NOTICE OF SPECIAL MEETING

STATE BOARD OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES

ODMHSAS
Board Room
2000 N. Classen, 2-600
Oklahoma City, Oklahoma 73106
405-248-9201

March 28, 2019 – 3:30 p.m.

AGENDA

I. Determination of quorum, welcoming remarks, and introduction of new Board members .......................................................... Terri White Commissioner

II. Discussion and Possible Action:
Nominations for Board Chair and Vice-Chair........................................ Terri White Commissioner

III. Discussion and Possible Action..................................................... Traylor Rains-Sims
Regarding Approval of Program Certifications Senior Director, Policy and
(see Attachment “A”) Provider Regulation
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

IV. Discussion and Possible Action..................................................... Traylor Rains-Sims
Regarding ODMHSAS Senior Director, Policy and
Administrative Rules Provider Regulation
Possible executive session as authorized
by 25 O.S. § 307(B)(4)

CHAPTER 21. CERTIFICATION OF ALCOHOL AND DRUG SUBSTANCE ABUSE COURSES (ADSAC) ORGANIZATIONS AND FACILITATORS

PROPOSED RULES:
SUBCHAPTER 1. CERTIFICATION OF ALCOHOL AND DRUG SUBSTANCE ABUSE COURSES (ADSAC), ORGANIZATIONS AND INSTRUCTORS
450:21-1-5. Compliance with laws, rules [AMENDED]
450:21-1-6. Applications [AMENDED]
450:21-1-7. Minimum curriculum requirements, ten (10) hour courses [AMENDED]
450:21-1-7.2. Minimum curriculum requirements, twenty-four (24) hour courses [AMENDED]
450:21-1-9.1. Physical facility environment and safety [AMENDED]
450:21-1-10. ADSAC facilitator certification, qualification and disqualification [AMENDED]

AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-451 through 3-453.1; 47 O.S. §§ 6-212.2, 11-902 and 761(D); 22 O.S. §§ 991a and 991c.

SUMMARY:
The proposed rules revise application requirements, minimum curriculum requirements as well as increase the time that certified assessors must keep client records from 5 years to 6 years. Rules also raise the threshold that providers must meet in order to obtain certification from 51% to 75% on clinical standards.

CHAPTER 22. CERTIFICATION OF ALCOHOL AND DRUG ASSESSMENT AND EVALUATIONS RELATED TO DRIVER’S LICENSE REVOCATION

PROPOSED RULES:
450:22-1-10. Participant evaluation [AMENDED]
450:22-1-11. Standardized evaluation instruments [AMENDED]
450:22-1-11.4. Participant record storage, retention and disposition [AMENDED]
450:22-1-12. Assessor applicants [AMENDED]
450:22-1-15. Assessor responsibilities [AMENDED]
450:22-1-20. Inactive status and closure [AMENDED]

AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-453, and 3-460; 47 O.S. §§ 6-212.2 and 11-902; 22 O.S. §§ 991a and 991c.

SUMMARY:
The proposed rules add a new override which would allow assessors to lower an intervention category when the client does not meet the ASAM level of care recommended by the ADSAC assessment. Revisions also revise application requirements as well as raise the threshold that providers must meet in order to obtain certification from 51% to 75% on scored clinical standards.

CHAPTER 27. STANDARDS AND CRITERIA FOR MENTAL ILLNESS SERVICE PROGRAM

PROPOSED RULES:
SUBCHAPTER 3. ORGANIZATION STRUCTURE AND ADMINISTRATIVE OPERATIONS
PART 5. SAFETY AND RISK MANAGEMENT
450:27-3-41. Health and Safety; facility environment [AMENDED]
450:27-3-44. Hygiene and sanitation [NEW]
SUBCHAPTER 7. CLINICAL SERVICES
PART 1. REQUIRED SERVICES
450:27-7-7. Emergency services [AMENDED]

PART 5. CLINICAL DOCUMENTATION
450:18-7-21. Clinical record content, screening and assessment [AMENDED]
450:27-7-41. Clinical record content, screening, intake and assessment, documentation [AMENDED]
450:27-7-42. Behavioral health service plan; documentation [AMENDED]
450:27-7-44. Progress notes [AMENDED]

AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, and 3-323A.

SUMMARY:
The proposed rules are intended to clarify requirements for the health and safety of the facility environment as well as clarify requirements for required emergency services. Proposed revisions require the use of ASAM criteria for clients admitted for co-occurring treatment services and clarify requirements for service plan documentation and progress notes.

CHAPTER 53. STANDARDS AND CRITERIA FOR CERTIFIED PEER RECOVERY SUPPORT SPECIALISTS

PROPOSED RULES:
SUBCHAPTER 1. GENERAL PROVISIONS
450:53-1-2. Definitions [AMENDED]

SUBCHAPTER 3. PEER RECOVERY SUPPORT SPECIALISTS CERTIFICATION APPLICATION
450:53-3-1. Qualifications for certification [AMENDED]
450:53-3-2. Applications for certification [AMENDED]

SUBCHAPTER 5. PEER RECOVERY SUPPORT SPECIALISTS CERTIFICATION, TRAINING, EXAM AND CEU’S
450:53-5-1. Peer Recovery Support Specialists minimum education requirements [AMENDED]
450:53-5-2. Peer Recovery Support Specialists certification examination [AMENDED]
450:53-5-3. Continuing education requirements [AMENDED]

SUBCHAPTER 7. RULES OF PROFESSIONAL CONDUCT
450:53-7-2. Competence and scope of practice [AMENDED]
450:53-7-3. Proficiency [AMENDED]
450:53-7-4. Wellbeing of the people served [AMENDED]
450:53-7-5. Professional standards [AMENDED]
450:53-7-9. C-PRSS Supervision [NEW]
AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, and 3-326.

SUMMARY:
The proposed rules are intended to update definitions and qualifications for certification as a peer recovery support specialist as well as update continuing education requirements to maintain certification. Proposed revisions also require that all C-PRSS be supervised by individuals who have successfully completed ODMHSAS approved Supervising PRSS Training.

CHAPTER 70. STANDARDS AND CRITERIA FOR OPIOID TREATMENT PROGRAMS

PROPOSED RULES:
SUBCHAPTER 1. GENERAL PROVISIONS
450:70-1-2. Definitions [AMENDED]
450:70-1-4. Applicability [AMENDED]

SUBCHAPTER 2. FACILITY INFRASTRUCTURE REQUIREMENTS
450:70-2-3. Tobacco-free campus [AMENDED]

SUBCHAPTER 3. FACILITY RECORD SYSTEM
PART 3. ORGANIZATIONAL AND FACILITY MANAGEMENT
PART 3. INTAKE AND ADMISSION ASSESSMENT
450:70-3-5.9. Assessment and record content – Supportive service array [AMENDED]

PART 5. BIOPSYCHOSOCIAL ASSESSMENT
450:70-3-7. Biopsychosocial assessment [AMENDED]

PART 7. SERVICE PLANNING
450:70-3-8. Individualized service planning [AMENDED]

SUBCHAPTER 4. SERVICES SUPPORT AND ENHANCEMENT
PART 1. STAFF SUPPORT
450:70-4-2. Clinical supervision [AMENDED]
450:70-4-4.3. Staffing – Training [AMENDED]

PART 3. ORGANIZATIONAL AND FACILITY MANAGEMENT
450:70-4-7. Operations - Hours [AMENDED]
450:70-4-7.4. Operations – Emergencies and exception for weekend dosing [AMENDED]

SUBCHAPTER 6. SUBSTANCE USE DISORDER TREATMENT SERVICES
PART 2. LEVELS OF TREATMENT
450:70-6-5. Withdrawal Management [AMENDED]
450:70-6-6. Administrative withdrawal [AMENDED]
450:70-6-7. Short term managed withdrawal [AMENDED]
450:70-6-9. Interim maintenance treatment services [AMENDED]
450:70-6-11. Programs using opioid antagonist or long acting opioid agonist [AMENDED]

PART 3. PHASES OF TREATMENT SERVICES
450:70-6-15.3. Service – Clinical services [AMENDED]
450:70-6-17.3. Service phases – Phase I [AMENDED]
450:70-6-17.4. Service phases – Phase II [AMENDED]
450:70-6-17.5. Service phases – Phase III [AMENDED]
450:70-6-17.6. Service phases – Phase IV [AMENDED]
450:70-6-17.7. Service phases – Phase V [AMENDED]
450:70-6-17.8. Service phases – Phase VI [AMENDED]

AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. § 3-601 et. seq.

SUMMARY:
The proposed rules are intended to update terminology from "counseling" to "psychotherapy or therapy". Rules further clarify that "psychotherapy or therapy" must be provided by Licensed Behavioral Health Professionals (LBHP) or Licensure Candidates. Rules also allow for behavioral rehabilitation services to be provided in lieu of therapy in order to meet active treatment requirements. Rehabilitation services may be provided by a LBHP, Licensure Candidate, Certified Alcohol and Drug Counselor or Behavioral Health Case Manager II.

V. New Business.................................................................................................................Board Chair

VI. Adjournment..................................................................................................................Board Chair