

OKLAHOMA DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES

It is very important that you provide your comments regarding the proposed rule change by the comment due date. Comments are directed to the Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) administrative rules liaison, Gretchen Geis, at GGeis@odmhsas.org.

ODMHSAS COMMENT DUE DATE: February 19, 2014

The proposed policy is a PERMANENT Rule. This proposal is scheduled to be presented for public comment during a public hearing on February 21, 2014 and to the ODMHSAS Board of Directors for adoption on March 28, 2014.

Reference #: 18-2014

SUMMARY:

Proposed revisions to Chapter 18 are made to update terminology and definitions to be more encompassing of more addiction disorders, rather than just drugs and alcohol, as well as to incorporate changes made to the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders (DSM). Proposed rules also incorporate certification standards and criteria for gambling disorder treatment services as optional services for entities certified under Chapter 18. Further, revisions add more clarity and detail to service requirements in residential levels of treatment, including qualified providers of each service. Revisions also identify certification standards that are so critical to the operation of the entity that failure to meet the identified standards would be grounds for immediate suspension, denial or revocation of certification.

LEGAL AUTHORITY

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-306, 3-306.1 and 3-315; 74 O.S. §85.9G.

RULE IMPACT STATEMENT

**STATE OF OKLAHOMA
OKLAHOMA DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES**

A. Brief description of the purpose of the rule:

Proposed revisions to Chapter 18 are made to update terminology and definitions to be more encompassing of more addiction disorders, rather than just drugs and alcohol, as well as to incorporate changes made to the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders (DSM). Proposed rules also incorporate certification standards and criteria for gambling disorder treatment services as optional services for entities certified under Chapter 18. Further, revisions add more clarity and detail to service requirements in residential levels of treatment, including qualified providers of each service. Revisions also identify certification standards that are so critical to the operation of the entity that failure to meet the identified standards would be grounds for immediate suspension, denial or revocation of certification.

- B. A description of the classes of persons who most likely will be affected by the proposed rule, including classes that will bear the cost of the proposed rule, and any information on cost impacts received by the agency from any private or public entities:**

Organizations or individuals certified by, under contract with, or subject to certification by ODMHSAS, and the consumers and employees of each.

- C. A description of the classes of persons who will benefit from the proposed rule:**

Organizations or individuals certified by, under contract with, or subject to certification by ODMHSAS, and the consumers and employees of each.

- D. A description of the probable economic impact of the proposed rule upon the affected classes of persons or political subdivisions, including a listing of all fee changes and, whenever possible, and a separate justification for each fee change:**

ODMHSAS does not anticipate an economic impact on any affected classes of persons or political subdivisions that meet minimum certification standards as currently required by this Chapter.

- E. The probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and any anticipated effect on state revenues, including a projected net loss or gain in such revenue if it can be projected by the agency:**

ODMHSAS has determined implementation of these rules will benefit those affected parties by clarifying and enhancing certification and contracting processes.

- F. A determination of whether implementation of the proposed rule will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rule:**

ODMHSAS does not anticipate these rules will have an economic impact upon any political subdivision, or require their cooperation to implement or enforce the proposed rule revision.

- G. A determination of whether implementation of the proposed rule will have an adverse effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:**

ODMHSAS has determined these rule revisions will not have an adverse economic impact on small businesses that meet the minimum certification standards as currently required by this Chapter.

- H. An explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rule:**

Throughout the year ODMHSAS staff evaluate internal processes and amend those processes and rules according to identified needs. ODMHSAS considers these revisions the least burdensome and intrusive method in streamlining these processes and accomplishing statutory compliance.

- I. **A determination of the effect of the proposed rule on the public health, safety and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk.**

ODMHSAS anticipates these rule revisions will enhance the ability to provide behavioral health treatment by clarifying certification requirements and contracting expectations and ensuring an efficient response to specific treatment issues.

- J. **A determination of any detrimental effect on the public health, safety and environment if the proposed rule is not implemented.**

The proposed amendments are anticipated to refine the certification and/or contracting processes for behavioral health and to establish a means for the Department to quickly respond to consumer treatment issues via certification and/or contracting processes.

- K. **The date the rule impact statement was prepared and if modified, the date modified:**

January 7, 2014

RULE TEXT

TITLE 450. OKLAHOMA DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 18. STANDARDS AND CRITERIA FOR ~~ALCOHOL AND DRUG TREATMENT~~ SUBSTANCE RELATED AND ADDICTIVE DISORDER TREATMENT PROGRAMS SERVICES

SUBCHAPTER 1. GENERAL PROVISIONS

450:18-1-1. Purpose

This chapter sets forth the standards and criteria used in the certification of facilities and organizations providing ~~substance abuse treatment services for alcohol or drug dependent consumers with substance-related and addictive disorders~~ and implements 43A O.S. §§ 3-403, 3-415, 3-416, 3-417, 3-417.1, 3-601, 3-602 and 3-603. The rules regarding the certification processes, including, but not limited to, the application process, fees, and administrative sanctions are found in OAC 450:1, Subchapters 5 and 9.

450:18-1-2. Definitions

The following words or terms, when used in this chapter, shall have the following meaning, unless the context clearly indicates otherwise:

"Acute intoxication or withdrawal potential" means one dimension to be considered in consumer placement, continued stay, and discharge and is an evaluation of the consumer's withdrawal patterns and current level of intoxication and potential for withdrawal complications as it impacts level of care decision making.

"Admission" means the acceptance of a consumer by a treatment program to receive services at that program.

"Admission criteria" means those criteria which shall be met for admission of a consumer for services.

"Adult" means any individual eighteen (18) years of age or older.

"ASAM" means the American Society of Addiction Medicine.

"ASAM levels of care" means the different options for treatment as described in the current edition of the ASAM ~~PPC~~criteria that vary according to the intensity of the services offered. Each treatment option is a level of care.

"ASAM ~~patient placement~~ criteria" or "ASAM-PPC" means the most current edition of the American Society of Addiction Medicine's published criteria for admission to treatment, continued services, and discharge.

"Assessment" means those procedures by which a program provides an on-going evaluation process with the consumer as outlined in applicable rules throughout OAC 450 to collect pertinent information needed as prescribed in applicable rules and statutes to determine courses of actions or services to be provided on behalf of the consumer. Assessment may be synonymous with the term evaluation.

"Behavioral health services" means a wide range of diagnostic, therapeutic, and rehabilitative services used in the treatment of mental illness, substance ~~abuse~~use disorders, and co-occurring disorders.

"Biomedical condition and complications" means one dimension to be considered in placement, continued stay, and discharge and is an evaluation of the consumer's current physical condition and history of medical and physical functioning as it impacts level of care decision making.

"Biopsychsocial assessment" means face-to-face interviews conducted by a qualified service provider designed to elicit historical and current information regarding the behaviors, experiences, and support systems of a consumer, and identify the consumer's strengths, needs, abilities, and preferences for the purpose of guiding the consumer's recovery plan.

"Case management services" means planned referral, linkage, monitoring, support, and advocacy provided in partnership with a consumer to assist that consumer with self-sufficiency and community tenure and take place in the individual's home, in the community, or in the facility, in accordance with a service plan developed with and approved by the consumer and qualified staff.

"Certified Gambling Addiction Treatment" or "CGAT" means programs certified by ODMHSAS to provide treatment to individuals diagnosed with a gambling disorder.

"Child" or "Children" means any individuals under eighteen (18) years of age.

"Client" See "Consumer."

"Clinical supervision" means an organized process by which knowledgeable and skilled supervisors systematically and routinely provide ongoing and in-depth review of direct service providers' performance which leads to professional growth, clinical skills development, and increased self-awareness.

"Community-based Structured Crisis Center" or "CBSCC" means a program of non-hospital emergency services for mental health and substance ~~abuse~~use disorder crisis stabilization as authorized by 43A O.S. §3-317 including, but not limited to, observation, evaluation, emergency treatment, and referral, when necessary, for inpatient psychiatric or substance ~~abuse~~use disorder treatment services. This service is limited to CMHCs who are certified by the Department of Mental Health and Substance Abuse Services or facilities operated by the Department of Mental of Substance Abuse Services.

"Community education, consultation, and outreach" means services designed to reach the facility's target population, to promote available services, and to give information on ~~mental health, alcohol and other drugs~~substance-related and addictive disorders, domestic violence, sexual assault, and other related issues to the general public, the target population, or to other agencies serving the target population. These services include presentations to human services agencies, community organizations, and individuals, other than individuals in treatment, and staff. These services may take the form of lecture presentations, films or other visual displays, and discussions in which factual information is disseminated. These presentations may be made by staff or trained volunteers.

"Community mental health center" or "CMHC" means a facility offering a comprehensive array of community-based mental health services including, but not limited to, inpatient treatment, outpatient treatment, partial hospitalization, emergency care, consultation and education, and certain services at the option of the center including, but not limited to, prescreening, rehabilitation services, pre-care and aftercare, training programs, and research and evaluation.

"Consultation" means the act of providing information or technical assistance to a particular group or individual seeking resolution of specific problems. A documented process of interaction between staff members or between facility staff and unrelated individuals, groups, or agencies for the purpose of problem solving or enhancing their capacities to manage consumers or facilities.

"Consumer" means an individual, adult, adolescent, or child, who has applied for, is receiving or has received evaluation or treatment services from a facility operated or certified by ODMHSAS or with which ODMHSAS contracts and includes all persons referred to in OAC Title 450 as client(s) or patient(s) or resident(s) or a combination thereof.

"Consumer record" means the collection of written information about a consumer's evaluation or treatment that includes the intake data, evaluation, treatment or service plan, description of treatment or services provided, continuing care plan, and discharge information on an individual consumer.

"Continuing care" means providing a specific period of structured therapeutic involvement designed to enhance, facilitate, and promote transition from a current level of services to support ongoing recovery.

"Contract" means a document adopted by the governing authority of a treatment facility and any other organization, facility, or individual, which specifies services, personnel, or space to be provided by the program, as well as the monies to be expended in exchange.

"Co-occurring disorder" (COD) means any combination of mental health symptoms and substance abuse symptoms or diagnoses that affect a consumer and are typically determined by the current Diagnostic and Statistical Manual of Mental Disorders.

"Co-occurring disorder capability" means the organized capacity within any type of program to routinely screen, identify, assess, and provide properly matched interventions to consumer's with co-occurring disorders.

"Co-occurring disorder enhanced" means that the program (or subunit of the program) provides a specialized service designed for individuals with co-occurring disorders, usually with a higher level of available service capacity or intensity for the co-occurring substance use disorder than would be the case in a comparable co-occurring disorder capable program.

"Correctional institution" means any penal or correctional facility, jail, reformatory, detention center, work farm, halfway house, or residential community program operated by, or under contract to, the United States, a state, a territory, a political subdivision of a state or territory, or an Indian tribe, for the confinement or rehabilitation of persons charged with or convicted of a criminal offense, or other persons held in lawful custody. Other persons held in lawful custody include juvenile offenders adjudicated delinquent, aliens detained awaiting deportation, persons committed to mental institutions through the criminal justice system, witnesses, or others awaiting charges or trial. Programs which are providing treatment services within a correctional facility may be exempt from certain services described in this chapter which cannot be provided due to circumstance.

"Crisis Diversion" means an unanticipated, unscheduled situation requiring supportive assistance, face-to-face or telephone, to resolve immediate problems before they become overwhelming and severely impair the individual's ability to function or maintain in the community.

"Crisis intervention" means actions taken and services provided to address emergency psychological, physiological, and safety aspects of alcohol, drug-related, and mental health crises.

"Critical incident" means an occurrence or set of events inconsistent with the routine operations of a facility, service setting, or otherwise routine care of a consumer. Critical incidents specifically include,

but are not necessarily limited to the following: adverse drug events; self-destructive behavior; deaths and injuries to consumers, staff, and visitor; medication errors; residential consumers that have absent without leave (AWOL); neglect or abuse of a consumer; fire; unauthorized disclosure of information; damage to or theft of property belonging to consumers or the facility; other unexpected occurrences; or events potentially subject to litigation. A critical incident may involve multiple individuals or results.

"Cultural competency" means the ability to recognize, respect, and address the unique needs, worth, thoughts, communications, actions, customs, beliefs, and values that reflect an individual's racial, ethnic, religious, sexual orientation, and/or social group.

"Day school" means the provision of therapeutic and accredited academic services on a regularly scheduled basis.

"Department" or **"ODMHSAS"** means the Oklahoma Department of Mental Health and Substance Abuse Services.

"Detoxification" means the process of eliminating the toxic effects of drugs and alcohol from the body. Supervised detoxification methods include social detoxification and medical monitoring or medical management and are intended to avoid withdrawal complications.

"DHS" or **"OKDHS"** means the Oklahoma Department of Human Services.

"Diagnosis" means the determination of a disorder as defined by current DSM criteria and in accordance with commonly accepted professional practice standards.

"Dietitian" or **"Dietician"** means an individual trained and licensed in the development, monitoring, and maintenance of food and nutrition in accordance with the Oklahoma State Board of Medical Licensure and Supervision.

"Discharge criteria" means individualized measures by which a program and the consumer determine readiness for discharge or transition from services being provided by that facility. These may reference general guidelines as specified in facility policies or procedures and/or in published guidelines including, but not limited to, the current ASAM PPC criteria for individuals with substance use disorders, but should be individualized for each consumer and articulated in terms of consumer behaviors, resolutions of specific problems, and attainment of goals developed in partnership with the participant and the provider.

"Discharge planning" means the process, begun at admission, of determining a consumer's continued need for treatment services and of developing a plan to address ongoing consumer post-treatment and recovery needs. Discharge planning may or may not include a document identified as a discharge plan.

"Discharge summary" means a clinical document in the treatment record summarizing the consumer's progress during treatment, with goals reached, continuing needs, and other pertinent information including documentation of linkage to aftercare.

"DOC" or **"ODOC"** means the Oklahoma Department of Corrections.

"Documentation" means the provision of written, dated, and authenticated evidence to substantiate compliance with standards, e.g., minutes of meetings, memoranda, schedules, notices, logs, records, policies, procedures, and announcements.

"Drug abuse" means the use of a drug in a manner inconsistent with or unrelated to acceptable medical practice.

"DSM" means the most current edition of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association.

"Education" means the dissemination of relevant information specifically focused on increasing the awareness of the community and the receptivity and sensitivity of the community concerning mental health, substance abuse substance-related and addictive disorders, or other related problems and services related to the specific focus of treatment.

"Educational group" means groups in which information is provided to consumers or consumers in a teaching or instructional format and typically related to the current focus of treatment, designated to positively impact a consumer's recovery. Topics should be gender and age specific and should include, but not be limited to, information regarding their diagnosis or identified problems on their treatment plan. This service may involve teaching skills in communication, self-care, and social skills to promote recovery. Paraprofessionals and/or professionals in fields related to the education topic may facilitate education groups.

"Efficiency" means a program's measure of cost-benefit or cost effectiveness through a comparison to some alternative method.

"Emergency services" means a twenty-four (24) hour capability for assessment, intervention, and resolution of a consumer's crisis or emergency provided in response to unanticipated, unscheduled emergencies requiring prompt intervention to resolve immediate, overwhelming problems that severely impair the individual's ability to function or remain in the community and may include placement of the individual in a protective environment, detoxification, individual and group consultation, and medical assessment.

"Emotional, behavioral or cognitive conditions and complications" means one dimension to be considered in consumer placement, continued stay, and discharge and is an evaluation of the consumer's historical and current emotional, behavioral, or cognitive status including the presence and severity of any diagnosed mental illnesses, as well as, the level of anxiety, depression, impulsivity, guilt, and behavior that accompanies or follows these emotional states and historical information, as it impacts on level of care decision making.

"Evaluation" See "Assessment."

"Evidence based practice" means programs or practices that are supported by research methodology and have produced consistently positive patterns of results when replicated within the intent of the published guidance.

"Executive director" means the person hired by the governing authority to direct all the activities of the organization; may be used synonymously with administrative director, administrator, chief executive officer, and director.

"Face-To-Face" for the purposes of the delivery of behavioral health care, means a face-to-face physical contact and in-person encounter between the health care provider and the consumer, including the initial visit. The use of telemedicine shall be considered a face-to-face encounter.

"Facilities" or "facility" means entities as described in Title 43A O.S. § 1-103(7), community mental health centers, residential mental health facilities, community-based structured crisis centers, certified services for the alcohol and drug dependent, programs of assertive community treatment, eating disorder treatment, gambling addiction disorder treatment, and narcotic treatment programs.

"Family" means the parents, brothers, sisters, other relatives, foster parents, guardians, and others who perform the roles and functions of family members in the lives of consumers.

"Follow-up" means the organized method of systematically determining the status of consumers after they have been discharged to determine post-treatment outcomes and utilization of post-treatment referrals.

"Gambling disorder treatment services" means treatment activities for consumers by a gambling treatment professional that include, but are not limited to, the following:

- (A) Assessment and diagnostic impression, ongoing;
- (B) Treatment planning and revision, as necessary;
- (C) Individual, group and family therapy;
- (D) Case management;
- (E) Psychosocial rehabilitation; and
- (E) Discharge planning.

"Gambling treatment professional" means:

(A) an individual holding a valid NCGC I or II certification;

(B) any clinician licensed in a behavioral health field with documented completion of at least thirty hours of ODMHSAS recognized core problem gambling training requirements and documented completion of twelve hours of problem gambling specific continuing education every twelve months.

(C) any individual under supervision for licensure by an individual who meets the requirements of (A) or (B), and has documented completion of at least thirty hours of ODMHSAS recognized core problem gambling training requirements and documented completion of twelve hours of problem gambling specific continuing education every twelve months.

"Gambling related disorders/problems" means persistent and recurrent problematic gambling behavior leading to clinically significant impairment or distress, as defined by the most recent edition of the DSM.

"Goals" means broad general statements of purpose or intent that indicates the general effect the facility or service is intended to have.

"Governing authority" means the individual or group of people who serve as the treatment facility's board of directors and who are ultimately responsible for the treatment facility's activities and finances.

"Guardian" means an individual who has been given the legal authority for managing the affairs of another individual.

"Halfway house" means low intensity substance ~~abuse~~use disorder treatment in a supportive living environment to facilitate the individual's reintegration into the community, most often following completion of primary treatment. Corresponding ASAM-PPC Treatment Level: Level III.1, Clinically managed Low Intensity Residential Services.

"Halfway house for persons with children" means a halfway house that includes services for the recovering person's children who will reside with him or her in the house. Corresponding ASAM-PPC Treatment Level: Level III.1, Clinically managed Low Intensity Residential Services.

"Infant" means any child from birth up to 3 years of age.

"Initial contact" means a person's first contact with the facility, e.g., a request for information or service by telephone or in person.

"Inpatient services" means the process of providing care to persons who require twenty-four (24) hour supervision in a hospital or other suitably equipped medical setting as a result of acute or chronic medical or psychiatric illnesses and professional staff providing medical care according to a treatment plan based on documentation of need.

"Intake" means the overall process by which information is collected to determine the needs of the consumer.

~~**"Integrated consumer information system"** or **"ICIS"** is a comprehensive management information system based on national standards for mental health and substance abuse databases. It is a repository of diverse data elements that provide information about organizational concepts, staffing patterns, consumer profiles, program or treatment focus, and many other topics of interest to clinicians, administrators, and consumers. It includes unique identifiers for agencies, staff, and consumers that provide the ability to monitor the course of consumer services throughout the statewide ODMHSAS network. ICIS collects data from hospitals, community mental health centers, substance abuse agencies, community residential mental health facilities, prevention programs, and centers for the homeless which are operated or funded in part by ODMHSAS.~~

"Intervention" means a process or technique intended to facilitate behavior change.

"Length of stay" means the number of days or number of sessions attended by consumers in the course of treatment.

"Licensed Behavioral Health Professional" or "LBHP" means:

(A) Allopathic or Osteopathic Physicians with a current license and board certification in psychiatry or board eligible in the state in which services are provided, or a current resident in psychiatry;

(B) Practitioners with a license to practice in the state in which services are provided or those actively and regularly receiving board approved supervision, and extended supervision by a fully licensed clinician if board's supervision requirement is met but the individual is not yet licensed, to become licensed by one of the following licensing boards:

(i) Psychology;

(ii) Social Work (clinical specialty only);

(iii) Professional Counselor;

(iv) Marriage and Family Therapist;

(v) Behavioral Practitioner; or

(vi) Alcohol and Drug Counselor.

(C) Advanced Practice Nurse (certified in a psychiatric mental health specialty), licensed as a registered nurse with a current certification of recognition from the board of nursing in the state in which services are provided.

(D) A Physician Assistant who is licensed in good standing in the state and has received specific training for and is experienced in performing mental health therapeutic, diagnostic, or counseling functions.

"Licensed physician" means an individual with an M.D. or D.O. degree who is licensed in the State of Oklahoma to practice medicine.

"Licensed practical nurse" means an individual who is a graduate of an approved school of nursing and is licensed in the State of Oklahoma to provide practical nursing services.

"Licensure" means the process by which an agency of government grants permission to persons or health facilities meeting qualifications to engage in a given occupation or business or use a particular title.

"Life skills" means abilities and techniques necessary to function independently in society.

"Medical care" means those diagnostic and treatment services which, under the laws of the jurisdiction in which the facility is located, can only be provided or supervised by a licensed physician.

"Medical detoxification " means diagnostic and treatment services performed by licensed facilities for acute alcohol or drug intoxication, delirium tremens, and physical and neurological complications resulting from acute intoxication. Medical detoxification includes the services of a physician and attendant medical personnel including nurses, interns, and emergency room personnel, the administration of a medical examination and a medical history, the use of an emergency room and emergency medical equipment if warranted, a general diet of three meals each day, the administration of appropriate laboratory tests, and supervision by properly trained personnel until the person is no longer medically incapacitated by the effects of alcohol or drugs. [43 A O.S. § 3-403(5)] It is an organized service delivered by medical and nursing professionals that provides for twenty-four (24)-hour medically directed evaluation and withdrawal management in an acute care inpatient setting. Services are delivered under a defined set of physician-approved policies and physician-managed procedures or medical protocols. Corresponding ASAM-PPC Treatment Level: Level IV-D, Medically Managed Intensive Inpatient Detoxification.

"Medical services" means the administration of medical procedures by a physician, registered nurse, nurse practitioner, physician's assistant, or dentist and in accordance with a documented treatment plan and medical supervision available to provide the consumer with the service necessitated by the prevalent problem identified and includes physical examinations, detoxification from alcohol or drugs, methadone maintenance, dental services, or pharmacy services, etc.

"Medically supervised detoxification" means detoxification outside of a medical setting, directed by a physician who has attendant medical personnel including nurses for intoxicated consumers, and

consumer's withdrawing from alcohol and other drugs, presenting with no apparent medical or neurological symptoms as a result of their use of substances that would require hospitalization as determined by an examining physician. Corresponding ASAM-PPG Treatment Level: Level III, 7-D, Medically Monitored Inpatient Detoxification. Detoxification is intended to stabilize and prepare consumers in accessing treatment.

"Medication" means any prescription or over-the-counter drug that is taken orally, injected, inserted, applied topically, or otherwise administered by staff or self-administered by the consumer for the appropriate treatment or prevention of medical or psychiatric issues.

"Medication error" means an error in prescribing, dispensing, or administration of medication, regardless if the error reached the consumer, e.g., omission of prescribed drugs, giving drugs not prescribed, prescribing inappropriate drugs, prescribing or administering incorrect dosages, incorrectly filling or labeling prescriptions, or incorrectly transcribing medication orders.

"Medication-self administration" means the consumers administer their own medication to themselves, or their children, with staff observation.

"Minutes" means a record of business introduced, transactions and reports made, conclusions reached, and recommendations made during a meeting.

"NCGC" means Nationally Certified Gambling Counselor, offered at levels I or II through the National Council on Problem Gambling.

"Neglect" means:

(A) the failure of staff to provide adequate food, clothing, shelter, medical care or supervision which includes, but is not limited to, lack of appropriate supervision that results in harm to a consumer;

(B) the failure of staff to provide special care made necessary by the physical or mental condition of the consumer;

(C) the knowing failure of staff to provide protection for a consumer who is unable to protect his or her own interest; or

(D) staff knowingly causing or permitting harm or threatened harm through action or inaction that has resulted or may result in physical or mental injury.

"Non-medical detoxification" means detoxification services for intoxicated consumers and consumers withdrawing from alcohol or other drugs presenting with no apparent medical or neurological symptoms as a result of their use of substances. Corresponding ASAM-PPG Treatment Level: Level III, 2-D, Clinically managed Residential Detoxification. Detoxification is intended to stabilize and prepare consumers in accessing treatment.

"Objectives" means a specific statement of planned accomplishments or results that are specific, measurable, attainable, realistic, and time-limited.

"ODMHSAS" means the Oklahoma Department of Mental Health and Substance Abuse Services.

"Oklahoma Administrative Code" or **"OAC"** means the publication authorized by 75 O.S. § 256 known as The Oklahoma Administrative Code or, prior to its publication, the compilation of codified rules authorized by 75 O.S. § 256(A)(1)(a) and maintained in the Office of Administrative Rules.

"OSDH" means the Oklahoma State Department of Health.

"Outpatient services" means an organized, nonresidential treatment service in regularly scheduled sessions intended for individuals not requiring a more intensive level of care or those who require continuing services following more intensive treatment regimens. For substance use disorder treatment services, the corresponding ASAM-PPG Treatment Level is Level I, Outpatient Treatment.

"Outreach" means the process of reaching into a community systematically for the purposes of identifying persons in need of services, alerting persons and their families to the availability of services, locating needed services, and enabling persons to enter into and accept the service delivery system.

"Paraprofessional" means a person who does not have an academic degree related to the scope of treatment or support services being provided, but performs prescribed functions under the general supervision of that discipline.

"Performance Improvement" or "PI" means an approach to the continuous study and improvement of the processes of providing health care services to meet the needs of consumers and others. Synonyms, and near synonyms, include continuous quality improvement, continuous improvement, organization-wide quality improvement, and total quality management.

"Personnel record" means a chart or file containing the employment history and actions relevant to individual employee or volunteer activities within an organization and may contain application, evaluation, salary data, job description, citations, credentials, etc.

"PICIS" is a comprehensive management information system based on national standards for mental health and substance abuse databases. It is a repository of diverse data elements that provide information about organizational concepts, staffing patterns, consumer profiles, program or treatment focus, and many other topics of interest to clinicians, administrators, and consumers. It includes unique identifiers for agencies, staff, and consumers that provide the ability to monitor the course of consumer services throughout the statewide ODMHSAS network. PICIS collects data from hospitals, community mental health centers, substance abuse agencies, community residential mental health facilities, prevention programs, and centers for the homeless which are operated or funded in part by ODMHSAS.

"Play therapy" means a form of action therapy that uses, but is not limited to, sand play, fairy tales, art and puppetry to encourage communication in children who have inadequate or immature verbalization skills or who verbalize excessively due to defensiveness.

"Policy" means statements of facility intent, strategy, principle, or rules in the provision of services; a course of action leading to the effective and ethical provision of services.

"Prevention" means the assessment, development, and implementation of strategies designed to prevent the adverse effects of mental illness, substance abuse disorders, addiction, and trauma.

"Procedures" means the written methods by which policies are implemented.

"Process" means information about what a program is implementing and the extent to which the program is being implemented as planned.

"Program" means a structured set of activities designed and structured to achieve specific objectives relative to the needs of the consumers or patients.

"Program effectiveness outcome" means a written plan and operational methods of determining the effectiveness of services provided that objectively measures facility resources, activities, and consumer outcomes.

"Progress notes" means a chronological written description of services provided to a consumer, resident, client, or patient that documents, utilizing acceptable documentation practices, the consumer's response related to the intervention plan or services provided.

"Psychiatrist" means a licensed physician who specializes in the assessment and treatment of individuals having psychiatric disorders and who is fully licensed to practice medicine in the state in which he or she practices and is certified in psychiatry by the American Board of Psychiatry and Neurology or has equivalent training or experience.

"Psychological-Social evaluations" are in-person interviews conducted by professionally trained personnel designed to elicit historical and current information regarding the behavior and experiences of an individual and are designed to provide sufficient information for problem formulation and intervention.

"Psychotherapy" or "Therapy" means a goal directed process using generally accepted clinical approaches provided face-to-face by a qualified service provider with consumers in individual, group, or family settings to promote positive, emotional, or behavioral change.

"Readiness to change" means one dimension to be considered in consumer placement, continued stay, and transition and is an evaluation of the consumer's current emotional and cognitive awareness of the need to change, coupled with a commitment to change.

"Recovery" means an ongoing process of discovery and/or rediscovery that must be self-defined, individualized, and may contain some, if not all, of the fundamental components of recovery as outlined by the Substance Abuse and Mental Health Services Administration (SAMHSA).

"Recovery/living environment" means one dimension to be considered in consumer placement, continued stay, and discharge and is an evaluation of the consumer's current recovery environment, current relationships, degree of support for recovery, current housing, employment situation, availability of alternatives, and historical information as it impacts on level of care decision making.

"Registered nurse" means an individual who is a graduate of an approved school of nursing and is licensed in the State of Oklahoma to practice as a registered nurse.

"Rehabilitation services" means face-to-face individual or group services provided by qualified staff to develop skills necessary to perform activities of daily living and successful integration into community life.

"Relapse" means the process which may result in the return to the use of substances after a period of abstinence.

"Relapse potential, continued use, or continued problem potential" means one dimension to be considered in consumer placement, continued stay, and discharge and is an evaluation of the consumer's attitudes, knowledge, and coping skills, as well as the likelihood that the consumer will relapse from a previously achieved and maintained abstinence and/or stable and healthy mental health function. If an individual has not yet achieved abstinence and/or stable and healthy mental health function, this dimension assesses the likelihood that the individual will continue to use alcohol or other drugs and/or continue to have mental health problems.

"Residential treatment--substance abuse" means treatment for a consumer in a live-in setting which provides a regimen consisting of twenty-four (24) treatment hours per week. This level of care should correspond with the ASAM-PPC Treatment Level: Level III.5, Clinically managed High-Intensity Residential Services.

"Residential treatment for persons with children--substance abuse" means a residential treatment facility that includes services for the recovering person's children who will reside with him or her in the residential facility. Corresponding ASAM-PPC Treatment Level (Parent Only): Level III.5 Clinically Managed High-Intensity Residential Services.

"Safety officer" means the individual responsible for ensuring the safety policies and procedures are maintained and enforced within the facility.

"Screening" means the process to determine whether the person seeking assistance needs further comprehensive assessment.

"Sentinel event" is a type of critical incident that is an unexpected occurrence involving the death or serious physical or psychological injury to a consumer or risk thereof. Serious injury specifically includes loss of limb or function. The phrase "or risk thereof" includes a variation in approved processes which could carry a significant chance of a serious adverse outcome to a consumer. These events signal the need for immediate investigation and response. Sentinel events include, but are not limited to: suicide, homicide, criminal activity, assault and other forms of violence, including domestic violence or sexual assault, and adverse drug events resulting in serious injury or death.

"Service plan" or "Treatment plan" means the document used during the process by which a qualified service provider and the consumer together and jointly identify and rank problems, establish agreed-upon immediate short-term and long-term goals, and decide on the treatment process and resources to be utilized.

"Service Provider" means a person who is allowed to provide substance abuse treatment services within the regulation and scope of their certification level or license.

"Significant others" means those individuals who are, or have been, significantly involved in the life of the consumer.

~~"Social detoxification" See "Non-medical detoxification."~~

"Socialization" means all activities, which encourage interaction and the development of communication, interpersonal, social, and recreational skills and can include consumer education.

"Staff privileging" means an organized method for treatment facilities to authorize an individual permission to provide specific care and treatment services to consumers within well-defined limits, based on the evaluation of the individual's license, education, certification, training, experience, competence, judgment, and other credentials.

"Substance-related and addictive disorders" means a substance-related disorder involving problems related to the use of ten distinct classes of drugs: alcohol; caffeine; cannabis; hallucinogens; inhalants; opioids; sedatives, hypnotics and anxiolytics; stimulants; tobacco; and other (unknown) substances. Substance-related disorders fall into one of two categories, substance use disorders and substance induced disorders. A substance use disorder is a cluster of cognitive, behavioral and physiological symptoms indicating the consumer continues using the substance(s) despite significant substance-related problems. A substance-induced disorder is a reversible substance-specific syndrome due to the recent ingestion of a substance. Addictive disorders involve repetitive clusters of behaviors that activate reward systems similar to those activated by drugs and create behavioral symptoms comparable to those produced by substance use disorders such as compulsive gambling.

"Substance abuse treatment services" means the coordination of treatment activities for consumers by service provider that includes, but is not limited to, the following:

- (A) Intake including screening, diagnostic impression, and assessment.
- (B) Treatment planning and revision, as necessary.
- (C) Continuing care review to assure continuing stay and discharge criteria are met.
- (D) Case management services.
- (E) Reports and record keeping of consumer related data.
- (F) Consultation that facilitates necessary communication in regard to consumers.
- (G) Discharge planning that assists consumers in developing continuing care plans and facilitates transition into post-treatment recovery.
- (H) Group and individual therapy.
- (I) Education, as necessary.

"Substance-use disorders" means alcohol or drug dependence or psychoactive substance use disorder as defined by current DSM criteria or by other standardized and widely accepted criteria.

"Substance withdrawal" means a state of being in which a group of symptoms of variable clustering and degree of severity occur on cessation or reduction of use of a psychoactive substance that has been taken repeatedly, usually for a prolonged period and/or in high doses. The syndrome may be accompanied by signs of physiological disturbance. Onset and course of the withdrawal state are time-limited and are related to the type of substance and the dose being used immediately before abstinence.

"Supportive services" refers to assistance with the development of problem-solving and decision making skills to maintain or achieve optimal functioning within the community and can include consumer education.

"Therapeutic hour(s)" means the amount of time in which the consumer is engaged with a service provider identifying, addressing, and/or resolving issues that are related to the consumer's treatment plan.

"Trauma informed capability" means the capacity for a facility and all its programs to recognize and respond accordingly to the presence of the effects of past and current traumatic experiences in the lives of its consumers.

"Treatment" means the broad range of emergency, inpatient, intermediate and outpatient services and care including diagnostic evaluation, medical, psychiatric, psychological and social service care, vocational rehabilitation, and career counseling. [43A O.S. § 3-403(11)].

"Treatment hours – residential" means the structured hours in which a consumer is involved in receiving professional services to assist in achieving recovery.

"Treatment session-outpatient" means each face-to-face contact with a consumer in a therapeutic setting whether individually or in a group.

"Volunteer" means any person who is not on the program's payroll, but provides services and fulfills a defined role within the program and includes interns and practicum students.

"Walk through" means an exercise in which staff members of a facility walk through the program's treatment processes as a consumer. The goal is to view the agency processes from the consumer's perspective for the purpose of removing barriers and enhancing treatment.

"Wellness" means the condition of good physical, mental, and emotional health, especially when maintained by an appropriate diet, exercise, and other lifestyle modifications.

"Withdrawal Management" means the process of eliminating the toxic effects of substances from the body. Withdrawal management methods include social detoxification and medical monitoring or medical management and are intended to avoid withdrawal complications.

450:18-1-4. Applicability

This chapter is applicable to all ~~substance abuse~~ substance-related and addictive disorder treatment facilities and organizations providing treatment, therapy, rehabilitation services, and ~~substance abuse~~ substance-related and addictive disorder treatment services which are statutorily required to be certified by the ODMHSAS.

450:18-1-9. Staff qualifications

- (a) All staff who provide clinical services shall have documented qualifications or training specific to the clinical services they provide.
- (b) Staff qualifications for contracted entities shall be in compliance with 450:1-1-1.1 and 450:1-3-5.
- (c) Compliance with 450:18-1-9 shall be determined by a review of staff personnel files and other supporting documentation provided.
- (d) Failure to comply with 450:18-1-9 will result in the initiation of procedures to deny, suspend and/or revoke certification.

SUBCHAPTER 5. ORGANIZATIONAL AND FACILITY MANAGEMENT

450:18-5-2. Applicability

The rules set forth in this subchapter are applicable only to those facilities providing ~~substance abuse~~ substance-related and addictive disorder treatment services.

450:18-5-2.1. Organizational and facility description

- (a) The facility shall have a written organizational description, which is reviewed annually and minimally includes:
 - (1) Target population to be served;
 - (2) The overall mission statement of the program which shall address the manner in which the facility welcomes all consumer with ~~substance abuse issues~~ substance-related and addictive

disorders, including those with co-occurring mental health conditions; and

(3) The annual facility goals and objectives, including the goal of continued progress for the agency in providing recovery oriented, culturally competent, trauma informed, and co-occurring capable services.

(b) The facility's governing authority shall review and approve the mission statement and annual goals and objectives and document its approval.

(c) The facility shall make the organizational description, mission statement, and annual goals available to staff.

(d) The facility shall make the organizational description, mission statement, and annual goals available to the general public upon request.

(e) Each facility shall have in writing, by program component or service, the following:

(1) Philosophy and description of services, including the philosophy of recovery oriented and welcoming service delivery;

(2) Identity of the professional staff that provides these services;

(3) Admission and exclusionary criteria that identifies the type of consumers for whom the services are primarily intended;

(4) Goals and objectives, including making progress toward co-occurring capable, trauma informed, and culturally competent service delivery; and

(5) Delineation of processes to assure welcoming accessible, integrated, and co-occurring capable services and a plan for how each program component will address the needs of individuals with co-occurring disorders.

(f) The facility shall have a written statement of the quality improvement processes, procedures, and plans for attaining the organization's goals and objectives. These procedures and plans shall define specific tasks, including actions regarding the organization's co-occurring capability, set target dates, and designate staff responsible for carrying out the procedures and plans.

(g) Compliance with ~~OAC 450:18-5-2.1~~ this Section shall be determined by a review of the facility's target population definition; facility policy and procedures; mission statement; written plan for professional services; other stated required documentation; and any other supporting documentation.

450:18-5-6. Day school

(a) Facilities providing a day school (i.e., an academic formal educational program) either as a primary focus of their services or as an ancillary service, shall be in compliance with all applicable rules and regulations of the Oklahoma State Department of Education (OSDE) and of the local school district in which the day school is located.

(b) In addition, the facility shall provide the following documentation:

(1) Academic services provided are accredited by the local school district or the OSDE;

(2) All teachers shall have a valid license or certificate from the OSDE for the teaching position they are employed to fill;

(3) Therapeutic units are provided by staff trained in the issues of substance ~~abuse~~ use disorders;

(4) Each student shall have a home school; and

(5) Each student shall have a daily activity schedule and individualized treatment plan based on assessment of need and formulated for both educational and therapy needs.

(c) Compliance with 450:18-5-6 may be determined by a review of facility policy and procedures, relevant personnel records, other facility supporting documentation, and interviews with staff and consumers .

450:18-5-10. Community information, consultation, outreach, and street outreach

- (a) Each facility shall, as a regular part of consumer-based planning and services provision, provide the community with information, consultation, and outreach services to aid in reaching and attracting its specified target populations. These outreach efforts shall be conducted by staff members or program approved volunteers.
- (b) These services shall be designed to:
 - (1) Reach and attract the facility's target population;
 - (2) Provide information on substance ~~abuse~~use disorders and related issues to the public; and
 - (3) Provide information to the public regarding the facility's services.
- (c) These services include, but are not limited to, presentations or outreach efforts to community groups, organizations, and individuals.
- (d) Written documentation of all community information, consultation, and outreach services shall be maintained and shall include the following:
 - (1) Names of persons or organizations receiving the services;
 - (2) Names of persons providing the service;
 - (3) Number of persons attending;
 - (4) Locations at which the services were provided;
 - (5) Date services were provided; and
 - (6) Description of the services provided.
- (e) Facilities providing street outreach services shall have written policies and procedures describing the processes for systematically reaching a community for the purpose of identifying persons in need of services, alerting persons and their families to the availability of services, locating needed services, and enabling persons to enter and accept the treatment services system.
- (f) Compliance with 450:18-5-10 may be determined by a review of facility policy and procedures, documentation of community information, consultation, and outreach services, ~~HCIS~~HCIS documentation and reports, and any other supporting facility documentation.

450:18-5-11. Technology

- (a) The facility shall have a written plan regarding the use of technology and systems to support and advance effective and efficient service and business practices. The plan shall include, but not be limited to:
 - (1) Hardware and software.
 - (2) Security.
 - (3) Confidentiality.
 - (4) Backup policies.
 - (5) Assistive technology.
 - (6) Disaster recovery preparedness.
 - (7) Virus protection.
- (b) Compliance with 450:18-5-11 shall be determined by a review of the facility policies, performance improvement plans and technology and system plan.

**SUBCHAPTER 7. FACILITY CLINICAL RECORDS
PART 1. RECORD SYSTEM**

450:18-7-3.1. Confidentiality of ~~mental health and drug or alcohol abuse treatment~~substance-related and addictive disorder treatment information

Confidentiality policies, procedures, and practices must comply with federal and state law, guidelines, and standards.

PART 3. SCREENING, INTAKE, AND ASSESSMENT

450:18-7-21. Clinical record content, screening, intake, and assessment

(a) All facilities shall complete a face-to-face screening with each individual to determine appropriateness of further assessment.

(b) The facility shall maintain written screening policies and procedures that, at a minimum include: (1) how the screening is to be conducted; (2) that the screening conducted is an integrated screening to identify both immediate and ongoing needs; (3) how the process is designed to help welcome and engage the consumer, identify what they would like to accomplish through participation in treatment, and offer hope that treatment can result in positive change; and (4) how the consumer is assisted with admission for services, and/or with accessing other appropriate services.

(c) All facilities shall assess each consumer for appropriateness of admission to the ~~substance abuse~~ treatment program. Each presenting consumer for substance use disorder treatment shall be assessed, according to ASAM ~~PPC~~-criteria, which includes a list of symptoms for all six dimensions and each level of care, to determine a clinically appropriate placement in the least restrictive level of care. For facilities with gambling disorder treatment programs certified under Subchapter 15, each presenting consumer for gambling disorder treatment shall be assessed using the Southern Oaks Gambling Screen (SOGS). Facilities must ensure that a consumer's refusal of a particular service does not preclude the consumer from accessing other needed mental health or ~~substance abuse services~~substance-related or addictive disorder treatment services. Should the service provider determine the consumer's needs cannot be met within the facility, clinical assessments and referrals for the consumer shall be documented.

(d) Any consumer seeking admission to inpatient or residential services, including medically-supervised detoxification and non-medical detoxification while under the influence or undergoing withdrawal of alcohol or drugs, shall be assessed prior to admission for medical needs. The written criteria to be used for medical needs assessment of persons under the influence or undergoing withdrawal of alcohol or drugs, shall be approved by the facility's consulting physician.

(e) Upon determination of appropriate admission, consumer assessment demographic information shall contain, but not be limited to, the following:

- (1) Date of initial contact requesting services;
- (2) Date of the intake;
- (3) Consumer's name;
- (4) Gender;
- (5) Birthdate;
- (6) Home address;
- (7) Telephone number;
- (8) Referral source;
- (9) Reason for referral;
- (10) Significant other to be notified in case of emergency; and
- (11) ~~ICIS~~PICIS intake data core content, if the facility reports on ~~ICIS~~PICIS.

(f) Compliance with 450:18-7-21 may be determined by a review of the following:

- (1) Policies and procedures;
- (2) Intake protocols;
- (3) Intake assessment instruments;
- (4) Treatment records;
- (5) Interviews with staff and consumers; and
- (6) Other facility documentation.

450:18-7-23. Biopsychsocial assessment

(a) All programs shall complete a biopsychsocial assessment which gathers sufficient information to assist the consumer in developing an individualized service plan. The program shall develop a biopsychsocial evaluation which contains, but is not limited to, the following:

- (1) Identification of the consumer's strengths, needs, abilities, and preferences;
- (2) History of the presenting problem;
- (3) Previous treatment history to include substance abuse and mental health and substance-related and addictive orders;
- (4) Health history and current biomedical conditions and complications;
- (5) ~~Alcohol and drug use history~~ History of substance use, including past treatment, and history of other behavioral addictions and past treatment;
- (6) Gambling history, if applicable, including type, amount, frequency and duration of gambling activity, and family history of gambling disorder.
- ~~(6)~~(7) History of trauma;
- ~~(7)~~(8) Family and social history, including family history of alcohol and drug use;
- ~~(8)~~(9) Educational attainment, difficulties, and history;
- ~~(9)~~(10) Cultural and religious orientation;
- ~~(10)~~(11) Vocational, occupational and military history;
- ~~(11)~~(12) Sexual history, including HIV, AIDS and STD at-risk behaviors;
- ~~(12)~~(13) Marital or significant other relationship history;
- ~~(13)~~(14) Recreational and leisure history;
- ~~(14)~~(15) Legal history;
- ~~(15)~~(16) Present living arrangement;
- ~~(16)~~(17) Economic resources;
- ~~(17)~~(18) Level of functioning;
- ~~(18)~~(19) Current support system including peer and other recovery supports;
- ~~(19)~~(20) Current medications, if applicable, and shall include obtainable information regarding the name of prescribing physician, name of medication, strength and dosage, and length of time consumer was on the medication;
- ~~(20)~~(21) Consumer's expectations in terms of service; and
- ~~(21)~~(22) Assessment summary or diagnosis, and signature of the assessor and date of the assessment.

(b) Compliance with 450:18-7-23 may be determined by a review of the following:

- (1) Policy and procedures;
- (2) Biopsychsocial assessment instruments;
- (3) Consumer records;
- (4) Case management assessments;
- (5) Interviews with staff and consumers; and
- (6) Other facility documentation.

450:18-7-25. Biopsychsocial assessments of children accompanying a parent into treatment

(a) All programs shall document biopsychsocial assessments for the parent and for children accompanying their parent into treatment:

- (1) Assessments of children (including infants) accompanying their parent into treatment (residential or halfway house levels of care) shall include, but not be limited to the assessment of:
 - (A) substance abuse disorder issues;
 - (B) mental health issues;
 - (C) parent-child relationship;

- (D) physical and psychological development;
 - (E) educational needs;
 - (F) parent related issues,
 - (G) family issues related to the child,
 - (H) history of trauma; and
 - (I) medical history/needs.
- (2) Assessments of the parent bringing their children into treatment (residential or halfway house levels of care) shall include the following items, in addition to the requirements of 450:18-7-23:
- (A) parenting skills (especially in consideration of the child's issues);
 - (B) knowledge of age appropriate behaviors;
 - (C) parental coping skills;
 - (D) personal issues related to parenting; and
 - (E) family issues as related to the child.
- (b) Compliance with 450:18-7-25 may be determined by a review of the following:
- (1) Policy and procedure;
 - (2) Biopsychsocial assessment instruments;
 - (3) Treatment records;
 - (4) Case management assessments;
 - (5) Interviews with staff and consumers; and
 - (6) Other facility documentation.

PART 7. CASE MANAGEMENT

450:18-7-61. Case management services

- (a) Case management efforts shall empower consumers to access and use needed services and meet self-determined goals. These services include resource skills development and consumer advocacy provided in various settings based on consumer need.
- (b) As allowed per Title 43A O.S. Section 3-318, case management services shall be offered to all adults and children who have ~~substance abuse/dependency~~substance-related disorders, and to their family members, if applicable, to ensure access to needed services.
- (c) Case management shall be co-occurring disorder capable.
- (d) Case management services shall be planned referral, linkage, monitoring and support, and advocacy assistance provided in partnership with a consumer to support that consumer in self sufficiency and community tenure. Activities include:
- (1) Completion of strengths based assessment for the purpose of individual plan of care development, which shall include evidence that the following were evaluated:
 - (A) Consumer's level of functioning within the community;
 - (B) Consumer's job skills and potential; and/or educational needs;
 - (C) Consumer strengths and resources;
 - (D) Consumer's financial needs;
 - (E) Consumer's legal needs;
 - ~~(D)~~(F) Consumer's present living situation and support system;
 - ~~(E)~~(G) Consumer's use of substances and orientation to changes related to substance use;
 - ~~(F)~~(H) Consumer's medical and health status;
 - ~~(G)~~(I) Consumer's needs or problems which interfere with the ability to successfully function in the community; and
 - ~~(H)~~(J) Consumer's goals.

- (2) Development of case management care plan which can be reflected as a part of the comprehensive service plan;
 - (3) Referral, linkage and advocacy to assist with gaining access to appropriate community resources;
 - (4) Contacts with other individuals and organizations that influence the recipient's relationship with the community, i.e., family members, law enforcement personnel, landlords, etc.;
 - (5) Monitoring and support related to the individual plan of care to reassess goals and objectives and assess progress and or barriers to progress;
 - (6) Follow-up contact with the consumer if they miss any scheduled appointments (including physician/medication, therapy, rehabilitation, or other supportive service appointments as delineated on the service plan); and
 - (7) Crisis diversion (unanticipated, unscheduled situation requiring supportive assistance, face-to-face or telephone, to resolve immediate problems before they become overwhelming and severely impair the individual's ability to function or maintain in the community) to assist consumer(s) from progression to a higher level of care.
- (e) Compliance with 450:18-7-61 shall be determined by on-site observation and a review of the clinical records and written policies and procedures.

450:18-7-63. Case management services for consumers admitted to higher levels of care

- (a) Case managers from the outpatient ~~substance abuse~~ facilities to which the consumer will be discharged shall assist the consumer and detox/residential/halfway house facility, psychiatric inpatient unit, and/or CBSCC, with discharge planning for consumer returning to the community, pursuant to appropriately signed releases and adherence to applicable privacy provisions:
- (b) Consumers discharging from a detox/residential/halfway house facility shall be offered case management and other supportive services. This shall occur as soon as possible, but shall be offered no later than one (1) week post-discharge.
- (c) Compliance with 450:18-7-63 shall be determined by a review of the clinical records; staff interviews; and information from ODMHSAS detox/residential/halfway house facilities, operated psychiatric inpatient unit, and CBSCC facilities.

450:18-7-65. Case management services, staff credentials

- (a) Individuals providing case management services shall be an LBHP, CADC or certified as a behavioral health case manager pursuant to OAC, Title 450, Chapter 50.
- (b) Compliance with 450:18-7-65 shall be determined by a review of the facility personnel records and credentialing files.

PART 9. SERVICE PLANNING

450:18-7-81. Service Plan

- (a) The service plan is performed with the active participation of the consumer and a support person or advocate, if requested by the consumer. In the case of children under the age of eighteen (18), it is performed with the participation of the parent or guardian, if allowed by law, and the child as age and developmentally appropriate. The service plan shall provide the formation of measurable service objectives and reflect ongoing changes in goals and objectives based upon consumer's progress or preference or the identification of new needs, challenges, and problems.
- (b) The service plan is developed after and based on information obtained in the assessment and includes the evaluation of the assessment information by the clinician and the consumer.
- (c) The service plan must have an overall general focus on recovery which, for adults, may include goals like employment, independent living, volunteer work, or training, and for children, may include

areas like school and educational concerns and assisting the family in caring for the child in the least restrictive level of care.

- (d) Comprehensive service plan contents shall address the following:
 - (1) Consumer strengths, needs, abilities, and preferences;
 - (2) Identified presenting challenges, needs, and diagnosis;
 - (3) Goals for treatment with specific, measurable, attainable, realistic, and time-limited objectives;
 - (4) Type and frequency of services to be provided;
 - (5) Description of consumer's involvement in, and response to, the service plan and his or her signature and date;
 - (6) The service provider who will be rendering the services identified in the service plan; and
 - (7) Discharge criteria that are individualized for each consumer and beyond that which may be stated in the ASAM PPCcriteria.
- (e) Service plan updates shall address the following:
 - (1) Progress on previous service plan goals and/or objectives;
 - (2) A statement documenting a review of the current service plan and an explanation if no changes are to be made to the service plan;
 - (3) Change in goals and/or objectives based upon consumer's progress or identification of new needs and challenges;
 - (4) Change in frequency and/or type of services provided;
 - (5) Change in staff who will be responsible for providing services on the plan; and
 - (6) Change in discharge criteria.
- (f) Service plan updates should occur at a minimum of every six (6) months during which services are provided.
- (g) Service plans, both comprehensive and update, must include dated signatures for the consumer (if over age 14), the parent/guardian (if under age 18 and allowed by law), and the primary service practitioner.
- (h) Compliance with 450:18-7-81 shall be determined by a review of the clinical records, interviews with staff and consumers, and other facility documentation.

PART 13. DISCHARGE PLANNING

450:18-7-121. Discharge assessment

- (a) All facilities shall assess each consumer for appropriateness of discharge from a ~~substance abuse~~ treatment program. Each consumer shall be assessed using ASAM PPCcriteria that includes a list of symptoms for all six dimensions and each of the levels of care, to determine a clinically appropriate placement in the least restrictive level of care. This organized process involves a professional determination for appropriate placement to a specific level of care based on the consumer's severity of symptoms and current situations.
- (b) Compliance with 450:18-7-121 may be determined by a review of the following:
 - (1) Policies and procedures;
 - (2) Continuing care plans;
 - (3) Discharge assessments;
 - (4) Discharge summaries;
 - (5) Progress notes;
 - (6) Consumer records;
 - (7) Interviews with staff and consumers; and
 - (8) Other facility documentation.

450:18-7-122. Continuing care plan

(a) The facility shall assist the consumer to obtain services that are needed, but not available within the facility, and/or in transitioning from one level of care to another, and/or discharging from a facility. A written plan of recommendations and specific referrals for implementation of continuing care services, including medications, shall be prepared for each consumer who meets the ASAM PPC dimensional continued service criteria, in each level of care. Continuing care plans shall be developed with the knowledge and cooperation of the consumer. The continuing care plan may be included in the discharge summary. The consumer's response to the continuing care plan shall be noted in the plan or a note shall be made that the consumer was not available and why. In the event of the death of a consumer, a summary statement including this information shall be documented in the record.

(b) Compliance with 450:18-7-122 may be determined by a review of the following:

- (1) Policies and procedures;
- (2) Continuing care plans;
- (3) Discharge assessments;
- (4) Discharge summaries;
- (5) Progress notes;
- (6) Consumer records;
- (7) Interviews with staff and consumers; and
- (8) Other facility information.

**SUBCHAPTER 9. SERVICES SUPPORT AND ENHANCEMENT
PART 1. STAFF SUPPORT**

450:18-9-2. Clinical supervision

(a) Clinical supervision is a vital component of the provision of quality ~~substance abuse~~ treatment. Clinical supervision shall be provided for those delivering direct services and shall be provided by persons knowledgeable of clinical services as determined by the program.

(b) All facilities shall have written policies and procedures, operational methods, and documentation of the provision of clinical supervision for all direct treatment and service staff. These policies shall include, but are not limited to:

- (1) Credentials required for the clinical supervisor;
- (2) Specific frequency for case reviews with treatment and service providers;
- (3) Methods and time frames for supervision of individual, group, and educational treatment services; and
- (4) Written policies and procedures defining the program's plan for appropriate counselor-to-consumer ratio, and a plan for how exceptions may be handled.

(c) Ongoing clinical supervision should address:

- (1) The appropriateness of treatment selected for the consumer;
- (2) Treatment effectiveness as reflected by the consumers meeting their individual goals; and
- (3) The provision of feedback that enhances the clinical skills of service providers.

(d) Compliance with 450:18-9-2 may be determined by a review of the following:

- (1) Policies and procedures;
- (2) Clinical services manuals;
- (3) Clinical supervision manuals;
- (4) Documentation of clinical supervision;
- (5) Personnel records;
- (6) Interviews with staff; and
- (7) Other facility documentation.

(c) Failure to comply with 450:18-9-2 will result in the initiation of procedures to deny, suspend and/or revoke certification.

SUBCHAPTER 13. SUBSTANCE ~~ABUSE~~ USE DISORDER TREATMENT SERVICES

PART 1. LEVELS OF CARE

450:18-13-1. Levels of care and optional programs

Facilities shall document the provision of one or more of the following levels of care and/or optional programs in policies and procedures. All facilities shall include the requirements found in Subchapter 7, Facility Clinical Records.

- (1) Outpatient services;
- (2) Medically supervised detoxification;
- (3) Non-medical detoxification;
- (4) Residential treatment for adults;
- (5) Residential treatment for persons with dependent children;
- (6) Residential treatment for adults with co-occurring disorders;
- (7) Residential treatment for adolescents;
- (8) Halfway house services;
- (9) Halfway house services for persons with dependent children; ~~and~~
- (10) Halfway house services for adolescents; and
- (11) Gambling disorder treatment program.

PART 3. OUTPATIENT SERVICES

450:18-13-21. Outpatient services

(a) Outpatient services shall be organized non-residential services with scheduled treatment sessions that accommodate employed and parenting consumers' schedules and offer treatment services during the day, evening, or weekends. Services shall be designed to provide a variety of professional diagnostic and primary ~~alcohol and other drug abuse~~ substance-related and/or addictive disorder treatment services for consumers their families, and significant others, whose emotional and physical statuses allows them to function in their usual environments.

(b) The program shall maintain written programmatic descriptions and operational methods that address the following:

- (1) Environment:
 - (A) The facility shall be publicly accessible and accommodate office space, individual and group space, secure record storage, protect consumer-confidentiality, and provide a safe, welcoming, culturally, and age appropriate environment.
 - (B) Hours of operation shall be during regularly scheduled times in which services are accessible to consumers and the general public, including those employed between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.
 - (C) For facilities that do not provide twenty-four (24) hour services, the facilities' hours of operation shall be conspicuously displayed on the outside of the building. For facilities in multi-office buildings, the hours shall be posted either on the building directory or the facility's office door.
- (2) Support system:
 - (A) The facility shall maintain written policies and procedures for handling medical emergencies and an emergency medical number shall be posted for use by staff; and

(B) The facility shall have available specialized professional consultation or professional supervision.

(3) Staff:

(A) The facility shall maintain documentation that service providers are knowledgeable regarding biopsychosocial dimensions of ~~substance abuse~~substance-related and addictive disorders, evidenced based practices, cultural, age, and gender specific issues, and co-occurring disorder issues.

(B) Staff shall be, at least, eighteen (18) years of age.

(C) The facility shall document in personnel records all education, training, and experience stated above prior to service providers providing direct care services.

(4) Treatment services:

(A) ~~Substance abuse~~Substance-related and addictive disorder treatment services shall be provided to assess and address the individual needs of each consumer. These services shall include, but not be limited to, therapy, rehabilitation services, educational group, case management services, and crisis intervention;

(B) Frequency of services shall be determined by mutual agreement between the service provider and the consumer; and

(C) When appropriate, and with the consumer's consent, the treatment program coordinates with other treatment providers that the consumer is currently utilizing.

(c) Compliance with 450:18-13-21 may be determined by a review of the following:

(1) Policies and procedures;

(2) Licenses;

(3) Treatment protocols;

(4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, ongoing in-service trainings;

(5) Treatment records;

(6) Interviews with staff and consumers; and

(7) Other supporting facility records.

450:18-13-22. Outpatient services, admission criteria

(a) Admission to outpatient substance use disorder services shall be determined according to 450: 18-7-21. Admission to outpatient gambling disorder treatment services, if provided, shall be determined according to 450:18-15-3. These criteria shall be a part of the program's written policy and procedures.

(b) Compliance with 450:18-13-22 may be determined by a review of the following:

(1) Policy and procedures;

(2) Admission protocols;

(3) Admission assessment instruments;

(4) Consumer records;

(5) Interviews with staff and consumers; and

(6) Other facility documentation.

450:18-13-23. Outpatient services, discharge criteria

(a) Programmatic discharge from outpatient substance use disorder services shall be determined according to 450: 18-7-121. Programmatic discharge from outpatient gambling disorder treatment services shall be determined according to 450:18-15-4. These criteria shall be a part of the program's written policy and procedures.

(b) Compliance with 450:18-3-23 may be determined by a review of the following:

- (1) Policy and procedures;
- (2) Discharge protocol;
- (3) Discharge assessment instruments;
- (4) Continuing care plans;
- (5) Discharge summaries;
- (6) Consumer records;
- (7) Interviews with staff and consumers; and
- (8) Other facility records.

PART 7. MEDICALLY SUPERVISED DETOXIFICATION

450:18-13-61. Medically-supervised detoxification

(a) Medically supervised detoxification shall be provided outside a medical facility, but under the direction of a licensed physician and a licensed registered nurse supervisor, for consumers who are withdrawing or are intoxicated from alcohol or other drugs. Presenting consumers shall be assessed as currently experiencing no apparent medical or neurological symptoms as a result of their substance use that would require hospitalization.

(b) The facility shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Environment: The facility shall provide for beds, food service, monitoring/documenting vital signs, food, and liquids. The facility shall provide a safe, welcoming, and culturally/age appropriate environment.

(2) Support system:

(A) A licensed physician providing supervision of detoxification shall be on site or on call twenty-four (24) hours per day, seven (7) days per week;

(B) The facility shall maintain a written plan for emergency procedures which shall be approved by a licensed physician; and

(C) The facility shall have supplies, as designated in the written emergency procedures, which shall be accessible to the staff.

(3) Staff:

(A) Staff members shall be knowledgeable about the physical signs of withdrawal, the taking of vital signs, the implication of those vital signs, and emergency procedures.

(B) Oklahoma licensed nurses shall provide twenty-four (24) hour monitoring, and statutorily approved personnel shall administer medications in accordance with physician's orders;

(C) Staff shall be knowledgeable regarding facility-required education, evidenced based practices, training, and policies; and

(D) The facility shall document in personnel records all education, training, and experience stated in (A), (B), and (C) above prior to staff providing direct care services.

(E) The facility shall have staff members on site twenty-four (24) hours per day, seven (7) days per week.

(4) Treatment services:

(A) Daily (twenty-four [24] hours a day, seven [7] days a week) substance ~~abuse~~ use disorder detoxification treatment services shall be provided which shall include, but are not limited to, oral intake of fluids, three (3) meals a day, taking of vital signs (temperature, pulse, respiration rate, blood pressure), documentation of fluid and food intake a minimum of one (1) time every six (6) hours or more often as indicated by the consumer's condition.

- (B) Medications are to be prescribed if needed during detoxification. The medications are to include those needed for physical health issues and mental impairment if acquired during the detoxing process.
- (5) Assessment:
- (A) An individualized case management plan shall be developed for each consumer prior to discharge;
 - (B) A medical assessment for appropriateness of placement shall be completed and documented by a licensed physician during the admission process to the program.
- (c) Compliance with 450:18-13-61 may be determined by a review of the following:
- (1) Licenses;
 - (2) Policies and procedures;
 - (3) Treatment protocols;
 - (4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, and ongoing in-service trainings;
 - (5) Treatment records;
 - (6) Interviews with staff; and
 - (7) Other supporting facility documentation.

PART 9. NON-MEDICAL DETOXIFICATION

450:18-13-81. Non-medical detoxification

- (a) Non-medical detoxification shall be provided in a non-medical setting, with trained paraprofessionals, for intoxicated consumers and consumers withdrawing from alcohol and other drugs, who present with no apparent medical or neurological symptoms as a result of their substance abuse.
- (b) The facility shall maintain written programmatic descriptions and policy and procedures addressing the following:
- (1) Environment: The facility shall provide beds, food service, and monitor/document vital signs, and food and liquids intake. The facility shall provide a safe, welcoming, and culturally/age appropriate environment.
 - (2) Support system:
 - (A) A licensed physician shall be on call twenty-four (24) hours per day, seven (7) days per week;
 - (B) The facility shall have a written plan for emergency procedures approved by a licensed physician; and
 - (C) Supplies, as designated by the written emergency procedures, shall be available and accessible to the staff;
 - (3) Staff:
 - (A) The service provider assigned shall be knowledgeable about the physical signs of withdrawal, the taking of vital signs, the implication of those vital signs, and emergency procedures. Service providers shall be trained and competent to implement physician-approved protocols for consumer observation and supervision, determination of appropriate level of care, and facilitation of the consumer's transition to continuing care;
 - (B) The staff shall be knowledgeable regarding facility-required education, evidenced based practices, training, and policies; and
 - (C) The facility shall document in personnel records all education, training, and experience stated in (A) and (B) above prior to staff providing direct care services.
 - (D) The facility shall have staff members on site twenty-four (24) hours per day, seven (7) days per week.

(4) Treatment services: Daily (twenty-four [24] hours a day, seven [7] days a week) substance ~~abuse~~use disorder detoxification treatment services shall be provided, to include oral intake of fluids, three (3) meals a day, and the taking of vital signs (temperature, pulse, respiration rate, blood pressure), and fluid and food intake a minimum of one (1) time every six (6) hours or more often as indicated by the consumer's condition.

(5) Assessment:

(A) The consumer shall have an addiction-focused history, obtained as part of the initial assessment and reviewed with a physician during the admission process if physician-developed protocols indicate concern; and

(B) An individualized case management plan shall be developed prior to discharge to the appropriate level of care.

(c) Compliance with 450:18-13-81 may be determined by a review of the following:

(1) Licenses;

(2) Policies and procedures;

(3) Treatment protocols;

(4) Physician-approved detoxification procedures;

(5) Personnel records, documentation of professional licensure, ~~or certification or licensure as an alcohol and drug counselor~~, documentation of professional work experience, and ongoing in-service trainings;

(6) Treatment records; and

(7) Interviews with staff.

PART 11. RESIDENTIAL TREATMENT

450:18-13-101. Residential treatment for adults

(a) Substance ~~abuse~~use disorder treatment in a residential setting shall provide a planned regimen of twenty-four (24) ~~hour~~hours a day, seven (7) days a week of professionally directed evaluation, care, and treatment in a permanent program location. Consumers shall participate in at least twenty-four (24) treatment hours of substance ~~abuse~~use disorder treatment services per week. The facility shall provide beds, food service, and a safe, welcoming, and culturally/age appropriate environment.

(b) The facility shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Support system:

(A) A licensed physician shall be available, at least by telephone, twenty-four (24) hours per day, seven (7) days per week;

(B) The facility shall maintain written policy and procedures for handling medical emergencies; and an emergency medical number shall be conspicuously posted for staff use; and

(C) The facility shall maintain written policies and procedures for the handling of clinical issues during times in which clinical staff are not at the facility.

(2) Staff:

(A) The facility shall maintain documentation that service providers are knowledgeable regarding the ~~biopsychosocial~~biopsychosocial dimensions of substance ~~abuse~~use disorders, evidenced-based practices, cultural, age, and gender specific issues, and co-occurring disorder issues.

(B) Staff shall be at least eighteen (18) years of age.

(C) The facility shall document in personnel records all education, training, and experience stated above prior to the provision of direct care services.

(D) The facility shall have staff members on site twenty-four (24) hours per day, seven (7) days per week.

(3) Treatment services: Daily (twenty-four [24] hours a day, seven [7] days a week) substance abuse disorder treatment services shall be provided to assess and address individual needs of each consumer. Services shall include, but are not limited to, ~~therapy, rehabilitation services, educational groups, case management services, and crisis intervention.~~

(A) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a generally accepted clinical approach to treatment such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For adults, group therapy is limited to a total of eight adult individuals. For all children under the age of eighteen, the total group size is limited to six. Therapy must be provided at least one (1) hour per week.

(B) **Rehabilitation services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). These services includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized service plan. Rehabilitation services must be provided at least seven (7) hours per week. The maximum staffing ratio for group rehabilitation services is fourteen members for each qualified provider for adults and eight to one for children under the age of eighteen.

(D) **Educational groups.** Education groups must be conducted by a LBHP, CADC, CM II or Peer Recovery Support Specialist (PRSS). Only seven (7) hours per week of education group may be counted toward the required treatment hours. Education groups may include but are not limited to learning experiences regarding living skills, budgeting, educational/vocational skills, etc.

(E) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinically indicated.

(F) **Crisis Intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or imminent danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(4) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

- (i) Date;
- (ii) Specific problems, goals, and objectives addressed;
- (iii) Summary of progress made toward goals and objectives, or lack of;
- (iv) Consumer response to overall treatment services;
- (v) Total number of treatment hours and types of services attended for the week;
- (vi) Any new problems, goals, or objectives identified during the week;
- (vii) List of all service providers providing treatment hours;

- (viii) Signature and credentials of the service provider completing the documentation; and
- (ix) Consumer's name.
- (B) Documentation shall reflect each consumer has received a minimum of twenty four (24) hours of treatment services each week, including the treatment services required in 18-13-101(b)(3), in addition to life skills, recreational, and self-help supportive meetings.
- (5) The program provides documentation of the following community living components:
 - (A) A written daily schedule of activities.
 - (B) Quarterly meetings between consumers and the program personnel.
 - (C) Recreational activities to be utilized on personal time.
 - (D) Personal space for privacy.
 - (E) Security of consumer's property.
 - (F) A clean, inviting, and comfortable setting.
 - (G) Evidence of individual possessions and decorations.
 - (H) Daily access to nutritious meals and snacks.
 - (I) Policy addressing separate sleeping areas for the consumers based on:
 - (i) Gender;
 - (ii) Age; and
 - (iii) Needs.
- (c) Compliance with 450:18-13-101 may be determined by a review of the following:
 - (1) Licenses;
 - (2) Policies and procedures;
 - (3) Treatment protocols;
 - (4) Personnel record, documentation of professional licensure, ~~or certification or licensure as an alcohol and drug counselor~~, documentation of professional work experience, and ongoing in-service trainings;
 - (5) Treatment records; and
 - (6) Interviews with staff and consumers.

450:18-13-101.1 Intensive residential treatment for adults

- (a) Intensive substance use disorder treatment in a residential setting shall provide a planned regimen of twenty four (24) hours a day, seven (7) days a week of professionally directed evaluation, care, and treatment in a permanent program location. Consumers shall participate in at least thirty-seven (37) treatment hours of substance use disorder treatment services per week. The facility shall provide beds, food service, and a safe, welcoming, and culturally/age appropriate environment.
- (b) The facility shall maintain written programmatic descriptions and operational methods addressing the following:
 - (1) Support system:
 - (A) A licensed physician shall be available, at least by telephone, twenty-four (24) hours per day, seven (7) days per week;
 - (B) The facility shall maintain written policy and procedures for handling medical emergencies; and an emergency medical number shall be conspicuously posted for staff use; and
 - (C) The facility shall maintain written policies and procedures for the handling of clinical issues during times in which clinical staff are not at the facility.
 - (2) Staff:
 - (A) The facility shall maintain documentation that service providers are knowledgeable regarding the biopsychosocial dimensions of substance use disorders, evidenced-based practices, cultural, age, and gender specific issues, and co-occurring disorder issues.
 - (B) Staff shall be at least eighteen (18) years of age.

(C) The facility shall document in personnel records all education, training, and experience stated above prior to the provision of direct care services.

(D) The facility shall have staff members on site twenty-four (24) hours per day, seven (7) days per week.

(3) Treatment services: Daily (twenty-four [24] hours a day, seven [7] days a week) substance use disorder treatment services shall be provided to assess and address individual needs of each consumer. Services shall include, but are not limited to:

(A) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a generally accepted clinical approach to treatment such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For adults, group therapy is limited to a total of eight adult individuals. For all children under the age of eighteen, the total group size is limited to six. Therapy must be provided at least four (4) hour per week.

(B) **Rehabilitation services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). These services includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized service plan. Rehabilitation services must be provided at least seven (7) hours per week. The maximum staffing ratio for group rehabilitation services is fourteen members for each qualified provider for adults and eight to one for children under the age of eighteen.

(D) **Educational groups.** Only eleven (11) hours per week of education group may be counted toward the required treatment hours. Education groups may include but are not limited to learning experiences regarding living skills, budgeting, educational/vocational skills, etc.

(E) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinically indicated.

(F) **Crisis Intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or imminent danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(4) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

(i) Date;

(ii) Specific problems, goals, and objectives addressed;

(iii) Summary of progress made toward goals and objectives, or lack of;

(iv) Consumer response to overall treatment services;

(v) Total number of treatment hours and types of services attended for the week;

(vi) Any new problems, goals, or objectives identified during the week;

(vii) List of all service providers providing treatment hours;

(viii) Signature and credentials of the service provider completing the documentation; and

- (ix) Consumer's name.
- (B) Documentation shall reflect each consumer has received a minimum of thirty-seven (37) hours of treatment services each week, including the treatment services required in 18-13-101.1(b)(3), in addition to life skills, recreational, and self-help supportive meetings.
- (5) The program provides documentation of the following community living components:
 - (A) A written daily schedule of activities.
 - (B) Quarterly meetings between consumers and the program personnel.
 - (C) Recreational activities to be utilized on personal time.
 - (D) Personal space for privacy.
 - (E) Security of consumer's property.
 - (F) A clean, inviting, and comfortable setting.
 - (G) Evidence of individual possessions and decorations.
 - (H) Daily access to nutritious meals and snacks.
 - (I) Policy addressing separate sleeping areas for the consumers based on:
 - (i) Gender;
 - (ii) Age; and
 - (iii) Needs.
- (c) Compliance with 450:18-13-101.1 may be determined by a review of the following:
 - (1) Licenses;
 - (2) Policies and procedures;
 - (3) Treatment protocols;
 - (4) Personnel record, documentation of professional licensure or certification, documentation of professional work experience, and ongoing in-service trainings;
 - (5) Treatment records; and
 - (6) Interviews with staff and consumers.

PART 13. RESIDENTIAL TREATMENT FOR PERSONS WITH DEPENDENT CHILDREN

450:18-13-121. Residential treatment for persons with dependent children

- (a) Substance ~~abuse~~use disorder treatment shall be provided in a residential setting offering a planned regimen of twenty-four (24) ~~hour~~hours a day, seven (7) days a week of professionally directed evaluation, care, and treatment in a permanent setting and under a defined set of policies and procedures. Consumers shall participate in at least twenty-four (24) treatment hours of substance ~~abuse~~use disorder treatment, parenting, and child development services per week for adults [Exception: (1) TANF recipients with Oklahoma Department of Human Services (OKDHS) approved documentation shall participate in least twenty-one (21) hours of treatment; documentation should be reflected in consumer record], and twelve (12) structured hours for children [Exception: (2) unless clinically indicated, structured services may be reduced to six (6) hours per week for children attending school.]
- (b) Each facility shall maintain written programmatic descriptions and operational methods addressing the following:
 - (1) Environment: The facility shall provide family-style living arrangements, indoor recreational space for children and families, and safe, protected outdoor recreational and leisure space. The facility shall provide for materials and space appropriate for ages and development of children receiving services. (43A O.S. §3-417). The facility shall provide beds, food service, and a safe, welcoming, and culturally/age appropriate environment.
 - (2) Support system:

(A) A licensed physician shall be available, at least by telephone, twenty-four (24) hours per day, seven (7) days per week.

(B) The facility shall promote and facilitate children's access to the fullest possible range of medical services available such as health screening, well-child health care, screening in speech, language, hearing, and vision, and verify immunization records.

(C) Access to emergency health care shall be provided as necessary.

(3) Staff:

(A) The facility shall maintain documentation that service providers are knowledgeable regarding biopsychosocial dimensions of substance ~~abuse~~ abuse disorders, evidenced based practices, cultural, age and gender-specific issues, co-occurring disorder issues and treatment of infants, toddlers, preschool children, and school-age children.

(B) The facility shall document that service providers have training in the following:

(i) trauma issues, identification of domestic violence, spousal or partner abuse, and child abuse and neglect, with special emphasis on failure to thrive, and sexual abuse of children;

(ii) child development and age appropriate behaviors;

(iii) parenting skills appropriate to infants, toddlers, preschool, and school age children; and

(iv) the impact of substances and substance ~~abuse~~ abuse disorders on parenting and family units.

(C) The facility shall document that staff working with children shall have ongoing training in the following and demonstrate job appropriate functional comprehension of:

(i) the impact of prenatal drug and alcohol exposure on child development;

(ii) the effect of substance ~~abuse~~ abuse disorders on parenting children and families;

(iii) parenting skills appropriate to infants, toddlers, preschool, and school age children;

(iv) common children's behavioral and developmental problems;

(v) appropriate play activities according to developmental stage;

(vi) recognition of sexual acting-out behavior; and

(vii) the substance ~~abuse~~ abuse disorder recovery process, especially as related to family units.

(D) The facility shall document that staff are knowledgeable regarding facility-required education, and training requirements and policies;

(E) The facility shall have staff on site twenty-four (24) hours a day;

(F) Staff shall be at least eighteen (18) years of age; and

(G) The facility shall document in personnel records, all education, training, and experience stated above prior to the provision of services.

(4) Treatment services:

(A) The facility shall provide (twenty-four [24] hours a day, seven [7] days a week) substance ~~abuse~~ abuse disorder treatment services to assess and address individual needs of each consumer. Treatment services, shall include, but are not limited to, therapy, rehabilitation services, educational groups, case management services, and crisis intervention, parenting, and child development; and

(B) The facility shall provide treatment services for children ages four (4) to twelve (12) years, including a minimum of twelve (12) structured hours per week for each child (see 450:18-13-121 (a), Exception #2), including, but not limited to, assessment and age appropriate individual, family and group therapy (topics can include, but are not limited to, poor impulse control, anger management, peer interaction, understanding feelings, problem/conflict resolution), education groups (topics can include, but are not limited to, effects of alcohol on the body, roles of the family, safety planning, grief and loss), recreational activities, prevention techniques, and support groups, according to the development of the child. Structured activities do not include time spent watching television and watching videos. Special attention shall be given to the high

risk of sexual abuse, sexual acting-out by children, suicide risk, and the treatment of toddlers and preschool children; and

(C) Children's services, excluding infants, shall address the significant issues and needs documented in the child's and/or parent's assessment utilizing both structured and unstructured therapeutic activity. Services shall create and enhance positive self-image and feelings of self-worth, promote family unity, teach personal body safety, and positive school interactions, and to prevent alcohol, tobacco, and other drug use; and

(D) Services for infants (ages birth to three [3] years of age) shall include, at a minimum, developmentally appropriate parent-child interactive bonding activities and developmentally appropriate structured activities that promote and nurture the growth and well being of the infant; and

(E) Case management services for each adult and each child that include assessment of and planning and arranging for recovery needs.

(5) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

(i) Date;

(ii) Specific problems, goals and objectives addressed;

(iii) Summary of progress made toward goals and objectives, or lack of;

(iv) Consumer response to overall treatment services;

(v) Total number of treatment hours and types of services attended for the week;

(vi) Any new problems, goals, or objectives identified during the week;

(vii) List of all service providers providing treatment hours;

(viii) Signature and credentials of the service provider completing the documentation; and

(ix) Consumer's name.

(B) Documentation shall reflect that each adult consumer has received a minimum of twenty-four (24) hours of treatment services each week, unless the woman is pregnant and the consumer record contains physician-approved permission for less than twenty-four (24) hours of service, or as permitted in 450:18-13-121 (a), Exception #1. Should the consumer be unable to participate in twenty-four (24) treatment hours for two (2) or more weeks, a review of appropriate placement shall be conducted weekly and documented by the executive director of the facility and shall include observations of parent and child interactions, especially those indicative of therapeutic need or progress.

(C) Documentation shall reflect each child has received a minimum of twelve(12) structured hours of service each week addressing needs and issues documented in either, or both, the child's or parent's assessments; the child's response to those services; and an assessment and planning of recovery needs. Exception: _As few as six (6) hours each week as permitted by 450:18-13-121(a).

(6) The program provides documentation of the following community living components:

(A) A written daily schedule of activities.

(B) Quarterly meetings between consumer and the program personnel.

(C) Recreational activities to be utilized on personal time.

(D) Personal space for privacy.

(E) Security of consumer's property.

(F) A clean, inviting, and comfortable setting.

(G) Evidence of individual possessions and decorations.

(H) Daily access to nutritious meals and snacks.

- (l) Policy addressing separate sleeping areas for the consumers based on:
 - (i) Gender;
 - (ii) Age; and
 - (iii) Needs.
- (c) Compliance with 450:18-13-121 may be determined by a review of the following:
 - (1) Licenses;
 - (2) Policies and procedures;
 - (3) Treatment protocols;
 - (4) Personnel record, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, ongoing in-service trainings;
 - (5) Records;
 - (6) Interviews with staff; and
 - (7) Other facility documentation.

PART 15. RESIDENTIAL TREATMENT FOR ADULTS WITH CO-OCCURRING DISORDERS

450:18-13-141. Adult residential treatment for consumers with co-occurring disorders

- (a) Substance ~~abuse~~use disorder and mental health treatment shall be provided in a residential setting offering a planned regimen of twenty-four (24) hour structured evaluation, care, and treatment, under a defined set of policy and procedures, and shall have a permanent setting. Consumers shall participate in at least twenty-four (24) treatment hours of mental health or substance ~~abuse~~use disorder treatment services per week, including medication therapy, case management services that address medical and/or dental needs, or any other service identified on the consumer's service plan, excluding community support groups. The facility shall provide beds, food service, and a safe, welcoming, and culturally/age appropriate environment.
- (b) The facility shall maintain written programmatic descriptions and operational methods addressing the following:
 - (1) Support system:
 - (A) The facility shall maintain availability of a licensed physicians, who is knowledgeable in substance ~~abuse~~use disorders and mental health issues to provide evaluation, treatment and follow-up; and will be available by telephone twenty-four (24) hours per day, seven (7) days per week;
 - (B) The facility shall make available medication evaluation, administration, or monitoring; and
 - (C) The facility shall provide case management services.
 - (2) Staff:
 - (A) Service providers shall be knowledgeable regarding substance ~~abuse~~use disorders, mental health, evidenced based practices, co-occurring issues, cultural, age, and gender specific issues.
 - (B) All staff shall be knowledgeable regarding facility-required education, training, and policies;
 - (C) Staff shall be at least eighteen (18) years of age; and
 - (D) The facility shall document in personnel records, prior to the provision of treatment services, all education, training, and experience stated above.
 - (3) Treatment services:
 - (A) Daily treatment service shall be provided to assess and address individual needs of each consumer. These services shall include, but not limited to: ~~medication monitoring, therapy, rehabilitation services, educational groups, case management services, and crisis intervention.~~
 - (i) Medication monitoring.
 - (ii) Therapy. See 18-13-101(b)(3)(A) for requirements.

- (iii) Rehabilitation services. See 18-13-101(b)(3)(B) for requirements.
- (iv) Educational groups. See 18-13-101(b)(3)(D) for requirements.
- (v) Case management services. See 18-3-101(b)(3)(E) for requirements.
- (vi) Crisis intervention. See 18-13-101(b)(3)(F) for requirements

(B) Psychiatric and/or psychological and/or mental health evaluations shall be completed on all consumers;

(4) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

- (i) Date;
- (ii) Specific problems, goals, and objectives addressed;
- (iii) Summary of progress made toward goals and objectives, or lack of;
- (iv) Consumer response to overall treatment services;
- (v) Total number of treatment hours and types of services attended for the week;
- (vi) Any new problems, goals, or objectives identified during the week;
- (vii) List of all service providers providing treatment hours;
- (viii) Signature and credentials of the service provider completing the documentation;
- (ix) Consumer's name; and
- (x) Consumer's medication and response to medication therapy, if used, shall be documented.

(5) The program provides documentation of the following community living components:

- (A) A written daily schedule of activities.
- (B) Quarterly meetings between consumers and the program personnel.
- (C) Recreational activities to be utilized on personal time.
- (D) Personal space for privacy.
- (E) Security of consumer's property.
- (F) A clean, inviting, and comfortable setting.
- (G) Evidence of individual possessions and decorations.
- (H) Daily access to nutritious meals and snacks.
- (I) Policy addressing separate sleeping areas for the consumers based on:
 - (i) Gender;
 - (ii) Age; and
 - (iii) Needs.

(c) Compliance with 450:18-13-141 may be determined by a review of the following:

- (1) Licenses;
- (2) Policies and procedures;
- (3) Treatment protocols;
- (4) Personnel record, documentation of professional licensure, or certification ~~or licensure as an alcohol and drug counselor~~, documentation of professional work experience and ongoing in-service trainings;
- (5) Treatment records;
- (6) Interviews with staff; and
- (7) Other facility documentation.

PART 17. RESIDENTIAL TREATMENT FOR ADOLESCENTS

450:18-13-161. Residential treatment for adolescents

(a) Residential treatment for adolescents shall provide a planned regimen of twenty-four (24) hour, seven (7) days a week, professionally directed evaluation, care, and treatment for chemically dependent adolescents, under written policies and procedures in a permanent facility. Adolescents not attending academic training shall participate in at least twenty-one (21) substance ~~abuse~~ abuse disorder treatment related hours per week. Adolescents attending academic training shall participate in at least fifteen (15) hours of substance ~~abuse~~ abuse disorder treatment related hours per week. At a minimum, ten (10) hours shall be devoted to therapeutic treatment services including, but not limited to, group, individual, and family therapy provided by a qualified service provider. The remaining hours shall be devoted to life skills, prosocial skills, and recreational activities. Other activities such as self help support groups, meetings, and religious participation shall be in addition to required hours.

(b) The residential treatment program shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Environment:

(A) The facility shall maintain an environment which is supportive of physical and emotional growth and development which is appropriate to the needs of adolescents;

(B) The facility shall provide space, both indoor and outdoor, for the recreational and social needs of adolescents;

(C) The facility shall group consumers appropriately by age, developmental level, gender, and treatment needs;

(D) The program may provide transportation to activities in the community as appropriate. Vehicles used for transportation should not be labeled in any way that calls attention to the facility or the vehicle's occupants;

(E) The program shall provide study areas within the facility and shall provide ancillary study materials such as encyclopedias, dictionaries, and educational resource texts and materials; and

(F) The facility shall provide a safe, welcoming, and culturally/age appropriate environment.

(2) Support systems:

(A) The facility shall make available a licensed physician by telephone twenty-four (24) hours per day, seven (7) days per week;

(B) The facility shall have specialized professional consultation or supervision available;

(C) The facility shall provide clinically appropriate public educational services in compliance with applicable Oklahoma laws; and

(D) The facility shall provide emergency services and crisis interventions.

(3) Staff:

(A) The facility shall document that service providers are knowledgeable regarding the biopsychsocial aspects of substance ~~abuse~~ abuse disorders, cultural, gender, and age specific issues, co-occurring disorder issues, child and adolescent development and, evidenced based practices.

(B) Maintain documentation that service providers are knowledgeable regarding the identification of violence and domestic violence, spousal or partner abuse, child abuse and neglect, parent and sibling abuse, normal and abnormal adolescent development, and family dynamics;

(C) Ensure at least two (2) staff members are awake and on duty twenty-four (24) hours a day, seven (7) days a week;

(D) If educational services are provided, the facility shall maintain documentation to verify that providing staff meets all state requirements for education or special education;

(E) Staff shall be knowledgeable regarding the facility required education, and training requirements and policies;

(F) Staff shall be least eighteen (18) years of age; and

(G) The facility shall document in personnel records all education training and experience stated in above prior to the provision of direct care service.

(4) Treatment services:

(A) A multidisciplinary team approach shall be utilized in providing daily substance ~~abuse~~use disorder treatment services to assess and address the individual needs of each adolescent;

(B) Services shall include, but not be limited to; ~~therapy, educational groups, and rehabilitation services, case management services, and crisis intervention.~~

(i) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a clinical approach generally accepted as reliable in the relevant clinical community, such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For all children under the age of eighteen, the total group size is limited to six.

(ii) **Rehabilitation Services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). This service includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized service plan. The maximum staffing ratio for group rehabilitation services is eight to one for children under the age of eighteen.

(iii) **Educational groups.** Education groups must be conducted by a LBHP, CADC, CM II or Peer Recovery Support Specialist (PRSS).

(iv) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinical indicated.

(v) **Crisis intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(C) Services shall be provided in appropriate groups according to age, gender, developmental level, treatment status, and individual needs;

(D) The facility shall provide clinically appropriate public educational services in compliance with applicable Oklahoma law;

(E) Consumers shall participate in educational programs within the community, when clinically indicated, including extracurricular activities; and

(F) Service providers shall confer on a regular basis with school personnel, including the provision of necessary information, when appropriate, on the educational progress of the consumer, and shall assess and respond to the needs for changes in the educational plans.

(5) Assessments:

(A) A physical examination shall be conducted by a licensed physician, to include physical assessment, health history, immunization status, and evaluation of motor development and function, speech, hearing, visual, and language functioning; and

- (B) The facility shall facilitate and document the involvement and participation of family members or significant others in the assessment, treatment, rehabilitation, and continuing treatment needs of each consumer;
- (6) Treatment documentation:
- (A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:
- (i) Date;
 - (ii) Specific problems, goals and objectives addressed;
 - (iii) Summary of progress made toward goals and objectives, or lack of;
 - (iv) Consumer response to overall treatment services;
 - (v) Total number of treatment hours and types of services attended for the week;
 - (vi) Any new problems, goals, or objectives identified during the week;
 - (vii) List of all service providers providing treatment hours;
 - (viii) Signature and credentials of the service provider completing the documentation; and
 - (ix) The consumer's name.
- (B) Progress notes in the consumer's record shall clearly reflect the implementation of treatment and case management plans and services provided;
- (C) Progress notes shall include the consumer's name; and
- (D) Documentation shall reflect that each consumer receives a minimum of twenty-one (21) hours of treatment-related hours each week or fifteen (15) or more treatment-related hours if participating in academic training.
- (7) Documentation of the following community living components:
- (A) A written daily schedule of activities.
 - (B) Quarterly meetings between consumers and the program personnel.
 - (C) Recreational activities to be utilized on personal time.
 - (D) Personal space for privacy.
 - (E) Security of consumer's property.
 - (F) A clean, inviting, and comfortable setting.
 - (G) Evidence of individual possessions and decorations.
 - (H) Daily access to nutritious meals and snacks.
 - (I) Policy addressing separate sleeping areas for the consumers based on:
 - (i) Gender;
 - (ii) Age; and
 - (iii) Needs.
- (c) Compliance with 450:18-13-161 may be determined by a review of the following:
- (1) Licenses;
 - (2) Policies and procedures;
 - (3) Treatment and service protocols;
 - (4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, ongoing in-service training(s);
 - (5) Treatment records;
 - (6) Interviews with staff and consumers; and
 - (7) Other facility documentation.

PART 19. HALFWAY HOUSE SERVICES

450:18-13-181. Halfway house services

(a) Halfway house services shall provide low intensity treatment in a supportive living environment to facilitate reintegration into the community. Major emphasis shall be on continuing substance ~~abuse~~use disorder care and follow-up, and community ancillary services in an environment supporting continued abstinence. Consumers shall participate in a minimum of six (6) hours of structured substance ~~abuse~~use disorder treatment per week.

(b) Each facility shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Environment: The facility shall be a freestanding facility or portion of a related healthcare facility having at least one (1) each of toilet, lavatory, and bathing facilities for each eight (8) residents. The facility shall provide a safe, welcoming, and culturally/age appropriate environment.

(2) Support system:

(A) A licensed physician shall be available, by telephone twenty-four (24) hours a day, seven (7) days a week;

(B) The facility shall have a written plan for emergency procedures, approved by a licensed physician;

(C) The facility shall have supplies, as designated by the written emergency procedures plan, which shall be accessible to staff at all times; and

(D) Specialized professional consultation or professional supervision shall be available.

(3) Staff:

(A) Service providers shall be knowledgeable regarding biopsychsocial dimensions of substance ~~abuse~~use disorders, evidenced based practices, co-occurring disorder issues gender, cultural, and age-specific issues;

(B) Staff shall be knowledgeable regarding facility-required education, training, and policies;

(C) Staff shall be knowledgeable about emergency procedures as specified in the emergency procedures plan;

(D) The facility shall have staff members on site twenty-four (24) hours per day, seven (7) days per week;

(E) Staff shall be at least eighteen (18) years of age; and

(F) The facility shall document in personnel records all education, training, and experience stated above prior to the provision of direct care services.

(4) Treatment services. The facility shall have scheduled rehabilitation services to assess and address the individual needs of each consumer. Such services shall include, but not limited to, ~~crisis intervention, therapy, vocational services, case management services, and educational groups.~~

(A) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a clinical approach generally accepted as reliable in the relevant community, such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For adults, group therapy is limited to a total of eight adult individuals. For all children under the age of eighteen, the total group size is limited to six.

(B) **Rehabilitation Services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). This service includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized

service plan. The maximum staffing ratio for group rehabilitation services is fourteen members for each qualified provider for adults and eight to one for children under the age of eighteen.

(D) **Educational Groups.** Education groups must be conducted by a LBHP, CADC, CM II or Peer Recovery Support Specialist (PRSS).

(E) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinically indicated.

(F) **Crisis Intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or imminent danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(G) **Vocational services.** Any level of provider can provide vocational services (Employment consultants, or other staff who have completed some form of job coach training, are preferred). Vocational services include the process of developing or creating appropriate employment situations for individuals who desire employment to include, but not be limited to: the identification of employment positions, conducting job analysis, matching individuals to specific jobs, facilitating job expansion or advancement and communicating with employers about training needs.

(5) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

- (i) Date;
- (ii) Specific problem(s), goals, and objectives addressed;
- (iii) Summary of progress made toward goals and objectives, or lack of;
- (iv) Consumer response to overall treatment services;
- (v) Total number of treatment hours and types of services attended for the week;
- (vi) Any new problems, goals, or objectives identified during the week;
- (vii) List of all service provider providing treatment hours;
- (viii) Signature and credentials of the service provider completing the documentation; and
- (ix) Consumer's name.

(B) Documentation shall reflect that the consumer works or attempts to find work while receiving halfway house services.

(c) Compliance with 450:18-13-181 may be determined by a review of the following:

- (1) Licenses;
- (2) Policies and procedures;
- (3) Treatment protocols;
- (4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, ongoing in-service trainings;
- (5) Treatment records;
- (6) Interviews with staff and consumers; and
- (7) Other facility records.

PART 20. ADOLESCENT HALFWAY HOUSE SERVICES

450:18-13-190. Adolescent halfway house services

(a) Adolescent halfway house treatment shall provide low intensity substance ~~abuse~~ use disorder treatment in a supportive living environment to facilitate reintegration into the home or community. Emphasis shall be on applying recovery skills, relapse prevention, independent living skills, and educational and vocational skills. Consumers shall participate in at least six (6) hours of structured substance ~~abuse~~ use disorder treatment and rehabilitation services weekly. Self-help meetings are not included in the required hours.

(b) Each facility shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Environment:

(A) The facility shall be a freestanding facility or portion of a related healthcare facility having at least one (1) each of toilet, lavatory, and bathing facilities for each eight (8) residents;

(B) The facility shall maintain an environment supportive of physical and emotional growth and development, and appropriate to the needs of adolescents;

(C) The facility shall provide space, both indoor and outdoor. In co-ed treatment, the facility shall maintain separate sleeping quarters for males and females;

(D) The program may provide transportation to activities in the community as appropriate. Vehicles used for transportation should not be labeled in any way that calls attention to the facility or the vehicle's occupants;

(E) The program shall provide study areas within the facility, and shall provide ancillary study materials, such as encyclopedias, dictionaries, and educational resource texts and materials;

(F) The facility shall be licensed by the Oklahoma State Department of Human Services (OKDHS) as a "Residential Child Care Facility"; and

(G) The facility shall provide a safe, welcoming, and culturally/age appropriate environment.

(2) Support systems:

(A) A licensed physician shall be available by telephone twenty-four (24) hours per day, seven (7) days a week;

(B) Specialized professional consultation or supervision, emergency services, and crisis intervention shall be available;

(C) The facility shall provide clinically appropriate public educational services in compliance with applicable Oklahoma laws; and

(D) The facility shall have a written plan for emergency procedures and staff shall have access to supplies as designated in this plan.

(3) Staff:

(A) Service providers shall be knowledgeable regarding the biopsychsocial aspects of substance ~~abuse~~ use disorders, evidenced based practices, co-occurring disorder issues, child and adolescent development issues, and gender, cultural, and age-specific issues.

(B) Service providers shall be knowledgeable regarding the identification of violence and domestic violence, spousal or partner abuse, child abuse and neglect, parent and sibling abuse, normal and abnormal adolescent development, and family dynamics;

(C) The facility shall have staff members on duty twenty-four (24) hours per day, seven (7) days a week;

(D) Staff shall be knowledgeable about emergency procedures as specified in the emergency procedures plan;

(E) If educational services are provided, documentation shall be maintained to verify providing staff meet all state requirements for education or special education;

(F) Staff shall be knowledgeable regarding the facility-required education, training requirements, and policies;

(G) Staff shall be at least eighteen (18) years of age; and

(H) The facility shall document in personnel records all education, training, and experience stated above prior to the provision of direct care services.

(4) Treatment services:

(A) The facility shall provide substance abuse disorder treatment services to assess and address the individual needs of each adolescent, to include, but not be limited to, ~~therapy, educational groups, rehabilitation services, case management services, and crisis intervention.~~

(i) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a clinical approach generally accepted as reliable in the relevant clinical community, such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For all children under the age of eighteen, the total group size is limited to six.

(ii) **Rehabilitation services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). This service includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized service plan. The maximum staffing ratio for group rehabilitation services is eight to one for children under the age of eighteen.

(iii) **Educational groups.** Education groups must be conducted by a LBHP, CADC, CM II or Peer Recovery Support Specialist (PRSS).

(iv) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinically indicated.

(v) **Crisis intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or imminent danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(B) The facility shall provide services in appropriate groups according to age, gender, developmental level, and individual needs;

(C) The facility shall provide for clinically appropriate public educational services in compliance with applicable Oklahoma law;

(D) Consumers may participate in educational programs in the community, when clinically indicated, including extracurricular activities; and

(E) Service providers shall confer on a regular basis with school personnel, including the provision of necessary information when appropriate, on the educational progress of the consumer and shall assess and respond to the needs for changes in the educational plans.

(5) Assessment;

(A) A physical examination shall be conducted by a licensed physician to include physical assessment, health history, immunization status, and evaluation of motor development and functioning, speech, hearing, visual and language functioning, if no records are available on admission reflecting such examination within the previous year; and

(B) The facility shall facilitate involvement and participation of family members or significant others in the assessment, treatment, rehabilitation, and continuing treatment needs of each consumer.

(6) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

- (i) Date;
- (ii) Specific problems, goals and objectives addressed;
- (iii) Summary of progress made toward goals and objectives, or lack of;
- (iv) Consumer response to overall treatment services;
- (v) Total number of treatment hours and types of services attended for the week;
- (vi) Any new problems, goals, or objectives identified during the week;
- (vii) List of all service providers providing treatment hours;
- (viii) Signature and credentials of the service provider completing the documentation; and
- (ix) Consumer's name.

(c) Compliance with the above may be determined by a review of the following:

- (1) Licenses;
- (2) Policies and procedures;
- (3) Treatment protocols;
- (4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, ongoing in-service trainings;
- (5) Treatment records;
- (6) Interviews with staff and consumers; and
- (7) Other facility records.

PART 21. HALFWAY HOUSE SERVICES FOR PERSONS WITH DEPENDENT CHILDREN

450:18-13-201. Halfway house services for persons with dependent children

(a) Halfway house services for persons with dependent children shall provide substance ~~abuse~~use disorder treatment services in a residential setting and shall include a planned regimen of twenty-four (24) hour, seven (7) days a week, supervised living arrangements, to include professionally directed evaluation, care, and treatment, under a defined set of policy and procedures, in a permanent setting. Consumers shall participate in at least six (6) hours of treatment, supportive services, parenting, and child development services per week for adults, and six (6) therapeutic hours of services for children, excluding infants.

(b) Each facility shall maintain written programmatic descriptions and operational methods addressing the following:

(1) Environment: The facility shall be a freestanding facility providing family-style living arrangements, indoor recreational space for children and families, and safe, protected outdoor recreational space. The facility shall provide materials and space appropriate for ages of children receiving services. The facility shall provide a safe, welcoming, and culturally/age appropriate environment.

(2) Support system:

(A) A licensed physician shall be available by telephone twenty-four (24) hours per day, seven (7) days a week;

(B) The facility shall ensure children's access to the fullest possible range of medical services available, such as health screening, well-child health care, screening in speech, language, hearing, and vision, and verification of immunization records;

(C) The facility shall have access to emergency health care provided as necessary;

(D) The facility shall have access to public schools for school age children, and facilitation of the child's receiving the benefits of Public Laws 99-142; and

(E) The facility staff shall document a liaison with the local Oklahoma Department of Human Service (OKDHS) offices to:

(i) Promote preservation of families;

(ii) In cases of investigation of abuse, provide instruction in positive parenting behavior, if requested by the Oklahoma Department of Human Services (OKDHS) and with parental consent, provide daily observations of parent-child interaction;

(iii) Expedite investigations in a timely manner; and

(iv) Ensure prompt facility response to situations which require immediate intervention.

(3) Staff:

(A) Service providers shall be knowledgeable regarding Biopsychsocial dimensions of substance ~~abuse~~ abuse disorders, evidenced-based practices, cultural, age, and gender specific issues, co-occurring disorder issues, and services for infants, toddlers, preschool, and school-age children.

(B) Service providers are minimally trained in:

(i) The identification of domestic violence, spousal or partner abuse, and child abuse and neglect, with special emphasis on failure to thrive and sexual abuse of children.

(ii) Child development and age appropriate behaviors.

(iii) Parenting skills appropriate to infants, toddlers, pre-school, and school age children.

(iv) The impact of substances and substance ~~abuse~~ abuse disorders on parenting and family units.

(C) Service providers working with children shall be knowledgeable and demonstrate job appropriate functional comprehension of:

(i) The impact of prenatal drug and alcohol exposure on child development.

(ii) The effect of substance ~~abuse~~ abuse disorders on parenting, children, and families.

(iii) Parenting skills appropriate to infants, toddlers, pre-school, and school age children.

(iv) Common child behavioral and developmental problems.

(v) Appropriate play activities according to developmental stage.

(vi) Recognition of sexual acting out behavior.

(vii) The substance ~~abuse~~ abuse disorder recovery process, especially as related to family units.

(D) The facility shall have staff members on site and awake twenty-four (24)-hours per day, seven (7) days per week;

(E) Staff shall be knowledgeable regarding facility-required education and training requirements and policies.

(F) Staff shall be at least eighteen (18) years of age; and

(G) The facility shall document in personnel records all education, training, and experience stated above prior to the provision of direct care services.

(4) Treatment services:

(A) Daily (twenty-four [24] hours a day, seven [7] days a week) substance ~~abuse~~ abuse disorder services shall be provided to assess and address individual needs of each consumer. Services shall include, but are not limited to, ~~crisis intervention, therapy, vocational services, case management services, parenting, child development, and educational groups;~~

(i) **Therapy.** Therapy must be provided by a Licensed Behavioral Health Professional (LBHP) who must use and document a clinical approach generally accepted as reliable in the

relevant clinical community, such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment. The therapy must be goal directed utilizing techniques appropriate to the individual consumer's service plan and the consumer's developmental and cognitive abilities. This service does not include social skill development or daily living skill activities. For adults, group therapy is limited to a total of eight adult individuals. For all children under the age of eighteen, the total group size is limited to six.

(ii) **Rehabilitation services.** Rehabilitation services must be provided by a LBHP, Certified Alcohol and Drug Counselor (CADC) or Certified Behavioral Health Case Manager II (CM II). This service includes educational and supportive services regarding independent living, self-care, social skills regarding development, lifestyle changes and recovery principles and practices (including relapse prevention). Services provided typically take the form of curriculum based education and skills practice, and should be goal specific in accordance with an individualized service plan. The maximum staffing ratio for group rehabilitation services is fourteen members for each qualified provider for adults and eight to one for children under the age of eighteen.

(iii) **Educational groups.** Education groups must be conducted by a LBHP, CADC, CM II or Peer Recovery Support Specialist (PRSS).

(iv) **Case Management.** Case management may be provided by a LBHP, CADC, CM II or CM I.

(v) **Crisis intervention.** Crisis intervention services must be provided by a LBHP. Crisis intervention services are provided as needed for the purpose of responding to acute behavioral or emotional dysfunction as evidenced by psychotic, suicidal, homicidal severe psychiatric distress, and/or imminent danger of substance relapse. The crisis situation including the symptoms exhibited and the resulting intervention or recommendations must be clearly documented in the consumer's record.

(vi) **Case Management.** Case management must be provided by a LBHP, CADC, CM II or CM I as clinically indicated.

(vii) **Vocational services.** Any level of provider can provide vocational services (Employment consultants, or other staff who have completed some form of job coach training, are preferred. Vocational services include the process of developing or creating appropriate employment situations for individuals who desire employment to include, but not be limited to: the identification of employment positions, conducting job analysis, matching individuals to specific jobs, facilitating job expansion or advancement and communicating with employers about training needs.

(viii) **Parenting and child development.**

(B) Services for children shall be provided and include a minimum of six (6) hours per week of therapeutic units for each child consisting of, but not limited to, assessment, therapy via art and recreational activities, etc. according to the development of the child. Documentation of all needs identified for each child shall be identified on that child's case management service plan and/or service plan.

(C) Children's services, excluding infants, shall be provided which address the significant issues and needs documented in either or both the child's and the parent's assessment and shall utilize both structured and unstructured therapeutic activity. Services shall address the significant issues and needs documented in the parent's or child's assessment and create and enhance positive self image and feelings of self-worth, promote family unity, teach personal body safety and positive school interactions, and to prevent alcohol, tobacco, and other drug use;

(D) Infant services, ages birth to three (3) years of age, shall be provided and shall consist, at a minimum, of developmentally appropriate parent-child bonding (interactive) activities and play therapy as determined by mother's service plan; and

(E) Case management services for each adult and each child shall be provided, which include the assessment of and planning and arranging for recovery needs.

(5) Treatment documentation:

(A) Consumer records shall contain progress notes which outline any issues related to treatment and services provided. Progress notes shall document treatment services in a weekly summary to include the following:

(i) Date;

(ii) Specific problems, goals, and objectives addressed;

(iii) Summary of progress made toward goals and objectives, or lack of;

(iv) Consumer response to overall treatment services;

(v) Total number of treatment hours and types of services attended for the week;

(vi) Any new problems, goals, or objectives identified during the week;

(vii) List of all service providers providing treatment hours;

(viii) Signature and credentials of the service provider completing the documentation; and

(ix) The consumer's name.

(B) Progress notes in consumer's and his or her children's records shall clearly reflect case management assessments, plans, and implementation of plans, and implementation of the service plan and services provided, in addition to the consumer's, parent and child, response to treatment;

(C) Progress notes shall document observations of parent and child interactions especially those indicative of therapeutic need or progress; and

(D) Documentation shall reflect each consumer, adult, and child, has received a minimum of six (6) hours of service each week addressing issues and needs indicated in the assessments (parent or child).

(c) Compliance with 450:18-13-201 may be determined by a review of the following:

(1) Licenses;

(2) Policies and procedures;

(3) Treatment protocols;

(4) Personnel records, documentation of professional licensure, certification or licensure as an alcohol and drug counselor, documentation of professional work experience, and ongoing in-service trainings;

(5) Treatment records;

(6) Interviews with staff and consumers; and

(7) Other facility documentation.

PART 23. PEER RECOVERY SUPPORT SERVICES

450:18-13-221. Peer recovery support services

(a) Peer recovery support services are provided as a program integrated within the overall structure of ~~substance abuse~~ substance-related and addictive disorders agency services and may be offered to ~~adults~~ consumers age ~~eighteen (18)~~ sixteen (16) and older with ~~substance abuse~~ substance-related disorders, including co-occurring disorders.

(b) Peer recovery support services may be offered to other consumers of the ~~substance abuse~~ agency and their families.

(c) These services shall:

- (1) Be based on an individualized, recovery-focused service philosophy that allows individuals the opportunity to learn to manage their own recovery and advocacy process;
 - (2) Recognize the unique value of services being provided by persons with lived experience who are able to demonstrate their own hopefulness and recovery;
 - (3) Enhance the development of natural supports, coping skills, and other skills necessary to function as independently as possible in the community, including, but not limited to, assisting re-entry into the community after a hospitalization or other residential setting;
 - (4) Have written policies specific to these services; and,
 - (5) Be provided by Recovery Support Specialists as defined by OAC 450:18-13-222.
- (d) Each ~~substance abuse~~ agency shall have in place provisions for direct supervision and other supports for staff providing this service.
- (e) Compliance with 450:18-13-221 shall be determined by a review of documentation of linkage activities and agreements, clinical records, ~~ICIS~~PICIS reporting data, and policies and procedures.

450:18-13-222. Peer Recovery Support Specialists staff requirements

- (a) Peer Recovery Support Services shall be provided only by staff who have completed the ODMHSAS RSS training and have passed the ODMHSAS RSS exam. Peer Recovery Support Specialists meeting the requirements and certified pursuant to OAC 450:53.
- (b) Each ~~substance abuse~~ agency shall document and maintain records to verify current credentialing of each provider of this service.
- (c) Compliance for 450:17-3-192 shall be determined by a review of the facility personnel records and ODMHSAS credentialing files.

450:18-13-223. Peer Recovery Support services: Locale and frequency

- (a) Peer Recovery Support services can be provided in any location. The majority of contacts should be face-to-face, however, services may be provided over the telephone as necessary to help the consumer achieve his or her goals.
- (b) Compliance for 450:18-13-223 shall be determined by a review of the agency policies and procedures, ~~ICIS~~PICIS, consumer records, consumer interviews, and observation.

SUBCHAPTER 15. GAMBLING DISORDER TREATMENT SERVICES

18-15-1. Purpose

The purpose of this Subchapter is to set forth additional rules regulating program requirements, activities, and services for agencies certified under this Chapter who opt to also provide gambling disorder treatment services and implements 43A O.S. §§ 3-322 which authorizes the Board of Mental Health and Substance Abuse Services, or the Commissioner upon delegation by the Board, to certify Gambling Treatment Programs.

18-15-2. Level of Care

Agencies providing gambling disorder treatment services shall do so at the outpatient level of care, and have written policies and procedures. Written policies shall define the procedures for the implementation of the requirements of this Subchapter.

18-15-3. Admission Criteria

(a) Admission to the program shall be determined by the gambling disorder treatment professional in partnership with the consumer based on the problem gambling issues of the consumer utilizing ASAM placement criteria.

(b) Compliance with this Section may be determined by a review of the following:

- (1) Policy and procedures;
- (2) Admission protocols;
- (3) Admission assessment instruments;
- (4) Consumer records;
- (5) Interviews with staff and consumers; and
- (6) Other facility documentation.

18-15-4. Discharge Criteria

(a) Discharge from a the program shall be determined by the following:

- (1) Discharge assessment to determine achievement of consumer's treatment goals and consumer's continued need for treatment services, utilizing ASAM placement criteria;
- (2) Reduction in problem gambling behaviors for at least 30 days prior to discharge; and
- (3) Completion of a Continuing Care Plan with linkage to community gambling support groups, or other community services.

(b) Compliance may be determined by a review of the following:

- (1) Policy and procedures;
- (2) Continuing Care Plans;
- (3) Discharge assessments;
- (4) Discharge summaries;
- (5) Progress notes;
- (6) Consumer records;
- (7) Interviews with staff and consumers; and
- (8) Other facility documentation.

18-15-5. Treatment Services

(a) Facilities providing gambling treatment services shall have a group of services herein designated as core services. Facilities certified under this Chapter may have specific additional services herein designated as optional gambling disorder treatment services. Required services include, but are not necessarily limited to:

- (1) **Screening and Assessment.** See Sections 18-7-21 through 18-7-27 for requirements.
- (3) **Service planning and revision.** See Sections 18-7-81, 18-7-82 and 18-7-101 for requirements.
- (4) **Individual therapy.** Individual therapy is a face-to-face therapeutic session conducted by a Gambling Treatment Professional (GTP) with one on one interaction between the GTP and a consumer to promote emotional or psychological change to alleviate disorders. Therapy must be goal directed and use a generally accepted approach to treatment such as cognitive behavioral treatment, narrative therapy, solution focused brief therapy or another widely accepted theoretical framework for treatment, in accordance with an individualized service plan.
- (5) **Group therapy.** Group therapy is a face-to-face therapeutic session with a group of individuals and a GTP using the interaction of the GTP and two or more consumers to promote positive emotional or behavioral change. The focus of the group must be directly related to goals and objectives of the individual customer service plan and use a generally accepted framework for this modality of treatment. This service does not include social skill development or daily living skill activities. Group psychotherapy for adults is limited to eight total consumers. Group size is limited to a total of six consumers for all children. A group may not consist solely of related individuals.
- (6) **Family therapy.** Family therapy is a face-to-face therapeutic session conducted by a GTP with family members/couples conducted in accordance with a documented service plan focusing on treatment family/marital problems and goals. The service must be provided to specifically benefit

the consumer as identified in a service plan and use generally accepted treatment methods for this modality of treatment.

(5) **Case management.** See Sections 18-7-61 through 18-7-65 for requirements.

(6) **Education and/or educational groups.** Education and educational groups can be provided by any level of provider.

(7) **Discharge planning.** See Sections 18-7-121 through 18-7-123.

(b) Compliance with this Section may be determined by a review of the following:

(1) Consumer records;

(2) Progress notes;

(3) Interviews with staff; and

(4) Other facility documentation.