

**NOTICE OF MEETING**

**STATE BOARD OF MENTAL HEALTH  
AND SUBSTANCE ABUSE SERVICES**

**ODMHSAS  
Main Conference Room  
1200 N.E. 13<sup>th</sup> Street  
Oklahoma City, Oklahoma 73117  
405-522-3877**

**March 27, 2015 – 9:00 a.m.**

**AGENDA**

- I. Determination of quorum, call to order  
and opening remarks..... Major Edward Pulido  
Vice-Chair
- II. Approval of minutes of the January 23, 2015, Meeting.....Major Pulido
- III. Discussion and Possible Action.....Mr. Hudgens  
Regarding Approval of Program Certifications  
(see Attachment “A”)
- IV. Discussion and Possible Action.....Steven Buck  
Regarding ODMHSAS Deputy Commissioner  
Administrative Rules Communications and Prevention Services  
As follows:

**CHAPTER 1. ADMINISTRATION**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL INFORMATION**

450:1-1-1.1. Definitions [AMENDED]

**SUBCHAPTER 3. CONTRACTS FOR MENTAL HEALTH, SUBSTANCE  
ABUSE, AND RESIDENTIAL CARE SERVICES**

**PART 1. ELIGIBILITY TO CONTRACT**

450:1-3-5. Staff qualifications for contracted entities[AMENDED]

**SUBCHAPTER 5. PROCEDURE IN INDIVIDUAL ADMINISTRATIVE PROCEEDINGS**

450:1-5-17. Costs of administrative sanction proceedings where sanction  
results [NEW]

## SUBCHAPTER 9. CERTIFICATION AND DESIGNATION OF FACILITY SERVICES

- 450:1-9-5 Qualifications for certifications of facilities and programs and individuals [AMENDED]
- 450:1-9-5.1. Types and duration of certification status for facilities and programs [AMENDED]
- 450:1-9-5.3 Additional conditions related to certification [AMENDED]
- 450:1-9-6 Procedures for application for certification [AMENDED]
- 450:1-9-6.1 Expanding certification of facilities and programs to additional geographic areas; Adding new programs or levels of care [AMENDED]
- 450:1-9-7 Procedures for completion of the Permit for Temporary Operations certification process [AMENDED]
- 450:1-9-7.1 Procedures for completion of additional certification processes subsequent to a Permit for Temporary Operations [AMENDED]
- 450:1-9-7.2 Procedures for renewal of certification [AMENDED]
- 450:1-9-7.3 Additional certification procedures [AMENDED]
- 450:1-9-7.4 Actions on Non-Certified Providers [AMENDED]
- 450:1-9-9.2 Voluntary relinquishment of certification [NEW]
- 450:1-9-12 Reapplication following denial, suspension—~~or~~, revocation or voluntary relinquishment of certification [AMENDED]

### **AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-110, 3-306, 3-306.1, 3-314.1, 3-315, 3-317, 3-318, 3-319 and 3-415; 74 O.S. §85.9G.

### **SUMMARY:**

Proposed Revisions to Chapter 1 include removing the one year certification as an option for initial certification as a facility provider. Revisions also add provisions which would prohibit facilities who relinquish their certification in lieu of administrative sanction from reapplying for certification before 6 months have passed. A requirement is also added which would shift the cost of the investigation into an administrative sanction to the sanctioned party which must be paid before a reapplication for certification would be considered. Other revisions include updates to terminology based on previous rule changes as well as administrative changes to certain provider certification processes.

## **CHAPTER 17. STANDARDS AND CRITERIA FOR COMMUNITY MENTAL HEALTH CENTERS**

**Presented by: Traylor Rains**

### **PROPOSED RULES:**

#### SUBCHAPTER 1. GENERAL PROVISIONS

- 450:17-1-2. Definitions [AMENDED]

#### SUBCHAPTER 3. REQUIRED SERVICES

##### PART 11. CASE MANAGEMENT

- 450:17-3-106. Case management services, staff credentials [AMENDED]

## SUBCHAPTER 5. OPTIONAL SERVICES

### PART 21. GAMBLING DISORDER TREATMENT SERVICES

450:17-5-132. Treatment services [AMENDED]

### PART 23. BEHAVIORAL HEALTH HOME [NEW]

450:17-5-140. Program description and purpose [NEW]

450:17-5-141. Target populations [NEW]

450:17-5-142. Outreach and engagement [NEW]

450:17-5-143. Structure of Behavioral Health Home and administrative staff [NEW]

450:17-5-144. Treatment team; general requirements [NEW]

450:17-5-145. Treatment team; adult team [NEW]

450:17-5-146. Treatment team; children and adolescent team [NEW]

450:17-5-147. Required services [NEW]

450:17-5-148. Access to specialists [NEW]

450:17-5-149. Admission [NEW]

450:17-5-150. Initial assessment [NEW]

450:17-5-151. Comprehensive assessment [NEW]

450:17-5-152. Integrated care plan [NEW]

450:17-5-153. Integrated care plan; content [NEW]

450:17-5-154. Review of plan [NEW]

450:17-5-155. Intensive care coordination for children and adolescents; wraparound approach [NEW]

450:17-5-156. Behavioral Health Home medication monitoring [NEW]

450:17-5-157. Behavioral Health Home pharmacy services [NEW]

450:17-5-158. Health promotion and wellness; consumer self-management [NEW]

450:17-5-159. Discharge or transfer from Behavioral Health Home [NEW]

450:17-5-160. Linkage and transitional care [NEW]

450:17-5-161. Consumer (Patient Care) Registries and Population Health [NEW]

450:17-5-162. Electronic health records and data sharing [NEW]

450:17-5-163. Performance measurement and quality improvement [NEW]

### SUBCHAPTER 21. STAFF DEVELOPMENT AND TRAINING

450:17-21-6. Clinical supervision [AMENDED]

#### **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.

#### **SUMMARY:**

Proposed revisions to Chapter 17 are made to add standards and criteria for Health Home services as optional services within CMHCs. Health Homes will promote enhanced integration and coordination of primary, acute, behavioral health, and long-term services and supports for persons with chronic illness. The purpose of the Health Home is to improve the health status for consumers with Serious Mental Illness or Serious Emotional Disturbance by promoting wellness and prevention and to improve access and continuity in healthcare for these consumers by supporting coordination and integration of primary care services in specialty behavioral healthcare settings. Proposed revisions also create a distinction in terminology between Licensed Behavioral Health Professionals (LBHPs) and licensure candidates.

**CHAPTER 18. STANDARDS AND CRITERIA FOR SUBSTANCE RELATED AND ADDICTIVE DISORDER TREATMENT SERVICES**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

450:18-1-2 Definitions [AMENDED]

**SUBCHAPTER 5. ORGANIZATIONAL AND FACILITY MANAGEMENT**

450:18-5-2.2 Information analysis and planning [AMENDED]

**SUBCHAPTER 7. FACILITY CLINICAL RECORDS**

**PART 3. SCREENING, INTAKE, AND ASSESSMENT**

450:18-7-23 Biopsychsocial assessment [AMENDED]

450:18-7-25 Biopsychsocial assessments of children accompanying a parent into treatment [AMENDED]

**PART 7. CASE MANAGEMENT**

450:18-7-65 Case management services, staff credentials [AMENDED]

**SUBCHAPTER 9. SERVICES SUPPORT AND ENHANCEMENT**

**PART 1. STAFF SUPPORT**

450:18-9-2 Clinical supervision [AMENDED]

**SUBCHAPTER 13. SUBSTANCE USE DISORDER TREATMENT SERVICES**

**PART 11. RESIDENTIAL TREATMENT**

450:18-13-101 Residential treatment for adults [AMENDED]

450:18-13-101.1 Intensive residential treatment for adults [AMENDED]

**PART 17. RESIDENTIAL TREATMENT FOR ADOLESCENTS**

450:18-13-161 Residential treatment for adolescents [AMENDED]

**PART 19. HALFWAY HOUSE SERVICES**

450:18-13-181 Halfway house services [AMENDED]

**PART 20. ADOLESCENT HALFWAY HOUSE SERVICES**

450:18-13-190 Adolescent halfway house services [AMENDED]

**PART 21. HALFWAY HOUSE SERVICES FOR PERSONS WITH DEPENDENT CHILDREN**

450:18-13-201 Halfway house services for persons with dependent children [AMENDED]

**SUBCHAPTER 15. GAMBLING DISORDER TREATMENT SERVICES**

450:18-15-5 Treatment services [AMENDED]

**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.

**SUMMARY:**

Proposed revisions to Chapter 18 are made to create a distinction in terminology between Licensed Behavioral Health Professionals (LBHPs) and Licensure Candidates. Provisions also add a requirement for facilities certified under this Chapter to report to ODMHSAS all claims and accomplishments by the facility which are subject to verification by the ODMHSAS Board. Changes are also made to allow more provider flexibility in creating the biopsychosocial assessment for consumers.

**CHAPTER 23. STANDARDS AND CRITERIA FOR COMMUNITY-BASED STRUCTURED CRISIS CENTERS**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

450:23-1-2. Definitions [AMENDED]

**SUBCHAPTER 3. CBSCC SERVICES**

**PART 1. FACILITY BASED-CRISIS STABILIZATION**

450:23-3-2. Facility based crisis stabilization [AMENDED]

450:23-3-3. Crisis stabilization, triage ~~response~~ [AMENDED]

450:23-3-5. Crisis stabilization, psychiatric, substance use disorder and co-occurring services [AMENDED]

450:23-3-7. Linkage Services to higher or lower levels of care, or longer term placement [AMENDED]

**PART 2. URGENT RECOVERY CLINIC SERVICES**

450:23-3-20. Applicability [AMENDED]

450:23-3-21. Urgent Recovery Clinic services [AMENDED]

450:23-3-22. Triage Urgent Recovery crisis response [AMENDED]

450:23-3-23. URC Crisis intervention services [AMENDED]

**AUTHORITY:**

43A O.S. § 3-317; Board of Mental Health and Substance Abuse Services.

**SUMMARY:**

Proposed revisions to Chapter 23 include an update to the definition of "Emergency Examination" to correspond with definitions in 43A. Revisions are also made to allow Urgent Care Facilities to operate in conjunction with facility-based crisis centers or as stand-alone facilities. Other revisions are made to provide clarity to certification processes, standards and criteria.

**CHAPTER 24. STANDARDS AND CRITERIA FOR COMPREHENSIVE COMMUNITY ADDICTION RECOVERY CENTERS**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

450:24-1-2. Definitions [AMENDED]

**SUBCHAPTER 3. REQUIRED SERVICES**

**PART 5. EMERGENCY SERVICES**

450:24-3-43. Crisis Intervention, staffing [AMENDED]

**PART 15. CASE MANAGEMENT**

450:24-3-144. Case management services, staff credentials [AMENDED]

**SUBCHAPTER 5. OPTIONAL SERVICES**

**PART 19. GAMBLING DISORDER TREATMENT SERVICES [AMENDED]**

450:24-5-166. Treatment services [AMENDED]

**SUBCHAPTER 13. ORGANIZATIONAL AND FACILITY MANAGEMENT**

450:24-13-2. Information analysis and planning [AMENDED]

**AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 3-415.

**SUMMARY:**

Proposed revisions to Chapter 24 include changes to create distinction in terminology between Licensed Behavioral Health Professionals (LBHPs) and licensure candidates. Provisions also add a requirement for facilities certified under this Chapter to report to ODMHSAS all claims and accomplishments by the facility which are subject to verification by the ODMHSAS Board. Changes are also made to allow more flexibility in creating the biopsychosocial assessment for consumers in gambling addiction programs.

**CHAPTER 27. STANDARDS AND CRITERIA FOR MENTAL ILLNESS SERVICE PROGRAMS**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

450:27-1-2. Definitions [AMENDED]

**SUBCHAPTER 7. CLINICAL SERVICES**

**PART 3. ADDITIONAL OR OPTIONAL SERVICES**

450:27-7-21. Additional treatment services [AMENDED]

450:27-7-33. Behavioral health rehabilitation services, staff credentials [AMENDED]

**SUBCHAPTER 9. BEHAVIORAL HEALTH HOME [NEW]**

450:27-9-1. Program description and purpose [NEW]

450:27-9-2. Target populations [NEW]

450:27-9-3. Outreach and engagement [NEW]

450:27-9-4. Structure of Behavioral Health Home and administrative staff [NEW]

450:27-9-5. Treatment team; general requirements [NEW]

450:27-9-6. Treatment team; adult team [NEW]

450:27-9-7. Treatment team; children and adolescent team [NEW]

450:27-9-8. Required services [NEW]

- 450:27-9-9. Access to specialists [NEW]
- 450:27-9-10. Admission [NEW]
- 450:27-9-11. Initial assessment [NEW]
- 450:27-9-12. Comprehensive assessment [NEW]
- 450:27-9-13. Integrated care plan [NEW]
- 450:27-9-14. Integrated care plan; content [NEW]
- 450:27-9-15. Review of plan [NEW]
- 450:27-9-16. Intensive care coordination for children and adolescents; wraparound approach [NEW]
- 450:27-9-17. Behavioral Health Home medication monitoring [NEW]
- 450:27-9-18. Behavioral Health Home pharmacy services [NEW]
- 450:27-9-19. Health promotion and wellness; consumer self-management [NEW]
- 450:27-9-20. Discharge or transfer from Behavioral Health Home [NEW]
- 450:27-9-21. Linkage and transitional care [NEW]
- 450:27-9-22. Consumer (patient care) registries and population health [NEW]
- 450:27-9-23. Electronic health records and data sharing [NEW]
- 450:27-9-24. Performance measurement and quality improvement [NEW]

**AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 3-323A.

**SUMMARY:**

Proposed revisions to Chapter 27 are made to add standards and criteria for Health Home services as optional services within Mental Illness Service Programs. Health Homes will promote enhanced integration and coordination of primary, acute, behavioral health, and long-term services and supports for persons with chronic illness. The purpose of the Health Home is to improve the health status for consumers with Serious Mental Illness or Serious Emotional Disturbance by promoting wellness and prevention and to improve access and continuity in healthcare for these consumers by supporting coordination and integration of primary care services in specialty behavioral healthcare settings. Revisions are also made to create a distinction in terminology between Licensed Behavioral Health Professionals (LBHPs) and licensure candidates.

**CHAPTER 50. STANDARDS AND CRITERIA FOR CERTIFIED BEHAVIORAL HEALTH CASE MANAGERS**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

- 450:50-1-2. Definitions [AMENDED]

**AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 3-318.

**SUMMARY:**

Proposed revisions to Chapter 50 include removing the definition of Licensed Behavioral Health Professional (LBHP) since the term is not used within the context of the Chapter.

## **CHAPTER 55. STANDARDS AND CRITERIA FOR PROGRAMS OF ASSERTIVE COMMUNITY TREATMENT**

**Presented by: Traylor Rains**

### **PROPOSED RULES:**

#### **SUBCHAPTER 1. GENERAL PROVISIONS**

450:55-1-2. Definitions [AMENDED]

#### **SUBCHAPTER 3. PROGRAM DESCRIPTION AND PACT SERVICES**

450:55-3-7. Staffing requirements [AMENDED]

#### **SUBCHAPTER 25. BEHAVIORAL HEALTH HOME [NEW]**

450:55-25-1. Program description and purpose [NEW]

450:55-25-2. Target Population [NEW]

450:55-25-3. Outreach and engagement [NEW]

450:55-25-4. Structure of Behavioral Health Home and administrative staff [NEW]

450:55-25-5. Treatment team; general requirements [NEW]

450:55-25-6. Treatment team composition [NEW]

450:55-25-7. Required services [NEW]

450:55-25-8. Access to specialists [NEW]

450:55-25-9. Admission [NEW]

450:55-25-10. Integrated screening, intake, and assessment services [NEW]

450:55-25-11. Initial assessment [NEW]

450:55-25-12. Comprehensive assessment [NEW]

450:55-25-13. Integrated care plan [NEW]

450:55-25-14. Integrated care plan; content [NEW]

450:55-25-15. Review of plan [NEW]

450:55-25-16. Behavioral Health Home medication monitoring [NEW]

450:55-25-17. Behavioral Health Home pharmacy services [NEW]

450:55-25-18. Health promotion and wellness; consumer self-management [NEW]

450:55-25-19. Discharge or transfer from Behavioral Health Home [NEW]

450:55-25-20. Linkage and transitional care [NEW]

450:55-25-21. Consumer (patient care) registries and population health management [NEW]

450:55-25-22. Electronic health records and data sharing [NEW]

450:55-25-23. Performance measurement and quality improvement [NEW]

### **AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-306 and 3-319.

### **SUMMARY:**

Proposed revisions to Chapter 55 are made to add standards and criteria for Health Home services as optional services within Programs of Assertive Community Treatment. Health Homes will promote enhanced integration and coordination of primary, acute, behavioral health, and long-term services and supports for persons with chronic illness. The purpose of the Health Home is to improve the health status for consumers with Serious Mental Illness by promoting wellness and prevention and to

improve access and continuity in healthcare for these consumers by supporting coordination and integration of primary care services in specialty behavioral healthcare settings. Revisions also create distinction in terminology between Licensed Behavioral Health Professionals (LBHPs) and licensure candidates.

**CHAPTER 65. STANDARDS AND CRITERIA FOR GAMBLING TREATMENT PROGRAMS**

**Presented by: Traylor Rains**

**PROPOSED RULES:**

**SUBCHAPTER 1. GENERAL PROVISIONS**

450:65-1-2. Definitions [AMENDED]

**SUBCHAPTER 3. GAMBLING TREATMENT SERVICES AND DOCUMENTATION**

450:65-3-3. Assessment and diagnostic Services [AMENDED]

**AUTHORITY:**

Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-108 and 2-109.

**SUMMARY:**

Proposed revisions to Chapter 65 are made to update the definition of Gambling Treatment Professional in order to be consistent with national standards. Revisions are also proposed in order to give providers more flexibility in creating the biopsychsocial assessment for consumers admitted to gambling addiction treatment programs.

- V. Discussion ..... Terri White  
Regarding report of activities since last Board meeting Commissioner
  
- VI. Discussion ..... Durand Crosby  
Regarding report of activities since last Board meeting Chief of Staff  
and Operations
  
- VII. Discussion regarding the.....Joel Carson  
Report from the Corporate Committee Chair  
Accountability Committee concerning  
Department Investigations and  
Consumer Complaints  
Possible executive session as authorized  
by 25 O.S. § 307(B)(4) and (7), for:  
Discussion regarding pending investigations,  
claims, or actions and matters which are confidential  
pursuant to state or federal law

- VIII. Discussion and Possible Action.....Jason Maddox  
 Regarding the Inspector General’s Report Inspector General  
 Possible executive session as authorized  
 by 25 O.S. § 307(B) (4) and (7), for:  
 Discussion regarding investigations by the  
 ODMHSAS Inspector General’s Division relating  
 to consumer abuse, neglect and mistreatment  
 which are confidential pursuant to 43A O.S. §§ 1-109,  
 2-109 and 3-422; 42 C.F.R. Part 2; 45 C.F.R.  
 Parts 160 and 164; and 63 O.S. § 1-1709
- IX. Discussion and Possible Action.....Joseph Mickey  
 Regarding the Consumer Advocate’s Report Advocate General  
 Possible executive session as authorized  
 by 25 O.S. § 307(B) (4) and (7), for: Discussing  
 any matter where disclosure of information would  
 violate confidentiality requirements of state or federal law  
 43A O.S. §§ 1-109, 2-109 and 3-422; 42 C.F.R.  
 Part 2; 45 C.F.R. Parts 160 and 164; and 63 O.S. § 1-1709
- X. Discussion and Possible Action.....Dewayne Moore  
 Regarding Pending Claims and Actions: General Counsel  
 Possible Executive Session as authorized  
 by 25 O.S. §307(B)(4) and (7), for:  
 Discussion regarding pending investigations,  
 claims, or actions and matters which are confidential  
 pursuant to state or federal law
- XI. Discussion regarding the ..... J. Andy Sullivan, M.D.  
 Report from Performance Committee Chair  
 Improvement Committee
- XII. Discussion and Possible Action.....Mr. Crosby  
 Regarding Critical Incident Reports  
 Possible executive session pursuant to 25.O.S.  
 § 307 (B) (7) to discuss confidential information  
 pursuant to state or federal law
- XIII. Discussion regarding the.....Mr. Carson  
 Report from the Finance Committee Committee Chair  
 Including possible discussion of expenditures,  
 budget increases, reduction and revenues
- XIV. Discussion and Possible Action.....Juarez McCann  
 Regarding the Monthly Financial Report Chief Financial Officer  
 Including possible discussion of expenditures,  
 budget increases, reduction and revenues

- XV. Presentation.....Steven Buck  
Deputy Commissioner  
Communication and Prevention Services
- XVI. Presentation.....Commissioner White
- XVII. New Business.....Major Pulido
- XVIII. Adjournment.....Major Pulido