

SUMMARY SHEET
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

October 7, 2021

- () ACTION/DECISION
(X) INFORMATION

- I. TITLE:** Healthcare Quality Administrative and Consent Orders.
- II. SUBJECT:** Healthcare Quality Administrative Orders and Consent Orders for the period of August 1, 2021, through August 31, 2021.
- III. FACTS:** For the period of August 1, 2021, through August 31, 2021, Healthcare Quality reports three (3) Consent Orders totaling \$13,400 in assessed monetary penalties.

Name of Bureau	Facility, Service, Provider, or Equipment Type	Administrative Orders	Consent Orders	Assessed Penalties
Community Care	Residential Treatment Facility for Children and Adolescents	0	1	\$3,400
Radiological Health	Radioactive Materials Nuclear Pharmacy Licensee	0	1	\$2,000
	Radioactive Materials Industrial Licensee	0	1	\$8,000
TOTAL		0	3	\$13,400

Submitted By:

Gwendolyn C. Thompson

Gwen C. Thompson

Deputy Director
Healthcare Quality

HEALTHCARE QUALITY ENFORCEMENT REPORT
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

October 7, 2021

Bureau of Community Care

Facility Type	Total Number of Licensed Facilities	Total Number of Licensed Beds
Residential Treatment Facilities for Children and Adolescents (RTF)	8	518

1. Springbrook Behavioral Health System RTF – Travelers Rest, SC

Inspections and Investigations: The Department conducted investigations in December 2019, August 2020, October 2020, and March 2021 and found the facility repeatedly violated regulatory requirements.

Violations: The Department found the facility violated Regulation 61-103, *Residential Treatment Facilities for Children and Adolescents*, by failing to implement its policies and procedures regarding resident care, rights, and operation of the facility. The facility further failed to report a serious incident within twenty-four (24) hours of the incident and failed to submit a written investigation report of the serious incident within five (5) days of the incident. Moreover, the facility failed to ensure resident rights regarding the right to be treated with consideration, respect and dignity and the right to be free from harm.

Enforcement Action: The parties agreed to resolve the matter with a consent order. The parties executed a consent order imposing a civil monetary penalty of three thousand four hundred dollars (\$3,400) against the facility. The facility was required to pay the full amount of the assessed monetary penalty. The facility agreed to schedule and attend a compliance assistance meeting with the Department within forty-five (45) days of executing the Consent Order.

Remedial Action: The facility has made the required monetary penalty payment. The compliance assistance meeting is scheduled to occur on September 28, 2021.

Prior Actions: None in the past five years.

Bureau of Radiological Health

License Type	Total Number of Licensees
Radioactive Materials Nuclear Pharmacy Licensee	8

2. Shertech Laboratories – Duncan, SC

Inspections and Investigations: In October 2020, the Department received written notification from the licensee’s financial institution that the licensee’s letter of credit for financial assurance for decommissioning expired in September 2020. The Department issued a Notice of Violation in January 2021 citing the licensee.

Violations: The Department found the licensee failed to comply with Regulation 61-63, *Radioactive Materials (Title A)*, by failing to have financial assurance for decommissioning from September 2020 to February 2021. This is a repeat violation.

Enforcement Action: The parties agreed to resolve the matter with a consent order. The parties executed a consent order imposing a civil monetary penalty of two thousand dollars (\$2,000) against the licensee. The licensee was required to pay the full amount of the assessed penalty within thirty (30) days of executing the Consent Order.

Remedial Action: The Department received a replacement letter of credit from the licensee in February 2021. The Licensee has made the required payment.

Prior Actions: None in the past five years.

License Type	Total Number of Licensees
Radioactive Materials Industrial Licensee	136

2. TranSystems Corporation – Columbia, SC

Inspections and Investigations: The Department conducted an inspection of the licensee in March 2021 and found regulatory violations, including a repeat violation.

Violations: The Department found the licensee failed to comply with Regulation 61-63, *Radioactive Materials (Title A)*, by failing to test each source containing radioactive material for leakage and/or contamination at intervals not to exceed twelve (12) months. The licensee also violated the conditions of its license by possessing more portable gauging devices than it is licensed for, specifically the licensee possessed seven (7) portable gauging devices and was licensed for four (4) portable gauging devices. The licensee further failed to use and store portable gauging devices at an authorized facility. This is a repeat violation.

Enforcement Action: The parties agreed to resolve the matter with a consent order. The parties executed a consent order imposing a civil monetary penalty of eight thousand dollars (\$8,000) against the licensee. The licensee was required to pay two thousand dollars (\$2,000) of the assessed penalty within thirty (30) days of executing the Consent Order. The remaining six thousand dollars (\$6,000) is stayed pending a thirty-six (36) month compliance period.

Remedial Action: The licensee has made the required payment.

Prior Actions: None in the past five years.