pennsylvania
DEPARTMENT OF PUBLIC WELFARE

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
MAILING DATE: September 10, 2013

Mr. Jonathan Swatsburg, Divisional Vice President
Cornell Abraxas Group, Inc.
2840 Liberty Avenue, Suite 300
Pittsburgh, Pennsylvania 15222

RE Abraxas I - Evergreen Dorm 3
P.O. Box 59, North Forest Street
Marienville, Pennsylvania 16239
License # 411200

As a result of the Department of Public Welfare's licensing inspection on March 20, 2013 and July 11, 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.

Sincerely,

Brent Sutherland
Child Residential Licensing Manager

Enclosure
Licensing Inspection Summary

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

Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3	License Number: 41120
Address: P O BOX 69 NORTH FOREST ST, MARIENVILLE, PA 16239	County: Forest
Director: Michael Cantrell	Region: WEST
Legal Entity Name: CORNELL ABRAXAS GROUP INC	
Legal Entity Address: 2840 LIBERTY AVENUE SUITE 300, PITTSBURGH, PA 15222	

Certificate(s) of Occupancy

Program Type:	Licensed Capacity:	Number of Children Served:
Residential Services	32	16

Type of Inspection: Partial	BHA Docket Number:	Notice: Unannounced

Reason(s) for Inspection(s)
Incident

On-Site Inspections Dates and Department Representatives On-Site
03/20/2013: Rodack, Kristen; Joyce, Kylee; Majcher, David; Szurszewski, Erin
07/11/2013: Rodack, Kristen; Joyce, Kylee

Off-Site Inspection Dates and Inspectors, if Applicable
07/11/2013: Rodack, Kristen; Joyce, Kylee

Other Details

Partial or Full Triggers:	Random Indicators:

Child Demographic Data as of Inspection Dates

Age of Children:
0 to 5 years: 0
6 to 13 years: 0
14 to 17 years: 11
18 to 21 years: 5

Number of Children who:
Are Adjudicated Delinquent: 12
Are Dependent: 4
Have Mental Illness: 0
Have an Intellectual Disability: 0
Have a Physical Disability: 0

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Licensing Inspection Summary: 41120 - 03/20/2013 - Rodack, Kristen
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3

1. REGULATION 55 Pa.Code §3800

3800.15(a) - The facility shall immediately report suspected abuse of a child in accordance with 23 Pa.C.S. § § 6301-6385 (relating to the Child Protective Services Law) and Chapter 3490 (relating to protective services).

2a. DESCRIPTION OF VIOLATION

An allegation of sexual abuse involving Resident #1 and Resident #2 was reported to staff persons at approximately 10:30 p.m. on 03/19/13, and the facility did not report the allegation to ChildLine until 9:48 a.m. on 03/20/13.

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 Abraxas I Quality & Compliance Specialist will revise the program's Child Abuse Reporting policy to indicate that the report will be made to Childline immediately. The policy will be revised, approved by the Leadership team, and submitted to BHSL by September 4, 2013.
Upon completion of the policy revisions, training will be completed with all employees to review the procedures for child abuse reporting. Employees will receive a copy of the revised policy and sign a policy acknowledgment form. The policy review will be completed by September 13, 2013. The Quality & Compliance Specialist will monitor Childline reports and supporting documentation to verify the reports have been made immediately.

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. Sweatsburg, Divisional Vice President

Date: 8/26/2013

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The above plan of correction is approved as of 9/4/13 (Date)

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

Plan of correction implementation status as of 9/4/13 (Date)

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

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Licensing Inspection Summary: 41120 - 03/20/2013 - Rodack, Kristen
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3

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
The facility's policy indicated that staff persons are to conduct observational checks of residents at intervals not to exceed 15 minutes in length, and during the checks, staff persons are to view skin of the residents in order to verify their presence. The policy specified that due to the nature of the residents served and the higher risk of serious incident posed during nighttime hours, the content of the policy should be adhered to diligently at night. On 03/19/13 Staff Person A did not conduct observational checks of Resident #1 and Resident #2 from 9:46 p.m. through 10:06 p.m. and from 10:08 p.m. through 10:33 p.m. On 03/19/13 between 9:30 p.m. and 10:30 p.m. Resident #1 was sexually assaulted by Resident #2 in the residents' shared bedroom.

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.

Although the program disagrees with this violation, the following measures have been implemented to improve sleeping hours supervision of residents in the unit. Since the date of this incident, the program has installed and implemented the "Guard One" technology in this dormitory. As night shift headcounts are completed, they are electronically recorded. The system generates a daily report that indicates if any times between headcounts exceed the maximum allowable number of 12 minutes. The Program Manager and Night Supervisors review the Guard One report daily to determine if any of the time frames for headcounts have been exceeded. Additionally, they regularly review random samples of sleeping hours video to verify the headcounts are being conducted appropriately. Employees who do not meet expectations are addressed appropriately (e.g., supervision, corrective action).

The Program Manager will re-train all employees in the Evergreen program on the Night Shift policy (See attachment). During this discussion, particular emphasis will be placed on the importance of diligence and increased supervision during sleeping hours. This issue has already been reviewed and re-emphasized during shift meetings but will be formally documented as training by August 30, 2013.

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** 8/14/13

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The above plan of correction is approved as of 9/4/13 (Date)

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

Plan of correction implementation status as of 9/4/13 (Date)

- [x] Fully Implemented
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Licensing Inspection Summary: 41120 - 03/20/2013 - Rodack, Kristen
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3

1. REGULATION 55 Pa.Code §3800
3800.55(f) - The child care worker shall be responsible for implementing daily activities and for supervision of the children.

2a. DESCRIPTION OF VIOLATION
The facility's policy indicated that staff persons are to conduct observational checks of residents at intervals not to exceed 15 minutes in length, and during the checks, staff persons are to view skin of the residents in order to verify their presence. The policy specified that due to the nature of the residents served and the higher risk of serious incident posed during nighttime hours, the content of the policy should be adhered to diligently at night. On 03/19/13 Staff Person A did not conduct observational checks of Resident #1 and Resident #2 from 9:46 p.m. through 10:06 p.m. and from 10:08 p.m. through 10:33 p.m. On 03/19/13 between 9:30 p.m. and 10:30 p.m. Resident #1 was sexually assaulted by Resident #2 in the residents' shared bedroom.

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.

Since the date of this incident, the program has installed and implemented the "Guard One" technology in this dormitory. As night shift headcounts are completed, they are electronically recorded. The system generates a daily report that indicates if any times between headcounts exceed the maximum allowable number of 12 minutes. The Program Manager and Night Supervisors review the Guard One report daily to determine if any of the time frames for headcounts have been exceeded. Additionally, they regularly review random samples of sleeping hours video to verify the headcounts are being conducted appropriately. Employees who do not meet expectations are addressed appropriately (e.g., supervision, corrective action).

The Program Manager will re-train all employees in the Evergreen program on the Night Shift policy (See attachment). During this discussion, particular emphasis will be placed on the importance of diligence and increased supervision during sleeping hours. This issue has already been reviewed and re-emphasized during shift meetings but will be formally documented as training by August 30, 2013.

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. Swartzburg, Divisional Vice President

Date 07/31/13

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The above plan of correction is approved as of 9/4/13 (Date)

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

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Licensing Inspection Summary: 41120 - 03/20/2013 - Rodack, Kristen
Facility Name: CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3

1. REGULATION 55 Pa.Code §3800

3800.141(c) - The assessment shall include the following:

(1) Medical information and health concerns such as allergies; medications; immunization history; hospitalizations; medical diagnoses; medical problems that run in the family; issues experienced by the child's mother during pregnancy; special dietary needs; illnesses; injuries; dental, mental or emotional problems; body positioning and movement stimulation for children with disabilities, if applicable; and ongoing medical care needs.

(2) Known or suspected suicide or self-injury attempts or gestures and emotional history which may indicate a predisposition for self-injury or suicide.

(3) Known incidents of aggressive or violent behavior.

(4) Substance abuse history.

(5) Sexual history or behavior patterns that may place the child or other children at a health or safety risk.

2a. DESCRIPTION OF VIOLATION

Resident #2's health and safety assessment, dated 11/18/11, did not indicate a diagnosis of HIV (human immunodeficiency virus) infection despite a medical record, dated 03/07/11, indicating a diagnosis of HIV infection.

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.

This client's Health and Safety Assessment has been updated to include his HIV status (See attachment). In the future, this type of information will be included on the health and safety assessment. The information will be utilized to provide appropriate follow up and necessary treatment for clients. The Nurse Manager will review the health and safety assessment process with medical department staff by August 23, 2013, emphasizing the importance of including all pertinent information.

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 07/31/13

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CHILD PRIVACY CODING DOCUMENT
CHILD RESIDENTIAL LICENSING - 55 Pa. Code Chapter 3800

Facility Name:CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3	License Number:411200

Designation	Child's Name
Resident 1	[redacted]
Resident 2	

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Human Services Licensing

Jonathan P. Swatsburg, Divisional Vice President
Printed Name and Title of Legal Entity Representative

Signature of Legal Entity Representative

7/31/13
Date

Date of Inspection: 03/28/2013

STAFF PRIVACY CODING DOCUMENT
CHILD RESIDENTIAL LICENSING - 55 Pa. Code Chapter 3800

Facility Name:CORNELL ABRAXAS GROUP INC ABRAXAS 1 EVERGREEN DORM 3	License Number:411200

Designation	Staff Member's Name
A	[redacted]

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Human Services Licensing

Jonathan P. Swatsburg, Divisional Vice President
Printed Name and Title of Legal Entity Representative

Signature of Legal Entity Representative

07/31/13
Date

Date of Inspection: 05/20/2013