

July 7, 2023

Kalid Loyan, Authorized Agent
Shifa Home HealthCare Inc
1821 University Avenue West, Suite S296
Saint Paul, Minnesota 55104

License Number: 1105935 (245D – HCBS)

CORRECTION ORDER

Dear Kalid Loyan:

On April 27, 2023, a licensing review of Shifa Home HealthCare Inc, located at 1821 University Avenue West, Suite S296, Saint Paul, Minnesota, was conducted to determine compliance with state and federal laws and rules governing the provision of home and community-based services to persons with disabilities and age 65 and older under Minnesota Statutes, Chapter 245D. As a result of this licensing review a Correction Order is being issued.

A. Reason for Correction Order

Pursuant to Minnesota Statutes, section 245A.06, if the Commissioner of the Department of Human Services (DHS) finds that the license holder has failed to comply with an applicable law or rule and this failure does not imminently endanger the health, safety, or rights of the persons served by the program, the Commissioner may issue a Correction Order to the license holder.

The following violation(s) of state or federal laws and rules were determined as a result of the licensing review. Corrective action for each violation is required by Minnesota Statutes, section 245A.06 and is hereby ordered by the Commissioner of Human Services.

1. Citation: Minnesota Statutes, section 245D.071, subdivision 3.

Violation: For one of three persons whose record were reviewed (P1), the license holder did not meet the requirements for assessment and initial service planning as required for intensive support services.

P1's services were initiated on March 29, 2022. The license holder failed to complete assessments of P1's overall strengths, functional skills and abilities, and behaviors and symptoms in all of the areas required within 45 days of service initiation. The license holder did complete the required assessments on April 18, 2023.

Corrective Action Ordered: On an ongoing basis, you must maintain compliance as required in this subdivision.

2. Citation: Minnesota Statutes, section 245D.071, subdivision 4.

Violation: For one person whose record was reviewed (P1), the license holder did not develop a service plan that documents the service outcomes and supports as required.

The license holder failed to develop a service plan that documented the service outcomes and supports based on the assessments and person-centered planning for P1 within ten working days of the 45-day planning meeting. The license holder did document the supports and methods to be implemented to support P1 on March 7, 2023.

Corrective Action Ordered: On an ongoing basis, you must maintain compliance as required in this subdivision.

3. Citation: Minnesota Statutes, Section 245D.09, subdivision 5.

Violation: For two of two staff persons whose were reviewed (SP1 and SP2), the license holder did not provide orientation and annual training as required.

The license holder failed to provide SP1 and SP2 with orientation and annual training as required in the following areas:

- basic first aid; and
- strategies to minimize the risk of sexual violence, including concepts of healthy relationships, consent, and bodily autonomy of people with disabilities.

Corrective Action Ordered: Within 30 days of receiving this order, you must provide SP1 and SP2 with the above-mentioned trainings. On an ongoing basis, you must provide orientation training as required in this subdivision.

If you fail to correct the violations specified in the Correction Order within the prescribed time lines the Commissioner may issue an Order of Conditional License or may impose a fine and order other licensing sanctions pursuant to Minnesota Statutes, sections 245A.06 and 245A.07.

B. Right to Request Reconsideration

If you believe any of the citations are in error, you have the right to request that the Commissioner of Human Services reconsider the parts of the Correction Order that you believe to be in error. The request for reconsideration must be in writing and received by the Commissioner within 20 calendar days after receipt of this report. Your request for reconsideration must be sent to:

Commissioner, Department of Human Services
Office of Inspector General
Legal Counsel's Office
Attention: Licensing Legal Unit
PO Box 64953
St. Paul, MN 55164-0953

Please note that a request for reconsideration does not stay any provisions or requirements of the Correction Order. The Commissioner's disposition of a request for reconsideration is final and not subject to appeal under Minnesota Statutes, chapter 14.

If you have any questions regarding this Correction Order, please contact Amber Nielsen at 651-431-3661 or amber.n.nielsen@state.mn.us as soon as possible.

Christala Culhane, HCBS Licensing Supervisor
Licensing Division
Office of Inspector General