BIANNUAL NURSING FACILITY REGULATION REPORT

July 2022

(October 1, 2021 – March 31, 2022)

Data is provisional

The purpose of this report is to provide statistics and information regarding the regulation of nursing facilities in South Dakota. The deficiency data includes all Long-Term Care health surveys. The report will be updated on a biannual basis and will be distributed directly to long term care providers and posted on the DOH website.

![Total Deficiencies by Federal Fiscal Year](chart.png)

![Number of Surveys Conducted](table.png)
# Long Term Care Health Survey Scope & Severity of Deficiencies

October 1, 2021 – March 31, 2022

**Note:** A, B, & C Tags = No harm. Minimal negative impact.  
D, E, & F Tags = No harm. Potential for more than minimal harm.  
J, K, & L Tags = Immediate jeopardy to resident health or safety.

## Informal Dispute Resolution (IDR) Summary

**Federal Fiscal Year 2018 - 2022**  
*(October 1 - September 30)*

<table>
<thead>
<tr>
<th>Federal Fiscal Year</th>
<th>IDRs Requested</th>
<th>Deficiencies appealed</th>
<th>Deficiencies Removed</th>
<th>Retained</th>
<th>S/S Lowered</th>
<th>Upheld</th>
</tr>
</thead>
<tbody>
<tr>
<td>2022*</td>
<td>7</td>
<td>29</td>
<td>14</td>
<td>15</td>
<td>1</td>
<td>52%</td>
</tr>
<tr>
<td>2021</td>
<td>6</td>
<td>10</td>
<td>1</td>
<td>9</td>
<td>0</td>
<td>90%</td>
</tr>
<tr>
<td>2020</td>
<td>15</td>
<td>34</td>
<td>17</td>
<td>17</td>
<td>3</td>
<td>50%</td>
</tr>
<tr>
<td>2019</td>
<td>12</td>
<td>25</td>
<td>16</td>
<td>9</td>
<td>1</td>
<td>36%</td>
</tr>
<tr>
<td>2018</td>
<td>9</td>
<td>20</td>
<td>5</td>
<td>15</td>
<td>2</td>
<td>75%</td>
</tr>
<tr>
<td><strong>Average</strong></td>
<td><strong>10</strong></td>
<td><strong>24</strong></td>
<td><strong>11</strong></td>
<td><strong>13</strong></td>
<td><strong>1</strong></td>
<td><strong>61%</strong></td>
</tr>
</tbody>
</table>

as of March 31, 2022

---

* FFY2020 36 deficiencies due to F880 (Infection Prevention & Control) or F884 (NHSN Reporting)

** FFY2021 83 deficiencies due to F880 (Infection Prevention & Control) or F884 (NHSN Reporting)

***FFY2022 36 deficiencies due to F880 (Infection Prevention & Control) or F884 (NHSN Reporting)
Civil Money Penalties Summary

Civil Money Penalties to a facility

by Federal Fiscal Year as of March 31, 2022

<table>
<thead>
<tr>
<th>Year</th>
<th>Number Imposed</th>
<th>Number Removed</th>
<th>Total Imposed</th>
<th>Total</th>
<th>Medicaid</th>
</tr>
</thead>
<tbody>
<tr>
<td>2022</td>
<td>64</td>
<td>1</td>
<td>63</td>
<td>$845,844.61</td>
<td>$610,216.53</td>
</tr>
<tr>
<td>2021</td>
<td>87</td>
<td>2</td>
<td>85</td>
<td>$1,012,876.02</td>
<td>$771,439.44</td>
</tr>
<tr>
<td>2020</td>
<td>21</td>
<td>1</td>
<td>20</td>
<td>$221,817.92</td>
<td>$199,547.23</td>
</tr>
<tr>
<td>2019</td>
<td>17</td>
<td>0</td>
<td>17</td>
<td>$461,982.95</td>
<td>$371,047.57</td>
</tr>
<tr>
<td>2018</td>
<td>7</td>
<td>0</td>
<td>7</td>
<td>$319,626.55</td>
<td>$267,532.28</td>
</tr>
<tr>
<td>2017</td>
<td>28</td>
<td>2</td>
<td>26</td>
<td>$1,118,266.50</td>
<td>$904,691.02</td>
</tr>
<tr>
<td>2016</td>
<td>9</td>
<td>1</td>
<td>8</td>
<td>$113,850.65</td>
<td>$88,559.49</td>
</tr>
<tr>
<td>2015</td>
<td>3</td>
<td>0</td>
<td>3</td>
<td>$107,282.50</td>
<td>$89,543.68</td>
</tr>
<tr>
<td>Total</td>
<td>236</td>
<td>7</td>
<td>229</td>
<td>$4,201,547.70</td>
<td>$3,302,577.24</td>
</tr>
</tbody>
</table>

* 2020 7 CMP's imposed due to F880 (Infection Prevention & Control or F884 (NHSN Reporting)
** 2021 74 CMP's imposed due to F880 (Infection Prevention & Control or F884 (NHSN Reporting)
*** 2022 43 CMP's imposed due to F880 (Infection Prevention & Control or F884 (NHSN Reporting)

CMP Funded Projects

2022

- South Dakota Dementia Culture Change, Education and Training Project through Positive Approach to Care (2 Year program). South Dakota Department of Human Services, Office of the State Long Term Care Ombudsman Program – continuation from 2021.

2021

- Music and Memory Program – Phase 2 (Year 2). South Dakota Foundation for Medical Care – continuation from 2020.
- South Dakota Dementia Culture Change, Education and Training Project through Positive Approach to Care (2 Year program). South Dakota Department of Human Services, Office of the State Long Term Care Ombudsman Program - $201,184.00.

2020

- Music and Memory Program – Phase 2. South Dakota Foundation for Medical Care - $410,936.
• De-escalating Behaviors in Long Term Care. South Dakota Health Care Association – $7,108.80.

2019
• Quality Measures Improvement Project. South Dakota Health Care Association - $19,345.
• Trauma Informed Care. South Dakota Association of Healthcare Organizations - $6,550.
• Music and Memory Program (Year 2). South Dakota Foundation for Medical Care – continuation from 2018.

2018
• Person Centered Care in Long Term Care. South Dakota Health Care Association – $8,586.
• Music and Memory Program (2 Year program). South Dakota Foundation for Medical Care - $402,500.

Questions about this report should be directed to Chris Qualm, Administrator of Licensure & Certification. Email: Chris.Qualm@state.sd.us . Telephone: (605) 773 – 3356.