



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

STATE OF RHODE ISLAND
RHODE ISLAND DEPARTMENT OF HEALTH
DAVID R. GIFFORD, MD, MPH, in his capacity as
DIRECTOR

IN THE MATTER OF:
KENT COUNTY MEMORIAL HOSPITAL
LICENSE #: 00125
455 TOLL GATE ROAD
WARWICK RI 02886

CONSENT AGREEMENT

Now comes the Director of Health of the State of Rhode Island (hereinafter the “Director”), and pursuant to Rhode Island General Laws, section 23-17-21 makes the following findings:

1. Kent County Memorial Hospital (hereinafter the “Hospital”) is a hospital located at 455 Toll Gate Road in the City of Warwick, County of Kent, State of Rhode Island, which is licensed as a hospital by the Office of Facilities Regulation within the Department of Health of the State of Rhode Island pursuant to section 23-17-1, et. Seq. of the General Laws of the State of Rhode Island.
2. Pursuant to regulation and as a condition of its license, the Hospital must provide care and services in accordance with written policies and procedures pertaining to radiological services and procedures. The Hospital is further required to comply with all federal Medicare and Medicaid certification and state licensing rules and regulations requiring the provision of care and services to all patients in accordance with the prevailing community standard of care and in a manner that maintains the health and safety of individuals, and to ensure that patients do not undergo unnecessary and/or unwanted procedures.
3. A review by the Department of Health completed on 8 July 2009, attached hereto and made part hereof (Exhibit A), indicates, most significantly, that the Hospital failed to provide radiological services in accordance with written policies and procedures pertaining to invasive procedures. Two patients received invasive procedures in the Interventional Radiological area that were unintended and not ordered by their physicians. Additionally, the Hospital did not properly perform ‘time-out’ procedures, in accordance with the hospitals own policies and procedures, for six of eight relevant sampled patients reviewed, or ensure that radiological equipment is inspected annually as required by regulation.

The “Director” and the “Hospital” agree, based on this review, the Hospital will implement the following immediate actions:

Kent County Memorial Hospital agrees to:

1. Provide radiology staff training and monitoring forthwith, and on an ongoing, regular basis, in order to insure that appropriate patient safety measures are in place and are being implemented consistently;
2. Radiologists/Physicians must be in attendance during the briefing and time-out for all interventional radiology procedure preparations consistent with the statewide universal protocol;
3. Hire a patient safety consultant that is approved in advance by the Director of Health. The duties of the consultant will be to evaluate the policies, procedures and practices of the Department of Radiology and Endovascular Radiology, make recommendations for patient Safety improvements, and assist and advise the hospital on the development of reporting criteria for the monitoring plan listed as item #6;
4. Ensure that all radiological equipment is inspected and meets equipment licensing standards;
5. Enter into a contract with a Patient Safety Organization (PSO) that is approved in advance by the Director of Health; and
6. Enter into a monitoring plan with the Department of Health, Office of Health Facilities Regulation in which the “Hospital” shall report to the Department twice per month regarding progress and maintenance of items # 1 – 5.

Notwithstanding any further findings, actions, or sanctions by the Department, this order remains in effect until further notice.

Entered this 17th day of July, 2009

David R. Gifford, MD, MPH Date
Director, RI Department of Health

Sandra Coletta, CEO Date
Kent County Memorial Hospital