



State of New Jersey
DEPARTMENT OF HEALTH

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PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

JUDITH M. PERSICILLI, RN, BSN, MA
Commissioner

IN RE:

Alaris Health at St. Mary's
(NJ 62209)

AMENDED EMERGENCY
DIRECTED PLAN OF
CORRECTION

TO: Kevin B. Woodard, Administrator
Alaris Health at St. Mary's
135 South Center Street
Orange, New Jersey 07050
KWoodard@alarishhealth.com
cgjampino@alarishealth.com

Pursuant to Executive Order 103, Governor Philip D. Murphy declared that the spread of COVID-19, which is a novel coronavirus, within New Jersey constitutes an imminent public health hazard that threatens and presently endangers the health, safety, and welfare of the residents of one or more municipalities or counties of the State. As such, Governor Murphy declared the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act, N.J.S.A. 26:13-1 to -31, and a State of Emergency, pursuant to the Disaster Control Act, N.J.S.A. App.A:9-45 & App. A:9-47. These emergency declarations were thereafter continued by Executive Order No. 119.

Under the declared health emergency, the Commissioner is empowered, pursuant to N.J.S.A. 26:13-12, to "[t]ake all reasonable and necessary measures to prevent the transmission of infectious disease or exposure to toxins or chemicals and apply proper controls and treatment for infectious disease or exposure to toxins or chemicals."

Pursuant to the above-referenced authority, in order to slow the spread of COVID-19 in the community and protect vulnerable populations from contracting the virus, the Commissioner of the Department of Health (Department) hereby DIRECTS the following plan of correction. This Emergency Directed Plan of Correction is also issued based on the findings of the state surveyors during an on-site survey conducted on April 20, 2020.

Alaris Health at St. Mary's
Emergency Directed Plan of Correction
April 22, 2020

The facility shall:

- a. Retain the full-time services of a Certified Infection Control Practitioner (ICP) consultant to begin providing services to the facility no later than April 25, 2020. This ICP consultant shall be completely independent of the facility and have no previous or current ties to the facility's principals, management and/or employees or other related individuals of any kind, including, but not limited to, employment, business or personal ties. The facility shall provide the Department with the name and resume of the consultant by April 24, 2020. The resume should be sent to Donna.Koller@doh.nj.gov and Gene.Rosenblum@doh.nj.gov. You may contact the Association of Professionals in Infection Control and Epidemiology (apic.org) to obtain the names of ICPs in your area. The ICP consultant shall be on-site for no less than 40 hours per week, with documented coverage of all shifts and weekends, until further notice from the Department. The contract with this consultant shall include provisions for immediate corrective action ensuring resident safety is not jeopardized and applicable state licensing standards are met.
- b. Send weekly reports, signed by the Administrator and the ICP consultant, every Friday by 1:00 p.m. to the Communicable Disease Services (CDS) Healthcare Associated Infections Coordinator, Jason Mehr, MPH, CIC, at Jason.Mehr@doh.nj.gov with a copy to Donna.Koller@doh.nj.gov. These weekly reports shall include timely updates regarding the outbreak investigation, identified cases (as defined by CDS) and the progress of infection prevention. In addition, the facility is directed to maintain timely communication with the Department as may be required by CDS staff, including both the facility's infection prevention team and the consultant.
- c. Immediately train all staff in the proper donning and doffing of personal protective equipment and infection control procedures and document the completion of the training.
- d. Provide to the Department a daily report by 3:00 p.m. each day delineating the number of current staff and any staffing needs. This report should be sent to Donna.Koller@doh.nj.gov.

Under this directed plan of correction, the facility shall comply with the applicable standards in N.J.A.C. 8:39-1 et seq. (Standards for Licensure of Long-Term Care Facilities) as modified by the operational waivers, the unwaived Medicare conditions of 42 C.F.R. 483.1 et seq. (Requirements for Long Term Care Facilities), and the conditions as modified by the Centers for Medicare & Medicaid Services 1135 blanket waivers and the New Jersey specific 1135 waivers.

This directed plan of correction shall remain in place until the facility is otherwise notified in writing by a representative of this Department. Please also be advised that Department

Alaris Health at St. Mary's
Emergency Directed Plan of Correction
April 22, 2020

staff will monitor facility compliance with this directed plan of correction to determine whether corrective measures are implemented by the facility in a timely fashion.

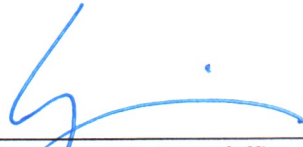
RIGHT TO HEARING:

Pursuant to N.J.S.A. 26:13-8(a)(2), the facility has the right to request a hearing regarding the Emergency Directed Plan of Correction before the New Jersey Superior Court.

OTHER REMEDIES:

Failure to comply with this Emergency Directed Plan of Correction may result in the imposition of penalties and/or other applicable remedies.

Thank you for your attention to this important matter and for your anticipated cooperation. If you have any questions regarding this Emergency Directed Plan of Correction, please contact Lisa King in the Office of Program Compliance at Lisa.King@doh.nj.gov. For other questions, please contact the New Jersey Coronavirus and Poison Center Hotline at (800) 222-1222. For COVID-19 updates, please continue to check the Department's website for routinely updated information at <https://www.nj.gov/health/cd/topics/ncov.shtml>.



Lisa King, Regulatory Officer
Office of Program Compliance
Division of Certificate of Need and
Licensing
New Jersey Department of Health

GR:jlw

DATE: April 22, 2020
Control X20034
Via E-MAIL