

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
San Diego District Office
7575 Metropolitan Drive, Suite 207
San Diego, CA 92108
Phone: (619) 767-2280 Fax: (619) 767-2299

Inspection #: 1481871
Inspection Dates: 07/03/2020 - 05/28/2021
Issuance Date: 05/28/2021
CSHO ID: F1671
Optional Report #: 002-21



Citation and Notification of Penalty

Company Name: LifeHouse San Diego Operations, LLC
Establishment DBA: The Shores Post-acute
and its successors
Inspection Site: 2828 Meadow Lark Dr.
San Diego, CA 92123

Citation 1 Item 1 Type of Violation: **Regulatory**

CALIFORNIA CODE OF REGULATIONS, TITLE 8, 14300.40(a); Providing records to Government Representatives.

(a) Basic requirement. When an authorized government representative asks for the records you keep under the provisions of this article, you must provide within four (4) business hours, access to the original recordkeeping documents requested as well as, if requested, one set of copies free of charge

Prior to and during the course of the inspection the employer failed to provide all requested logs and summaries of occupational injuries and illnesses requested.

Date By Which Violation Must be Abated: July 05, 2021
Proposed Penalty: \$375.00

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Citation 1 Item 2 Type of Violation: **General**

CALIFORNIA CODE OF REGULATIONS, TITLE 8, 5199(c)(1): Aerosol Transmissible diseases; Referring Employers.

(c) Referring Employers.

(1) The employer shall designate a person as the administrator who will be responsible for the establishment, implementation and maintenance of effective written infection control procedures to control the risk of transmission of aerosol transmissible diseases. The administrator shall have the authority to perform this function and shall be knowledgeable in infection control principles as they apply specifically to the facility, service or operation. The administrator shall also identify in writing the job categories in which employees have occupational exposure to ATPs. When the administrator is not on site, there shall be a designated person with full authority to act on his or her behalf. The infection control procedures shall include procedures for the cleaning and disinfection of work areas, vehicles, and equipment that may become contaminated with ATPs and pose an infection risk to employees. The written procedures shall be available at the worksite.

Prior to and during the course of the investigation, the employer failed identify the job categories in which employees have occupational exposure to aerosol transmissible diseases.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 15, 2021
\$563.00

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Citation 1 Item 3 Type of Violation: **General**

CALIFORNIA CODE OF REGULATIONS, TITLE 8, 5199(c)(4): AEROSOL TRANSMISSIBLE DISEASES:
REFERRING EMPLOYERS;

The employer shall establish, implement, and maintain effective written procedures to communicate with employees, other employers, and the local health officer regarding the suspected or diagnosed infectious disease status of referred patients. These shall include procedures to receive information from the facility to which patients were referred and to provide necessary infection control information to employees who were exposed to the referred person.

Prior to and during the course of the investigation, the employer failed to establish and implement written procedures to communicate with employees, other employers and the local health officer regarding the suspected or diagnosed COVID-19 status of patients in the facility. There were no written procedures to provide necessary infection control information to employees who were exposed to the positive patient.

Date By Which Violation Must be Abated: July 15, 2021
Proposed Penalty: \$560.00

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**Citation and Notification of Penalty**

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Citation 1 Item 4 Type of Violation: **General**

CALIFORNIA CODE OF REGULATIONS, Title 8m 5199(c)(5): AEROSOL TRANSMISSIBLE DISEASES; Referring Employers

(5) The employer shall establish, implement and maintain effective written procedures to reduce the risk of transmission of aerosol transmissible disease, to the extent feasible, during the period the person requiring referral is in the facility or is in contact with employees. In addition to source control measures, these procedures shall include, to the extent feasible:

- (A) placement of the person requiring referral in a separate room or area;
- (B) provision of separate ventilation or filtration in the room or area; and
- (C) employee use of respiratory protection when entering the room or area in which the person requiring referral is located, if that person is not compliant with source control measures. Respirator use shall meet the requirements of subsection (g) and Section 5144, Respiratory Protection, of these orders.

Prior to and during the course of the investigation, including, but not limited to, July 3, 2020, the employer did not establish, implement and maintain effective written procedures to reduce the risk of transmission of aerosol transmissible diseases, during the period when the person requiring referral is in the facility or is in contact with employees. Specifically, Employer did not establish, implement and maintain an effective respiratory protection program in accordance with section 5144 of these orders, in that:

1. Employer's respiratory program was not in writing [Ref.5199 (g)(2)]; and, or
2. The employer did not provide a medical evaluation, in accordance with Section 5144 subdivision (e) of these orders, before the employee is fit tested or required to use the respirator [Ref. 5199 (g)(5)]; and, or,
3. The employer did not perform respirator fit testing in accordance with Appendix A of Section 5144 of these orders, at the time of initial fitting, including, but not limited to, commencing on or about March 26, 2020, at which time the employer required employees to wear N95 filtering facepiece or other tight-fitting respirators [Ref. 5199 (g)(6)];

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$560.00

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Citation 2 Item 1 Type of Violation: **Serious**

CALIFORNIA CODE OF REGULATIONS, TITLE 8, 5199(c)(6)(B) : AEROSOL TRANSMISSIBLE DISEASES.
REFERRING EMPLOYERS.

(6) The employer shall establish a system of medical services for employees which meets the following requirements:

(B) The employer shall develop, implement, and maintain effective written procedures for exposure incidents in accordance with subsections (h)(6) through (h)(9).

Prior to and during the course of the inspection, including but not limited to July 3, 2020, the employer failed to establish and implement effective procedures for investigating exposure incidents involving 19 confirmed COVID-19 cases among staff and multiple confirmed cases among residents in the facility. [CCR T8 5199(h)(6) through 5199 (h)(9)]

Date By Which Violation Must be Abated:
Proposed Penalty:

June 14, 2021
\$16875.00

Tim Decker Christine Hoffman
Compliance Officer / District Manager