

SUMMARY SHEET  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

March 12, 2020

- ( ) ACTION/DECISION  
( X ) INFORMATION

- I. TITLE:** Health Regulation Administrative and Consent Orders.
- II. SUBJECT:** Health Regulation Administrative Orders and Consent Orders for the period of January 1, 2020 through January 31, 2020.
- III. FACTS:** For the period of January 1, 2020 through January 31, 2020, Health Regulation reports 6 Consent Orders totaling \$51,350 in assessed monetary penalties. No Administrative Orders or Emergency Suspension Orders were executed during the reporting period.

Health Regulation Bureau	Facility, Service, Provider, or Equipment Type	Administrative Orders	Consent Orders	Emergency Suspension Orders	Assessed Penalties
Health Facilities Licensing	Ambulatory Surgical Facility	0	1	0	\$19,100
	Community Residential Care Facility	0	2	0	\$26,400
Radiological Health	Chiropractic Facility	0	1	0	\$1,885
	Dental Facility	0	2	0	\$3,965
<b>TOTAL</b>		<b>0</b>	<b>6</b>	<b>0</b>	<b>\$51,350</b>

Submitted By:

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HEALTH REGULATION ENFORCEMENT REPORT  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

March 12, 2020

**Bureau of Health Facilities Licensing**

Facility Type	Total # of Licensed Facilities	Total # of Licensed Beds
Ambulatory Surgical Facility	77	296

**1. Carolina Colonoscopy Center – Columbia, SC**

Inspections and Investigations: The Department conducted inspections in November 2018 and August 2019, as well as investigations in April and August 2019, and found that the facility had violated several regulatory requirements.

Violations: The Department cited the facility for 17 violations, including one repeat violation during the April and August 2019 visits, regarding policies and procedures, operative reports, staff training records, and expired medication.

Enforcement Action: The parties conducted an enforcement conference and agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a civil monetary penalty of \$19,100 against the facility. The facility was required to pay \$9,550 of the assessed penalty within 30 days of executing the Consent Order. The remaining \$9,550 of the penalty will be held in abeyance for six months. The facility has made the required payment.

Prior Actions: The Department imposed consent orders against the facility in 2018 and 2015.

Facility Type	Total # of Licensed Facilities	Total # of Licensed Beds
Community Residential Care Facility	506	21,998

**2. Pettis Angels Residential Care – North Charleston, SC**

Inspections and Investigations: During the Department’s emergency response efforts for Hurricane Dorian, the Department found that the facility did not evacuate in accordance with the Governor’s Executive Order issued in September 2019 that required a mandatory medical evacuation of healthcare facilities located in evacuation zones.

Violations: The Department found that the facility failed to evacuate all residents in a timely manner. The Department made several attempts to contact the facility during the mandatory evacuation and never received a response. A welfare check was therefore conducted by South Carolina Law Enforcement (SLED) on September 3, 2019, where a staff member and four residents were discovered at the facility.

**Enforcement Action:** The parties agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a civil monetary penalty of \$4,200 against the facility. The facility was required to pay \$2,100 of the assessed penalty in two consecutive monthly payments of \$1,050, with the first payment due within 30 days, and the second payment due within 60 days, of executing the Consent Order. The remaining \$2,100 of the penalty will be held in abeyance for six months. ``

**Prior Actions:** None in the past five years.

### **3. Midland Park Residential Home Care – North Charleston, SC**

**Inspections and Investigations:** During the Department’s emergency response efforts for Hurricane Dorian, the Department found that the facility did not evacuate in accordance with the Governor’s Executive Order issued in September 2019 that required a mandatory medical evacuation of healthcare facilities located in evacuation zones.

**Violations:** The Department found that the facility chose to not execute its emergency evacuation plan and therefore did not evacuate any of its residents. The Department contacted the facility several times to inquire about its evacuation status and was notified that the facility had no plans to move any of its residents. A welfare check was conducted by SLED on September 3, 2019, where several staff members and all thirty-two residents were discovered at the facility.

**Enforcement Action:** The parties agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a civil monetary penalty of \$22,200 against the facility. The facility was required to pay \$11,100 of the assessed penalty in three consecutive monthly payments of \$3,700, with the first payment due within 30 days, the second payment due within 60 days, and the third payment due 90 days of executing the Consent Order. The remaining \$11,100 of the penalty will be held in abeyance for six months. The facility has made the first and second required monthly payments.

**Prior Actions:** The Department imposed an administrative order against the facility for failing to comply with the Governor’s Executive Order issued in September 2018 in response to Hurricane Florence.

### **Bureau of Radiological Health**

Facility Type	Total # of Licensed Facilities
Chiropractic Facility	478

### **4. Colucci Chiropractic Center – Summerville, SC**

**Inspections and Investigations:** The Department conducted a routine inspection in May 2019 and found that the registrant had a repeat regulatory violation.

**Violations:** The Department found that the registrant failed to conduct equipment performance testing on its x-ray equipment. This is a repeat violation as the Department had previously cited the registrant with the same violation in 2017, 2014, and 2011 inspections.

**Enforcement Action:** The parties agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a \$1,885 civil monetary penalty against the registrant. The registrant was required to pay \$471.25 of the assessed penalty within 30 days of executing the Consent Order. The remaining \$1,413.75 of the penalty will be stayed. The registrant has made the required payment.

**Prior Actions:** None in the past five years.

Facility Type	Total # of Licensed Facilities
Dental Facility	1757

### **5. Coastal Smile Center – Myrtle Beach, SC**

**Inspections and Investigations:** The Department conducted a routine inspection in May 2019 and found that the registrant had a repeat regulatory violation.

**Violations:** The Department found that the registrant failed to conduct equipment performance testing on its x-ray equipment. This is a repeat violation as the Department had previously cited the registrant with the same violation in 2015 and 2009 inspections.

**Enforcement Action:** The parties agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a \$1,700 civil monetary penalty against the registrant. The registrant was required to pay \$425 of the assessed penalty within 30 days of executing the Consent Order. The remaining \$1,275 of the penalty will be stayed. The registrant has made the required payment.

**Prior Actions:** None in the past five years.

### **6. Smile Center of Knightsville – Summerville, SC**

**Inspections and Investigations:** The Department conducted a routine inspection in March 2019 and found that the registrant had several regulatory violations.

**Violations:** The Department cited the registrant with four violations regarding change of status reports, equipment registration fees, operating equipment, and equipment performance testing.

**Enforcement Action:** The parties agreed to resolve the matter with a consent order. In January 2020, the parties executed a consent order imposing a \$2,265 civil monetary penalty against the registrant. The registrant was required to pay \$566 of the assessed penalty within 30 days of executing the Consent Order. The remaining \$1,699 of the penalty will be stayed. The registrant has made the required payment.

**Prior Actions:** None in the past five years.