



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

July 15, 2021

Samantha Rush  
RKM Company  
PO Box 162  
St. Louis, MI 48880

RE: License #: AM290387395  
Investigation #: 2021A0565022  
Saint Louis AFC

Dear Ms. Rush:

Attached is the Special Investigation Report for the above referenced facility. Due to the violations identified in the report, a written corrective action plan is required. The corrective action plan is due 15 days from the date of this letter and must include the following:

- How compliance with each rule will be achieved.
- Who is directly responsible for implementing the corrective action for each violation.
- Specific time frames for each violation as to when the correction will be completed or implemented.
- How continuing compliance will be maintained once compliance is achieved.
- The signature of the responsible party and a date.

If you desire technical assistance in addressing these issues, please feel free to contact me. In any event, the corrective action plan is due within 15 days. Failure to submit an acceptable corrective action plan will result in disciplinary action.

Please review the enclosed documentation for accuracy and contact me with any questions. If I am not available, and you need to speak to someone immediately, please contact the local office at (517) 284-9730.

Sincerely,

A handwritten signature in cursive script that reads "Dawn M. Campbell".

Dawn Campbell, Licensing Consultant  
Bureau of Community and Health Systems  
611 W. Ottawa Street  
P.O. Box 30664  
Lansing, MI 48909  
(517) 899-5607

Enclosure

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

**I. IDENTIFYING INFORMATION**

<b>License #:</b>	AM290387395
<b>Investigation #:</b>	2021A0565022
<b>Complaint Receipt Date:</b>	05/20/2021
<b>Investigation Initiation Date:</b>	05/24/2021
<b>Report Due Date:</b>	07/19/2021
<b>Licensee Name:</b>	RKM Company
<b>Licensee Address:</b>	103 W. Tyrell St. St. Louis, MI 48880
<b>Licensee Telephone #:</b>	(989) 681-8148
<b>Administrator:</b>	Samantha Rush
<b>Licensee Designee:</b>	Samantha Rush
<b>Name of Facility:</b>	Saint Louis AFC
<b>Facility Address:</b>	103 W. Tyrell St. St. Louis, MI 48880
<b>Facility Telephone #:</b>	(989) 681-8148
<b>Original Issuance Date:</b>	02/15/2018
<b>License Status:</b>	REGULAR
<b>Effective Date:</b>	08/15/2020
<b>Expiration Date:</b>	08/14/2022
<b>Capacity:</b>	12
<b>Program Type:</b>	DEVELOPMENTALLY DISABLED MENTALLY ILL AGED

## II. ALLEGATION(S)

	<b>Violation Established?</b>
The home is requiring all residents to immediately shower upon return of going out of home. If residents bring back items purchased while out AFC home staff are spraying with Lysol when brought into home. AFC home staff are not showering when returning to home from being out, just consumers. Any outside visitors are also not being required to shower before coming to home. Residents living in home have expressed they do not go out anymore because of this requirement.	Yes
Additional Findings	No

## III. METHODOLOGY

05/20/2021	Special Investigation Intake 2021A0565022
05/24/2021	Special Investigation Initiated - Letter
05/25/2021	Inspection Completed-BCAL Sub. Compliance
05/27/2021	Contact - Telephone call made Called direct staff Sherie Wilson. Left message requesting return telephone call.
05/27/2021	Contact - Telephone call made Called direct care staff Kelsey Rush. Left voicemail requesting return telephone call.
05/27/2021	Contact - Telephone call made Called direct care Sherie Wilson. Left voicemail requesting return telephone call.
05/28/2021	Contact - Telephone call made Interviewed direct care staff Kelsey Rush.
06/08/2021	Exit Conference Conducted exit conference with Ms. Rush.

## **ALLEGATION:**

**The home is requiring all residents to immediately shower upon return of going out of home. If residents bring back items purchased while out AFC home staff are spraying with Lysol when brought into home. AFC home staff are not showering when returning to home from being out, just consumers. Any outside visitors are also not being required to shower before coming to home. Residents living in home have expressed they do not go out anymore because of this requirement.**

## **INVESTIGATION:**

On 05/25/2021, I conducted an unannounced onsite special investigation inspection. I interviewed Resident A, Resident B, Resident C, Resident D and Licensee Designee Samantha Rush.

Resident A stated he and other residents are required to shower every day when they awake in the morning and put on clean clothing. Resident A stated he and other residents like to leave the facility to walk around the neighborhood or go to the local convenience store to buy “pop” or other snacks. Resident A stated due to the COVID-19 pandemic Licensee Designee, Samantha Rush requires all residents to place any items purchased in a cart on the porch and are not allowed to bring any of their items into the house until the items are sprayed with Lysol disinfectant or sanitized by Ms. S. Rush or staff. Resident A stated he and other residents must agree to take a shower immediately when they return home and put on clean clothing. Resident A stated he knows Ms. S. Rush is “playing it safe” and “doesn’t want anyone to get the virus” but at the same time Resident A stated he does not always want to take shower when he returns home. Resident A stated he “just” takes the shower because if “they don’t” Ms. S. Rush or staff will become angry and irritated with them.” Resident A stated it is easier to take the shower. Resident A stated “no matter” how many times they shower and put on clean clothes in a day residents are required to put their things on the porch and shower when they return home. Resident A stated Ms. S. Rush and staff are not required to shower or disinfect items when “come and go” from the home “only the residents are.”

Resident B stated “once COVID started,” residents have “been made to” take a shower and are not allowed to bring any thing they buy while they were out into the house until they are sanitized and disinfected by staff. Resident B stated residents must put their things in a cart on the porch can only bring them into the home once they have been sanitized. Resident B stated they shower every day and she “doesn’t think” they should have to change clothes and shower every time they leave and return home. Resident B stated there have been times she has refused to shower but it makes Ms. Rush angry when she “doesn’t take a shower.” Resident B stated Ms. Rush and staff do not have to shower or disinfect their things but residents “have to.”

Resident C stated when the COVID pandemic began and they were able to go out of the home, Ms. S. Rush made it a requirement for all residents to shower when they returned home from “being out.” Resident C stated residents are also “not allowed” to bring anything into the home unless it has been cleaned and sanitized by Ms. S. Rush or staff. Resident C stated residents must put their items in a cart on the porch and when their things are cleaned, they can bring them in. Resident C stated he likes to go for walks often and “does not like” having to shower every time he returns home.

Resident D stated she and other residents are required to shower “every time” they leave the home “even if” they showered that morning. Resident D stated if she “buys” anything while she is out, she must leave her items in a cart on the porch until Ms. S. Rush or staff can disinfect what she bought including her food items. Resident D stated the items are “sprayed with Lysol” and brought into the home and given to her. Resident D stated residents are “forced to shower” and if they do not shower Ms. S. Rush becomes angry with them. Resident D stated she has refused to shower “sometimes” and “even if” Ms. S. Rush is angry she “doesn’t care.” Resident D stated “no one but residents” must shower and have their items disinfected before coming into the home.

Ms. Samantha Rush stated when the COVID-19 pandemic began she put this company policy in place “as a safety feature.” Ms. S. Rush stated she does “ask” residents to leave items on the porch so that she and staff can sanitize the items before they are brought into the facility. Ms. S. Rush stated she does not “force” residents to shower when they return from being out in the community but “asks” if they will do so.

On 05/25/2021, I observed a large metal cart/tray on the porch by the front door of the facility. All residents stated their items are placed in the cart on the porch.

On 05/25/2021, I reviewed the written *ASSESSMENT PLAN’s FOR AFC RESIDENTS* health care appraisals for Resident A, Resident B, Resident C and Resident D. All residents can move independently in the community. The files of Resident A, Resident B, Resident C and Resident D did not document that these residents are immunocompromised requiring immediate showering or extraordinary disinfection measures be taken to ensure their safety.

On 05/28/2021, I interviewed direct care staff Kelsey Rush who stated due to the COVID-19 pandemic Ms. S. Rush “made it” a policy for all residents to shower and any item they purchase be sanitized before they are brought into the facility. Ms. K. Rush stated when residents return to the facility after being out in the community or a heavily populated area, they must put any items they purchased on the porch, take off their clothing, place the clothing in a plastic bag that is then sealed and take a shower. Ms. K. Rush stated the items on the porch are “sprayed down with Lysol or sanitized” and can then be brought into the facility. Ms. K. Rush stated if any resident refuses to shower they “ask and make sure” the resident changes their

clothing. Ms. K. Rush stated she and other staff are not required to shower, disinfect their items, or change clothing when entering or leaving the facility. Ms. K. Rush stated staff are “careful” when they return to the facility and use hand sanitizer before working with residents. Ms. K. Rush stated there are times she has showered and changed clothing before working as a safety measure, but she is not required to do so.

I attempted to call direct care staff Sherie Wilson on two separate dates. Ms. Wilson was not responsive to my requests for a return telephone call.

On 06/08/2021, I conducted an exit conference with Samantha Rush. Ms. S. Rush did not agree with the findings in this report and did not indicate as to whether a corrective action plan would be submitted in response to the citation.

<b>APPLICABLE RULE</b>	
<b>R 400.14304</b>	<b>Resident rights; licensee responsibilities.</b>
	<p><b>(1) Upon a resident's admission to the home, a licensee shall inform a resident or the resident's designated representative of, explain to the resident or the resident's designated representative, and provide to the resident or the resident's designated representative, a copy of all of the following resident rights:</b></p> <p style="padding-left: 40px;"><b>(o) The right to be treated with consideration and respect, with due recognition of personal dignity, individuality, and the need for privacy.</b></p> <p><b>(2) A licensee shall respect and safeguard the resident's rights specified in subrule (1) of this rule.</b></p>
<b>ANALYSIS:</b>	<p>Based on the above interviews, Licensee Designee Samantha Rush has required residents to shower after going out into the community. Residents A, B, C and D all reported that they are required to place any items they purchase while out in the community in a cart on the porch and cannot bring the items into the facility until the items are sanitized, reporting their items are sprayed with Lysol disinfectant. Residents A, B, C, and D stated Licensee Designee Samantha Rush “forces” them to shower when returning home and becomes angry with them if they do not shower. By requiring or strongly suggesting residents to shower and sanitizing their items with disinfectant Ms. S. Rush did not treat residents with consideration and respect, with due recognition of their personal dignity.</p>
<b>CONCLUSION:</b>	<b>VIOLATION ESTABLISHED</b>

