

**S.C. Department of Public Health
Healthcare Quality Enforcement Report**

SUBJECT: Healthcare Quality Administrative Orders and Consent Orders for the period of November 1, 2024, to November 30, 2024.

Bureau	Facility, Service, Provider, or Equipment Type	Administrative Orders	Consent Orders	Assessed Penalties	Required Payment
Hospitals, Community Services, and Emergency Management	Emergency Medical Technicians	0	2	\$600; training and education	\$600
	Community Residential Care Facilities	4	1	\$17,500; revocations	\$7,500
TOTAL		4	3	\$18,100; revocations; training and education	\$8,100

HEALTHCARE QUALITY ENFORCEMENT REPORT

Bureau of Hospitals, Community Services, and Emergency Management

Facility/Provider Type	Total Number of Licensed Facilities/Providers
EMTs (Basic, Advanced, and Paramedic)	13,692

1. Stefanie B. Hudson – Certified EMT

Inspection(s) and Violation(s): Department staff investigated allegations of certain statutory and regulatory violations involving Hudson. Department staff determined Hudson committed misconduct, as defined by statute and regulation, by: performing intravenous access on a patient, a skill above the level for which Hudson is certified to perform.

Enforcement: The Department notified Hudson that it was considering enforcement action. The Department and Hudson agreed to resolve this matter through a Consent Order which was executed on November 5, 2024. Hudson agreed to pay a \$300 monetary penalty within 30 days after execution of the Consent Order.

Prior Orders: None in the past five years.

2. Nicholas Sutton – Certified EMT

Inspection(s) and Violation(s): Department staff investigated allegations of certain statutory and regulatory violations involving Sutton. Department staff determined Sutton committed misconduct, as defined by statute and regulation, by operating an emergency vehicle erratically and with an odor of alcohol on his person.

Enforcement: The Department notified Sutton that it was considering enforcement action. The Department and Sutton agreed to resolve this matter through a Consent Order which was executed on November 26, 2024. Sutton agreed to pay a \$300 monetary penalty within 30 days after execution of the Consent Order, and to successfully complete a Principles of Ethics and Personal Leadership (PEPL) course within twelve (12) months after execution of the Consent Order.

Prior Orders: None in the past five years.

Facility/Provider Type	Total Number of Licensed Facilities/Providers
Community Residential Care Facilities (CRCFs)	455

1. Cunningham-Waters Construction Company, Inc. d/b/a Patriot Living of Florence – Licensed CRCF at 739 S. Parker Drive, Florence, SC 29501

Inspection(s) and Violation(s): Department staff conducted inspections of the Facility on January 17, 2024, April 18, 2024, May 15, 2024, July 10, 2024, August 7, 2024, and September 5, 2024. As a result of these visits, Department staff observed and cited the Facility for violating Regulation 61-84 by:

- Failing to maintain all equipment and building components in good repair and operating condition.
- Failing to ensure the Facility and its grounds were maintained clean, and free of vermin and offensive odors.
- Failing to ensure that each specific interior area of the Facility was clean.
- Failing to provide a comfortable single bed for residents.

Enforcement: The Department notified the Facility by certified mail that it was considering enforcement. After two scheduling attempts, the enforcement conference was scheduled for October 22, 2024. The Facility representatives failed to attend the scheduled enforcement conference. As a result of the foregoing findings of fact and conclusions of law and placing particular emphasis on the Facility’s history of non-compliance, the Department decided to issue an Administrative Order revoking the license issued to Cunningham-Waters Construction, Inc. for operation of Patriot Living of Florence as a CRCF.

Prior Orders: On January 24, 2024, and as a result of various violations, the Department and the Facility executed a consent order whereby the Facility agreed to assessment of a \$5,000 monetary penalty, to schedule and attend a compliance assistance meeting, and to correct violations that prompted the enforcement.

Update: By agreement executed on December 20, 2024, and to ensure appropriate relocation of residents, among other things, the Department and the Facility modified the Administrative Order to provide that the license to operate the Facility will be in effect until the day following relocation of the Facility’s last resident or until March 19, 2025, whichever occurs first in time, at which point the license will be deemed terminated.

2. Cunningham-Waters Construction Company, Inc. d/b/a Patriot Living of Hartsville – Licensed CRCF at 1131 E. Home Avenue, Hartsville, SC 29550

Inspection(s) and Violation(s): Department staff conducted inspections of the Facility on March 25, 2024, May 13, 2024, May 28, 2024, July 9, 2024, August 15, 2024, and September 17, 2024. As a result of these visits, Department staff observed and cited the Facility for violating Regulation 61-84 by:

- Failing to ensure the Facility was clean, and free of vermin and offensive odors.
- Failing to ensure the Facility exterior was free of safety impediments.
- Failing to ensure safe storage of chemicals indicated as harmful on the product label, equipment and supplies inaccessible to residents.

- Failing to maintain plumbing fixtures which are accessible to residents at a temperature in excess of 120 degrees F.
- Failing to ensure each resident room is equipped with a comfortable single bed having a mattress with a moisture proof cover.

Enforcement: The Department notified the Facility by certified mail that it was considering enforcement. After two scheduling attempts, the enforcement conference was scheduled for October 22, 2024. The Facility representatives failed to attend the scheduled enforcement conference. As a result of the foregoing findings of fact and conclusions of law and placing particular emphasis on the Facility's history of non-compliance, the Department decided to issue an Administrative Order revoking the license issued to Cunningham-Waters Construction, Inc. for operation of Patriot Living of Hartsville as a CRCF.

Prior Orders: On January 24, 2024, and as a result of various violations, the Department and the Facility executed a consent order whereby the Facility agreed to assessment of a \$5,000 monetary penalty, to schedule and attend a compliance assistance meeting, and to correct violations that prompted the enforcement.

Update: By agreement executed on December 20, 2024, and to ensure appropriate relocation of residents, among other things, the Department and the Facility modified the Administrative Order to provide that the license to operate the Facility will be in effect until the day following relocation of the Facility's last resident or until March 19, 2025, whichever occurs first in time, at which point the license will be deemed terminated.

3. Cunningham-Waters Construction Company, Inc. d/b/a Patriot Living of Sumter – Licensed CRCF at 431 N. Main Street, Sumter, SC 29150

Inspection(s) and Violation(s): Department staff conducted inspections of the Facility on April 10, 2024, May 29, 2024, June 25, 2024, July 3, 2024, September 10, 2024, and September 20, 2024. As a result of these visits, Department staff observed and cited the Facility for violating Regulation 61-84 by:

- Failing to conduct a background check for a staff member before being employed pursuant to 1976 Code Section 44-7-2910.
- Failing to employ a licensed administrator.
- Failing to notify the Department via telephone or email within 72 hours of any change in administrator status.
- Failing to document notes of observations at least monthly.
- Failing to conduct a written assessment of a resident no later than 72 hours after the resident's admission.
- Failing to have an individual care plan (ICP) developed within seven days of admission and review and revise as resident needs occur.
- Failing to address the needs of a resident in the resident's ICP.
- Failing to provide and coordinate care among those responsible during the process of providing care/services and modified as warranted based upon any changing needs of the resident.
- Failing to take special precautions for residents with special conditions.
- Failing to have one different structured recreational activity provided daily each week that shall accommodate resident's needs/interests/capabilities as indicated in the ICP's.
- Failing to have a current month's activity schedule posted in order for resident's to be made aware of activities offered.
- Failing to have a physical examination completed for residents within thirty (30) days prior to admission and at least annually thereafter.

- Failing to have the admission physical examination include a two-step tuberculin skin test, as described in section 1702.
- Failing to properly record by initialing on the resident's medication administration record (MAR) as medication was administered or treatment record as treatment is rendered.
- Failing to document at each shift change a review of the MARs by outgoing staff members with incoming staff members, including verification by outgoing staff members that they properly administered medications in accordance with orders by a physician or other authorized healthcare provider.
- Failing to maintain records of administration in a way that enables an accurate reconciliation of medication.
- Failing to document at each shift change a review of the control sheets by outgoing staff members with incoming staff members including verification by outgoing staff members indicating they have properly administered medications in accordance with orders by a physician or other authorized healthcare provider.
- Failing to have a menu planned and written at least one week in advance and dated as served.
- Failing to have ice available in the Facility.
- Failing to have all equipment and building components in good repair and operating condition.
- Failing to have the Facility and its grounds free from vermin and offensive odors.
- Failing to maintain safe storage of cleaning materials and/or other chemicals indicated as harmful on the product label.
- Failing to keep Facility grounds free of weeds, rubbish, overgrown landscaping, and other potential breeding sources for vermin.
- Failing to provide window treatments in resident rooms and bathrooms in a way that provides privacy.
- Failing to properly secure oxygen cylinders in place.
- Failing to maintain plumbing fixtures which are accessible to residents in temperatures in excess of 120 degrees F.
- Failing to maintain temperature of between 72 and 78 degrees F in resident areas.
- Failing to provide each resident room with a comfortable single bed having a mattress with moisture proof cover.
- Failing to keep supplies/equipment stored directly on the floor and keeping supplies/equipment susceptible to water damage/contamination stored under sinks or other areas with a propensity for water leakage.

Enforcement: The Department notified the Facility by certified mail that it was considering enforcement. After two scheduling attempts, the enforcement conference was scheduled for October 22, 2024. The Facility representatives failed to attend the scheduled enforcement conference. As a result of the foregoing findings of fact and conclusions of law and placing particular emphasis on the Facility's history of non-compliance, the Department decided to issue an Administrative Order revoking the license issued to Cunningham-Waters Construction, Inc. for operation of Patriot Living of Sumter as a CRCF.

Prior Orders: On January 24, 2024, and as a result of various violations, the Department and the Facility executed a consent order whereby the Facility agreed to assessment of a \$5,000 monetary penalty, to schedule and attend a compliance assistance meeting, and to correct violations that prompted the enforcement.

Update: By agreement executed on December 20, 2024, and to ensure appropriate relocation of residents, among other things, the Department and the Facility modified the Administrative Order to provide that the license to operate the Facility will be in effect until the day following relocation of the Facility's last resident or until March 19, 2025, whichever occurs first in time, at which point the license will be deemed terminated.

4. Cunningham-Waters Construction Company, Inc. d/b/a Patriot Living of Taylors – Licensed CRCF at 402 W. Main Street, Taylors, SC 29687

Inspection(s) and Violation(s): Department staff conducted inspections of the Facility on March 11, 2024, June 14, 2024, July 2, 2024, August 13, 2024, August 13, 2024, September 12, 2024, September 24, 2024, and October 2, 2024. As a result of these visits, Department staff observed and cited the Facility for violating Regulation 61-84 by:

- Failing to have staff members undergo a criminal background check before being employed or contracted by the Facility.
- Failing to have a licensed CRCF Administrator.
- Failing to notify the Department via telephone or email within 72 hours of any change in administrator status and by failing to provide the Department in writing within 10 days the name of the newly appointed administrator, the effective date of the appointment, a copy of the administrator's license, and the hours each day the individual will be working as the administrator of the facility.
- Failing to render care and services in accordance with orders from physician or other authorized healthcare providers.
- Failing to have written evidence of purchases by the Facility on behalf of the residents to include a record of items/services purchases, written authorization from residents of each item/service purchased.
- Failing to offer a variety of recreational programs to suit the interests and physical/cognitive capabilities of the residents that choose to participate.
- Failing to designate a staff member responsible for the development of the recreational program, and for obtaining and maintaining recreational supplies.
- Failing to properly record each physician-ordered treatment or medication dose administration by initialing on the resident's medication administration record as the medication is administered or treatment record as treatment is rendered.
- Failing to have documented reviews of control sheets at shift changes including verification by outgoing staff indicating they have properly administered medications in accordance with orders by a physician or other authorized healthcare provider.
- Failing to maintain all equipment and building components in good repair and operating condition, and in compliance with the codes adopted by the South Carolina Building Codes Council and the South Carolina State Fire Marshal applicable to CRCFs.
- Failing to have the facility and grounds clean and free of vermin and offensive odors.

Enforcement: The Department notified the Facility by certified mail that it was considering enforcement. After two scheduling attempts, the enforcement conference was scheduled for October 22, 2024. The Facility representatives failed to attend the scheduled enforcement conference. As a result of the foregoing findings of fact and conclusions of law and placing particular emphasis on the Facility's history of non-compliance, the Department decided to issue an Administrative Order revoking the license issued to Cunningham-Waters Construction, Inc. for operation of Patriot Living of Taylors as a CRCF.

Prior Orders: None.

Update: By agreement executed on December 20, 2024, and to ensure appropriate relocation of residents, among other things, the Department and the Facility modified the Administrative Order to provide that the license to operate the Facility will be in effect until the day following relocation of the Facility's last resident or until March 19, 2025, whichever occurs first in time, at which point the license will be deemed terminated.

5. Bevid Place LLC d/b/a Bevid Place – Licensed CRCF at 2902 E. Main Street, Spartanburg, SC 29307

Inspection(s) and Violation(s): Department staff conducted inspections of the Facility on May 22, 2024, April 23, 2024, June 25, 2024, August 14, 2024, and August 27, 2024. As a result of these visits, Department staff observed and cited the Facility for violating Regulation 61-84 by:

- Failing to maintain and test fire protection and suppression systems in accordance with the provisions of the codes officially adopted by the South Carolina Building Codes Council and the South Carolina State Fire Marshal applicable to community residential care facilities.
- Failing to maintain all equipment and building components in good repair and operating condition, and in compliance with the International Fire Code.
- Failing to ensure the Facility was clean, and free of vermin and offensive odors.
- Failing to ensure each specific interior area of the Facility was cleaned.
- Failing to maintain safety precautions against fire and other hazards when dispensing, administering, or storing oxygen.
- Failing to maintain the physical plant in a state free of fire hazards or impediments to fire prevention.
- Failing to ensure the Facility was free of portable electric or unvented fuel heaters.
- Failing to maintain halls, corridors and all other means of egress from the building free of obstructions.
- Failing to ensure each resident room is equipped with a comfortable single bed having mattress with moisture proof cover.

Enforcement: The Department notified the Facility by certified mail on September 6, 2024, that it was considering enforcement. On September 25, 2024, the parties met for an enforcement conference. The Department and the Facility agreed to resolve this matter through a Consent Order which was executed on November 18, 2024. The Facility agreed to the assessment of a \$17,500 monetary penalty, with \$7,500 paid within 30 days of execution of the Consent Order and the remaining \$10,000 of the assessed monetary penalty stayed upon a six-month period of substantial compliance with Regulation 61-84 and the Consent Order.

Prior Orders: None in the past five years.