

**TABLE 1 - CIVIL PENALTY ASSESSMENTS - OAR 333-501-0045**

<b>Type of Violation</b>	<b>First Violation</b>	<b>Repeat Violations</b>
No written nurse staffing plan developed or implemented by facility and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$5,000	Not to exceed \$5000
Statement of deficiencies or letter of warning will be issued for all violations in addition to any civil penalty levied.	\$0	\$0
The hospital required a registered nurse, licensed practical nurse or certified nursing assistant to work: - beyond the scheduled shift; - more than 48 hours in any hospital-defined workweek; or - more than 12 consecutive hours in a 24-hour period and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$2500	Not to exceed \$5000
The hospital willfully does not comply with the requirement to post notice to personnel and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$500	Not to exceed \$500

**WRITTEN NURSE STAFFING PLAN**

<b>Type of Violation</b>	<b>First Violation</b>	<b>Repeat Violations</b>
The written nurse staffing plan was not developed, monitored, evaluated or modified by the hospital staffing plan committee and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$2500	Not to exceed \$5000
The committee does not have as its primary consideration the provision of safe patient care and adequate nursing staff and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$2500	Not to exceed \$5000

## REPLACEMENT STAFF

Type of Violation	First Violation	Repeat Violations
The hospital does not maintain and post a list of replacement staff and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$2500	Not to exceed \$5000
The hospital does not make reasonable efforts to get replacement staff and, as a result, safe patient care has been or may be negatively impacted.	Not to exceed \$2500	Not to exceed \$5000

Factors which may influence the amount of penalty include, but are not limited to:

- Duration and extent of violation;
- Actual harm to one or more patients;
- Willfullness of violation;
- Number of patients harmed.