



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

December 2, 2022

Ramon Beltran
Beacon Specialized Living Services, Inc.
Suite 110
890 N. 10th St.
Kalamazoo, MI 49009

RE: License #: AS130411523
Investigation #: 2023A1034003
Beacon Home At East Ave South

Dear MR. Beltran:

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. In the event that I am not available and you need to speak to someone immediately, please contact the local office at (517) 284-9730.

Sincerely,

Kevin L. Sellers

Kevin Sellers, Licensing Consultant
Bureau of Community and Health Systems
611 W. Ottawa Street
P.O. Box 30664
Lansing, MI 48909
(517) 230-3704

enclosure

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

I. IDENTIFYING INFORMATION

License #:	AS130411523
Investigation #:	2023A1034003
Complaint Receipt Date:	10/21/2022
Investigation Initiation Date:	10/21/2022
Report Due Date:	12/20/2022
Licensee Name:	Beacon Specialized Living Services, Inc.
Licensee Address:	Suite 110 890 N. 10th St. Kalamazoo, MI 49009
Licensee Telephone #:	(269) 427-8400
Administrator:	Aubry Napier
Licensee Designee:	Ramon Beltran
Name of Facility:	Beacon Home At East Ave South
Facility Address:	20271 East Ave N Battle Creek, MI 49017
Facility Telephone #:	(269) 427-8400
Original Issuance Date:	04/13/2022
License Status:	TEMPORARY
Effective Date:	04/13/2022
Expiration Date:	10/12/2022
Capacity:	5
Program Type:	DEVELOPMENTALLY DISABLED MENTALLY ILL

II. ALLEGATION(S)

	Violation Established?
Direct care staff member Brittany Labadie fell asleep in the home leaving residents unsupervised.	Yes

III. METHODOLOGY

10/20/2022	Special Investigation Intake 2023A1034003
10/21/2022	Special Investigation Initiated – Telephone call with Complainant, Complainant interviewed
10/24/2022	Inspection Completed On-site interviewed home manager, Heather Cortes, direct care workers, Whitney Powell, Maria Granado, Gillian Johnston and Residents A
10/24/2022	Contact - Document received with photographs
10/27/2022	Contact - Telephone call made interviewed direct care workers, Brittany Labadie and Jamie Anderson
11/02/2022	Inspection Completed-BCAL Sub. Compliance
11/07/2022	Exit Conference with licensee designee Ramon Beltran

ALLEGATION: Direct care staff member Brittany Labadie fell asleep in the home leaving residents unsupervised.

INVESTIGATION:

On 10/20/2022, I received a complaint through the Bureau of Community Health Systems (BCHS) online complaint system alleging direct care staff member Brittany Labadie was sleeping on the couch leaving residents unsupervised in the home.

On 10/21/2022, I interviewed Complainant who reported direct care worker Brittany Labadie was observed sleeping on the couch during work hours leaving residents unsupervised in the home. Complainant stated this is an ongoing issue with direct care staff member Brittany Labadie and the resident who observed her sleeping took a picture. Complainant also alleged the facility is a mess.

On 10/24/2022, I conducted an unannounced onsite investigation and interviewed home manager, Heather Cortes who reported Brittany Labadie is employed as a direct care worker (DCW), began her employment with Beacon Specialized Living Services in February 2022. Ms. Cortes denied that she has ever physically observed

DCW Labadie sleeping during her work shifts, but she recently became aware on 10/19/2022 DCW Labadie sleeping on the couch during her dayshift while she was supposed to be supervising two to three residents. Ms. Cortes stated she was aware DCW Granado and Resident A observed DCW Labadie sleeping on the couch and that Resident A had taken a picture of DCW Labadie sleeping. Ms. Cortes reported addressing this behavior with DCW Labadie informing her this was unacceptable and cannot continue to happen.

On 10/24/2022, I interviewed direct care workers (DCW) Whitney Powell and DCW Gillian Johnston who both denied ever witnessing DCW Brittany Labadie sleeping or leaving residents unsupervised during her daytime work shifts at the home.

On 10/24/2022, I interviewed direct care worker (DCW) Maria Granado who reported working daytime shift with DCW Brittany Labadie on 10/19/2022 where she observed DCW Labadie sleeping twice during their work shift. DCW Granado reported transporting several residents for a daytime outing and leaving DCW Labadie at the home with two or three other residents to supervise. DCW Granado reported prior to leaving the home with the residents she observed DCW Labadie lying on the couch starting to fall asleep. DCW Granado reported she had to wake up DCW Labadie to let her know she was transporting several residents for a daytime outing. DCW Granado reported after returning she walked into the home and observed DCW Labadie sleeping again on the couch. DCW Granado reported after waking up DCW Labadie, she did get up, but she still had concerns because Resident A told her DCW Labadie slept the entire time she was out of the home with the other residents. DCW Granado reported Resident A informed her how she took a picture of DCW Labadie sleeping on the couch. DCW Granado reported addressing her concerns with management. DCW Granado denied ever witnessing DCW Labadie sleeping during any other shifts she has worked with DCW Labadie.

On 10/24/2022, I interviewed Resident A who reported observing DCW Brittany Labadie sleeping on the couch in the home on 10/19/2022 and taking a picture of what occurred. Resident A denied ever witnessing DCW Labadie or any other direct care staff members sleeping in the home prior to this incident.

During my unannounced onsite investigation, I observed a picture of direct care staff member Brittany Labadie sleeping on the couch inside the AFC home.

On 10/27/2022, I interviewed direct care worker (DCW) Brittany Labadie who reported on 10/19/2022 she worked first shift at the home. DCW Labadie reported working the same shift with DCW Granado. DCW Labadie reported DCW Granado transported several residents during the day shift for a day outing and left DCW Labadie at the home to supervise the remaining residents at the home. DCW Labadie admitted lying on the couch next to a resident and falling sleep on the couch. DCW Labadie reported waking up after DCW Granado returned from the day outing with the other residents. DCW Labadie reported this was the first time this has happened during her employment with Beacon Specialized Living Services.

DCW Labadie denied having any knowledge of a picture taken of her sleeping on the couch on 10/19/2022.

On 10/27/2022, I interviewed direct care worker (DCW) Jamie Anderson who reported being employed with Beacon Specialized Living Services since August 22, 2022. DCW Anderson denied ever witnessing DCW Labadie falling asleep during her shift but indicated observing DCW Labadie *attempting* to sleep on the couch during their shared daytime shift. DCW Anderson reported she confronted DCW Labadie and told it was unacceptable sleeping during work hours. DCW Anderson reported DCW Labadie rolled up the blanket, put the blanket in the closet and got onto her computer. DCW Anderson denied ever witnessing any other incidents.

On 11/08/2022, I reviewed *Beacon Specialized Living Services Inc Direct Support Professional Position Description*, which stipulates under the category Responsibilities/Essential Functions, a requirement for every direct care staff member is to remain awake during their work shifts and be accessible in providing care for every resident.

APPLICABLE RULE	
R 400.14206	Staffing requirements.
	(2) A licensee shall have sufficient direct care staff on duty at all times for the supervision, personal care, and protection of residents and to provide the services specified in the resident's resident care agreement and assessment plan.
ANALYSIS:	Based on interviews with home manager Cortes, DCWs Powell, Johnston, Granado, Labadie, Resident A, observing a picture taken of DCW Labadie sleeping and reviewing <i>Direct Support Professional Position Description</i> , there is evidence that on 10/19/2022 direct care staff member Brittany Labadie fell asleep on the couch during the time she was the only responsible staff member supervising residents in the home leaving insufficient staff on duty to meet the needs of the residents.
CONCLUSION:	VIOLATION ESTABLISHED

IV. RECOMMENDATION

Contingent upon receipt of an acceptable corrective action plan, no change in license is recommended.

Kevin L. Sellers

11/10/2022

Kevin Sellers
Licensing Consultant

Date

Approved By:

Dawn Timm

12/02/2022

Dawn N. Timm
Area Manager

Date