assign a professional review priority when a provider self-reports an incident to Regulatory Services and the provider's oral report indicates that the provider's immediate corrective action is reasonably likely to ensure that abuse, neglect, mistreatment or injury to the resident(s) will not occur again, or at least not while the provider conducts its investigation and a Complaint Intake program specialist reviews the provider's written investigation report.

Based on review of the facility investigation report, if further investigation is warranted to assess whether the provider's abuse prohibition policies ensure compliance with regulatory requirements, the Complaint Intake unit will send notification to the Regulatory Services regional staff to schedule an on-site investigation.





Financial (Medicaid Facilities Only)

These investigations involve complaint allegations related to a Medicaid-certified nursing facility's failure to appropriately manage resident trust funds and/or applied income, and/or failure to reimburse prorated refunds due a resident when the resident is admitted to a Medicare bed or has been discharged.

Withdrawn

A complaint report filed with DADS is withdrawn at the request of the complainant, except when abuse, neglect or exploitation is alleged. Please refer to Survey & Certification Clarification 03-08 (www.dads.state.tx.us/providers/communications/2003/scc/SCC2003-08.pdf).

Not Required

DADS determines it has no jurisdiction to investigate a complaint or a referral, or a report to another agency, board or entity is required.

Nursing Facility All Intakes by Priority and Region for Fiscal Year 2013

Intake Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	26	31	190	47	41	118	110	78	21	12	38	712
On or before 14 days	305	243	1,715	510	421	962	854	791	125	83	358	6,367
On or before 30 days	166	107	858	237	209	434	454	359	71	29	170	3,094
On or before 45 days	192	144	1,233	339	239	473	515	382	87	51	140	3,795
Professional review	215	206	1,658	437	319	481	633	337	100	50	172	4,608
Financial	4	3	61	25	13	17	20	32	1	5	5	186
Withdrawn	4	3	14	19	9	10	6	9	3	0	1	78
Not required	1	2	9	10	1	5	9	20	0	1	0	58
Total	913	739	5,738	1,624	1,252	2,500	2,601	2,008	408	231	884	18,898

Nursing Facility Actions

DADS Regulatory Services FY2013 Annual Report

Nursing Facility Complaints by Priority and Region for Fiscal Year 2013

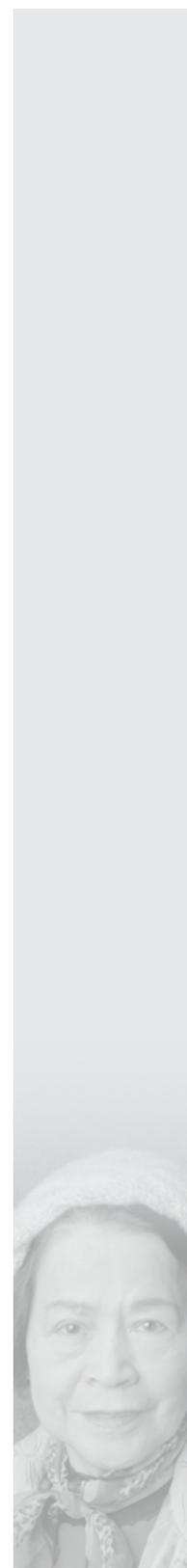
Complaint Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	25	26	176	40	40	110	105	70	19	12	37	660
On or before 14 days	183	137	1,083	335	250	677	506	552	64	36	232	4,055
On or before 30 days	107	62	454	143	120	271	248	216	35	15	105	1,776
On or before 45 days	71	39	436	114	73	198	196	163	24	20	61	1,395
Financial	4	3	61	25	13	17	20	32	1	5	5	186
Withdrawn	4	3	14	19	9	10	6	9	3	0	1	76
Not required	0	0	1	5	0	1	0	0	0	0	0	7
Total	394	270	2,225	681	505	1,284	1,081	1,042	146	88	441	8,157

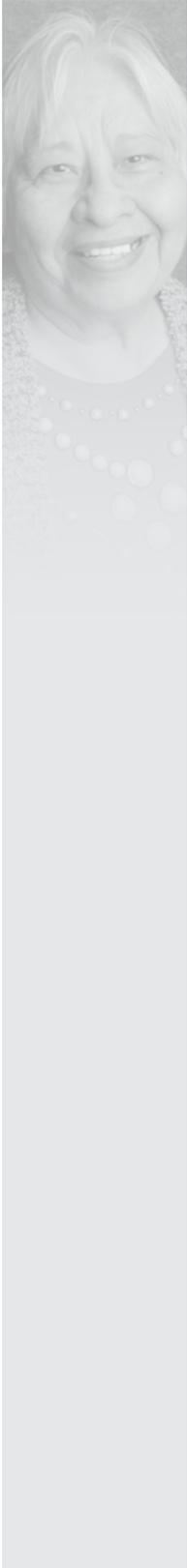
Note: The intake priority “Professional review” does not apply to nursing facility complaint intakes.

Nursing Facility Incidents by Priority and Region for Fiscal Year 2013

Incident Priority	01	02	03	04	05	06	07	08	09	10	11	Total
On or before 24 hours	1	5	14	7	1	8	5	8	2	0	1	52
On or before 14 days	122	106	632	175	171	285	348	239	61	47	126	2,312
On or before 30 days	59	45	404	94	89	163	206	143	36	14	65	1,318
On or before 45 days	121	105	797	225	166	275	319	219	63	31	79	2,400
Professional review	215	206	1,658	437	319	481	633	337	100	50	172	4,608
Not required	1	2	8	5	1	4	9	20	0	1	0	51
Total	519	469	3,513	943	747	1,216	1,520	966	262	143	443	10,741

Note: The intake priorities “Withdrawn” and “Financial” do not apply to nursing facility incident intakes.



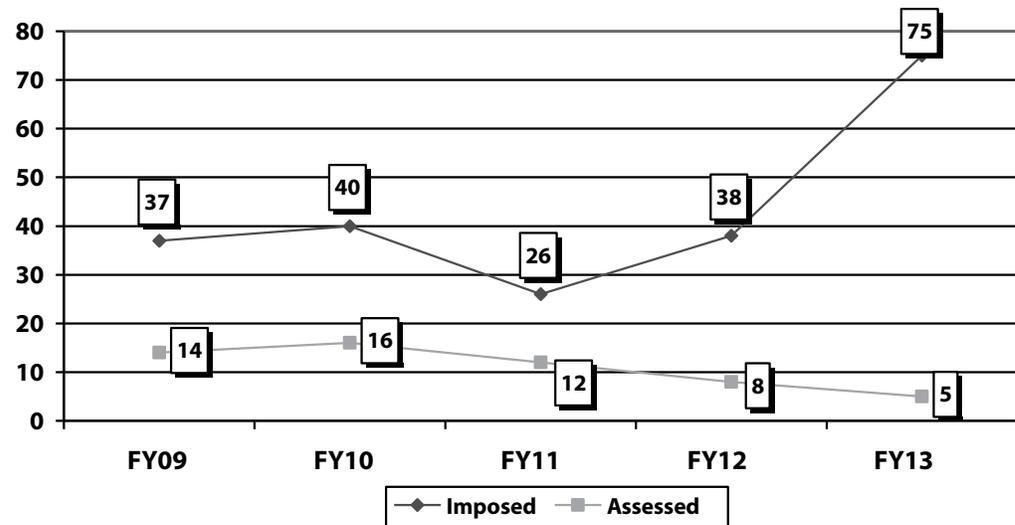


Nursing Facility Actions Compared Over Multiple Fiscal Years

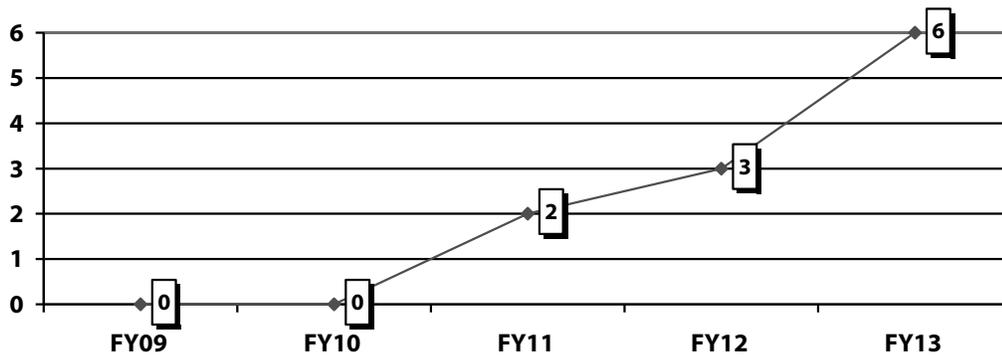
This section contains the following charts for comparison between fiscal year 2013 and earlier fiscal years.

- Nursing Facility Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013.
- Nursing Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013.
- Nursing Facility Denial of Payment for New Admissions for Fiscal Years 2009-2013.
- Nursing Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013.
- Nursing Facility Civil Money Penalties Imposed for Fiscal Years 2009-2013.
- Nursing Facility Complaint and Incident Intakes for Fiscal Years 2009-2013.

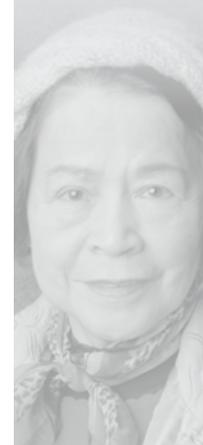
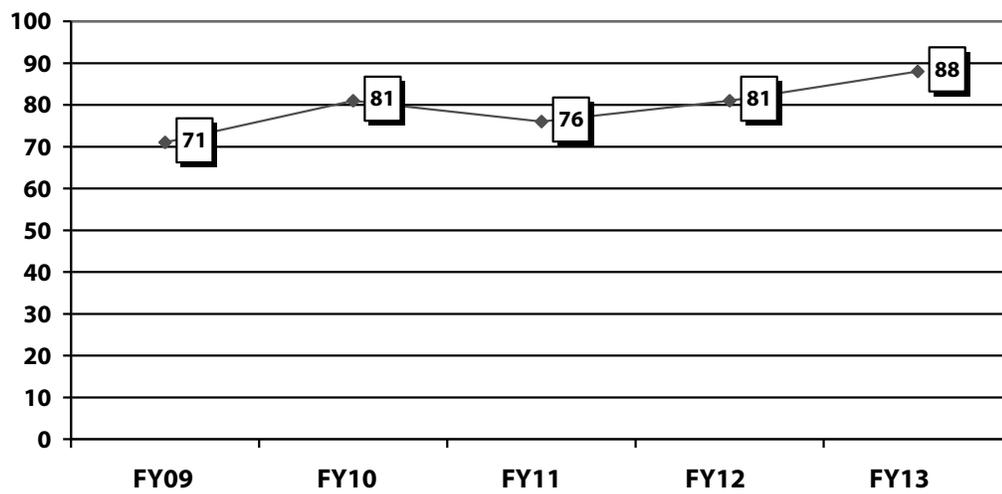
Nursing Facility Administrative Penalties Imposed and Assessed for Fiscal Years 2009-2013

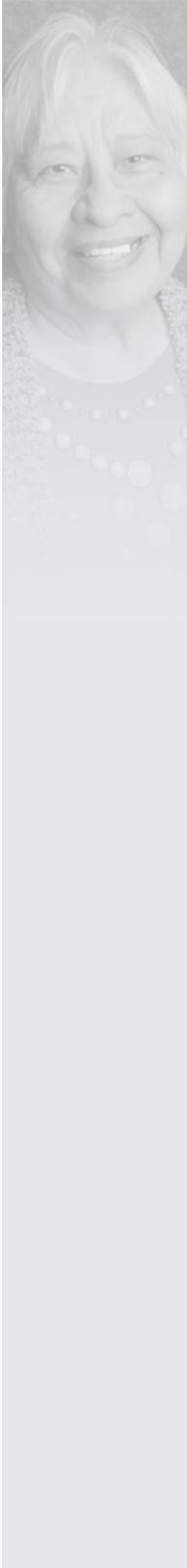


Nursing Facility Injunctive/Other Relief and Civil Penalty Referrals to the Attorney General for Fiscal Years 2009-2013

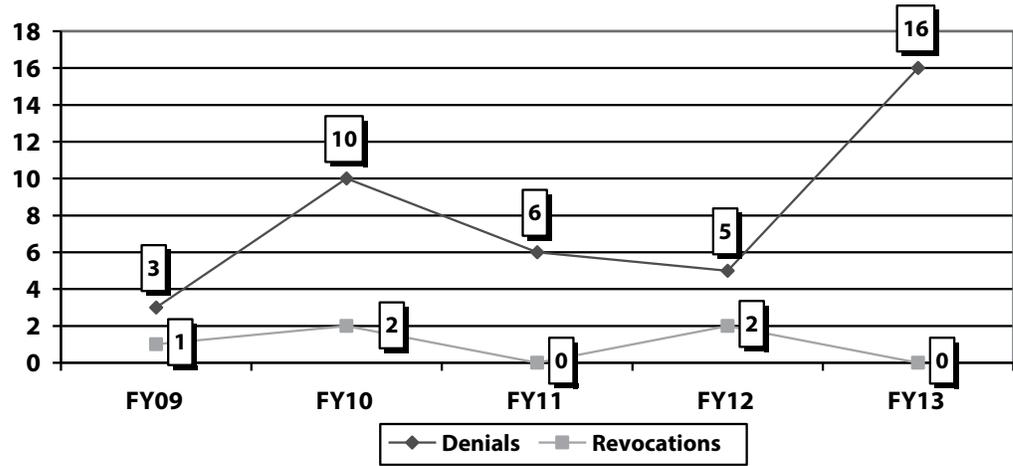


Nursing Facility Denial of Payment for New Admissions for Fiscal Years 2009-2013

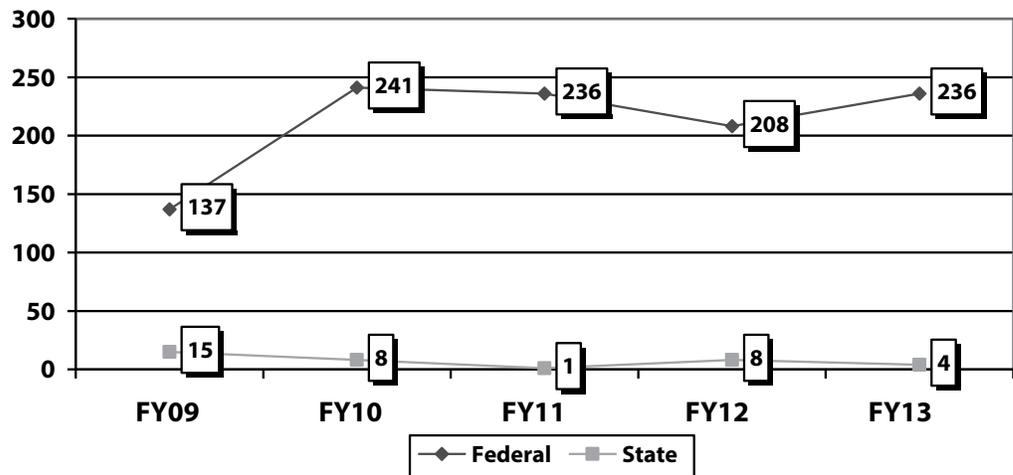




Nursing Facility License Denials and Revocations Proposed for Fiscal Years 2009-2013

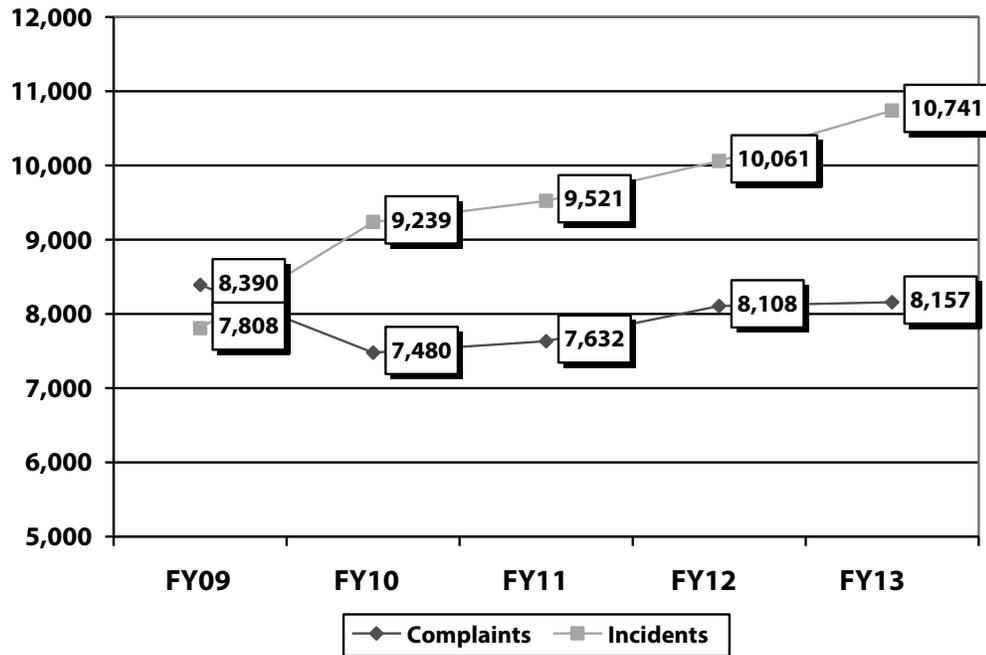


Nursing Facility Civil Money Penalties Imposed for Fiscal Years 2009-2013



Nursing Facility Actions

Nursing Facility Complaint and Incident Intakes for Fiscal Years 2009-2013



Home and Community-based Services and Texas Home Living Contracts Section



Home and Community-based Services and Texas Home Living Contracts Section

The tables on the next page contain information relating to the Home and Community-based Services and Texas Home Living waiver programs, by category, for fiscal year 2013.

Level I Sanctions

If DADS determines that the program provider is out of compliance with at least 10 percent of the certification principles at the end of the review, DADS does not certify the program provider and applies Level I sanctions. If DADS determines that a program provider's failure to comply with one or more of the certification principles is of a serious or pervasive nature, DADS may, at its discretion, apply Level I sanctions. DADS conducts an on-site follow-up review within 45 calendar days after the review.

Level II Sanctions

If DADS determines that the program provider is out of compliance with at least 20 percent of the certification principles at the end of the review, DADS does not certify the program provider, implements vendor hold and applies Level II sanctions. If DADS determines that a program provider's failure to comply with one or more of the certification principles is of a serious or pervasive nature, DADS may, at its discretion, apply Level II sanctions. DADS conducts an on-site follow-up review within 45 calendar days after the 30-day corrective action period.

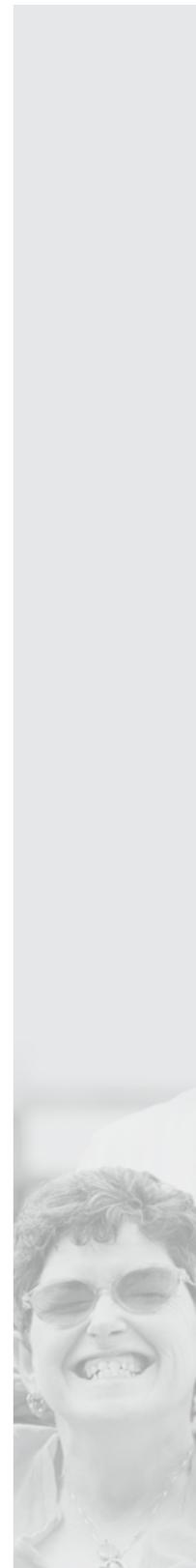
Vendor Hold

If DADS determines that the program provider is not in compliance at the end of the follow-up review to Level I sanctions, DADS places a vendor hold on payments due to the program provider. DADS conducts a second on-site follow-up review between 30 and 45 calendar days after the effective date of the vendor hold.

Denial of Certification

If DADS determines that the program provider is not in compliance at the end of the follow-up review to vendor hold resulting from Level I or Level II sanctions, DADS denies certification of the program provider and recommends termination of its waiver program provider agreement.

DADS may deny certification of a program provider's contract if there is a hazard to the health, safety or welfare of residents and the hazard is not eliminated before the end



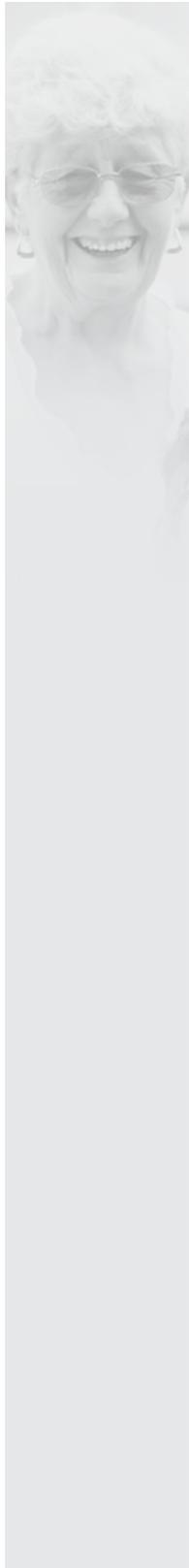
of any review, or based on a program provider's serious or pervasive noncompliance with one or more of the program principles.

Home and Community-based Services Actions by Contract Area for Fiscal Year 2013

Type of Remedy	01	02	03	04	05	06	07	08	09	Totals
Level I sanctions	0	7	5	5	13	3	2	0	3	38
Level II sanctions	1	4	3	0	6	2	1	0	1	18
Vendor hold	1	1	1	0	2	0	1	0	0	6
Denial of certification	0	1	2	1	4	1	2	1	0	12

Texas Home Living Actions by Contract Area for Fiscal Year 2013

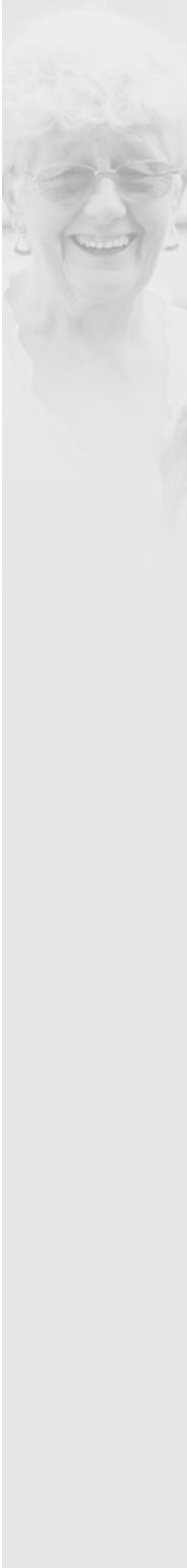
Type of Remedy	01	02	03	04	05	06	07	08	09	Totals
Level I sanctions	0	1	2	2	3	0	0	1	0	9
Level II sanctions	0	1	0	0	0	0	0	0	1	2
Vendor hold	0	1	0	0	1	0	0	0	0	2
Denial of certification	0	0	0	0	0	0	0	0	0	0



Home and Community-based Services Level I Sanctions for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
2	Arlington	1008192	Cherry Tree Residential Services, I	07/30/2013
2	Arlington	1008239	Frances M. Black-Omari	08/16/2013
2	Bedford	1008949	Heritage Habilitation Inc	07/19/2013
2	Fort Worth	1009307	Enchanting Resources Limited L	02/13/2013
2	Fort Worth	1009193	C3 Academy LLC	01/10/2013
2	Garland	1007029	Ada Light Home Health LLC	04/11/2013
2	Kennedale	1007072	Texas Quality Care Inc	02/07/2013
3	Dallas	1009169	Bridgette Michelle Flowers	01/25/2013
3	Denison	1007117	Texoma Community Center	10/11/2012
3	Grand Prairie	1007811	Enugu Care Centers Inc	11/09/2012
3	Houston	1009561	1 E C M Services	07/02/2013
3	Lancaster	1009572	Abrahams Residential Services	08/21/2013
4	Garland	1007201	Ralph Rivera Gonzales	03/28/2013
4	Houston	1007153	Chuck C. Okeadu	01/31/2013
4	Longview	1007923	Janice M. Leonard	09/27/2012
4	Lufkin	1007146	Burke Center	04/19/2013
4	Paris	1007162	Educare Community Living Corporation - Texas	04/10/2013
5	Cypress	1008840	CSN Enterprise, Inc.	06/06/2013
5	Fresno	1008796	Lesley Grier	12/19/2012
5	Houston	1007294	Pauline Igwe	09/12/2012
5	Houston	1007331	Volunteers of America Texas, Inc.	05/16/2013
5	Houston	1007629	Exceptional Care, Inc.	03/28/2013
5	Houston	1007752	Godfrey Obi	03/22/2013
5	Houston	1008026	MHCS Group Inc	09/13/2012
5	Houston	1008142	A.S.U.I. Healthcare and Development Center	03/28/2013
5	Houston	1008365	Shirley Anderson-Bentley	11/16/2012
5	Houston	1008388	Samuel Nwojo	09/14/2012
5	Houston	1008652	Ngozi Rose Ejiogu	02/28/2013
5	Humble	1007398	Cletus O Okonkwo	02/22/2013
5	Pearland	1009018	Better Life Health Care Inc	05/24/2013
6	Austin	1007359	Normal Life Of North Texas, Inc.	03/28/2013
6	Eules	1007406	Volunteers Of America Texas, Inc.	05/17/2013
6	Houston	1007387	Piik Health Agency Inc	03/07/2013
7	San Antonio	1007451	Progressive Life, LTD	05/03/2013
7	San Antonio	1009291	Shine On Group Homes LLC	05/10/2013
9	Brownsville	1009582	Dabian Eli Cavazos	06/27/2013
9	Corpus Christi	1008076	Coastal Area Support Alternatives, Inc.	02/08/2013
9	Laredo	1007509	Border Region Behavioral Health CTR	02/28/2013
38 Total Home and Community-based Services Level I Sanctions				





Texas Home Living Level I Sanctions for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
2	Richland Hills	1011097	C3 Academy LLC	12/06/2012
3	Desoto	1010676	Wellness Healthcare Solutions, Inc.	05/23/2013
3	Grand Prairie	1010709	Adaora Crawford	10/30/2012
4	Beaumont	1010177	Educare Community Living Corporation - Gulf Coast	02/25/2013
4	Beaumont	1010231	St Giles Living Centers Inc	09/27/2012
5	Houston	1010358	Zimac Care Center, Inc.	09/20/2012
5	Houston	1011159	Charlton Home Health Inc	04/03/2013
5	Sugarland	1010904	Lifetime Homecare Services LLC	06/14/2013
8	El Paso	1010520	Educare Community Living Corporation - Texas	01/23/2013
9 Total Texas Home Living Level I Sanctions				

Home and Community-based Services Level II Sanctions for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
1	Lubbock	1007026	Daybreak Community Services, Inc.	09/06/2012
2	Arlington	1009310	Adrine L Patrick	07/10/2013
2	Fort Worth	1007049	Gregory A. Ellis	07/25/2013
2	Fort Worth	1009307	Enchanting Resources Limited L	07/25/2013
2	Granbury	1007901	Southern Concepts Inc	07/25/2013
3	Arlington	1009496	Trinity HCS Inc	08/30/2013
3	Garland	1007986	A&M Health Care Services	10/30/2012
3	Lewisville	1007751	Progressive Life, LTD	09/21/2012
5	Houston	1007253	Della Renee Ogletree	04/25/2013
5	Houston	1007288	MHMR Authority of Harris County	04/26/2013
5	Houston	1007597	Omnipotent Home Away From Home, Inc.	08/02/2013
5	Houston	1008597	Star Mental Health Services,pc	06/21/2013
5	Houston	1008899	Stephanie Williams Roberson	12/18/2012
5	Seabrook	1007321	The Atlantis Foundation	06/07/2013
6	Austin	1007345	Cherry Tree Residential Services, I	08/16/2013
6	Austin	1007362	Empowerment Options, Inc.	08/09/2013
7	San Antonio	1008260	Andrew Contreras Jr.	03/15/2013
9	Corpus Christi	1007727	Four J's Community Living Center, Inc.	02/08/2013
18 Total Home and Community-based Services Level II Sanctions				

Texas Home Living Level II Sanctions for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
2	Fort Worth	1011694	Enchanting Resources Limited L	07/09/2013
9	Dallas	1011455	Ahora Y Siempre Inc	05/07/2013
2 Total Texas Home Living Level II Sanctions				

Home and Community-based Services Vendor Holds for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
1	Lubbock	1007026	Daybreak Community Services, Inc.	11/08/2012
2	Ft. Worth	1009193	C3 Academy LLC	02/13/2013
3	Dallas	1009169	Bridgette Michelle Flowers	03/05/2013
5	Houston	1007884	Sandra Cornelius	04/19/2013
5	Humble	1007398	Cletus O Okonkwo	04/04/2013
7	San Antonio	1008260	Andrew Contreras Jr.	05/22/2013
6 Total Home and Community-based Services Vendor Holds				

Texas Home Living Vendor Holds for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
2	Richland Hills	1011097	C3 Academy LLC	01/09/2013
5	Houston	1010932	Avalon Healthcare Services Inc	10/12/2012
2 Total Texas Home Living Vendor Holds				



Home and Community-based Services Denials of Certification for Fiscal Year 2013

Waiver Contract Area	Waiver Contract City	Contract Number	Contract	Visit Exit Date
2	Ft. Worth	1009193	C3 Academy LLC	05/10/2013
3	Dallas	1008817	Marquita Marchell Pritchett	01/11/2013
3	Garland	1007986	A&M Health Care Services	01/08/2013
4	Garland	1007201	Ralph Rivera Gonzales	05/09/2013
5	Houston	1007792	Almor Enterprises	09/28/2012
5	Houston	1007884	Sandra Cornelius	05/03/2013
5	Houston	1008899	Stephanie Williams Roberson	02/22/2013
5	Richmond	1007717	Victor U Onwumere	02/28/2013
6	Jewett	1008846	Gail Ann Champagne	09/28/2012
7	San Antonio	1007897	Paul Michael & Angela Akonye	11/15/2012
7	San Antonio	1008260	Andrew Contreras Jr.	05/22/2013
8	Midland	1007488	Marc, Inc.	09/14/2012
12 Total Home and Community-based Services Denial of Certifications				

Note: These are recommendations for Denial of Certification as a result of certification reviews conducted by WS&C staff.

Texas Home Living Denial of Certifications for Fiscal Year 2013

DADS did not recommend any denials of certification against Texas Home Living providers in fiscal year 2013.

Home and Community-based Services and Texas Home Living Complaints and Referrals

Complaints

Complaints are received by DADS Consumer Rights and Services. If Consumer Rights and Services determines regulatory action is required, the complaint is referred to DADS Regulatory Services. Regulatory Services reviews the complaint to determine follow-up actions. The actions are determined by:

- The severity of the complaint.
- The number and severity of other complaints received about that program provider.
- The pattern and trends of any reported abuse, neglect or exploitation associated with the program provider.
- The performance of the program provider on certification reviews.

Desk Review

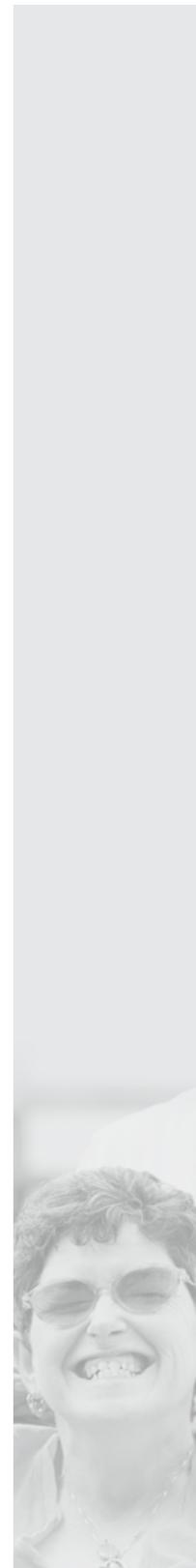
Regulatory Services completes a desk review of the complaint if it is determined that there is low risk to those served by that program provider. The determination of low risk is made if the complaint did not involve issues that relate to the health or safety of those served and if contact with the program provider indicates the situation has been satisfactorily resolved.

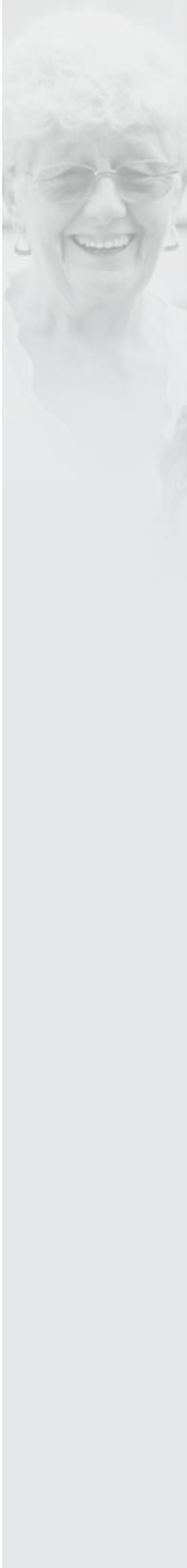
On-Site Visit

Regulatory Services conducts an on-site visit if there is significant risk to the clients involved in the complaint. If the program provider is found to be out of compliance with one or more program principles, the results are recorded in a certification review.

Home and Community-based Services and Texas Home Living Complaints for Fiscal Year 2013

Waiver Program	Received by CRS	Referred to WS&C	On-site Review Conducted
Home and Community-based Services	3,961	78	62
Texas Home Living	55	1	0
Total	4,016	79	62



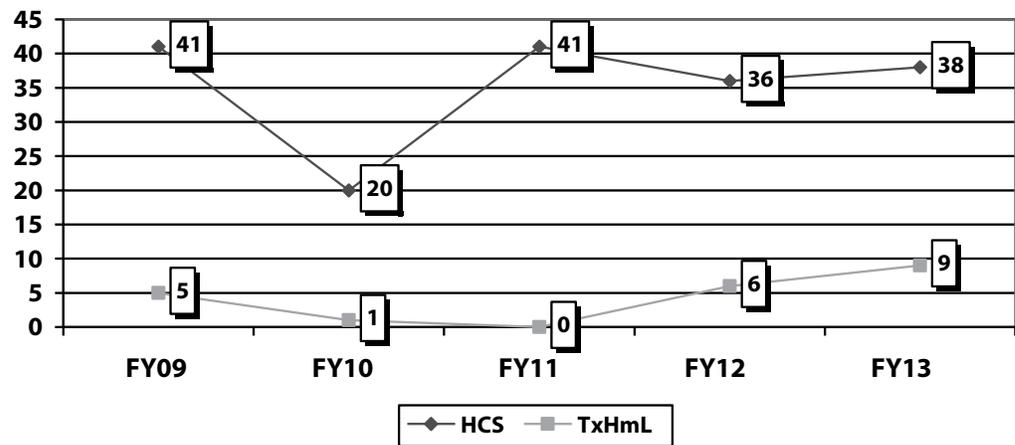


Waiver Contract Actions Compared Over Multiple Fiscal Years

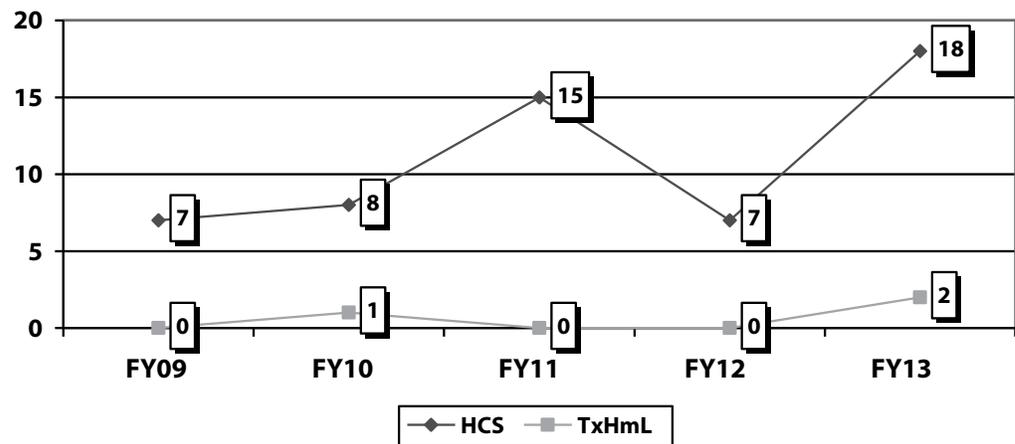
This section contains the following charts for comparison between fiscal year 2013 and prior years.

- Waiver Contract Level I Sanctions for Fiscal Years 2009-2013.
- Waiver Contract Level II Sanctions for Fiscal Years 2009-2013.
- Waiver Contract Vendor Holds for Fiscal Years 2009-2013.
- Waiver Contract Denials of Certification for Fiscal Years 2009-2013.

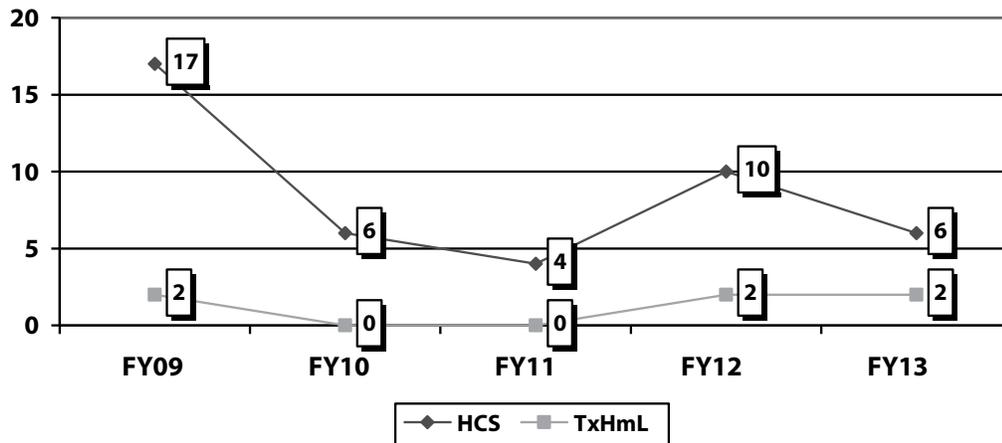
Waiver Contract Level I Sanctions for Fiscal Years 2009-2013



Waiver Contract Level II Sanctions for Fiscal Years 2009-2013



Waiver Contract Vendor Holds for Fiscal Years 2009-2013



Waiver Contract Denial of Certifications for Fiscal Years 2009-2013

