



**Ministry of Health and
Long-Term Care**

**Ministère de la Santé et des
Soins de longue durée**

**Inspection Report under
the Long-Term Care
Homes Act, 2007**

**Rapport d'inspection sous la
Loi de 2007 sur les foyers de
soins de longue durée**

**Long-Term Care Homes Division
Long-Term Care Inspections Branch**

**Division des foyers de soins de
longue durée
Inspection de soins de longue durée**

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Report Date(s) / Date(s) du rapport	Inspection No / No de l'inspection	Log # / No de registre	Type of Inspection / Genre d'inspection
Mar 26, 2018	2018_505103_0006	002740-18	Complaint

Licensee/Titulaire de permis

County of Prince Edward
603 Highway 49 R.R. #2, Hallowell Township PICTON ON K0K 2T0

Long-Term Care Home/Foyer de soins de longue durée

H.J. McFarland Memorial Home
603 Highway 49, R.R. #2, Hallowell Township PICTON ON K0K 2T0

Name of Inspector(s)/Nom de l'inspecteur ou des inspecteurs

DARLENE MURPHY (103)

Inspection Summary/Résumé de l'inspection



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The purpose of this inspection was to conduct a Complaint inspection.

This inspection was conducted on the following date(s): March 14, 15, 16, 19, 20, 21, 22, 2018.

Log #002740-18; complaint related to resident care and staffing.

During the course of the inspection, the inspector(s) spoke with residents, Personal support workers, Registered Practical Nurses, Director of Care and the Administrator.

During the course of the inspection, the inspector reviewed resident health care records and the home's registered staff schedules.

**The following Inspection Protocols were used during this inspection:
Hospitalization and Change in Condition
Prevention of Abuse, Neglect and Retaliation
Sufficient Staffing**

During the course of this inspection, Non-Compliances were issued.

1 WN(s)

0 VPC(s)

0 CO(s)

0 DR(s)

0 WAO(s)

NON-COMPLIANCE / NON - RESPECT DES EXIGENCES

<p>Legend</p> <p>WN – Written Notification VPC – Voluntary Plan of Correction DR – Director Referral CO – Compliance Order WAO – Work and Activity Order</p>	<p>Legendé</p> <p>WN – Avis écrit VPC – Plan de redressement volontaire DR – Aiguillage au directeur CO – Ordre de conformité WAO – Ordres : travaux et activités</p>
<p>Non-compliance with requirements under the Long-Term Care Homes Act, 2007 (LTCHA) was found. (a requirement under the LTCHA includes the requirements contained in the items listed in the definition of "requirement under this Act" in subsection 2(1) of the LTCHA).</p> <p>The following constitutes written notification of non-compliance under paragraph 1 of section 152 of the LTCHA.</p>	<p>Le non-respect des exigences de la Loi de 2007 sur les foyers de soins de longue durée (LFSLD) a été constaté. (une exigence de la loi comprend les exigences qui font partie des éléments énumérés dans la définition de « exigence prévue par la présente loi », au paragraphe 2(1) de la LFSLD.</p> <p>Ce qui suit constitue un avis écrit de non-respect aux termes du paragraphe 1 de l'article 152 de la LFSLD.</p>

WN #1: The Licensee has failed to comply with LTCHA, 2007 S.O. 2007, c.8, s. 8. Nursing and personal support services

Specifically failed to comply with the following:

s. 8. (3) Every licensee of a long-term care home shall ensure that at least one registered nurse who is both an employee of the licensee and a member of the regular nursing staff of the home is on duty and present in the home at all times, except as provided for in the regulations. 2007, c. 8, s. 8 (3).

Findings/Faits saillants :

1. The licensee has failed to ensure that at least one registered nurse who is both an



employee of the licensee and a member of the regular nursing staff of the home is on duty and present in the home at all times, except as provided for in the regulations.

H.J. McFarland has a licensed bed capacity of 84 beds. O. Reg 79/10, s. 45 (1) 2 outlines an exception to the requirements for registered nurses, for homes with a licensed bed capacity of more than 64 beds and fewer than 129 beds as follows:

i. in the case of a planned or extended leave of absence of an employee of the licensee who is a registered nurse and a member of the regular nursing staff, a registered nurse who works at the home pursuant to a contract or agreement with the licensee and who is a member of the regular nursing staff may be used,

ii. in the case of an emergency (defined as an unforeseen situation of a serious nature that prevents a registered nurse from getting to the long-term care home), where the back-up plan fails, a registered nurse who works at the home pursuant to a contract or agreement between the licensee and an employment agency or other third party may be used if:

A. The Director of Nursing and Personal Care or a registered nurse who is both an employee of the licensee and a member of the regular nursing staff is available by telephone, and

B. A registered practical nurse who is both an employee of the licensee and a member of the regular nursing staff is on duty and present in the home.

The home's registered staff schedule was reviewed from January 1 to March 25, 2018. January 1 to February 15, 2018, RN #104 was on an extended leave of absence and these shifts were covered by agency staff members in accordance with the above outlined exceptions. An additional twenty-one shifts were covered using agency staff that were not allowable under the above exceptions for this period of time. These shifts were not the result of a planned or extended leave of absence or as a result of an emergency as defined by the legislation. The shifts covered by the agency staff were required due to the unavailability of the current registered nurses employed in the home.

The Administrator was interviewed in regards to the use of agency staff and indicated the home initially seeks to cover the shifts using the part time pool of registered nurses. When this fails, the registered staff working are offered over time. Agency staff are arranged to cover the shift when these measures fail. The Administrator stated the home is actively seeking to hire additional registered nurses. The home has successfully filled



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one full time registered nurse position and to date of this inspection has resulted in a decrease in the need for agency staff. [s. 8. (3)]

Issued on this 26th day of March, 2018

Signature of Inspector(s)/Signature de l'inspecteur ou des inspecteurs

Original report signed by the inspector.