

CHAPTER 25. STANDARDS AND CRITERIA FOR BATTERERS INTERVENTION PROGRAMS

[Authority: 74 O.S. § 18p-6]
[Source: Codified 7-1-10]

SUBCHAPTER 1. GENERAL PROVISIONS

75:25-1-1. Purpose

This Chapter sets forth the standards and criteria governing services provided by certified batterers intervention programs. The rules regarding factors relating to the certification processes including, but not necessarily limited to, applications, fees, requirements for and administrative sanctions, are found in Chapter 1 of this Title.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-1-2. Mission

The mission of the standards and criteria for batterers intervention programs is to eliminate domestic violence, sexual assault and stalking in the State of Oklahoma.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12]

75:25-1-2.1. Underlying Philosophy

The philosophy underlying the standards and criteria for batterers intervention programs is that:

- (1) battering is instrumental, strategic and purposeful behavior designed to bring about a particular outcome;
- (2) traditional therapeutic techniques are not appropriate for those who choose to batter;
- (3) battering is primarily a sociocultural issue that is criminal in nature;
- (4) battering is never justified;
- (5) battering is not caused by disease, diminished intellect, alcoholism/addiction, intoxication, mental illness or any external person or event;
- (6) clients are solely responsible for their actions and must be held accountable for their abusive behavior;
- (7) the use of violence and coercion is a choice, decision or a tactic;
- (8) no behavior of the victim causes or excuses domestic violence;
- (9) because clients choose to use violence, they can also choose to stop violence and eliminate coercive controlling tactics from their intimate relationships; and
- (10) safety for the victims/survivors and their dependents is the primary focus of intervention and services.

[Source: Added at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-1-3. Definitions

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

"Admission" means to accept a client for services.

"Assessment" means the process of evaluating an individual to determine needs for services and appropriateness of admission to the program.

"Batterer" means a person, male or female, who perpetrates domestic violence, stalking or other harassment against present or past intimate partners, another adult, emancipated minor or minor child, who are family or household members or who are or were in a dating relationship.

"Batterers intervention program" or "BIP" means a status which is granted to an entity by the Oklahoma Office of the Attorney General. These services hold a client accountable for abusive behavior, provide consequences for engaging in ongoing violent or abusive behavior, provide monitoring of a batterer's behavior, and require the client to change battering behavior and attitudes. BIPs shall keep victim's safety in the forefront. Anger control or management, substance abuse treatment or mental health treatment alone or in combination with each other shall not constitute batterers intervention; neither of these interventions, alone nor in combination with each other, should be utilized as the primary means of facilitating the required changes in behavior and attitudes.

"Battering" means a pattern of behavior used to establish power and control over another person through fear and intimidation, often including the threat or use of violence.

"Business day" shall mean a calendar day other than a Saturday, Sunday, or state holiday. In computing any period of time where the last day would fall on a Saturday, Sunday, or state holiday, the period shall run until 5:00 o'clock p.m. of the next business day.

"Certified batterers intervention program" Indicates approval to provide batterers intervention programs pursuant to Title 74, Section 18p-6 of the Oklahoma Statutes.

"Child" or "Children" means any individual from birth to eighteen years of age.

"Client" means an individual who has applied for, is receiving or has received assistance or services of a batterer's intervention program.

"Client record" includes, but is not limited to, all communication, records and information on an individual client.

"Community" means the people, groups, agencies or other facilities within the locality served by the program.

"Coordinated community response team" means a multi-disciplinary group of individuals from agencies and programs in the community whose purpose is to keep victims safe and hold clients accountable.

"Counseling" means a method of using various commonly acceptable treatment approaches provided face-to-face by a behavioral health professional either licensed or under supervision for licensure as a Licensed Professional Counselor, Licensed Marriage and Family Therapist, Licensed Behavioral Practitioner, Licensed Clinical Social Worker, psychiatrist or psychologist with clients in individual, group or family settings to promote positive emotional or behavioral change. Counseling is goal directed and utilizes techniques such as cognitive behavioral treatment, narrative therapy, solution-focused brief therapy, psycho-educational interventions or another widely accepted theoretical framework for treatment.

"Critical incident" means an occurrence or set of events inconsistent with the routine operation of the facility, or the routine care of a client. Critical incidents specifically include but are not necessarily limited to the following: adverse drug events; self-destructive behavior; deaths and injuries to clients, personnel, volunteers and visitors; incidents involving medication; neglect or abuse of a client; fire; unauthorized disclosure of information; damage to or theft of property belonging to a client or the facility; other unexpected occurrences; or events potentially subject to litigation. A critical incident may involve multiple individuals or results.

"DVSA" means domestic violence and sexual assault.

"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, announcements, correspondence, and photographs.

"Domestic violence" means a pattern of abusive behavior in any relationship that is used by a client to gain or maintain power and control over a current or former partner or family member. Domestic violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person. This includes behaviors that intimidate, manipulate, humiliate, isolate, frighten, terrorize, coerce, threaten, blame, hurt, injure, or wound someone.

"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 domestic violence, sexual assault or batterer's intervention and other related problems and services and may include a systematic presentation of selected information to impart knowledge or instructions, to increase understanding of specific issues or programs, to examine attitude or behaviors and stimulate social action or community support of the program and its clients.

"Executive director" means the person hired by the governing authority to direct all the activities of the organization who may also be referred to as the chief executive officer.

"Facility" means the physical location(s) of a certified program governed by this chapter of Title 75.

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

"Intake" means the process of obtaining written information about a client for entry into services, obtained by the program at time of admission.

"Lethality risk indicators" means evidence-based risk factors commonly associated with lethal intimate partner violence such as those listed in Title 21, Section 142A of the Oklahoma Statutes:

- (A) Has the person ever used a weapon against the victim or threatened the victim with a weapon?
- (B) Has the person threatened to kill the victim or children of the victim?
- (C) Does the victim think the person will try to kill the victim?
- (D) Has the person ever tried to choke the victim?
- (E) Is the person violently or constantly jealous or does the person control most of the daily activities of the victim?
- (F) Has the victim left or separated from the person after living together or being married?
- (G) Is the person unemployed?
- (H) Has the person ever tried to kill himself or herself?
- (I) Does the victim have a child that the person knows is not his or her own child?
- (J) Does the person follow or spy on the victim or leave the victim threatening messages?
- (K) Is there anything else that worries the victim about his or her safety and if so, what worries the victim?

"Licensure" means the official or legal permission to persons or health facilities meeting qualifications to engage in a given occupation or use a particular title.

"Mental health services" means a range of diagnostic, therapeutic, and rehabilitative services used in treating mental illness or emotional disorders, including substance abuse.

"Neglect" means failing to provide adequate personal care or maintenance, or access to medical care which results or may result in physical or mental injury or harm to a client.

"Non-abusive behavior" means behavior that is absent of violence, coercion, control or abuse.

"OAG" means the Oklahoma Office of the Attorney General.

"Objectives" means a specific statement of planned accomplishments or results which are quantitative, qualitative, time-limited and realistic.

"Operation" means that clients are receiving services provided by the program.

"Personnel record" means a file containing the employment history and actions relevant to individual personnel and volunteer activities within an organization such as application, evaluation, salary data, job description, citations, credentials, etc.

"Persons with special needs" means persons with a condition which is considered a disability or impairment under the Americans with Disabilities Act of 1990 and the Americans with Disabilities Act Amendments Act of 2008.

"Policies" means statements of program intent, strategy, principle, or rules for providing effective and ethical services.

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

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

"Program evaluation" means the documented assessment activities, performed internally or externally, of a program or a service and its staff, activities and planning process to determine whether program goals are met, staff and activities are effective, and what effect, if any, a program or service has on the problem which it was created to address or on the population which it was created to serve.

"Program goals" means broad general statements of purpose or intent.

"Screening" means the process of determining, preliminarily the nature and extent of a person's problem in order to establish the service needs of an individual. At a minimum, a screening shall include a brief personal history related to abuse, a review of the individual's strengths and resources, risk factors and referral needs.

"Service agreement" means a written agreement between service agencies and/or individual service providers defining the roles and responsibilities of each party to promote coordination and integration of service.

"Service note" means the documentation of the time, date, location and description of services provided, and signature, including electronic signature, of staff or volunteer providing the services.

"Staff" means personnel that function with a defined role within the program whether full-time, part-time or contracted.

"VASU" means the Victim Advocacy and Services Unit of the Oklahoma Office of the Attorney General.

"Victim" is an individual against whom the client perpetrates domestic violence. Individuals may include partners, former partners, children and other family or household members.

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

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-1-4. Meaning of verbs in rules [REVOKED]

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Revoked at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-1-5. Annual review of standards and criteria [REVOKED]

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Revoked at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 3. BATTERERS INTERVENTION

75:25-3-1. Batterers intervention program

(a) Each certified batterers intervention program shall have the policy, procedures, staffing, training, operational methods and facilities to meet the following requirements:

(1) Batterers intervention programs are educational programs based on a model of power and control designed to encourage clients to end violent and coercive behaviors in their relationships by challenging their belief systems and holding them accountable for their behavior.

(2) Program focus shall be victim safety and client accountability. The service shall be based on non-victim blaming strategies.

(3) Batterers intervention shall not be confused with anger control or management, substance abuse treatment and/or mental health treatment.

(4) Services shall be provided in a facility with offices available for private individual and group sessions.

(5) Services shall be provided to self-referred, court-referred, or Department of Human Services referred clients. Group services shall be the primary modality.

(6) Groups shall not provide substance abuse treatment and batterers intervention in the same program; clients who have substance abuse issues need to be referred for separate substance abuse services.

(7) The majority of group session time should be focused on the subject abuse itself, and not on peripheral problems, past victimization experienced by the client, self-actualization, sensitivity training, or any other theme not directly related to abuse.

(8) Facilitators shall challenge minimization, denial and blame. These are tactics used by the client to justify the use of violence.

(9) Clients shall be held accountable for their behavior; BIP facilitators shall report new offenses to the court.

(b) The goal of the batterers intervention program is to end the client's abusive behavior. This shall be achieved by confronting and dispelling the individual client's justifications for the use of violence within the relationship. Particular attention shall be paid to the belief systems that promote the use of intimidation, violence and coercion against intimate partners and children. Theories or methods which attribute to the victim any responsibility for the client's behavior or diminish the client's responsibility for the violence are inappropriate. Education shall be provided to the client utilizing written curriculum specifically developed for batterers intervention that comprehensively addresses, at a minimum:

(1) abuse and violence as a form of control, and an explanation of the need to give up all forms of controlling and coercive behavior;

(2) a detailed explanation of the range of abusive power and control behaviors, including coercive behavior, chronic verbal

abuse, economic abuse, sexual abuse/mistreatment, psychological/mental abuse, physical abuse, abuse of animals, and use of the children as weapons;

(3) support for and perpetuation of abuse are based on traditional gender roles and privilege.

(4) non-abusive communication techniques;

(5) effective coping strategies;

(6) the impact of battering on children and the incompatibility of violence and abuse with responsible parenting;

(7) the client must be able to identify all abusive conduct, the pattern of that conduct, and the culture which legitimizes or excuses both individual acts and the larger pattern of battering. This may include but not be limited to accepting personal as well as financial responsibility for child support, court costs, restitution, and BIP related costs;

(8) developing healthy relationships; including techniques for achieving non-abusive, non-controlling attitudes and behavior.

(9) non-abusive behavior planning for the prevention of violent, controlling and abusive behavior;

(10) effects of domestic violence on victims from a victim perspective, and

(11) the potential consequences of domestic violence to the client.

(c) The following methods have been determined to be inadequate and/or inappropriate, and shall not be the focus of intervention:

(1) therapy, whether psycho-dynamic, individual or group;

(2) communication enhancement, anger management or stress management techniques that blame anger as the root cause of domestic violence;

(3) systems theory approaches that treat domestic violence as a result of mutual actions of the victim and client, thereby attributing some responsibility to the victim;

(4) addiction counseling models that identify domestic violence as an addiction;

(5) gradual containment and de-escalation of domestic violence;

(6) theories that identify poor impulse control as the primary cause of domestic violence;

(7) methods that identify psychopathology on either parties' part as a primary cause of domestic violence; and

(d) Services shall be provided during hours which make them available for clients whose work hours are between 8:00 A.M. and 5:00 P.M. Monday through Friday.

(e) The program shall maintain admission criteria for batterers intervention services.

(f) The program shall provide individual assessment sessions and group sessions.

(g) Service policy shall not permit the substitution of individual sessions/counseling appointments for group participation except in a situation where only one client of a gender has been accepted into the program.

(h) Group sizes shall be limited to not less than two (2) and not more than sixteen (16) clients.

- (i) Exit criteria shall be contingent on satisfactorily meeting specific criteria by the participant, and not merely upon the end of a specified period of time or a specified number of sessions.
- (j) Joint participation shall not be allowed of the victim as part of batterers intervention.
- (k) Male and female clients shall not be served in the same group or session.
- (l) The program shall maintain an annually renewed service agreement with appropriate referral sources such as, but not limited to:
- (1) substance abuse;
 - (2) mental health services; and
 - (3) local OAG-certified domestic violence victim services.
- (m) In the case of court-referred clients, the program shall develop a written policy for coordinating with and reporting to the court, judge, probation officer, child welfare worker and/or district attorney.
- (n) In the case of non-court referred clients, the program shall develop a written policy for reporting client information, including but not limited to, assessment results, participation in services, reason for exit and concerns related to the safety of the victims or children.
- (o) If other services for the client are necessary, appropriate referrals shall be made for such issues, including but not limited to mental health and/or substance abuse issues.
- (p) Certified batterers intervention programs shall not be less than 52 weeks in duration. The 52 weekly group sessions shall be no less than ninety (90) minutes in length. Completion of a batterer's intervention program requires at a minimum 52 weekly attended sessions as well as a favorable evaluation from the program.
- (q) The batterers intervention program shall not allow three unexcused (3) absences in succession or a total of seven unexcused (7) absences in a period of fifty-two (52) weeks. The client shall be terminated from the program as required by Title 21, Section 644 of the Oklahoma Statutes, and the court or other referring party shall be notified of the termination. Excused absences include:
- (1) Hospitalization or medical restriction from attending program session(s) (verified by proper medical documentation);
 - (2) Military Duty (verified by proper military documentation);
 - (3) Attending the birth of his or her child, if legally permitted to do so (occurring the week of the birth and verified by proper documentation);
 - (4) Attending the funeral of an immediate family member such as a spouse/partner, child/dependent, parent, or grandparent (occurring the week of the funeral and verified by proper documentation);
 - (5) Attending a court hearing pertaining only to the existing criminal case or DHS welfare deprived case (verified by proper documentation); or
 - (6) Inclement weather as determined at the discretion of the certified program.
- (r) Certified batterers intervention programs shall provide assessment, intake, and exit interview services exclusively in person. Programs shall provide in person weekly group sessions, in addition to any offering of

virtual group sessions, as the exclusive use of virtual platforms to facilitate group is not acceptable. Programs with a Temporary Certification shall only be eligible to offer virtual group sessions following successful completion of the certification process and upon being granted Certification as defined in chapter 1 of this title. Any program that desires to offer virtual group sessions shall make an application to offer this provision of services to the OAG on a form provided by the VASU prior to offering any virtual group sessions under any of the following circumstances:

- (1) If the client resides or works in a county that does not have a certified batterers intervention program, and the nearest certified program is over forty-five (45) miles from their residence or work site;
- (2) If the client has an occupation that requires that they regularly, and physically work away from the nearest certified program more than two weeks in succession per month;
- (3) If the client has accessibility or accommodation needs to address consistent lack of transportation and/or disability; or
- (4) If the program has outlined in an inclement weather policy procedures for offering virtual group sessions.

(s) Programs utilizing platforms to allow clients to participate in group sessions virtually shall develop specific written policies and procedures regarding such programming. Policies and procedures shall include, at a minimum, virtual specific considerations of the following:

- (1) Victim safety;
- (2) Assignment of a trained facilitator to every virtual group;
- (3) Facilitators shall provide at least twelve (12) in-person group sessions before being eligible to facilitate virtual group;
- (4) Group size of no less than two (2) and no more than ten (10) participants; and
- (5) Provision of services are certified solely pertaining to the State of Oklahoma, and group rules and expectations.

(t) Programs shall document reason(s) as to why an individual was placed in a virtual group instead of an in-person group offered by the program, including evaluation of individual participant needs, and victim;

(u) To the extent possible, group format should remain consistent for the duration of the participant's time in the program; and

(v) Participants must agree to abide by the program standards and rules, including any additional rules specific to virtual group sessions, such as:

- (1) Cameras must remain on;
- (2) Internet must be stable;
- (3) Appropriate equipment to participate virtually including a camera, headphones, microphones, speakers, or other devices necessary to ensure that the participant can be seen and heard and can hear the facilitator and other participants;
- (4) No drinking alcohol, smoking, vaping, or chewing tobacco during the session;
- (5) No driving during the session;
- (6) No eating food during the session;
- (7) Participants must be fully clothed during the session and show a 360-degree view (full view) of the room they are in to ensure

- they are alone for the session's duration;
- (8) The group is a confidential and shall not be recorded;
- (9) Cell phones shall be turned off or silenced during the group session;
- (10) The device on which a participant attends session must be full charged and updated;
- (11) Participants shall not check email, other mobile phone applications, or do other tasks during group session.
- (12) Participants shall take precautions to ensure no interruptions of the session by animals or household members, including children, shall occur.

(w) If the client is terminated for any reason as set forth herein, the client shall be required to obtain a new assessment and commence a new fifty-two (52) week program. No credit for prior program attendance shall be allowed. Termination from a program terminates any and all credits accumulated by said client.

(x) Compliance with this Section shall be determined by a review of program policy and procedures; client records; service agreements, and other program documentation.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-2. Victim safety and confidentiality [REVOKED]

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Revoked at 35 Ok Reg 871, eff 9-14-18]

75:25-3-3. Client records

(a) A certified program that uses hand written records shall have written policy and procedures for correcting errors on hand written record material by lining through, initialing the error, and inserting the correct material either above the error or at the end of the entry. Further, the policy and procedures shall forbid the use of "white-out" or any action which obliterates the error.

(b) Each client record entry shall be legible, dated, and signed by the staff member or volunteer making the entry.

(c) Copies of all service documentation including assessments, exit interviews and reports shall be kept in the client's file.

(d) Compliance with this Section shall be determined by on-site observation, client records, policy and procedures and any other supporting program documentation.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-4. Assessment

- (a) **Assessment required.** An assessment shall be completed prior to service recommendations or acceptance into the program.
- (b) **Assessment contents.** At a minimum, an assessment shall contain:
- (1) Client's name;
 - (2) Date of assessment;
 - (3) Address at which the client resides;
 - (4) Phone number;
 - (5) Email address;
 - (6) Current and past history of violence;
 - (7) Lethality risk indicators using an evidence-based instrument specifically for batterers intervention;
 - (8) Drug and alcohol use and abuse history and screening;
 - (9) Mental health history and screening;
 - (10) Criminal history, including a report of the incident that generated the referral;
 - (11) Current or past history with Child Protective Services or Adult Protective Services;
 - (12) If the client is currently involved with Child Protective Services, a copy of the individualized service plan (ISP) and review of such plan;
 - (13) Family and social history;
 - (14) Access to weapons;
 - (15) history of animal abuse or cruelty;
 - (16) history of sexual abuse victimization;
 - (17) history of petitions for protective orders filed and disposition;
 - (18) pertinent medical information, including substance abuse and incidence of traumatic brain injuries;
 - (19) copies of the court documents including, but not limited to: relevant court documents in divorce cases, divorce decrees, petitions for protective orders, protective orders, any and all court orders ordering the client to complete a BIP; and
 - (20) copies of the probable cause affidavit or police report and criminal information, if applicable.
- (c) **Signed acknowledgment.** Before the assessment begins, the individual shall sign an acknowledgment that they are participating in a batterers intervention program assessment which is an educational program, not a therapeutic program, and will not have the same level of confidentiality afforded by mental health services.
- (d) **Disclosure of assessment results.** The program will not assure confidentiality of the assessment results with respect to a judge, the district attorney, referring agency, or victim(s).

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 38 Ok Reg 1698, eff 9-11-21 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-4.1. Record Content

- (a) Client records shall contain, at a minimum, the following information:
- (1) Intake information:
 - (A) assessment information;

- (B) date of intake if different than date of assessment;
- (C) emergency contact information (not the victim or abused partner);and
- (D) current employer, if applicable.

(2) Service notes for each client shall be completed by staff or volunteer after individual contact and every weekly session which shall minimally include:

- (A) The time, date, location and description of services provided;
- (B) The signature of staff or volunteer providing the services; and
- (C) A service note shall be completed by the staff or volunteer providing the service for each weekly group contact, and shall include:
 - (i) personal responsibility and accountability;
 - (ii) level of participation in services;
 - (iii) change(s) in family, social, personal, legal or work environment(s);
 - (iv) inference of use or increased use of drugs/alcohol;
 - (v) whether or not facilitator observed sufficient indications of risk requiring notification of victim or others, and
 - (vi) Referrals for supplemental services.

(D) Staff or volunteers shall document in each client's service notes the specific curriculum component(s), as set forth in 75:25-3-1(b)(1) through (11), covered during an individual contact or weekly session. The service notes should also document a client's progress in completing the curriculum.

(3) An individualized written contract shall be completed upon acceptance into the program prior to the first (1st) group session; signed by the client; and shall include, but not be limited to:

- (A) Notice that the client is joining an educational program, not a therapeutic program, and will not have the same level of confidentiality afforded by mental health services. The program will not assure confidentiality with respect to:
 - (i) Judge, District Attorney or referring agency;
 - (ii) Current partner;
 - (iii) Past or current victim(s) and/or a representative designated by the victim to receive information on behalf of the victim;
 - (iv) Parent(s) or guardians of any of the client's children;
 - (v) Probation and parole;
 - (vi) Law enforcement;
 - (vii) Individuals toward whom there is a risk of imminent harm by the client;
 - (viii) Coordinated Community Response Team;

- (ix) The domestic violence victim services program serving the area where the client lives or where the current or ex-partner lives, where guardians of the client's children live or with the domestic violence program where the client is currently residing;
- (x) Guardian Ad Litem; or
- (xi) The program will promise confidentiality with respect to: the general public, news media and anyone else not covered in the expectations set forth above

(B) Attendance policy, including the length of intervention, minimum number of sessions required and the maximum length of time for completion of the required sessions.

(C) The criteria for suspension and termination, including notice that involuntary termination from a program terminates any and all attendance credits accumulated.

(D) The program's rules.

(E) A written notice in bold type which specifies "Please be advised any reasonable knowledge or suspicion of illegal activities or bodily harm, or a threat of such, to the victim, her or his property, or to third persons, or any attempt, threat or gesture to commit suicide, or any belief that child abuse or neglect is present or has occurred, will be reported to the appropriate person(s) or authorities."

(F) A list of provider program expectations, such as participation, and that the client will be held accountable for all abusive and violent behavior or threats of harm or expressions of intent to do harm. This includes harm to current or past victims or partners. Such acts include but are not limited to child abduction, court actions for divorce or custody, underhanded economic maneuvers, substance use, and intentionally exposing the victim(s) or partner(s) to risk of sexually transmitted diseases.

(4) The program shall develop a written policy for coordinating and complying with required reports to the judge, probation officer, child welfare worker, and district attorney. In the case of court-ordered or otherwise referred clients, a written report to the court or referring agency shall be submitted within seven (7) business days of the following events:

(A) Acceptance into the program including, but not limited to, a summary of the results of the initial assessment.

Rejection or denied admission to the program including, but not limited to, a summary of the results of the initial assessment, reason for rejection or denial, and any alternative service recommendations; and

(B) Reasonable knowledge or suspicion of illegal activities or bodily harm, abuse or a threat of such, to the victim, children or to third persons; and

(C) Exit from the program including, but not limited to, the service termination report which shall summarize the type of termination and reason for termination.

(i) **Rejection.** Reasons for rejection shall be documented and include, but are not limited to: psychiatric history, including active or recent mental health related problems; criminal record of violent crimes; chemical dependency requiring completion of an inpatient or residential treatment program; inability to function in a group due to limited mental cognitive abilities; or needs that do not match services provided by this program;

(ii) **Involuntary termination.** Reasons for involuntary termination shall be documented and include, but are not limited to: recurrence of violence; arrest; absences from program sessions and activities; failure to actively participate in group sessions attended; attending a group session when under the influence of alcohol or drugs; violation of any rules of the program or violation of the BIP contract. Termination from a program terminates any and all credits accumulated by said client.

(iii) **Completion.** Upon completion of the program, an exit interview and service termination report shall be completed and documented in the client record. It shall be documented that the client participated in planning for the client's exit from the program. The client and staff shall sign and date acknowledgment of this service or an explanation shall be documented if staff is unable to obtain the client's signature. The service termination report shall include a disclosure stating that completion of the batterers intervention program does not indicate that the client will not re-offend; it is a report that the person has completed the necessary requirements of the certified program without any other known or reported re-offending during the time of enrollment in the program.

(5) All reports shall include specific lethality risk indicators that the court may want to seriously consider and any concerns for the safety of victims, children, and others.

(6) All reports shall include any perceived areas of concern which may include, but are not limited to, substance abuse or mental health issues.

(7) Where required information is not obtained, efforts to comply with the requirements of this subsection shall be documented in the client record.

(8) Compliance with this this Section shall be determined by a review of client records for content, review of program policy and procedures, or other supporting program documentation.

[Source: Added at 35 Ok Reg 871, eff 9-14-18 ; Amended at 38 Ok Reg 1698, eff 9-11-21 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-4.2. Victim safety and confidentiality

(a) Whereas confidentiality is a fundamental underpinning of services for victims of domestic violence, limited confidentiality is critical in batterer's intervention services. Victim safety shall supersede all consideration of client confidentiality for court referred and non-court referred clients.

(b) There shall be a written, cooperative, accountable working relationship between the batterers intervention program and the local OAG certified DVSA victim service provider(s) so potential victims and others are warned of imminent danger.

(c) Initial victim and current partner (if different from the victim) notification shall be attempted via telephone when the client has been accepted or denied admission to the program. Efforts to locate and notify the victim, current partner or the victim's advocate shall be attempted at least three (3) times within 7 business days of acceptance or rejection to the program. Upon making contact with the victim and current partner, the victim and current partner shall be informed of OAG certified victim services, notified of the assessment results, reason for rejection if applicable, perceived areas of concern which may include, but are not limited to substance abuse and/or mental health concerns, and specific lethality risk indicators. Efforts shall be documented in a separate file, which may include an electronic file. All victim and partner information shall be confidential and shall not be disclosed to the client or documented in the client's file.

(d) After the initial victim and current partner notification, the batterers intervention program shall maintain contact with the victim or partner at the victim or partner's discretion. If the victim or partner elects not to receive and/or provide information, the program is still required to notify the individual in the case of imminent threat or danger to the victim or partner's safety, or that of any other persons.

(e) If the victim and partner (if different than the victim) elects to receive information after initial notification by the program, at a minimum, notification is required when:

- (1) the client begins attending the intervention program;
- (2) the client terminates the intervention program for completion or other reasons, such as noncompliance; and
- (3) there is an imminent threat or danger to the safety of persons or animals.

(f) The efforts to locate and notify the victim and current partner (if different than the victim) shall be documented.

(g) Compliance with this Section shall be determined by a review of program policy and procedures; client records; service agreements; or other program documentation.

[Source: Added at 35 Ok Reg 871, eff 9-14-18 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-5. Physical security and integrity of client records

(a) Client records shall be maintained in a secure manner. The program shall have written policies and procedures to safeguard the record and information contained in the record against loss, theft, defacement, tampering, or unauthorized access or use.

(b) Compliance with this Section shall be determined by a review of the program policy and procedures; on-site review of locking mechanisms and procedures to assure security; and onsite observation of the handling of client records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-6. Client record, handling, retention, and disposal

(a) A program shall have written policy and procedures addressing the storage, retention period, and method of disposal of BIP records.

(b) Client records shall not be maintained and/or stored at a location other than the certified locations without the prior written authorization of the Office of the Attorney General.

(c) Client records shall be easily retrieved by staff as needed for providing and documenting services.

(d) Compliance with this Section shall be determined by a review of the program's policy and procedures, and a review of office and files.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 36 Ok Reg 1388, eff 9-13-19 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-7. Fire and safety codes and inspections

(a) The physical environments of all office space shall meet safety, zoning, and building code regulations required by local, state, and federal authorities; and shall obtain and maintain an annual fire and safety inspection from local or state authorities.

(b) Compliance with this Section shall be determined by a review of the annual fire and safety inspection report.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-8. Fire fighting and first aid equipment

(a) All facilities shall have a first aid supply kit and annually maintained fire extinguishers.

(b) Compliance with this Section shall be determined by on-site observation and by interviewing staff.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-9. Disaster procedures

(a) There shall be written procedures describing the emergency plans in case of a disaster, whether internal or external, or in case of threat to the safety of any client or staff person. Evacuation routes, inside sheltering sites, and fire extinguisher locations shall be posted.

(b) Fire, tornado, bomb threat and intruder drills shall be conducted annually. The date, time, and type of the drill shall be documented.

(c) Compliance with this Section shall be determined by on-site observation, a review of written procedures, staff interviews, and documentation of drills.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-10. Persons with special needs

(a) In accordance with the Americans with Disabilities Act of 1990 and the Americans with Disabilities Act Amendments Act of 2008, the program shall ensure that persons with disabilities are not excluded from services. Referrals must be provided when necessary, and the program shall have written procedures referrals for disabled persons who can not be served on-site.

(b) Compliance with this Section shall be determined by a review of program policy and procedures.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-11. Program environment

(a) The certified program environment shall meet the following conditions:

(1) The facility shall be accessible by an all-weather road.

(2) The facility shall have adequate space in which to carry out the program's goals and objectives, including outdoor areas and equipment when appropriate.

(3) The facility shall have heating and air conditioning equipment adequate to maintain the temperature in areas utilized by clients at between 65°F and 85°F.

(4) The facility shall have adequate ventilation and air circulation provided in the facility to assure an environment that will be comfortable for the clients.

(5) The facility shall have water from an approved tested potable source.

(6) The facility shall have, at minimum, a commode and, lavatory facility. The privacy of individuals shall be assured while using these facilities.

(7) Smoking shall not be allowed in any indoor portion of any program.

(8) Facility sanitation shall be maintained to prevent offensive odors and insect infestation.

(9) All facilities shall have emergency back up lighting.

(b) Compliance with this Section shall be determined by a review of program policy and procedures; staff interviews, and on-site observation.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-12. Program management, policy and procedures

- (a) The agency shall maintain written policy and procedures which describe the rules clients are expected to follow.
- (b) Clients shall be given a copy of program rules and the provision of such shall be documented in the client record.
- (c) The program shall have a written policy of the intent to comply with the Americans with Disabilities Act of 1990 and the Americans with Disabilities Act Amendments Act of 2008.
- (d) Compliance with this Section shall be determined by a review of the program's written policy and procedures and a review of client records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-13. Annual program evaluation

(a) On or before December 31 each year, the agency shall submit an annual outcomes-based evaluation of the program's services, facilities and policy and procedures, covering the period between July 1 of the previous year through June 30 of the current year. This evaluation shall be carried out according to a written plan established in policy and procedures to include the plan of evaluation, quantitative data to be reviewed, and the persons to conduct the evaluation. The evaluation shall include, but not be limited to:

- (1) Outcomes management specific to each program component which minimally measures:
 - (A) efficiency;
 - (B) effectiveness; and
 - (C) client satisfaction.
- (2) A quarterly quality batterer record review to evaluate and ensure, at a minimum:
 - (A) clients are provided an individualized written contract;
 - (B) assessments are thorough, timely and complete; and
 - (C) service notes are documented as prescribed by standards.
- (3) A review of critical incidents and client grievances and complaints.

(b) Upon completion, this evaluation shall be made available to the OAG, local district attorney, court, personnel and volunteers.

(c) Compliance with this Section shall be determined by a review of the program evaluation, policy and procedures, staff meeting minutes, and/or any other supporting documentation provided by the program.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 36 Ok Reg 1388, eff 9-13-19 ; Amended at 38 Ok Reg 1698, eff 9-11-21 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-13.1. Statistical reports

(a) The agency shall maintain quarterly statistical reports on a form designated by the OAG, which shall be submitted annually along with the agency's annual program evaluation.

(b) Statistical reports shall include at a minimum screened, admitted, rejected, terminated, and completed clients, source of referral, and demographic information. Additional data may be requested by the OAG

and shall be identified on the designated form.

[Source: Added at 38 Ok Reg 1698, eff 9-11-21]

75:25-3-14. Critical incidents

- (a) The program shall have policy and procedures requiring documentation and reporting of critical incidents.
- (b) Each critical incident shall be recorded and monitored as follows:
 - (1) agency name and name and signature of the person(s) reporting the critical incident;
 - (2) Client name, staff member(s), and/or property, involved in the critical incident;
 - (3) the date, time and physical location of the critical incident, if known, and the name of the staff person the incident was reported to;
 - (4) a description of the incident;
 - (5) severity of each injury, if applicable. Severity shall be indicated as follows:
 - (A) no off-site medical care required or first aid care administered on-site;
 - (B) medical care by a physician or nurse or follow-up attention required; or
 - (C) hospitalization or immediate off-site medical attention was required;
 - (6) resolution or action taken, date action taken and signature of the agency Executive Director or authorized designee.
- (c) Critical incidents that shall be reported to the OAG are reported as follows:
 - (1) Critical incidents requiring medical care by a physician or nurse or follow-up attention and incidents requiring hospitalization or immediate off-site medical attention shall be delivered via fax or mail including electronic mail to the VASU within forty-eight (48) hours, or if the incident occurs on a weekend or holiday, the next business day of the incident being documented.
 - (2) Critical incidents involving disaster at a facility, death or client abuse shall be reported to the Safeline at 1-800-522-7233 immediately via telephone. The notification shall be followed with a written report from the reporting agency within twenty-four (24) hours of the incident and delivered via fax or mail including electronic mail to the VASU.
- (d) Compliance with this Section shall be determined by a review of policy and procedures, critical incident reports at the program and those submitted to the VASU.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-15. Client rights

- (a) Each client shall be afforded all constitutional and statutory rights of all citizens of the State of Oklahoma and the United States, unless

abridged through due process of law by a court of competent jurisdiction. Each program shall ensure each client has the rights which are listed below:

- (1) Each client has the right to be treated with respect and dignity. This shall be construed to protect and promote human dignity and respect for individual dignity.
- (2) Each client has the right to receive services without regard to his or her race, sex, color, age, national origin, genetic information, religion, disability, or legal status.
- (3) Each client has the right to refuse to participate in any research project or medical experiment without informed consent of the client, as defined by law. A refusal to participate shall not affect the services available to the client.
- (4) Each client has the right to assert grievances with respect to any alleged infringement of these stated rights of clients, or any other subsequently statutorily granted rights.
- (5) No client shall ever be retaliated against, or subject to, any adverse conditions or services solely or partially because of having asserted the rights as stated in this section.
- (6) Each client has the right to know why services are refused and can expect an explanation concerning the reason he or she was refused certain services.

(b) Each client shall be given a copy of these rights and the provision of such shall be documented in the client record.

(c) The OAG, in any investigation or program monitoring regarding client rights, shall have unimpeded access to clients, program records and program staff.

(d) Compliance with this Section shall be determined by review of client files and client areas of the program.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 38 Ok Reg 1698, eff 9-11-21 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-3-16. Client grievance policy and procedures

(a) Each program shall have a written client grievance policy providing for, but not limited to, the following:

- (1) Written notice of the grievance and appeal procedure provided to the client;
- (2) Time frames for the grievance policy's procedures, which allow for an expedient resolution of client grievances;
- (3) Name(s) of the individual(s) who are responsible for coordinating the grievance policy and the individual responsible for or authority to make decision(s) for resolution of the grievance and the individual responsible for or authorized to make decisions for resolution of grievance. In the instance where the decision maker is the subject of a grievance, decision-making authority shall be delegated;
- (4) Provide for notice to the client that he or she has a right to make a complaint to the VASU;

(5) Clients shall be given a copy of the grievance policy including the right to make a complaint to the OAG and the provision of such shall be documented in the client record;

(6) Mechanism to monitor the grievance process and improve performance based on outcomes; and

(7) Annual review of the grievance policy and procedures, with revisions as needed.

(b) Compliance with this Section shall be determined by review of client files.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 5. PERSONNEL AND VOLUNTEERS

PART 1. PERSONNEL

75:25-5-1. Personnel policies and procedures

(a) The program shall have written policies and procedures governing the conditions of agency employment to include appropriate screening and background inquiries to ensure client safety and confidentiality. Prior to employment, all certified programs are required to obtain an Oklahoma State Bureau of Investigation (OSBI) criminal history name search of employees to also include a search of the registries maintained pursuant to the Oklahoma Sex Offenders Registration Act and the Mary Rippy Violent Crime Offenders Registration Act. At least annually thereafter, all certified programs are required to conduct a name search of employees against the registries maintained pursuant to the Oklahoma Sex Offenders Registration Act and the Mary Rippy Violent Crime Offenders Registration Act.

(b) The agency's policy and procedures shall be accessible to all personnel and each shall be informed of personnel policies and procedures, and any other materials regulating or governing the conditions of their employment.

(c) Written policies and procedures shall ensure personnel are informed of any changes to these a fore stated materials.

(d) Compliance with this Section shall be determined by a review of the program's personnel policies and procedures, interviews with staff, review of staff meeting minutes and/or other supporting documentation.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 36 Ok Reg 1388, eff 9-13-19 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-2. Non-discrimination

(a) The agency's policies and procedures shall include provisions for non-discrimination with regard to the agency's relationship with personnel in accordance with applicable state and federal laws.

(b) Compliance with this Section shall be determined by a review of the program's written policy and procedure, and staff interviews.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-3. Selection of personnel

(a) The methods for selecting personnel shall be described in policy and procedures and shall include, but not be limited to:

- (1) The processes for recruitment, selection and appointment;
- (2) Written criteria demonstrably related to the position being filled; and
- (3) Completion of a name search against the Mary Rippy Violent Crime Offender registries. Said searches shall be conducted annually for program personnel and volunteers. Documentation of the same shall be maintained in each personnel or volunteer record.

(b) The BIP shall have a written policy that prohibits anyone with a prior history of domestic violence perpetration from conducting assessments and/or leading any group.

(c) Compliance with this Section shall be determined by:

- (1) A review of the policies and procedures,
- (2) A review of job descriptions for personnel, and
- (3) A review of any other supporting documentation.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-4. Job descriptions, personnel

(a) The agency shall have written job descriptions for personnel defining the duties of, and minimum qualifications for, each position.

(b) Compliance with this Section shall be determined by:

- (1) a review of the program's policies and procedures, and
- (2) a review of the program's job descriptions.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-5. Personnel records

(a) The agency shall maintain record(s) for each staff member selected and utilized; documentation shall minimally include:

- (1) job description;
- (2) employment application or resume;
- (3) documentation of current qualifications and training as required and defined in the job description;
- (4) duty or work assignment;
- (5) record of hours worked or hours of service performed;

- (6) record of participation in training;
 - (7) staff performance evaluation(s); and
 - (8) emergency notification information.
- (b) Compliance with this Section shall be determined by a review of personnel records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-6. Supervision of personnel

- (a) A certified program shall establish in writing lines of supervision for all personnel.
- (b) Compliance with this Section shall be determined through a review of the program's policy and procedures, or any other supporting documentation provided, including but not limited to, personnel manuals, organizational charts, job descriptions, and personnel files.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-7. Performance evaluation of personnel

- (a) The agency shall have policies and procedures mandating the evaluation of personnel employment and service performance. These policies and procedures shall minimally include:
- (1) performance evaluations shall be completed at least annually, to include an evaluation for all staff working in the BIP;
 - (2) define the reason(s) for any evaluation other than annual;
 - (3) performance evaluations shall be in writing and based on the staff's job description;
 - (4) each evaluation shall be individually discussed with the staff;
 - (5) personnel shall have a documented opportunity to respond, in writing, to each of their individual performance evaluations; and
 - (6) both staff and supervisor shall sign and date the performance evaluation. However, the evaluation document shall state the staff's signature does not necessarily constitute agreement with the evaluation content.
- (b) Compliance with this Section shall be determined by a review of:
- (1) program policies and procedures, governing authority meeting minutes where applicable, and
 - (2) review of personnel files.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

PART 3. VOLUNTEERS

75:25-5-12. Volunteer policies and procedures

- (a) The program shall have written policies and procedures governing volunteer utilization to include appropriate screening and background inquiries to ensure client safety and confidentiality. Prior to direct services volunteering, all certified programs are required to obtain an

Oklahoma State Bureau of Investigation (OSBI) criminal history name search of volunteers to also include a search of the registries maintained pursuant to the Oklahoma Sex Offenders Registration Act and the Mary Rippy Violent Crime Offenders Registration Act. At least annually thereafter, all certified programs are required to conduct a name search of direct services volunteers against the registries maintained pursuant to the Oklahoma Sex Offenders Registration Act and the Mary Rippy Violent Crime Offenders Registration Act.

(b) The agency's policies and procedures shall include provisions for non-discrimination with regard to the agency's relationship with volunteers in accordance with applicable state and federal laws.

(c) Compliance with this Section shall be determined by a review of the program's written policy and procedure, and volunteer interviews.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 36 Ok Reg 1388, eff 9-13-19 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-13. Supervision of volunteers

(a) A certified program shall establish in writing lines of supervision for all volunteers.

(b) A certified program shall ensure each volunteer has the knowledge appropriate to his or her job duties and are supervised by personnel.

(c) Compliance with this Section shall be determined through a review of the program's policy and procedures, and any other supporting documentation provided, including but not limited to, volunteer manuals, and organizational charts.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-14. Volunteer records

(a) The agency shall maintain record(s) for each volunteer selected and utilized; documentation shall minimally include:

- (1) duty or work assignment;
- (2) record of hours worked or hours of service performed;
- (3) record of participation in training; and
- (4) emergency notification information.

(b) Compliance with this Section shall be determined by a review of personnel records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

PART 5. TRAINING

75:25-5-19. Orientation - general, personnel and volunteers

(a) A certified program shall provide a minimum of 8 hours orientation training to familiarize new personnel and volunteers providing direct services with the BIP which includes, but is not limited to:

- (1) standards for the BIP;
- (2) program policy and procedures;

- (3) confidentiality, in relation to the BIP;
- (4) facility safety and disaster plans;
- (5) first aid kits and fire extinguishers, their location, contents and use;
- (6) universal precautions; and
- (7) client rights;

(b) Orientation for personnel must take place within 30 days of employment or prior to unsupervised direct client contact and services. Volunteer orientation must occur within 6 months or prior to unsupervised, direct client contact and services.

(c) Compliance with this Section shall be determined by a review of the written policies and procedures, and personnel and volunteer training manuals and records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-20. In-service and ongoing training for personnel and volunteers

(a) A certified program shall have policy and procedures mandating, at the minimum, twelve (12) hours of annual training of all staff which shall include:

- (1) confidentiality;
- (2) facility safety and disaster plans;
- (3) first aid kits and fire extinguishers, their location, contents and use;
- (4) universal precautions, and
- (5) legal and ethical issues.

(b) The remaining hours of annual training shall be related to domestic violence, sexual assault, stalking, and batterers intervention as prescribed and approved by the executive director as appropriate for the assigned staff duties.

(c) A certified program shall have policy and procedures mandating a minimum of four hours annual training of all volunteers providing direct services, related to domestic violence, sexual assault, and stalking as prescribed and approved by the executive director.

(d) Individuals that volunteer indirect services and do not meet the requirements for a volunteer providing direct services as defined in Subchapter 1 of this Chapter shall receive annual training as prescribed by the executive director, but do not have a minimum number of training hours required.

(e) Documentation of training must include the topic of the training, the name of the trainer(s), the date of the training, the length of the training session, the sponsor of the training, and approval of the training by the executive director of the BIP.

(f) All staff and volunteers shall complete training on standards in Subchapter 5 of this Chapter.

(g) Compliance with this Section shall be determined by a review of policy and procedures; review of training records and other provided documentation of personnel training; and a review of personnel or

volunteer records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-5-21. Personnel training, batterers intervention services

(a) Personnel facilitating batterers intervention groups shall minimally have a graduate degree in a behavioral health or criminal justice related field and one-year related work experience, have a Bachelor's degree in a behavioral health or criminal justice related field and two years related work experience, or have been employed as a facilitator in a certified batterers intervention program prior to July 1, 2008.

(b) A certified batterers intervention program shall contract with or employ a qualified licensed professional as defined in Subchapter 1 of this Chapter for purposes of providing case consultation to personnel facilitating batterers intervention groups for client mental health and substance abuse issues. All BIP staff, BIP volunteers, BIP contractors, and BIP program supervisors shall complete batterers intervention facilitator orientation training sponsored by the OAG within 6 months of employment or volunteer service.

(c) Prior to providing any direct services, personnel facilitating batterers intervention services shall observe a minimum of 12 batterers intervention group sessions from an OAG certified program, and must complete 20 hours of training that includes, but is not limited to:

- (1) causes and dynamics of domestic violence;
- (2) identification of cultural and social influences that contribute to violence;
- (3) identification of coercive behavior;
- (4) coercive sexual behavior;
- (5) impact of domestic violence on children and the dynamics of the client as a parent;
- (6) basic defense mechanisms of clients that promote deception, distortion and misrepresentation of the facts of the domestic abuse and the experience of the victim; and
- (7) Lethality indicators and assessment procedures such as:
 - (A) perceived loss of control over the victim through separation, divorce, victim fleeing,
 - (B) extreme jealousy,
 - (C) escalation of abuse,
 - (D) acts of abuse,
 - (E) suicide/homicide threats, plan to carry out either of above,
 - (F) use of, or threat to use weapon (especially a gun),
 - (G) strangulation,
 - (H) stalking,
 - (I) history of mental health problems, substance abuse,
 - (J) history of sexual abuse of victim or children,
 - (K) kidnapping of partner,
 - (L) unemployment; and
 - (M) abuse or cruelty to animals

- (8) the effects of alcohol and drug use/abuse and domestic violence;
 - (9) exploring myths and beliefs about domestic violence, including myths about provocation;
 - (10) impact of domestic violence on victims;
 - (11) clients who re-offend;
 - (12) group dynamics and group structure;
 - (13) planning for non-violence and victim and dependent safety;
 - (14) power and control;
 - (15) facilitator boundaries and collusion with the client;
 - (16) providing safe victim and/or partner contact; and
- (d) Personnel who provide batterers intervention service may not provide services for a victim that may result in a conflict of interest.
- (e) Personnel who provide batterers intervention must declare in writing that they are:
- (1) violence free in their own lives,
 - (2) not abusing drugs or alcohol, and
 - (3) seeking to rid themselves of sexist attitudes.
- (f) Compliance with this Section shall be determined by:
- (1) Review of program's policy and procedures,
 - (2) Review of program's training records and other provided documentation of staff training, and
 - (3) Review of personnel records.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 28 Ok Reg 1923, eff 7-11-11 ; Amended at 29 Ok Reg 1770, eff 8-11-12 ; Amended at 31 Ok Reg 816, eff 9-12-14 ; Amended at 33 Ok Reg 1219, eff 9-11-16 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 36 Ok Reg 1388, eff 9-13-19 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 7. CONSULTATION

75:25-7-1. Consultation and coordination

- (a) All Batterers Intervention Programs shall participate on the local Coordinated Community Response Team (CCRT), if one exists, for each city or county in which they are certified to operate. If a CCRT does not exist in the city or county in which they are certified to operate, the program shall demonstrate monthly consultation with a domestic violence advocate(s) from the Certified Domestic Violence and Sexual Assault Victim Service Program that provides services in the city or county in which the batterer's intervention program is certified to operate.
- (b) Compliance with this Section shall be determined by documentation of meeting notes or minutes that shall include, but are not limited to, recording of:
- (1) the date, time and place of the meeting;
 - (2) names of those attending; and
 - (3) topics and issues discussed and decisions reached.

[Source: Added at 27 Ok Reg 1723, eff 7-1-10 ; Amended at 35 Ok Reg 871, eff 9-14-18 ; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 9. TECHNOLOGY

75:25-9-1. Technology and system plan

(a) The agency shall have a written plan regarding the use of technology 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; and
- (7) Virus protection.

(b) Compliance with this Section shall be determined by a review of the facility policies, performance improvement plans and technology system plan.

[Source: Added at 38 Ok Reg 1698, eff 9-11-21 ; Amended at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 11. CODE OF PROFESSIONAL ETHICS

75:25-11-1. Applicability

This section is applicable to batterers intervention programs certified by the OAG pursuant to 74 O.S.2021, §§ 18p-1-18p-10.

[Source: Added at 42 Ok Reg, Number 20, effective 7-11-25]

75:25-11-2. Code of Professional Ethics

(a) Employees and volunteers of Attorney General certified batterers intervention programs pursuant to Title 74, Section 18p-1 through 18p-8 of Oklahoma Statutes have an ethical obligation to victims, their clients, their community, and their profession.

(b) Each program shall have a written Code of Professional Ethics that includes behavioral expectations and underlying philosophy set forth in Subchapter 1 of this Chapter, providing for ethical standards including, but not limited to, the following ethical standards:

- (1) Victim Safety, including collaborating and consulting with domestic violence victim advocates.
- (2) Confidentiality and Privacy, including legal and ethical obligations to clients with respect to internal and external entities, and safe and responsible victim contact;
- (3) Guiding Values, including engaging in a coordinated community response, integrity, non-judgment, respect for people's rights and dignity;
- (4) Professional Competence, including knowledge, skills, experience, evidence-based and trauma-informed practices,

cultural responsiveness, ongoing education, scope of competence, and duty to report the unethical conduct of colleagues to supervisors;

(5) Professional-Client Relationships, including boundaries, avoiding collusion with clients and system partners, dual relationships, and conflicts of interest; and

(6) Social Responsibility, including non-discrimination, and fostering anti-oppressive, equitable, inclusive, safe, trauma responsive, non-violent environments.

(c) Compliance with this Section shall be determined by a review of the written program policies and procedures, personnel files, training records, and/or other program documentation.

[Source: Added at 42 Ok Reg, Number 20, effective 7-11-25; Amended at 43 Ok Reg, Number 18, effective 6-11-26]

SUBCHAPTER 13. PILOT BATTERERS INTERVENTION PROGRAM

75:25-13-1. Applicability of previous subchapters

Pilot batterers intervention programs shall follow Subchapters 1, 3, 5, 7, 9, and 11 of this Chapter. To the extent that any rule in this Subchapter contradicts any rule in Subchapters 1, 3, 5, 7, 9, or 11, a pilot batterers intervention program shall follow the rule in this Subchapter.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-13-2. Pilot Batterers intervention programs

(a) **Purpose of pilot batterers intervention programs.** Pilot batterers intervention programs intend to investigate the efficacy of additional batterers intervention models. Subject to the provisions of Section 1 of this Subchapter, pilot programs shall adopt policies, procedures, staffing, training, and operational methods and facilities consistent with the statutory standards in Title 21, Section 644 of the Oklahoma Statutes, as amended by House Bill 1273, 2025 Okla. Sess. Laws ch. 322, § 1.

(b) **Application to offer pilot program sessions.** In accordance with Title 21, Section 644 of the Oklahoma Statutes, certified batterers intervention programs are eligible to submit an application to the VASU to offer pilot program sessions on a form developed by the OAG. No certified program may offer pilot program sessions prior to being approved.

(c) **Program for domestic violence offenders.** Services under this Subchapter shall be provided only to clients referred by a criminal court for a domestic violence related offense.

(d) **Ineligibility.** Pilot programs may not deliver services to any individual convicted of domestic abuse with a dangerous weapon or domestic abuse by strangulation. If a client is charged with either of these offenses while receiving services from a pilot program, the program may terminate the client.

(e) **In-person delivery of services.** Pilot batterers intervention programs shall provide services in person only.

(f) **Reporting on court-referred clients.** Pilot programs shall develop a written policy for coordinating with and reporting to the judge, probation officer, child welfare worker, and district attorney a court-referred client's progress.

(g) **Screening and verification.** Prior to admitting a new client to the program, the pilot program shall verify that:

- (1) The pilot program has capacity to accept the new client;
- (2) The prospective client meets statutory and program eligibility criteria; and
- (3) The prospective client has voluntarily consented to participating in the pilot program and agreed to follow all program requirements.

(h) **Differential response model.** A pilot program shall identify the differentiated response model it uses and shall, at minimum, do the following:

- (1) Develop policies and procedures for assigning clients to differentiated intervention levels;
- (2) Use of a validated risk assessment tool conducted by a qualified professional;
- (3) Maintain defined intervention that specifies intensity of service, contact frequency, and additional specific service needs, including but not limited to, mental health, substance/alcohol abuse, and/or anger management. The defined intervention shall be informed by the risk assessment and shall be finalized by the Intervention Coordination Team (ICT);
- (4) Organize and coordinate an intervention coordination team (ICT) comprised of, at minimum, a BIP provider and victim advocate. Prior to direct services, both must be trained in the risk assessment tool used by the pilot program. Additional members such as culturally-specific representatives, probation and parole officers, DHS case workers may be added; provided, they may not vote on service recommendations unless they have training on the specified risk assessment tool; and
- (5) Hold bi-monthly ICT meetings to review clients' progress and make service recommendations including, but not limited to, additional weeks of service, other treatment referrals, or completion.

(i) **Client compliance.** Clients shall be required to follow all service recommendations provided by the pilot program.

(j) **Length of programs.** Pilot programs shall be no less than twenty-six (26) weeks and no more than two (2) years in length. The number of required sessions shall depend on the client's risk level and services recommendations following an assessment.

(k) **Completion of pilot program.** A client may not complete a program until he or she meets all requirements established by the pilot program.

(l) **Exit criteria.** A client's completion of the pilot program shall be contingent on satisfactorily meeting specific criteria and not merely upon the end of a specified period of time or a specified number of sessions.

(m) **Reporting.** Pilot batterers intervention programs shall file reports with the court clerk or referring entity, as applicable, using forms developed by the OAG.

(n) **Compliance.** OAG will determine whether a pilot program complies with this section by reviewing:

- (1) A pilot program's policies and procedures,
- (2) Client records,
- (3) Service agreements, and
- (4) Other program documentation requested by OAG.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-13-3. Assessment

(a) **Assessment required.** An assessment shall be completed prior to service recommendations or acceptance into the pilot program.

(b) **Assessment contents.** At a minimum, an assessment shall contain the following information:

- (1) Client's name;
- (2) Date of assessment;
- (3) Address at which the client resides;
- (4) Phone number;
- (5) Email address;
- (6) Current and past history of violence;
- (7) Evidence-based, validated risk assessment for batterers intervention that, at minimum, include the following elements:
 - (A) Prior domestic violence related and child abuse incidents,
 - (B) Non domestic violence related criminal offenses, to include charges, convictions, investigations, probable cause affidavits, protective orders, DHS reports, law enforcement reports, and self-disclosures,
 - (C) Violence or threatened violence towards family members, including child abuse,
 - (D) Use or threatened use of weapons in a current or past offense and any current access to firearms,
 - (E) Mental health issues including, but not limited to, suicidal or homicidal history or ideation and behaviors,
 - (F) Substance use or abuse,
 - (G) Obsessions with the victim and safety concerns such as collateral information, victim input, and lethality risk factors,
 - (H) Attitudes that support or condone intimate partner assault,
 - (I) Prior completed or not completed batterers intervention,
 - (J) Victim separation from offender within previous six months,
 - (K) Involvement with people who have pro-criminal influences or criminal histories, including family, friends, or acquaintances, and
 - (L) Employment status;
- (8) Current or past history with Child Protective Services or Adult Protective Services;

- (9) If the client is currently involved with Child Protective Services, a copy of the individualized service plan (ISP) and review of such plan;
- (10) Suicide screening, including but not limited to the Columbia-Suicide Severity Rating Scale (C-SSRS);
- (11) Pertinent medical information, including incidence of traumatic brain injury;
- (12) Additional screenings including, but not limited to, mental health, substance abuse, cognitive functioning, if applicable;
- (13) Copies of the court documents including, but not limited to: relevant court documents in divorce cases, divorce decrees, petitions for protective orders, protective orders, any and all court orders ordering the client to complete a BIP; and
- (14) Copies of the probable cause affidavit or police report and criminal information, if applicable.

(c) **Signed acknowledgment.** Before the assessment begins, the individual shall sign an acknowledgment that they are participating in a pilot batterers intervention program.

(d) **Disclosure of assessment results.** The pilot program will not ensure confidentiality of the assessment results with respect to a judge, the district attorney, referring agency, or victim(s).

(e) **Differential response.** An assessment performed under this section may permit a differential response tailored to a client's needs for services.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-13-4. Annual program evaluation

(a) On or before December 31 each year, the agency shall submit an annual outcomes-based evaluation of the program's services, facilities and policy and procedures, covering the period between July 1 of the previous year through June 30 of the current year. This evaluation shall be carried out according to a written plan established in policy and procedures to include the plan of evaluation, quantitative data to be reviewed, and the persons to conduct the evaluation. The evaluation shall include, but not be limited to:

- (1) Outcomes management specific to each program component which minimally measures:
 - (A) Efficiency;
 - (B) Effectiveness; and
 - (C) Client satisfaction;
- (2) A quarterly quality client record review of all clients to evaluate and ensure, at a minimum:
 - (A) Clients are provided an individualized written contract;
 - (B) Assessments are thorough, timely, and complete;
 - (C) Service notes are documented as prescribed by standards; and
 - (D) Required client reports, including acceptance, progress, and completion or termination reports are completed and maintained in each client's record;

(3) A review of critical incidents and client grievances and complaints; and

(4) Identification of the members comprising the pilot program's Intervention Coordination Team (ICT).

(b) Upon completion, this evaluation shall be made available to the OAG and a third-party evaluator.

(c) Compliance with this Section shall be determined by a review of the program evaluation, policy and procedures, staff meeting minutes, and/or any other supporting documentation provided by the program.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-13-5. Statistical reports

(a) The agency shall maintain quarterly statistical reports on a form designated by the OAG, which shall be submitted annually along with the agency's annual program evaluation.

(b) Statistical reports shall include, at a minimum: screened, admitted, rejected, terminated, and completed clients; the source of referral; number of referrals to additional services; and demographic information. Additional data may be requested by the OAG and shall be identified on the designated form.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]

75:25-13-6. Consultation and coordination

(a) All pilot batterers intervention programs shall participate on the local Coordinated Community Response Team (CCRT), if one exists, for each city or county in which they are certified to operate. If a CCRT does not exist in the city or county in which they are certified to operate, the program shall consult monthly with a domestic violence advocate(s) from the Certified Domestic Violence and Sexual Assault Victim Service Program that provides services in the city or county in which the batterer's intervention program is certified to operate. The program shall maintain proof of such consultation.

(b) Each pilot batterers intervention program shall establish an Intervention Coordination Team (ICT) to support coordinated case review, client progress, and victim safety. The ICT shall function as an internal oversight group for the pilot program.

(c) All ICT members participating in decision-making shall complete training in the risk assessment tool identified for use by the pilot program.

(d) The pilot program may invite additional members to participate in ICT meetings, such as culturally specific representatives, probation and parole officers, or DHS case workers; however, such members shall serve in an advisory capacity and shall not participate in voting or formal service recommendations unless trained in the approved risk assessment model.

(e) Compliance with this Section shall be determined by documentation of meeting notes or minutes that shall include, but are not limited to, recording of:

- (1) The date, time and place of the meeting;
- (2) Names of those attending;
- (3) Topics and issues discussed and decisions reached; and
- (4) A summary of client reviews, recommendations, and follow-up actions.

[Source: Added at 43 Ok Reg, Number 18, effective 6-11-26]