pennsylvania
DEPARTMENT OF PUBLIC WELFARE

JAN 17 2014

Mr. Jonathon Swatsburg, Senior Vice President
Cornell Abraxas Group, Inc.
2840 Liberty Avenue, Suite 300
Pittsburgh, Pennsylvania 1522

RE: Cornell Abraxas Group Inc. – Abraxas Academy – Secure Residential
1000 Academy Drive P.O. Box 645
Morgantown, Pennsylvania 19543
License # 215700

Dear Mr. Swatsburg:

As a result of the Department of Public Welfare's (Department) licensing inspection on July 22, 2013, July 23, 2013 and July 24, 2013 of the above facility, the violations with 55 Pa.Code Ch. 3800 (relating to Child Residential and Day Treatment Facilities), specified on the enclosed Licensing Inspection Summary were found.

All violations specified on the enclosed Licensing Inspection Summary must be corrected by the dates specified on the Licensing Inspection Summary and continued compliance with 55 Pa.Code Ch. 3800 must be maintained. As soon as each violation is corrected, notify the Department's Regional Office of Human Services Licensing so that compliance can be verified.

Your regular license for the period January 25, 2014 to January 25, 2015 was issued on October 10, 2013. Your regular license remains in good standing.

Sincerely,

Matthew J. Jones /DK
Matthew J. Jones
Acting Director

Enclosure
Licensing Inspection Summary

VIOLATION REPORT
CHILD RESIDENTIAL LICENSING - 55 Pa.Code Chapter 3800

Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA	**License Number:** 215700
Address: 1000 ACADEMY DR P O BOX 645, MORGANTOWN, PA 19543	**County:** Berks
Director: Robert Monzon	**Region:** NORTH
Legal Entity Name: CORNELL ABRAXAS GROUP INC	
Legal Entity Address: 2840 LIBERTY AVE. SUITE 300, PITTSBURGH, PA 15222	

Certificate(s) of Occupancy

C5
12/29/2000
L&I

Program Type:	**Licensed Capacity:**	**Number of Children Served:**
Secure Care	70	

Type of Inspection: Full	**BHA Docket Number:**	**Notice:** Announced

Reason(s) for Inspection(s)

Renewal

On-Site Inspections Dates and Department Representatives On-Site

07/22/2013: Miller, Andrew; Nardone, Janelle; Fait, Kyle; Shambach, Alexander
07/23/2013: Miller, Andrew; Nardone, Janelle; Fait, Kyle; Shambach, Alexander
07/24/2013: Miller, Andrew; Nardone, Janelle

Off-Site Inspection Dates and Inspectors, if Applicable

Other Details

Partial or Full Triggers:	**Random Indicators:**

Child Demographic Data as of Inspection Dates

Age of Children:	**Number of Children who:**
0 to 5 years:	**Are Adjudicated Delinquent:**
6 to 13 years:	**Are Dependent:**
14 to 17 years:	**Have Mental Illness:**
18 to 21 years:	**Have an Intellectual Disability:**
	Have a Physical Disability:

Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa.Code §3800
3800.32(b) - A child may not be abused, mistreated, threatened, harassed or subject to corporal punishment.

2a. DESCRIPTION OF VIOLATION
Staff Member B sexually abused Child #3 and #4.

3. PLAN OF CORRECTION (POC): (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

Staff member B was placed on administrative leave on 2/25/13 and subsequently terminated from employment on 4/4/13, for unrelated issues. The facility followed the appropriate reporting protocol upon receiving the allegation of suspected abuse.

In March, 2013, the program revised procedures for conducting individual counseling sessions. These sessions with clients are only conducted in areas that are within camera view. Additionally, 26 additional cameras were installed at the facility to minimize blind spots in increase visibility in client living areas.

In August 2013, direct care staff received the *Staff-Client Boundaries* training. This training is completed with all new staff members during orientation and again as an annual refresher training.

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative
(Required on EVERY Page)

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) Jonathan P. Santsburg, Divisional Vice President **Date** 10/22/13

DEPARTMENT USE ONLY - FACILITIES MAY NOT WRITE BELOW THIS LINE!

The above plan of correction is approved as of 11-4-13 (Date)

The above plan of correction was approved by AZM (Initials)

Plan of correction implementation status as of 11-4-13 (Date)

- [x] Fully Implemented
- [ ] Partially Implemented - Adequate Progress
- [ ] Partially Implemented - Inadequate Progress
- [ ] Not Implemented

Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa.Code §3800
3800.32(c) - A child has the right to be treated with fairness, dignity and respect.

2a. DESCRIPTION OF VIOLATION
Based on interviews with children and staff members, it was determined that Staff Member A frequently escalates situations that result in restraints. These restraints have not been utilized fairly and are known to cause pain to the child.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

The Facility Director will meet with Staff member A and review the *Client Interventions* and *Safe Crisis Management* policies by November 1, 2013. This meeting will be documented as a supervisory conference.

Staff member A is a certified SCM instructor. He is scheduled to renew his SCM instructor certification in December 2013.

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative
(Required on EVERY Page) [signature]

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) Jonathan P. Swatsburg, Divisional Vice President

Date 10/22/13

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Plan of correction implementation status as of 11-22-13 (Date)

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Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa Code §3800
3800.58(e) - Each staff person who will have regular and significant direct contact with children, shall complete training in first aid, Heimlich techniques and cardiopulmonary resuscitation at least every year. If a staff person has a formal certification from a recognized health care organization which is valid for more than 1 year, retraining is not required until expiration of the certification.

2a. DESCRIPTION OF VIOLATION
The First Aid/CPR/AED training for Staff Member A expired on 11/3/12, but he/she was not re-trained until 2/4/13.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

The program disagrees with this violation. We respectfully request this violation be removed.

Staff member A's training certificates in his training file verify that he completed First Aid/CPR/AED certification training on the following dates (attached):

* February 17, 2011
* February 12, 2013
* February 4, 2013

Staff Member A's training certificates are attached.

Withdrawn
AZM
11-4-13

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative
(Required on EVERY Page)

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) Jonathan L. Swartsburg, Divisional Vice President

Date 10/22/13

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Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa. Code §3800
3800.132(e) - A fire drill shall be held during sleeping hours at least every 6 months.

2a. DESCRIPTION OF VIOLATION
The fire drills held during sleeping hours were conducted on 10/17/12 and 7/17/13, which are not within the six month requirement.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

The Manager of Facility Maintenance with the support of the Assistant Director is responsible for completing fire drills monthly.

The Manager of Facility Maintenance developed a schedule of drills for the calendar year, including at least one fire drill during sleeping hours every six months (attached). Drills will be completed by the 25th of the month. Only the Manager of Facility Maintenance, the Assistant Director, and the Quality & Compliance Specialist have copies of the schedule.

The Assistant Director will be provided copies of the fire drills on the day they occur. If all units have not had a drill by the 25th of the month, he will notify the Manager of Facility Maintenance so a drill can be completed before the end of the month. He will also verify that sleeping drills are held as indicated on the schedule.

Copies of the completed fire drill form are forwarded to the Quality & Compliance department for review and monitoring during Safety/Infection Control Committee meetings each month. The Safety/Infection Control Committee will double-check that monthly drills occur and that there is at least one sleeping drill every six months.

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative (Required on EVERY Page) [signature]

Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Santsburg, Divisional Vice President — **Date** 10/22/13

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Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa. Code §3800
3800.142 - If the health and safety assessment in § 3800.141 (relating to health and safety assessment) identifies a health or safety risk, a written plan to protect the child shall be developed and implemented within 24 hours after the assessment is completed.

2a. DESCRIPTION OF VIOLATION
Child #1 does not have a health and safety plan to address their risk of aggression or their allergy to fish.
Child #2 does not have a health and safety plan to address their allergy to orange juice, red sauce, or tomatoes.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

The charts reviewed during the audit contained Health & Safety Plans on the old forms. The Nurse Manager revised the Health & Safety Plan form and developed guidelines for medical staff to follow.

By November 1, 2013, the Nurse Manager will review with all medical department staff persons the purpose of the Health and Safety Plan and the types of issues that must be included and communicated to appropriate staff members at the facility.

The Nurse Manager will continue to review and monitor Health and Safety Plans and provide feedback to improve them when necessary.

Repeat Violation: No	Date(s) of Previous Violation(s):			

Signature of Legal Entity Representative (Required on EVERY Page)

Printed Name and Title of Legal Entity Representative (Required on EVERY Page) Jonathan P. Swatsburg, Divisional Vice President — **Date** 10/22/13

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Plan of correction implementation status as of 11-22-13 (Date)

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Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa.Code §3800
3800.203(e) - The plan shall include: (1) through (7).

2a. DESCRIPTION OF VIOLATION
Child #2's restrictive procedure plan did not include the following:

(4) The types of restrictive procedures that may be used and the circumstances under which the restrictive procedures may be used.
(5) The length of time the restrictive procedure may be applied, not to exceed the maximum time periods specified in this chapter.

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

The Clinical Director will review the form used for Restrictive Procedure Plans (RPP) to verify that the appropriate prompts are included on the form. If necessary, revisions will be made to the form by November 1, 2013.

The Clinical Director will review form revisions and the requirements for a complete RPP with Clinicians and Case Managers by November 15, 2013.

The Clinical Director will monitor RPPs as they are developed to verify the documents are complete and provide feedback as necessary.

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Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) Jonathan P. Swartsburg, Divisional Vice President

Date 10/22/13

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The above plan of correction was approved by A2M (Initials)

Plan of correction implementation status as of 11-22-13 (Date)

- ☐ Fully Implemented
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- ☐ Partially Implemented - Inadequate Progress
- ☐ Not Implemented

Licensing Inspection Summary: 21570 - 07/22/2013 - Miller, Andrew
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS ACADEMY SECURE RESIDENTIA

1. REGULATION 55 Pa.Code §3800
3800.243 - Each child's record shall include: (1) through (14).

2a. DESCRIPTION OF VIOLATION
Child #2's photograph was taken on 7-12-12

3. PLAN OF CORRECTION (POC) (Attach pages as necessary. Remember that you must sign and date any attached pages.)
Include steps to correct the violation described above and steps to prevent a similar violation from occurring again. If steps cannot be completed immediately, include dates by which the steps will be completed.

Client #2's photograph was updated on 7/23/13.

The Administrative Senior Treatment Supervisor developed a tracking system to identify clients who are approaching one year in the program. He will send reminders to the appropriate departments to notify them that all required yearly updates are due (e.g., photograph, physical exam).

The Administrative Senior Treatment Supervisor will monitor client files when they reach one year in the program to verify that the client's photograph has been updated on the face sheet.

Repeat Violation: No	**Date(s) of Previous Violation(s):**			

Signature of Legal Entity Representative
(Required on EVERY Page) [signature]

Printed Name and Title of Legal Entity Representative
(Required on EVERY Page) Jnathan P. Swatsburg, Divisional Vice President

Date 10/22/13

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Berkshire Systems Group, Inc.

The Advanced Protection Specialists Professional Communications Systems

Corporate Offices:
50 South Museum Road
Reading, Pennsylvania 19607

Telephone 610-775-1200
Fax 610-775-3646

June 18, 2013

Mr. Berine Kirkpatrick
Abraxas Academy
1000 Academy Drive
Morgantown, Pennsylvania

Re: Commonwealth of Pennsylvania–Department of Public Welfare Bulletin 3800-00-01 Section 132d, dated May 30, 2000.

Dear Mr. Kirkpatrick:

This communication is in response to the Commonwealth of Pennsylvania – Department of Public Welfare Bulletin #3800-00-01, Section 132d, dated May 30, 2000. Section 132d states, "Children shall be able to evacuate the entire building into a public thoroughfare, *or a fire-safe area designated in writing within the past year by a fire safety expert, within 2 ½ minutes or within the period of time specified in writing within the past year by a fire safety expert".*

The facility was designed and received approval from the appropriate Authority Having Jurisdiction (A.H.J.) under the NFPA 101-1997 Edition Life Safety Code and the BOCA National Building Code-1996 Edition. The building use group classification assigned by the A.H.J.'s was C-5 for the Commonwealth of Pennsylvania Fire and Panic Act and I-3 Condition 4 for the BOCA National Building Code. Please find enclosed a copy of the construction document drawings titled "Code Information and Life Safety Plan", which details the applicable code sections, including the required fire walls and smoke compartments. Also enclosed is the BOCA National Building Code/1996 Commentary Section 712.0 Smoke Barriers, which details the rational for horizontal evacuation in I-3 occupancy use groups, such as Abraxas Academy.

In addition to the required smoke compartments and fire walls (including 2 hour fire rated stair towers/ stairways), there are in place various required fire protection systems which when initiated will provide early detection and notification of smoke or heat in the form of a manual and automatic smoke/fire alarm system; fire suppression systems in the form of a fire sprinkler system with fast-response sprinkler heads; a smoke exhaust system in the dormitory buildings known as Building "B" and "C". Also several other auxiliary fire and life safety systems, which are initiated or monitored by the fire alarm system, have been provided which will assist in ensuring the safety of residents and staff.