



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

July 27, 2021

Lee Chambers
4105 S Sandusky Rd
Peck, MI 48466

RE: License #: AF760250841
Investigation #: 2021A0871030
Clearview AFC

Dear Mrs. Chambers:

Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan was required. On July 21, 2021, you submitted an acceptable written corrective action plan.

It is expected that the corrective action plan be implemented within the specified time frames as outlined in the approved plan.

Please review the enclosed documentation for accuracy and contact me with any questions. In the event that I am not available, and you need to speak to someone immediately, please contact the local office at (989) 732-8062.

Sincerely,

A handwritten signature in blue ink that reads "Kathryn A. Huber".

Kathryn A. Huber, Licensing Consultant
Bureau of Community and Health Systems
411 Genesee
P.O. Box 5070
Saginaw, MI 48605
(989) 293-3234

enclosure

**MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF COMMUNITY AND HEALTH SYSTEMS
SPECIAL INVESTIGATION REPORT**

I. IDENTIFYING INFORMATION

License #:	AF760250841
Investigation #:	2021A0871030
Complaint Receipt Date:	07/06/2021
Investigation Initiation Date:	07/07/2021
Report Due Date:	09/04/2021
Licensee Name:	Lee Chambers
Licensee Address:	4105 S Sandusky Rd Peck, MI 48466
Licensee Telephone #:	(810) 378-5291
Administrator:	N/A
Licensee Designee:	N/A
Name of Facility:	Clearview AFC
Facility Address:	4105 S Sandusky Road Peck, MI 48466
Facility Telephone #:	(810) 378-5291
Original Issuance Date:	10/17/2002
License Status:	REGULAR
Effective Date:	04/17/2021
Expiration Date:	04/16/2023
Capacity:	6
Program Type:	PHYSICALLY HANDICAPPED DEVELOPMENTALLY DISABLED MENTALLY ILL

	AGED
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II. ALLEGATION(S)

	Violation Established?
Resident A is not getting his phone calls from his family. Licensee Lee Ann Chambers waits days to tell him of the calls and then will not allow him to return the calls.	No
Licensee Lee Ann Chambers is not following up with services, such as counseling for Resident A.	No
Licensee Lee Ann Chambers switched his medication for unknown reason and the new medication makes him sad, down, and sleepy.	No
Additional Findings	Yes

III. METHODOLOGY

07/06/2021	Special Investigation Intake 2021A0871030
07/06/2021	APS Referral Denied to Sanilac County MDHHS
07/07/2021	Special Investigation Initiated - On Site Interviewed Licensee Leann Chambers and Resident A
07/07/2021	Inspection Completed-BCAL Sub. Compliance
07/07/2021	Exit Conference Face to face exit conference with Licensee Lee Ann Chambers
07/21/2021	Corrective Action Plan Received
07/21/2021	Corrective Action Plan Approved

ALLEGATION:

Resident A is not getting his phone calls from his family. Licensee Lee Ann Chambers waits days to tell him of the calls and then will not allow him to return the calls.

INVESTIGATION:

On July 7, 2021, I conducted an unannounced onsite investigation and interviewed Licensee Lee Ann Chambers. Licensee Chambers said the if she does not hear the phone, she “cannot answer it.” Licensee Chambers indicated the residents have a phone and they can use it at any time. Licensee Chambers stated, “I always tell them if a someone calls and leaves a message.” License Chambers indicated sometimes it is in the evening when she tells them and the residents do not call them back until the morning. Licensee Chambers indicated Resident A “talks to [Family Member 1] and [Family Member 2.]” Licensee Chambers said, “the residents can use the phone at any time.”

I also interviewed Resident A at the onsite investigation. Resident A said, “I am able to use the phone, and I get calls here too.” Resident A indicated he “calls [Family Member 1] and [Family Member 2].” Resident A said Licensee Chambers always relays the message to him if someone leaves him a message and “sometimes I call them back right away and sometimes it is a couple of days.” Resident A said, “she comes down and tells me that someone called.”

On July 26, 2021, I interviewed Family Member 1 via telephone. Family Member 1 indicated Resident A told her that he would not get his message until a day or two later after Family Member 1 called. Family Member 1 said sometimes she would leave a message and “never heard back” from Resident A.

I also telephoned Guardian 1 on July 26, 2021. Guardian 1 said she does get phone calls from Resident A and “he never complains.” Guardian 1 offered to buy Resident A a cell phone because he has enough money. Resident A did not want a cell phone because he did not want to spend the money. Guardian 1 said the facility has one landline and sometimes when Licensee Chambers is busy, she does not always answer the phone or clear the messages on her phone right away.

I observed the telephone that is available for the residents to use at any time.

APPLICABLE RULE	
R 400.1409	Resident rights; licensee responsibility.
	(1) Upon a resident's admission to the home, the licensee shall inform and explain to the resident or the resident's

	<p>designated representative all of the following resident rights:</p> <p>(e) The right of reasonable access to a telephone for private communications. A licensee may charge a resident for long distance telephone calls. A pay telephone shall not be considered as meeting this requirement.</p>
ANALYSIS:	<p>Resident A said he is able to use the phone and receives calls. Guardian 1 said they receive phone calls from Resident A, and he was offered to purchase a cell phone. Licensee Lee Ann Chambers said she does relay the messages to the residents and sometimes they do not call the person back for a few days. There is no evidence to confirm violation of this rule.</p>
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

Licensee Lee Ann Chambers is not following up with services, such as counseling for Resident A.

INVESTIGATION:

On July 7, 2021, License Chambers advised that Resident A is not in counseling. Because of COVID-19, Resident A had most of his medical appointment via telephone. Licensee Chambers stated Resident A sees a doctor in Port Huron and he has a driver that takes him. Licensee Chambers also said she takes him to some of his appointments in Sandusky.

On July 7, 2021, Resident A said, "Lee Ann takes me to some appointments" and "I have a driver that takes me to my pain doctor." Resident A reported that he does not miss appointments. Resident A said Licensee Chambers "is doing everything good for me." Resident A denied that he had counseling and reported that he had virtual visits with his doctor because of COVID-19.

APPLICABLE RULE	
R 400.1416	Resident health care.
	(1) A licensee, in conjunction with a resident's cooperation, shall follow the instructions and recommendations of a resident's physician with regard to such items as medications, special diets, and other resident health care needs that can be provided in the home.

ANALYSIS:	Resident A said he was not in counseling and had virtual doctor visits during COVID-19. Resident A said he did not miss any doctor appointments. Licensee Lee Ann Chambers said she did take Resident A to some of his appointments, and he has a driver that takes him to the doctor at the pain clinic in Port Huron. There is no evidence to confirm violation of this rule.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ALLEGATION:

Licensee Lee Ann Chambers switched his medication for unknown reason and the new medication makes him sad, down, and sleepy.

INVESTIGATION:

On July 7, 2021, Licensee Chambers advised me that Resident A has a pain doctor that he sees in Port Huron. Licensee Chambers indicated the doctor at the pain clinic did change Resident A’s medication on June 30, 2021. Licensee Chambers provided me a copy of the prescription for Tegretol, Resident A’s new medication. It was prescribed on June 30, 2021. Licensee Chambers had a discontinue order for the previous medication that Resident A was on.

Resident A stated the new medication “doesn’t seem to be doing anything good for me. Resident A said, “the other medication worked a little bit better.” Resident A said it does make him drowsy and he has only been on it for a week.

APPLICABLE RULE	
R 400.1418	Resident medications.
	(1) Prescription medication, including tranquilizers, sedatives, dietary supplements, or individual special medical procedures, shall be given, or applied only as prescribed by a licensed physician or dentist. Prescription medication shall be kept in the original pharmacy container which shall be labeled for the specific resident in accordance with the requirements of Act No. 368 of the Public Acts of 1978, as amended, being ' 33.1101 et. seq. of the Michigan Compiled Laws.
ANALYSIS:	Licensee Lee Ann Chambers had a new prescription for Tegretol and a discontinue order for the previous medication. Resident A said he is getting his new medication and he does not like it as well. Licensee Chambers had an order and did not change the

	medication without a prescription. There is no evidence to confirm violation of this rule.
CONCLUSION:	VIOLATION NOT ESTABLISHED

ADDITIONAL FINDINGS:

INVESTIGATION:

On July 7, 2021, I asked Licensee Lee Ann Chambers for Resident A's *Medication Administration Records*. I observed Resident A's *Medication Administration Records* back to the month of May 2021. Licensee Chambers had not initialed as given since May 1, 2021.

On July 7, 2021, I conducted a face-to-face exit conference with Licensee Lee Ann Chambers. I advised there would be a rule violation and she acknowledged that she did not initial the *Medication Administration Record* as required by the rule.

APPLICABLE RULE	
R 400.1418	Resident medications.
	<p>(4) When a licensee or responsible person supervises the taking of medication by a resident, the licensee or responsible person shall comply with the following provisions:</p> <p>(a) Maintain a record as to the time and amount of any prescription medication given or applied. Records of prescription medication shall be maintained on file in the home for a period of not less than 2 years.</p>
ANALYSIS:	On July 7, 2021, I observed Resident A's <i>Medication Administration Records</i> back to the month of May 2021. The <i>Medication Administration Records</i> were blank, and the medications were not initialed as given. I confirm violation of this rule.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

An acceptable corrective action plan has been received. I recommend the status of this adult foster care family home remain unchanged (capacity 1-6).

Kathryn Huber

07/27/2021

Kathryn A. Huber
Licensing Consultant

Date

Approved By:

Mary Holton

07/27/2021

Mary E Holton
Area Manager

Date