

## ADULT FAMILY HOME ENFORCEMENT ACTION OPTIONS – November 2015

- DECISIONS ABOUT ENFORCEMENT ACTIONS MUST BE BASED ON STATUTORY AND REGULATORY REQUIREMENTS.
- THE FOLLOWING TOOL IS INTENDED AS A GUIDELINE ONLY.
- EACH SITUATION IS UNIQUE AND NEEDS TO BE LOOKED AT ON A CASE BY CASE BASIS.

<b>NO HARM</b>		<b>MINIMAL OR MODERATE</b>		<b>SERIOUS</b>		<b>IMMINENT DANGER OR THREAT OF HARM</b>
INITIAL	REPEAT/ UNCORRECTED	INITIAL	REPEAT/ UNCORRECTED	INITIAL	REPEAT/ UNCORRECTED	
<u>ACTIONS</u>	<u>ACTIONS</u>	<u>ACTIONS</u>	<u>ACTIONS</u>	<u>ACTIONS</u>	<u>ACTIONS</u>	<u>ACTIONS</u>
Statement of Deficiencies	Statement of Deficiencies	Statement of Deficiencies	Statement of Deficiencies	Statement of Deficiencies	Statement of Deficiencies	Statement of Deficiencies within 48 hours
Consultation No Plan of Correction Attestation	Obtain Plan of Correction Attestation	Obtain Plan of Correction Attestation	Obtain Plan of Correction Attestation	Obtain Plan of Correction Attestation; except for revocation and summary suspension	Obtain Plan of Correction Attestation; except for revocation and summary suspension	No Plan of Correction Attestation
	On-site <i>or</i> Documentation follow-up	On-site <i>or</i> Documentation follow-up	On-site follow-up	On-site follow-up <i>OR</i> Monitoring visits for revocation	On-site follow-up <i>OR</i> Monitoring visits for revocation	Monitoring Visits
	<b>ENFORCEMENT RECOMMENDATIONS</b> - Civil Fine of at least \$100 per violation	<b>ENFORCEMENT RECOMMENDATIONS</b> -Civil Fine up to \$500 per violation or a daily civil fine of at least \$250 per day; <i>and/or</i> -Condition(s)	<b>ENFORCEMENT RECOMMENDATIONS</b> - Civil Fine up to \$1000 per violation or a daily civil fine of at least \$500 per day <i>and/or</i> -Condition(s) <i>and/or</i> Stop Placement for pervasive non-compliance	<b>ENFORCEMENT RECOMMENDATIONS</b> - Civil Fine up to \$2000 per violation or a daily civil fine of at least \$1000 per day; <i>and/or</i> -Condition(s); <i>and/or</i> -Stop Placement; <i>and/or</i> -Revocation & Stop Placement	<b>ENFORCEMENT RECOMMENDATIONS</b> - Civil Fine up to \$3000 per violation or a daily civil fine of at least \$1500 per day; <i>and/or</i> -Condition(s); <i>and/or</i> -Stop Placement; <i>and/or</i> -Revocation and Stop Placement	<b>ENFORCEMENT RECOMMENDATIONS</b> - Civil fine of \$3000 or daily civil fine of at least \$1000 per day; -S/Suspension; and -Revocation; <i>and</i> -Stop Placement.  <u>May also do:</u> -Condition

**SEVERITY:** Severity means the seriousness of a violation as determined by the actual or potential negative outcomes for residents and subsequent actual or potential for harm. Outcomes include any negative effect on the resident's physical, mental, or psychosocial well being (i.e., safety, quality of life, quality of care).

**LEVELS OF SEVERITY:**

Minimal: Violations that result in little or no negative outcome and/or little or no potential harm for the resident.

Moderate: Violations that result in negative outcome and actual or potential harm for the resident.

Serious: Violations that result in negative outcome and significant actual harm for the resident that does not constitute imminent danger; and/or, there is a reasonable predictability of recurring actions, practices, situations, or incidents with the potential for causing significant harm to a resident.

Imminent Danger/Immediate Threat: Serious physical harm to or death of a resident has occurred, or there is a serious threat to a resident's life, health, or safety.