TEXAS DEPARTMENT OF STATE HEALTH SERVICES HEALTH FACILITY LICENSING AND COMPLIANCE ENFORCEMENT ACTIONS

SUBSTANCE ABUSE TREATMENT FACILITIES November 2000 – Current Date

Name	Remedy Addictions Counselors – RAC, Inc.
License Number	1679
Location	Irving, Texas
Nature of Violation	Allegations relating to:
	40 TAC §§ 148.111 and 148.112, related to client records.
	40 TAC §§ 148.201 and 148.203, related to hiring practices and training of personnel.
	40 TAC §§ 148.421, 148.423 and 148.424, related to client screenings, client admission assessments and client treatment plans.
	40 TAC § 148.403, related to management of program standards.
Disciplinary Action	Administrative Penalty \$800.00
Final Enforcement Action Date	04/08/05

Name	ABODE Treatment, Inc.
License Number	799
Location	White Settlement, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.211 and 448.505, related to the facility's environment for the health and comfort of clients. 25 TAC §§ 448.601 and 448.603, related to hiring practices
	and training of personnel.
	25 TAC §§ 448.213, 448.217, as defined under 442.101, related to utilization of clients for labor-intensive work.
Disciplinary Action	Administrative Penalty \$1,950.00
Final Enforcement Action Date	04/22/05

Name	Cuidamos, We Care for Kids, Inc.
License Number	1950
Location	Stafford, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.202 and 448.217, related to counselor intern

	scope of practice.
	25 TAC § 448.505, related to a certificate of occupancy.
	25 TAC §§ 448.601, 448.603 and 448.901, related to hiring practices and training of personnel.
	25 TAC $\$$ 448.801 and 448.802, related to screening and assessments of clients.
	25 TAC § 448.804, related to documentation of treatment services.
	25 TAC § 448.805, related to documentation of discharge services.
	25 TAC § 448.905, related to justification of admission of 18 and 19 year-old clients to adolescent program.
Disciplinary Action	Administrative Penalty \$1,800.00
Final Enforcement Action Date	05/05/05

Name	Zebra, Inc. d/b/a Cheyenne Center
License Number	669
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 148.312, related to entering into a business relationship with any client until at least two years after documented discharge.
Disciplinary Action	Administrative Penalty \$200.00
Final Enforcement Action Date	05/05/05

Name	Managed Care Center for Addictive/Other Disorders, Inc.
License Number	846
Location	Lubbock, Texas
Nature of Violation	Allegations relating to:
	 40 TAC § 148.103, related to the facility entering into a business relationship with a former client before two years had elapsed from the client's discharge date. 40 TAC § 148.312, related to the facility employing a former client before two years had elapsed from the client's discharge
	date.
Disciplinary Action	Administrative Penalty \$800.00
Final Enforcement Action Date	08/23/05

Name	Volunteers of America Texas, Inc.
License Number	330-S
Location	Fort Worth, Texas
Nature of Violation	Allegations relating to:

	25 TAC § 448.405, related to obtaining Department approval to increase the number of beds in a residential program.
Disciplinary Action	Administrative Penalty \$800.00
Final Enforcement Action Date	09/15/05

Name	Versatile Drug & Alcohol Rehabilitation, Inc.
License Number	2386
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.213 and 448.217, as defined under 442.101(52), related to exploitation of clients through improper use of Medicaid information for monetary personal benefit, profit or gain.
Disciplinary Action	24 Months Probated Suspension of License, with Terms
Final Enforcement Action Date	11/29/05

Name	Hill Country Community MHMR – Villa Del Sol
License Number	2190-A
Location	Center Point, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.211, 448.218, 448.701, 448.905 and 448.901, related to failure to provide a safe environment, protect client rights, ensure direct supervision of clients at all times, and protect the health, safety and welfare of clients.
	25 TAC §§ 448.218, 448.701 and 441.101, related to failure to ensure that a staff member did not verbally abuse clients.
	25 TAC §§ 448.703 and 448.214, related to failure to immediately inform the Department, the facility's executive director and law enforcement authorities of allegations of client abuse, neglect or exploitation.
Disciplinary Action	18 Months Probated Suspension with Terms
Final Enforcement Action Date	01/30/06

Name	Sandstone Health Care, Inc.
License Number	2001-BQ
Location	Bay City, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 448.1002(a), related to failure to ensure that prescription medications were only accessible to authorized personnel.
	25 TAC §§ 448.905(a)(1), (e) and (g), related to failure to justify admission of an 18 year old into an adolescent program.
	25 TAC § 448.905(a)(6), related to failure to ensure that clients

	were under direct supervision at all times.
	25 TAC §§ 448.501(a)(6) and 448.502(b), failure to implement transportation procedures that prohibits drivers using cell phones while transporting clients.
Disciplinary Action	Reprimand and Administrative Penalty \$1,400.00
Final Enforcement Action Date	02/10/06

Name	Cenikor Foundation, Inc.
License Number	812
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 148.102, failure to have policies and procedures related to: client records, significant incidents, client grievances, and medication inventory and disposal.
	25 TAC \S 148.112, failure to limit access to the records to staff with job duties requiring their use.
	25 TAC § 148.113, failure to report an incident related to a medical emergency to the TCADA.
	25 TAC § 148.201, failure to conduct pre-employment drug tests.
	25 TAC § 148.203, failure to ensure that all staff received required training in intake and screening procedures.
	25 TAC §§ 148.312 and 148.403, failure to ensure that clients who filled staff positions had work responsibilities defined in writing, had no access to client records and had work arrangements that did not violate client confidentiality.
	25 TAC § 148.401, failure to ensure that clients were provided with the minimum number of hours required treatment services per week.
	25 TAC §§ 148.1, 148.403 and 148.406, failure to maintain adequate numbers of appropriately trained staff to properly supervise clients.
	25 TAC § 148.421, failure to ensure that every person admitted met the DSM-IV criteria for substance abuse or dependence.
	25 TAC § 148.421, failure to ensure that a qualified credentialed counselor met face-to-face with the applicant before authorizing admission, and failure to ensure that unauthorized persons were not authorizing admissions.
	25 TAC § 148.422, failure to ensure that all required information was included in consent to treatment forms.
	25 TAC § 148.422, failure to provide clients with all required

	information, in writing, during orientation.
	25 TAC § 148.423, failure to ensure that initial assessments resulted in a comprehensive diagnostic impression.
	25 TAC § 148.423, failure to ensure that initial assessments were completed within three individual service days of admission.
	25 TAC § 148.424, failure to ensure that written treatment plans were individualized and addressed problems and needs identified in the assessment.
	25 TAC § 148.424, failure to ensure that treatment plans included initial plans for discharge.
	25 TAC § 148.424, failure to ensure that progress notes reflected that goals and objectives were addressed regularly.
	25 TAC § 148.424, failure to ensure that progress notes included the topic of the session and the goals and/or objectives addressed.
	25 TAC § 148.424, failure to ensure that treatment plan review included an evaluation of the client's progress toward each goal and objective, an assessment of the continued appropriateness of the current treatment level and were dated and signed by the client and counselor.
	25 TAC § 148.426, failure to ensure that discharge summaries included the needs and problems identified at the time of admission, during treatment, and at discharge; the services provided; and an assessment of the client's progress towards goals.
	25 TAC § 148.502, failure to ensure that the locked medication storage room was only accessible to staff who were authorized to provide medication.
	25 TAC § 148.503, failure to ensure that stored prescription medications were inventoried at least daily using a centralized medication inventory form.
	25 TAC § 148.503, failure to ensure that unused medications were disposed of within 30 days.
	25 TAC § 148.504, failure to ensure that medications were provided and discontinued exactly as prescribed.
	25 TAC § 148.504, failure to ensure that trained staff supervised client self-administration of medications.
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Disciplinary Action	Reprimand
Final Enforcement Action Date	03/03/06

Name	Trinity Drug and Alcohol Recovering Center, Inc.
License Number	2285-B
Location	Richmond, Texas
Nature of Violation	Allegations relating to:
	HSC § 464.002 and 25 TAC § 448.401(b), related to providing outpatient chemical dependency services without having a Department-issued license.
	25 TAC §§ 448.213 and 448.217(2), as defined under 442.101(52), related to exploitation of clients through improper use of Medicaid information for monetary personal benefit, profit or gain.
Disciplinary Action	Revocation
Final Enforcement Action Date	03/08/06

Name	WILLUC Services, Inc.
License Number	2439-A
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.213 and 448.217(2), as defined under 442.101(52), related to exploitation of clients through improper use of Medicaid information for monetary personal benefit, profit or gain.
Disciplinary Action	Revocation
Final Enforcement Action Date	03/08/06

Name	Make Ready, Inc.
License Number	1672-A
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 148.201, failure to register as a clinical training
	institute before utilizing counselor interns.
	25 TAC § 148.421, failure to ensure that a qualified
	professional conducted a face-to-face examination of a client.
	25 TAC § 148.401, failure to provide a client with the minimum
	number of individual counseling hours required.
	25 TAC § 148.111, failure to ensure that documents were
	factual and accurate.
	25 TAC § 148.301, failure to give clients a given estimate of
	charges prior to admission or incurring charges for treatment
	and failing to protect client's right to such an estimate.
Disciplinary Action	Administrative Penalty \$680.00
Final Enforcement Action Date	03/15/06

Name	Chemical Dependent Education Programs, Inc.
License Number	01761-A and 0176-D
Location	Dallas, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 448.508, which requires compliance with 42 CRF Part 2 Section 2.31, failure to comply with Federal and State confidentiality laws and regulations related to written consent to a disclosure.
	25 TAC § 448.702, failure to provide clients with the current mailing address of the Department's investigative division.
	25 TAC § 448.801, failure to ensure that admitted clients met the DSM criteria for substance abuse or dependence.
	25 TAC § 448.508, failure to ensure complete client records to support the diagnosis and justify the referral/placement decision.
	25 TAC § 448.507, failure to ensure that all documents end entries were dated and authenticated by the person responsible for the content.
	25 TAC § 448.802, failure to ensure the following: that a QCC authorized each admission in writing and specified the level of care to be provided; that written authorization was obtained from the consenter before providing any treatment; and that all client records included a copy of the Client Bill of Rights.
	25 TAC § 448.803, failure to ensure the following: that counseling staff documented a comprehensive assessment for reach client; that assessments resulted in comprehensive diagnostic impressions; that assessments were completed by a QCC and filed in the client records within three days of admission.
	25 TAC §§ 448.804 and 448.901, failure to ensure the following: that each treatment plan was developed and implemented for each client; that treatment plans included goals, objectives and strategies; that treatment plans included initial plans for discharge; that treatment plans were dated and signed by the client; that treatment plans were in the client record within five days of admission; that treatment plans were appropriately reviewed; and that treatment plans were documented in the client record within 72 hours.
	25 TAC § 448.805, failure to ensure that discharge summaries were signed by a QCC.
Disciplinary Action	Administrative Penalty \$2,240.00
Final Enforcement Action Date	04/27/06

Name	County Rehabilitation Center, Inc.
License Number	408-B

Location	Tyler, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 448.405(a)(4), failure to submit the appropriate application and fees and receive written Department approval before increasing the number of beds in a residential program.
	25 TAC § 448.1207(f), failure to have at least one tub or shower for every eight residents.
	25 TAC § 448.1207(g), failure to provide an adequate supply of hot water for the number of residents and the program schedule.
Disciplinary Action	Administrative Penalty \$840.00
Final Enforcement Action Date	08/14/06

Name	Trinity Assisted Recovery Center, Incorporated
License Number	2390-A
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.213 and 448.217(2), as defined under 442.101(52), related to exploitation of clients through improper use of Medicaid information for monetary personal benefit, profit or gain.
	25 TAC § 448.802(a), failure to ensure that a QCC authorized each admission in writing and specified the level of care to be provided.
	25 TAC § 448.802(b), failure to obtain written authorization from the consenter before providing any treatment or medication.
Disciplinary Action	Revocation
Final Enforcement Action Date	11/10/06

Name	Sunrise Healthcare Services
License Number	2394
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.205, 448.213 and 448.217(2), as defined under 442.101(52), related to exploitation of clients through improper use of Medicaid information for monetary personal benefit, profit or gain.
	25 TAC § 448.801(a), failure to ensure that admitted clients met the DSM criteria for substance abuse or dependence.
	25 TAC § 448.507(b), failure to ensure that all documents and entries were dated and authenticated by the person responsible for the content.

	25 TAC § 448.801(d), failure to ensure that sufficient documentation was maintained in the client record to support the diagnosis and justify the referral/placement decision.
	25 TAC § 448.802(a), failure to ensure that a QCC authorized each admission in writing and specified the level of care to be provided.
	25 TAC § 448.802(b), failure to obtain written authorization from the consenter before providing any treatment or medication.
	25 TAC §§ 448.507(a), 448.508(a), 448.801(d), 448.803(a), and 448.804(a) and (l), failure to ensure that client records were complete and contained all the required documentation including screening documentation, assessments, treatment plans and counseling notes.
Disciplinary Action	Revocation
Final Enforcement Action Date	11/10/06

Name	Brazos Valley Council on Alcohol and Substance Abuse
	(BVCASA)
License Number	649-O
Location	Bryan, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 441.101(52), 448.213 and 448.217(2), exploitation of at least three clients receiving chemical dependency treatment services for monetary gain by a BVCASA staff member;
	25 TAC §§ 448.214 and 448.703(a), failure to report, to the Department, the exploitation for monetary gain of at least three clients;
	25 TAC §§ 448.211 and 448.505(c) and (d), failure to provide an environment that was in good repair, clean and free from health and safety hazards;
	25 TAC §§ 448.603(b) and (d)(1) and (4), failure to maintain documentation that all required personnel had received the required number of training hours specific to abuse, neglect and exploitation and nonviolent crisis intervention;
	25 TAC § 448.802(a), failure to ensure that for at least six clients that a QCC had authorized each client admission in writing and had specified the level of care to be provided;
	25 TAC §§ 448.1206(d) and 448.1202(4), failure to ensure that fire alarms were loud enough to be heard above normal noise levels and failure to have documentation that a gas pipe pressure test had been conducted within the last three years;
	25 TAC § 448.1204(b), failure to ensure that six exit signs were

	illuminated;
	25 TAC § 448.1205(a), failure to have an area for leisure with adequate space for the number of clients;
	25 TAC § 448.1401(m), failure to have an established caseload size which was justified in writing for its therapeutic community; and
	25 TAC §§ 448.401(c) and 448.405(c), failure to comply with licensure requirements before moving its outpatient adolescent treatment program to BVCASA's physical location.
Disciplinary Action	Administrative Penalty \$2,680.00
Final Enforcement Action Date	12/22/06

Name	Cenikor Foundation, Inc.
License Number	316A and 316B
Location	Fort Worth, Texas and Deer Park, Texas
Nature of Violation	Allegations relating to: 25 TAC §§ 448.901(k), 448.901(n), 448.903(h) and 448.1401(c), failure to ensure that staff were on-site and conducting at least three bed checks of clients while they were sleeping, on the 10:00 p.m. to 7:00 a.m. shift;
	25 TAC § 448.705(a), failure to ensure that clients were not being hired and/or utilized to fill staff positions;
	25 TAC §§ 448.211 and 448.505(c) and (d), failure to provide a well-maintained environment, free from health and safety hazards;
	25 TAC § 448.1002(a), failure to ensure that needles were kept in locked storage;
	25 TAC §§ 448.1203(1) and 448.502(b), failure of the Facility's written policies/procedures (P/Ps) to have a procedure for proving emergency evacuation for individuals with disabilities;
	25 TAC § 448.1206(a), failure of the Facility to maintain its fire alarm system to ensure client safety;
	25 TAC § 448.1207(d), failure of the Facility to provide appropriate window coverings for privacy;
	25 TAC § 448.1207(h), failure of the Facility to ensure that showers had no-slip surfaces;
	25 TAC § 448.601(e), failure of the Facility to hire an individual who had passed a pre-employment drug test;
	25 TAC §§ 448.603(b) and 448.603(c), failure to document and/or ensure that employees received all required orientation

training;
25 TAC §§ 448.603(b) and 448.603(d)(6), failure to document and/or ensure that employees received all required training related to timely intake, screening and admission authorization training;
25 TAC §§ 448.603(b) and 448.403(d)(1), (3), (4), (6) and (7), failure to document and/or ensure that employees received all required training related to abuse, neglect and exploitation, CPR and nonviolent crisis intervention;
25 TAC §§ 448.1102(e), 448.1103(a), (b) and (c), failure to comply with Department dietary regulations;
25 TAC § 448.802(a), failure to ensure that there was sufficient admission documentation contained in client records;
25 TAC §§ 448.507(c)(1) and 448.803(a), failure to ensure that assessments of clients were performed in compliance with Department rules;
25 TAC §§ 448.803(b) and (c), failure to ensure that assessments for clients contained a comprehensive listing of the clients' problems, needs and strengths;
25 TAC § 448.803(d), failure to obtain a mental health assessment for a client within 30 days prior to the client's admission;
25 TAC §§ 448.803(e) and 448.507(c), failure to ensure that client assessments were signed by a QCC;
25 TAC § 448.803(g), failure to provide a physical health assessment for clients within 96 hours of the clients' admission;
25 TAC § 448.804(e), failure to ensure that client treatment plans were dated;
25 TAC § 448.804(f), failure to ensure that client treatment plans had been completed within five individual service days of admission;
25 TAC § 448.804(i)(3), failure to ensure that treatment plan reviews contained all required elements;
25 TAC § 448.804(j), failure to ensure that treatment plans were signed by a QCC;
25 TAC §§ 448.507(c) and 448.804(l), failure to ensure that all treatment services were documented in client records within 72 hours;
25 TAC § 448.804(I)(2), failure to ensure that individual counseling notes of clients included the goals addressed, clinical observation or identification of new issues and needs;

	25 TAC § 448.804(i)(2), failure to ensure that client discharge summaries included the needs and problems identified at the time of admission, during treatment and at discharge;
	25 TAC § 448.703(j)(2), failure to have a written P/P that addressed the prohibition of abuse, neglect and exploitation of clients;
	25 TAC § 448.706(a), failure to provide documentation that its governing body had adopted a P/P to either authorize or prohibit the use of restraint or seclusion;
	25 TAC § 448.1401(I), failure to ensure that its Chemical Education and Life Skills classes did not exceed the maximum limit of 35 clients allowed;
	25 TAC § 448.901(k), failure to provide for direct care staff to be on-site during all hours of program operation;
	25 TAC § 448.903(b), failure to ensure that intensity and content of treatment was appropriate to clients' needs and that the treatment placements were consistent with generally accepted placement guidelines and standards of care;
	25 TAC §§ 448.901(k), 448.903(h) and 448.1401(o), failure to maintain the required number of direct care staff-to-client ratios;
	25 TAC § 448.1401(k)(3), failure to ensure that therapeutic community (TC) groups were being supervised and monitored in accordance with Department rules;
	25 TAC §§ 448.603(b) and 448.1401(f), failure to ensure that 16 hours of training on TC theory, TC methods and TC intervention techniques had been provided and documented for all staff;
	25 TAC § 448.1401(k)(1), failure to provide clients at least two hours per week of chemical dependency counseling; and
	25 TAC §§ 448.601(a), which requires compliance with 450.124(r), failure to maintain documentation relating to counselor interns that it was required to maintain as a clinical training institute.
Disciplinary Action	Administrative Penalty \$4,680.00
Final Enforcement Action Date	02/01/07
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Name	Riverside General Hospital, Inc., Licensed as Riverside General Hospital, Houston Recovery Campus/RGH
License Number	241-B
Location	Houston, Texas
Nature of Violation	Allegations relating to:

	25 TAC § 448.905(a)(1), failure to maintain separation between adults and adolescents.
Disciplinary Action	Administrative Penalty \$200.00
Final Enforcement Action Date	02/01/07

Name	Pathway to Recovery, Inc
License Number	1904-A
Location	La Marque, Texas
Nature of Violation	Allegations relating to:
	25 TAC §§ 448.218(b)(1) and 448.509(b)(1) and (15) and (c), failure to make an incident report or report to the Department, allegations of sexual abuse between two clients;
	25 TAC §§ 448.701(a)(3) and (4), failure to implement and enforce its client bill of rights to provide a humane treatment environment that protected clients from harm; and
	25 TAC § 448.603(d)(1), failure to ensure that an employee had received training on abuse, neglect and exploitation before performing a direct care function.
Disciplinary Action	Administrative Penalty \$600.00
Final Enforcement Action Date	02/01/07

Name	Solutions Counseling and Consulting, Inc.
License Number	2299
Location	Houston, Texas
Nature of Violation	Allegations relating to:
	HSC § 464.002 and 25 TAC § 448.401(b), offering chemical dependency treatment without a license for each physical location;
	25 TAC § 448.508(f), which requires compliance with CFR § 2.31(a)(2), (4), (5), (6) and (7), failure to comply with confidentiality laws and regulations regarding consent forms;
	25 TAC § 448.601(a), failure to be registered as a clinical training institute before allowing a counselor intern to provide chemical dependency treatment services
	25 TAC § 448.702(d), failure to provide clients with the current mailing address of the Department's investigations division;
	25 TAC § 448.801(a), failure to ensure that individuals admitted for treatment met the DSM criteria;
	25 TAC §§ 448.508(a) and 448.801(d), failure to ensure that client records were complete;
	25 TAC § 448.802(b), failure to ensure that written

	authorization for treatment was obtained from an authorized consenter prior to initiation of treatment services;
	25 TAC § 448.803(a), failure to conduct and document a comprehensive psychosocial assessment for each client;
	25 TAC §§ 448.804(a) and 448.901(a), failure to ensure that a treatment plan was developed and implemented for each client;
	25 TAC § 448.804(I), failure to ensure that each group therapy session was individually documented as required within 72 hours; and
	25 TAC § 448.905(d)(2), failure to involve the client's family, or an alternate support system, in the client's treatment process.
Disciplinary Action	Administrative Penalty \$3,360.00
Final Enforcement Action Date	02/08/07

Name	Fort Bend Regional Council on Substance Abuse, Inc.
License Number	2152-A
Location	Stafford, Texas
Nature of Violation	Allegations relating to:
	25 TAC § 448.901(b), failure to conduct group counseling sessions with a maximum number of 16 clients.
Disciplinary Action	Administrative Penalty \$1,800.00
Final Enforcement Action Date	04/26/07

Name	Shoreline Inc.
License Number	481-A
Location	Taft, Texas
Nature of Violation	Allegation relating to:
	25 TAC §§ 448.203 and 448.905(a)(6), failure to ensure adequate and direct supervision of adolescents in the Facility at all times.
Disciplinary Action	Administrative Penalty \$200.00
Final Enforcement Action Date	09/25/07

Name	Santa Maria Hostel, Inc.
License Number	672-C
Location	Houston, Texas
Nature of Violation	Allegation relating to:
	25 TAC § 448.601(a), failure to hold a Department-issued

	registration as a Clinical Training Institute when the Facility utilized staff registered with the Department as counselor interns.
Disciplinary Action	Administrative Penalty \$200.00
Final Enforcement Action Date	09/25/07

This page last reviewed and updated on October 5, 2007