

WEBVTT

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00:00:01.169 --> 00:00:04.889

Into the behavior support CSR.

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00:00:04.889 --> 00:00:12.353

That was kind of implemented in March of last of this year, and our last year.

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00:00:12.353 --> 00:00:20.213

So our March of 2020, if you all recall in August of last year, in 2020, we did a series of webinars covering the CSR as we slowly implemented it.

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00:00:23.100 --> 00:00:31.530

In the midst of the pandemic, and we're socially coming out of the pandemic and so we still continue to implement and make sure people understand.

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00:00:31.530 --> 00:00:36.990

That we do have a CSR now that covers behavior supports in Missouri.

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00:00:36.990 --> 00:00:45.329

It's a 945 3.090, which replaces our old directive on restrictive.

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00:00:45.329 --> 00:00:53.880

Interventions reactive strategies, which was 4.300 if you were familiar with that directive, then you will be very familiar with the language and the CSR. So.

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00:00:53.880 --> 00:01:01.259

I'm being told by my colleague samantha's that people may be having trouble getting in.

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00:01:01.259 --> 00:01:08.430

So, I'm going to pause for 2 minutes, just to make sure people can get in if they need to and then we'll, we'll continue. So I apologize.

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00:01:08.430 --> 00:01:12.209

Again, this is a refresher.

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00:01:12.209 --> 00:01:17.760

On the prohibited procedures as defined in the CSR and to find elsewhere.

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00:01:17.760 --> 00:01:20.849

For the number of years.

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00:01:20.849 --> 00:01:35.814

So, again, this is a review of some of the things that are outlined in the CSR, you'll have the, you see the CSR at the top, which is for your reference. And if you haven't read it please do. There's a lot of stuff in there.

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00:01:35.814 --> 00:01:40.674

That's beyond derivative practices, but today we're specifically going to be talking about prohibited practices.

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00:01:41.459 --> 00:01:47.969

Um, so as I mentioned, um, effective July 1st of this year so, in about 15 days.

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00:01:47.969 --> 00:01:51.239

We will no longer be.

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00:01:51.239 --> 00:02:05.340

Conditionally approving exclusion time out as an intervention for use in our setting. So just for everybody's awareness. This is the definition that's in the CSR. I'm going to quickly read through it because it is really important to understand.

18

00:02:05.844 --> 00:02:18.235

Specifically, what we consider solution time out so, anytime you're secluding a personal loan and a location for a period of time set by someone other than the person. So, you, so it's not the person deciding they want to just go be by themselves for a while.

19

00:02:18.655 --> 00:02:21.745

Somebody else is saying they have to be alone and a location.

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00:02:22.080 --> 00:02:28.889

For some time, and it cannot be used as per programmatic or and merge the intervention. And if it is found.

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00:02:28.889 --> 00:02:39.780

Then there's a special review process, which we'll talk about in a few slides on

follow up actions that have to be completed by the regional office and the area behavior analyst.

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00:02:40.284 --> 00:02:54.655

And the reason why July 1st is kind of that magic date is it's outlined in the CSR, but it's also outlined in our Medicaid waiver application where we've described to CMS that, as of July 1st, which is the next waiver renewal.

23

00:02:55.495 --> 00:02:56.694

It it will be.

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00:02:57.000 --> 00:03:00.960

Added to the list of our prohibitive practices and we will no longer do it.

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00:03:00.960 --> 00:03:10.409

Prior to, to July, 1st, 2021, we did have a special process by which you could get approval under some very high scrutiny.

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00:03:10.409 --> 00:03:17.819

Circumstances to use it with comprehensive behavior services, but that will no longer. Be possible. Come July. 1st.

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00:03:17.819 --> 00:03:26.759

If you need more information about a situation that you think might be solution time out, or if you currently are.

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00:03:26.759 --> 00:03:41.280

Using exclusion time out hopefully, you're already working with early behavior analyst, but if you're not please reach out to them immediately, there is a link on these slides, which you will have a copy of after today's presentation. That will take you to the list of contacts. There are currently 3.

29

00:03:41.280 --> 00:03:54.629

Very behavior analyst in the state, there's the central area behavior analyst myself, Luke sevens and in the eastern side of the state, we have eastern area behavior analyst and then in the West, we have read Cooper who.

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00:03:54.629 --> 00:03:58.289

You can contact if you are on the western side of the state.

31

00:04:03.419 --> 00:04:08.310

Um, there are other prohibitive practices or procedures that have been.

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00:04:08.310 --> 00:04:14.280

Um, establish for more than a decade directive and CSR it's not just solution time out. We're going to go through some of those.

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00:04:14.664 --> 00:04:25.764

Now, so we have a whole list of limited procedures. It's not just switching time out so we just want to make sure everybody is aware what those are. And again, these aren't new. So the CSR didn't establish them for the 1st time.

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00:04:25.764 --> 00:04:30.324

They've been well established in various places for very, very long time, including another.

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00:04:35.158 --> 00:04:38.879

Any time you are restraining somebody when they're on their stomach.

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00:04:38.879 --> 00:04:49.678

Or on their back, basically on the ground restraints, or using a wall to restrain them. So you're pressing against the wall or an object that is considered a bird but in practice.

37

00:04:49.678 --> 00:05:01.709

Anytime you are laying on top of are sitting on top of a person that would be a prohibited procedure and when you're hyper extending people's joints to get them to submit, that would be prohibited as well.

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00:05:01.709 --> 00:05:09.329

And then any time you're using a modification of a technique or a system that hasn't been explicitly approved by the division.

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00:05:09.329 --> 00:05:20.278

That includes division approved training for the implementer. So it's not enough to say that now we use this this cool system that's been approved. You have to actually have.

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00:05:20.278 --> 00:05:26.759

An approved training curriculum that goes with it in order to use it and not not be prohibited.

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00:05:26.759 --> 00:05:39.869

And then also mechanical restraints have and continue to be operability practices in our settings and you should see the specific definition. And the rule. There are some exceptions. Like, uh.

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00:05:39.869 --> 00:05:45.149

Devices that are used during medical procedures to hold people still, or.

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00:05:45.149 --> 00:05:58.048

Um, like a cast that person would wear to hold them in a certain position. So it can heal. Those things are not mechanical restraints but there are other things that are will look at some specific examples that people don't often realize.

44

00:05:58.048 --> 00:06:09.028

And a couple of slides any time, you're doing something that may make somebody's medical or physical condition worse.

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00:06:09.028 --> 00:06:16.408

Or is just generally medically Contra, indicated, or basically endangers the person's life. That's prohibited.

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00:06:16.408 --> 00:06:22.709

We don't do any techniques that interfere with peoples breathing, or we don't cover people's faces.

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00:06:22.709 --> 00:06:30.209

So, for example, you can't put a pillow over a person's face because they're spitting on you or because.

48

00:06:30.209 --> 00:06:38.129

They are biting or trying to head, but you can't can't place a pull over the face. Anytime you're doing something.

49

00:06:38.129 --> 00:06:48.269

A reactive strategy or restrictive intervention on an, as needed basis, which means, you can't have a standing order for the, for whatever there has to be.

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00:06:50.608 --> 00:06:55.918

I do not know what I just did. Sorry about that.

51

00:06:55.918 --> 00:07:02.309

Cat can you help me? Yep, you should have it now again.

52

00:07:03.478 --> 00:07:07.139

It's showing me a whiteboard. Oh, there it goes. Okay.

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00:07:07.139 --> 00:07:12.629

Can I, can you confirm that you can see the slides now?

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00:07:12.629 --> 00:07:16.649

Yes, perfect sorry about that. I somehow got a whiteboard and I.

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00:07:16.649 --> 00:07:20.548

Didn't do that.

56

00:07:20.548 --> 00:07:24.749

Okay, so any okay, so continuing on, um.

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00:07:24.749 --> 00:07:31.559

A comprehensive safety crisis plan that would outline situations in which a.

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00:07:31.559 --> 00:07:35.249

Physical intervention would be indicated.

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00:07:35.249 --> 00:07:50.184

You know, provided the staff are trained competency, trained in the use of intervention and the, the intervention is part of a system that's been approved by the division is not considered as needed reactive strategy or restrictive intervention. That's considered best practice. Actually.

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00:07:50.548 --> 00:07:55.079

But what this is really referring to is, you just can't have standing orders for restraints.

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00:07:55.079 --> 00:08:02.249

It needs to be part of a comprehensive plan. There needs to be lots of proactive preventative things and it needs to be.

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00:08:02.249 --> 00:08:07.528

Opportunities to kind of assess what's happening and so you cannot, you can't just have.

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00:08:07.528 --> 00:08:13.798

You know, when Johnny screams, Johnny gets manually restrained and taken somewhere. That's that's prohibited.

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00:08:21.413 --> 00:08:33.443

Any time you're doing things as punishment for the convenience of staff, or as a substitute for treatment, or active engagement, or a good quality of life, or as a substitute for behavior services that is prohibited.

65

00:08:34.229 --> 00:08:37.499

Um, you can't use law enforcement or.

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00:08:37.499 --> 00:08:51.479

Or paramedics as the reactive strategy for addressing problem behavior. So this can't be documented in the or the behavior support plan as what you're as, as a strategies you're using to eliminate or reduce.

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00:08:51.479 --> 00:08:56.249

Problem behaviors so what this doesn't mean is that an agency.

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00:08:56.249 --> 00:09:00.149

All right, that an agency can't have a policy.

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00:09:00.149 --> 00:09:08.999

For what they will do in in an emergency, just generally in an emergency that they would contact emergency authorities.

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00:09:08.999 --> 00:09:19.469

What what it does mean is that that can't be your individualized strategy for a person. I mean, it can't be your standard intervention for behavioral management or control, or.

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00:09:19.469 --> 00:09:27.239

Reactive strategies, so if if the, if you're an agency in what you do, when people become upset.

72

00:09:27.239 --> 00:09:35.908

Is called the cops and people become upset all the time that seems like a standard practice at this point. And you should be thinking about other things that you can do.

73

00:09:35.908 --> 00:09:42.629

Standard use of emergency departments for, for reactive strategies for out of control behavior.

74

00:09:42.629 --> 00:09:57.028

Is a parameter practice and then finally, anytime you're using another person that you supported your agency to administer reactive strategies, that would be also prohibited. So we don't use housemates to help restrain people.

75

00:09:57.028 --> 00:10:11.964

That's just not something that we do next slide. We don't use corporal punishment. We don't use aversive conditioning. We don't use over correction. We don't use contingent exercise.

76

00:10:12.024 --> 00:10:19.913

We don't put people in totally close Cribs. We don't put people in in jail sales and we don't do anything that is.

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00:10:20.759 --> 00:10:24.119

Prohibited under state or federal statute.

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00:10:24.119 --> 00:10:30.178

So, now we have a challenge question.

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00:10:30.178 --> 00:10:35.428

So, thinking about all of those revenue practices that I just went through.

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00:10:35.428 --> 00:10:44.068

Which of the following are prohibitive in Missouri and this is a multi select so there could be more more than 1 answer.

81

00:10:44.068 --> 00:10:51.899

Silence.

82

00:11:22.583 --> 00:11:24.413
Okay, let's see what you responded.

83
00:11:29.609 --> 00:11:37.259
Uh, looks like most people didn't answer so going forward, try to answer even if you're not sure.

84
00:11:37.259 --> 00:11:43.349
Getting feedback, you couldn't multi select fair enough. Okay so, let's go through each 1 of these.

85
00:11:43.349 --> 00:11:47.369
In the chat, so.

86
00:11:47.369 --> 00:11:54.688
Which 1 of these people in the chat would do you think are perimeter practices? You can just list the letters in the chat.

87
00:11:54.688 --> 00:11:59.068
A B. C. D. E. all of the above.

88
00:11:59.068 --> 00:12:00.923
Some of them, what do you think?

89
00:12:16.043 --> 00:12:18.864
I've gotten a couple responses. I'm gonna get a couple more before I move on.

90
00:12:37.798 --> 00:12:46.109
So, I've gotten a mix between all of the above a. B. D. E. D. E.

91
00:12:46.673 --> 00:13:01.254
So, let's go through these, so the 1st, 1 is prohibited because any time you're doing a modification to the system, that's not been approved by the division. You're not using division approved training. Then that is prohibited. Mechanical strains are always prohibited.

92
00:13:01.619 --> 00:13:06.899
So, it's definitely be now see it.

93

00:13:06.899 --> 00:13:16.708

Crisis management curriculum that other than Matt and CPI isn't necessarily prohibited, unless it hasn't been approved. So we have a set of.

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00:13:16.708 --> 00:13:27.239

A crisis management systems that have been Pre approved, and we also have a process for approving modifications or different systems. And if you're using a different system that has been approved.

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00:13:27.239 --> 00:13:38.639

So, approved means you've gotten approval before you're using it then that's not prohibited. Um, if you are using something that hasn't been reviewed and approved by the division, and by the chief behavior analyst, and that is prohibited.

96

00:13:38.639 --> 00:13:49.619

D is definitely a prohibited practice. Anytime you're doing something that makes somebody's medical or physical condition worse you are engaging in primitive practices and then.

97

00:13:49.619 --> 00:13:54.269

Definitely E, as well any time you're covering somebody's face so.

98

00:13:54.269 --> 00:13:59.339

I can interfere with breathing, so that's definitely prohibited.

99

00:14:02.278 --> 00:14:14.458

Um, the next 1 is another challenge question and this 1 does have hopefully the ability to only select 1 and it be correct it says which of these is is probably an example of a mechanical restraint.

100

00:14:14.458 --> 00:14:21.899

And if people have questions about this, when we can spend some time and talk about it, but let's let's see 1st, what people answer.

101

00:15:12.298 --> 00:15:15.629

We've got about 9 seconds left and then we'll look at the results.

102

00:15:23.278 --> 00:15:36.509

All right, let's see what people answer, so, it looks like of those that responded. Most of you indicated that it's all of the above and then.

103

00:15:36.509 --> 00:15:41.818

Um, most of the rest of you indicated that it was P. C and D.

104

00:15:41.818 --> 00:15:50.099

And a few picked out the special seatbelts. So the correct answer to this 1 is all of the above. So.

105

00:15:50.099 --> 00:15:54.479

When you lock people inside their house for the purpose of keeping them there.

106

00:15:54.479 --> 00:15:58.739

Um, and they can't unlock get out that is a mechanical restraint.

107

00:15:58.739 --> 00:16:02.788

That's the way that it it is being viewed currently.

108

00:16:02.788 --> 00:16:15.778

In the way we've been operating for the last probably 2 years, so the legal counsel reviewed our definitions of mechanical restraint and said that that situation met that definition. So that's what we're following. If.

109

00:16:15.778 --> 00:16:29.219

Taking away crutches from a person who needs them to walk you're basically removing their ability to to move from location to location. That's considered a mechanical restraint as is taking power mechanisms from a wheelchair for the exact same reasons.

110

00:16:29.219 --> 00:16:32.399

So, in the event that a person.

111

00:16:32.399 --> 00:16:44.668

Is driving their wheelchair in places that you don't want them to go so you just turned a wheelchair off effectively making them unable to move from that location. You you have just effectively.

112

00:16:44.668 --> 00:16:56.698

Implemented a mechanical restraint and same thing with the seat belts on the wheelchairs. Um, if people can't get out of the chair, because when they want to, that's not.

113

00:16:56.698 --> 00:17:09.419

That's not an aid to keep them safe when they're moving from place to place it's not an aid to keep them in the right position. That's a restraint to keep them in their chair. And it is the device we're considering now mechanical restraint as well.

114

00:17:17.308 --> 00:17:22.469

Um, which of the following is considered exclusion time out and.

115

00:17:22.469 --> 00:17:25.858

Is, uh, prohibited? So we've got.

116

00:17:25.858 --> 00:17:32.578

3 situations indicated here in a question, read through them and determine which 1 do you think is a.

117

00:17:34.163 --> 00:17:35.003

Solution timeout.

118

00:18:20.189 --> 00:18:24.239

Um, so if you feel like there are multiple answers.

119

00:18:24.239 --> 00:18:28.709

Go ahead, and put in the chat which letters you think are the right ones.

120

00:18:38.068 --> 00:18:43.558

So we've got some folks have indicated a B. C. A. B. C. D.

121

00:18:58.163 --> 00:18:59.423

So, let's go through these.

122

00:19:00.659 --> 00:19:09.689

I would say each 1 could potentially be squish and time out. Some are more obviously exclusion time out than others. So let's kind of go through each 1 of these.

123

00:19:09.689 --> 00:19:18.479

If you have a room that you put a person in, when dangerous behavior occurs, and you make them stay there until they're calm. It's obviously.

124

00:19:18.479 --> 00:19:23.818

Solution time out, it very clearly fits the definition of sleep and time out.

125

00:19:23.818 --> 00:19:27.209

As does a room, they used.

126

00:19:27.209 --> 00:19:41.453

That is used by staff for out of control behavior and the person has to stay there. It doesn't really matter what you call it. You can call it, and as in this example of sniffing room and B, you can call it a calm room a safe room Zen room a chill room a bedroom.

127

00:19:41.483 --> 00:19:42.534

It really doesn't matter.

128

00:19:42.898 --> 00:19:52.378

The word that you choose to refer to the room, what matters is what you do with it. So if you have a room that you make people go to, and you make them stay there until they're calm.

129

00:19:52.378 --> 00:19:57.659

Which means they can't choose to leave and they're alone inside the room that is excluded in time out.

130

00:19:57.659 --> 00:20:06.209

Same thing with D, if you don't physically relocate a person to a room, but you essentially.

131

00:20:06.503 --> 00:20:21.324

Create the seclusion room around them by making everybody else leave and preventing that person from leaving and making them stay in there for 15 minutes by themselves. That is also social time out. Even though you haven't taken them anywhere, you've effectively made the solution around them.

132

00:20:21.659 --> 00:20:25.439

Now, see, is a little bit harder because it depends.

133

00:20:25.439 --> 00:20:32.578

So, if you are asking a person to go to the bedroom and calm down, and you're kind of letting them know that they should do that until.

134

00:20:32.578 --> 00:20:39.449

You decide they're calm this a little bit suspicious. So it 1 of the keywords is, until you decide is.

135

00:20:39.449 --> 00:20:52.588

Uh, a little concerning, because part of the definition of switching time out is that the staff are controlling when people stay in. And then there's actually another question that I would ask in this situation on C is what would happen if they.

136

00:20:52.588 --> 00:21:02.308

Decided to leave. So, if you tell if you ask a person to go to their bedroom to calm down, and the implication is, they have to go until you say, they can leave.

137

00:21:02.308 --> 00:21:12.503

Um, and what I mean, by implication is if, if they don't listen to what you say, you make them go, or if they don't stay in until you tell them, they can come out. You put them back in that is solution time out as well.

138

00:21:13.074 --> 00:21:18.413

Now, if you are suggesting that somebody go take a breather in their bedroom or.

139

00:21:18.689 --> 00:21:21.929

Side room like the, the.

140

00:21:21.929 --> 00:21:33.989

Dining room, when everybody else is in the living room, or the kitchen, when everybody else in the living room and vice versa doesn't really matter and they say, no, I don't want to. And you're like, that's cool. That's fine. That's not sufficient time out. So.

141

00:21:33.989 --> 00:21:48.808

Approaching people to use skills, suggesting people take some space by them. Take some time by themselves to calm down is not solution time out. It's when you make them do it when they don't want to. And you, when you make them stay, when they want to leave, and they're alone in the room, that's when a solution time out.

142

00:21:53.489 --> 00:21:58.919

Um, okay, next next question, which of the following is true.

143

00:23:10.614 --> 00:23:13.044
So, thank you those that have.

144
00:23:13.828 --> 00:23:20.669
Continue to be flexible and are chatting in the responses to the questions. Um, I really appreciate that.

145
00:23:20.669 --> 00:23:25.078
So there are there are 2 true responses on here.

146
00:23:25.078 --> 00:23:30.328
Um, so let's kind of go through them, so we'll go through each.

147
00:23:30.328 --> 00:23:42.209
1, at a time, so the 1st, 1, as long as you don't call it time out, you can use a room to hold somebody inside alone until you think they're safe to come out. Is that true? Or false? That that's false?

148
00:23:42.209 --> 00:23:51.388
That is not accurate. You you cannot, it doesn't matter what you call it. It's what you do with it. So if you're using a room in that manner, it's time out, regardless of what you call it.

149
00:23:51.388 --> 00:23:58.919
B, if you are keeping a person in their bedroom, until you think they can interact appropriately, you are using time out procedure true?

150
00:23:58.919 --> 00:24:12.479
That is a true statement. If a person is required to stay in the living room while staff and roommates cook dinner. Oh, this 1 is also true. It might be a time procedure and should say might be for.

151
00:24:12.479 --> 00:24:18.628
So this is, if you remember back to the question, we just answered if you kind of create a seclusion.

152
00:24:18.628 --> 00:24:21.959
If you create a solution timeout room, or if.

153
00:24:21.959 --> 00:24:28.798

Time out room around a person, it's still the same thing. So if you are making a person stay by themselves alone.

154

00:24:28.798 --> 00:24:39.449

While everybody else goes into the kitchen and cooks dinner, and they can't leave that room. That likely is exclusion time out and it would be prohibited in that circumstance. So.

155

00:24:39.449 --> 00:24:48.449

I would say foresee it would be a little bit less confusing if they'd said if it might be prohibited. So it might be a time procedure and it might be prohibited.

156

00:24:48.449 --> 00:24:53.638

If it were a time procedure, so C is also true.

157

00:24:54.868 --> 00:25:07.679

Um, with the, the addition of the caveat, um, and then D, if the person chooses go to their bedroom and stay there, until they feel like, being with others, there's not a suggestion made by staff, or there's no requirement that they do it then it's not considered time out.

158

00:25:07.679 --> 00:25:11.578

That is true as well. So, just to recap on this 1 if.

159

00:25:12.503 --> 00:25:26.663

You keep somebody in the room until they can interact appropriately years anytime procedures true person is required to stay in the living room while staff and roommates cook dinner. So they're alone in the living room. Yeah, that might be a time procedure. And if it were a timeout procedure, it would be prohibited.

160

00:25:27.443 --> 00:25:36.413

And if somebody just wants to go be alone in the room, until they feel like been around other people, and there's no requirement from staff that they do that, then that's not considered turnout.

161

00:25:42.659 --> 00:25:53.098

All right, so let's move on from questions. So you guys get break answering questions and I'm going to go through what the review process is in the event that some prohibited practice are on authorized procedures.

162

00:25:53.098 --> 00:25:57.358

Are discovered so the 1st thing that happens.

163

00:25:57.358 --> 00:26:07.169

Um, is that the relevant regional director so, wherever the event occurs, the regional director that covers that area should be notified as should be.

164

00:26:07.169 --> 00:26:11.398

The agency that is involved with the incident, the person.

165

00:26:11.398 --> 00:26:16.618

Who experienced the procedure and there needs to be identify why it was used to.

166

00:26:16.618 --> 00:26:20.788

And at this point, the regional director will inform.

167

00:26:20.788 --> 00:26:32.578

The regional staff, and the area behavior analysts that they need to do a special focus review of the agency. This is to kind of assess whether it is indeed prohibited practice and then start to.

168

00:26:32.578 --> 00:26:40.078

Work on the process of how to address the discontinuation of it, or prevent it from happening again basically to.

169

00:26:40.078 --> 00:26:44.098

To remediate situation so there's no longer perimeter practices occurring.

170

00:26:45.628 --> 00:26:46.048

Um,

171

00:26:46.044 --> 00:26:47.213

and obviously,

172

00:26:47.213 --> 00:26:47.453

you know,

173

00:26:47.453 --> 00:26:51.413

once the very behavior analyst has completed their focus review,

174

00:26:51.443 --> 00:26:54.624

then they will inform the regional office,

175

00:26:54.773 --> 00:27:00.473

including a regional director and staff as well as the rest of the team such as the provider support coordinator,

176

00:27:00.473 --> 00:27:01.104

the Guardian,

177

00:27:01.104 --> 00:27:01.763

the person,

178

00:27:02.483 --> 00:27:02.814

what?

179

00:27:02.814 --> 00:27:03.713

The findings were.

180

00:27:04.648 --> 00:27:09.209

Which in the event that there is a prohibited practice, they would also include.

181

00:27:09.209 --> 00:27:15.749

The next steps that are required to be taken in the process of remediating, the situation.

182

00:27:18.328 --> 00:27:28.378

Which is the next step so their behavior analysts will become involved individually with the person and the team to determine what needs to happen.

183

00:27:28.378 --> 00:27:39.509

To remove the need for the prohibited practice in the future, including whether, or not additional services might be necessary like, behavior, services, medical consultations.

184

00:27:39.509 --> 00:27:46.558

O T. or P. T evaluations and then we'll work with the provider to.

185

00:27:46.558 --> 00:27:53.729

Develop and implement some positive, proactive and preventative strategies again, trying to prevent the need.

186

00:27:53.729 --> 00:27:57.898

For the prohibitive practice, or to fade the need to preeminent practice.

187

00:27:57.898 --> 00:28:02.548

Um, if there's a continued deed for it, and when.

188

00:28:03.749 --> 00:28:17.489

Um, when they're, uh, when the air behavior analyst will also refer individuals and their teams to the babe sport view committee and they are required to attend. And that's part of the follow up process as well.

189

00:28:17.489 --> 00:28:21.443

And there will also be in addition to the behaviors for review committee,

190

00:28:21.443 --> 00:28:28.044

follow reviews with the provider to make sure that those strategies and procedures that the AV works with the team to develop,

191

00:28:28.044 --> 00:28:32.753

are being utilized and that the practices are being fully discontinued.

192

00:28:33.328 --> 00:28:43.288

And the duration of the follow up really will just be determined on case by case basis by the chief brand was really just based on the on the circumstance of the individual situation.

193

00:28:50.578 --> 00:29:05.483

Um, and that is, that's the extent of the slides. I apologize that. Roger wasn't able to make it. We have a lot of times for questions. I will do my best to answer them and if I can't answer them, I will record them and take them back.

194

00:29:05.483 --> 00:29:07.433

And then we will get them answered and.

195

00:29:07.769 --> 00:29:14.189

A supplemental document will go with our with the slides in a couple of days.

196

00:29:15.749 --> 00:29:20.098

So, what questions are out there lingering for folks.

197

00:29:45.959 --> 00:29:49.019

Well, I have a question for you all do, do you all.

198

00:29:49.019 --> 00:29:54.028

Or feel like you have a pretty good handle on what things are prohibited.

199

00:29:54.028 --> 00:29:59.068

Do you think you can identify some common situations that would be prohibited?

200

00:30:05.578 --> 00:30:08.638

Uh, we have 1 question that's.

201

00:30:08.638 --> 00:30:12.568

Not related to this mark, send me an email and I will answer that.

202

00:30:15.808 --> 00:30:25.288

Uh, another question was, when does this go into effect immediately? So the answer that question is, this already is in effect. So these primitive practices.

203

00:30:25.288 --> 00:30:30.749

Have been prohibited for very long time. They're tied to.

204

00:30:30.749 --> 00:30:35.459

A couple csr's some directed and part of our operating.

205

00:30:35.459 --> 00:30:39.269

Procedures for a very long time. The only thing that's.

206

00:30:39.269 --> 00:30:44.159

That's different and it's just barely different. Is that July? 1st.

207

00:30:44.544 --> 00:30:50.394

Solution timeout will no longer be a approvable practice under any circumstance.

208

00:30:50.604 --> 00:31:04.703

So before if you were using exclusion time out, and it hadn't been Pre approved by the chief behavior analyst, which means that there was ongoing behavior services and there was a functional assessment completed that identified that there was a need for the exclusion timeout procedure.

209

00:31:05.003 --> 00:31:17.844

That was reviewed by the behavior, support committee and approved and then that, and then subsequently reviewed and approved by the chief behavior analyst unless that had happened. It was always was already prohibited to seclusion time out the only thing different July.

210

00:31:17.844 --> 00:31:23.753

1st is there will no longer be that special approval process so, under no circumstances, can we, conditionally approve.

211

00:31:24.088 --> 00:31:32.608

The subscription time out, but other than that, everything is is what has been in place for a very long time and this is just a refresher to make people.

212

00:31:32.608 --> 00:31:46.019

Make sure people understand what the requirements are. Hey, Lucas, I'm going to go ahead and read some of these because some of the questions went directly to me instead of to you got it. So I'm going to read them out to, you.

213

00:31:46.019 --> 00:31:49.739

As soon as I can help, then that up.

214

00:31:51.209 --> 00:31:55.469

Give me 1. SEC.

215

00:32:01.253 --> 00:32:12.894

Okay, 1, is that if you have individuals doing an activity and someone begins to have a behavior, you remove others to save. This is considered seclusion and that's question mark.

216

00:32:13.199 --> 00:32:27.594

Yeah, so that's a good question. Tiffany. And so the key things to remember is if somebody is engaging in unsafe behavior and everybody else leaves and the person can't leave. So they have to stay there alone until they're safe.

217

00:32:27.713 --> 00:32:33.534

And staff are determining when they're saved. That is exclusion, so if you're sitting around the living room.

218

00:32:34.703 --> 00:32:45.233

Coffee table, and 1 of the individuals starts breaking a chair and everybody just gets up and walks out. But the person is not being made to stay there. That's not squeeze your time out.

219

00:32:45.233 --> 00:32:55.943

Because they can freely go wherever they want around the house when it becomes fusion time out is if you, if everybody gets up and leaves the room and then staff make the person stay in that room by themselves until they're safe.

220

00:32:56.219 --> 00:32:59.308

Until they're calm, that would be exclusion time out.

221

00:32:59.308 --> 00:33:06.388

Okay, what if parents want to use any of these prohibited procedures?

222

00:33:06.388 --> 00:33:09.509

Uh, well.

223

00:33:09.509 --> 00:33:13.679

I would prefer that they didn't and.

224

00:33:13.679 --> 00:33:27.419

If if parents want to use these procedures with their children, and we don't fund any services that would be involved in the use of the practice, then we would strongly recommend that. They don't.

225

00:33:27.419 --> 00:33:30.568

But we don't really have any authority.

226

00:33:30.568 --> 00:33:45.384

Or say over what they would do as parents with their children so long as it doesn't reach the point of being abuse. At which point there's a process for that. But, um, if it's a waiver funded services or Medicaid funded services, anything that we fund.

227

00:33:45.719 --> 00:33:58.104

Um, or we have paid for staff that are implementing these procedures. They can't be used, regardless of whether the parents want to use them, whether the Guardian wants to use them. It doesn't matter.

228

00:33:58.104 --> 00:34:12.083

You can't use them if parents or family members want to use them with their own family and situations where there's no funding for any of the service or the setting. That's really that's really up to them. We would prefer they didn't do that.

229

00:34:13.798 --> 00:34:21.659

Okay, if a doctor is authorized and recommended PR in medication to manage behaviors, is that still prohibited.

230

00:34:21.659 --> 00:34:32.608

The only time that it would be potentially prohibited is when it would be considered a chemical restraint chemical restraint would be an.

231

00:34:32.608 --> 00:34:47.123

Do not quote me, please go back to the CSR to look at the definition, because I don't have it memorized but essentially, if the medication is rendering the person unconscious unable to move, unable to stand up, like, that would be considered a chemical restraint. And that could be prohibited.

232

00:34:47.393 --> 00:34:50.603

So I would definitely follow up with that. If the medication is.

233

00:34:50.849 --> 00:35:04.224

Something that's supposed to help allow the person to function as they wish. So, like, for example, they get nervous when they go to a dentist appointment and so the doctor prescribed at event for use prior to the appointment they take it.

234

00:35:04.224 --> 00:35:08.753

They're able to successfully go to the appointment and get their dental work done. That's not prohibited.

235

00:35:09.028 --> 00:35:23.458

That's probably not even a restrictive intervention, but if a person is being given medication to control their behavior, that makes them unconscious or unable to function that, that would be a chemical restraint. And, um.

236

00:35:23.458 --> 00:35:27.929

Is prohibited.

237

00:35:27.929 --> 00:35:38.548

Are the rules the same for state schools? Does this apply to time out before July? 1st this 21? Yeah, this does not apply to state schools at all. There.

238

00:35:38.548 --> 00:35:43.438

They are governed by a different set of regulations. This only applies to.

239

00:35:43.793 --> 00:35:55.043

The system, so, Medicaid waiver and Medicaid community service so not not not regular schools not state schools, not education institutions.

240

00:35:55.224 --> 00:35:58.974

This is not this is not part of their guiding requirements.

241

00:35:59.219 --> 00:36:05.188

Okay, how do you keep everyone's safe in the house?

242

00:36:05.188 --> 00:36:09.778

If an individual is acting inappropriately, that's if you can't remove them.

243

00:36:09.778 --> 00:36:19.228

Yeah, so that's a really great question. And that would be a conversation for the treatment team to sit down and determine whether they need help from behavior analyst.

244

00:36:19.228 --> 00:36:23.009

Whether they need to.

245

00:36:23.009 --> 00:36:27.268

Look into some other intensive services, like therapy.

246

00:36:27.534 --> 00:36:31.554

What the safety crisis plan says that's that's not a question.

247

00:36:31.554 --> 00:36:32.903

I can really answer right here,

248

00:36:32.903 --> 00:36:41.333

but that definitely is an opportunity to determine whether there are additional services needed and the behavior analyst or the,

249

00:36:41.483 --> 00:36:42.384

the therapist,

250

00:36:42.384 --> 00:36:45.563

or ideally the team,

251

00:36:45.744 --> 00:36:46.793

the treatment team of.

252

00:36:47.099 --> 00:36:52.259

Of all the people that support the person should be able to sit down and come up with some strategies to help with that.

253

00:36:55.224 --> 00:37:09.384

This person is saying, I do understand these rules, but what do you do in a group setting when others will get hurt by a person's behaviors if you cannot remove him from a room and you cannot remove others from a room.

254

00:37:09.719 --> 00:37:14.429

So, just to be cleared.

255

00:37:14.429 --> 00:37:23.668

I didn't say, and it doesn't say that you can't remove people from the situation. What it says is you can't take somebody and put them alone in a room and make them stay there until.

256

00:37:23.668 --> 00:37:27.628

Um, you you think that they are calm to go out so if.

257

00:37:27.628 --> 00:37:36.599

Uh, if your or are in a group setting, and a person is becoming unsafe and you ask housemates to leave and they leave and the person is there.

258

00:37:36.599 --> 00:37:40.498
Destroying things.

259

00:37:40.498 --> 00:37:45.449
Then that's not necessarily prohibited when it becomes prohibitive. If you take everybody else out of the room.

260

00:37:45.449 --> 00:37:49.228
Can you make them stay by holding the door? Shut.

261

00:37:49.228 --> 00:37:54.958
Or, by physically putting them back in the room, each time they try to leave until they're call them, that's when it becomes punched in time out.

262

00:37:54.958 --> 00:37:58.168
Now, that's a really.

263

00:37:58.554 --> 00:38:09.983
A really serious situation that you're describing and again that's when the treatment team, and the planning team should come together and determine what additional services are necessary. Because that's a really unsafe situation.

264

00:38:09.983 --> 00:38:20.844
We should be working on what skills and strategies can be put into place to make that situation less likely to happen and for staff to have training on what to do in the event that does occur.

265

00:38:22.530 --> 00:38:32.460
Have the providers already been notified that they, that the, I'm sorry the question's a little off, um.

266

00:38:32.460 --> 00:38:39.239
Have the providers already been notified that they oh, they cannot be conditionally.

267

00:38:39.239 --> 00:38:53.994
Proved now so, um, my, to my knowledge yes, that that has already happened. We again, we did 2 webinars in August of last year that were recorded and are available right now on the new CSR.

268

00:38:54.300 --> 00:38:58.110

And the impending change July 1st and again.

269

00:38:58.110 --> 00:39:07.349

It the only people that this really impacts are a handful of people that have gone through the special product process to be conditionally approved, which is.

270

00:39:07.349 --> 00:39:20.699

Like point 1% of all people in our system probably less than that. And so again, if, if you're using fusion time out and it hadn't been approved, it was already prohibited even before July. 1st.

271

00:39:23.219 --> 00:39:32.610

What, if I sell providers are refusing to continue to support a person, because locks on the doors are too unsafe to be taken off.

272

00:39:32.610 --> 00:39:36.389

Well, I mean, I think that that's a.

273

00:39:36.389 --> 00:39:46.829

I I think that's a determination that a provider would need to make. I think that if a person is currently needing locks on their door.

274

00:39:46.829 --> 00:39:56.219

To remain safe to keep them inside the house and that team should reach out to their behavior analyst immediately to begin working on alternatives to needing the locks.

275

00:39:56.219 --> 00:40:08.635

Um, we haven't worked with many teams over the last couple of years to slowly fade the use of the locks out so that they can be taken away eventually safely. But the person can continue to still be safe and learn skills inside their home.

276

00:40:08.695 --> 00:40:11.605

So that they can, they can live a better life and.

277

00:40:11.969 --> 00:40:18.780

Teams can come into compliance with division requirements, but ultimately an provider may determine that.

278

00:40:18.780 --> 00:40:26.280

I'm given these these prohibited practices that we have in place that they may not

be equipped to support people with certain needs.

279

00:40:29.724 --> 00:40:42.505

Not time out related to time out, but wanted to ask a question about remote monitoring. Cameras were not listed as a prohibited practice, but I just wanted to verify that the use for a camera.

280

00:40:43.704 --> 00:40:49.164

To monitor someone in their room or home area so that they can have a long time,

281

00:40:49.195 --> 00:40:51.505

or be monitored for seizures example,

282

00:40:51.894 --> 00:40:56.664

we would send through due process for rights restrictions and require a,

283

00:40:56.695 --> 00:40:56.815

a,

284

00:40:58.224 --> 00:41:01.704

but would this need to be reviewed by behavioral resource committee?

285

00:41:02.070 --> 00:41:10.380

It wouldn't necessarily need to be reviewed by the behavior support review committee but it, I'm so glad that you identified that it needs to go.

286

00:41:10.380 --> 00:41:15.869

Through the due process committee, so they can make sure that all those elements of due process are in place.

287

00:41:17.159 --> 00:41:20.460

Do these rules apply to day care.

288

00:41:20.460 --> 00:41:26.429

If the adult daycare is funded through Medicaid waiver or Medicaid then yes. So.

289

00:41:26.429 --> 00:41:32.460

If it's an alternative funded activity that is not related to.

290

00:41:32.460 --> 00:41:39.780

A TCM service that's being provided or, uh, some contracted service provider in our system. Then it doesn't apply but if.

291

00:41:39.780 --> 00:41:43.079

It does if the daycare is happening at it.

292

00:41:43.079 --> 00:41:47.369

Provided that's contracted with us provide services and we're paying for it then. Yeah, it applies.

293

00:41:49.405 --> 00:42:03.594

Is there a way to get a group of behavioral analysts analysts together? We'll all have individual still needing timeout torque on intermission, ideas, et cetera. Yeah, I think that's a great idea. And if there is if there's.

294

00:42:04.260 --> 00:42:10.199

There's interest in that, we could dedicate an entire baby support review committee session for just that topic.

295

00:42:10.199 --> 00:42:15.809

So, reach out to me, or your behavior analyst, if that's is of interest to, you.

296

00:42:15.809 --> 00:42:23.880

Um, I think that's a good idea, Alison, so please folks reach out if, if that would be something you want to participate in and we can make that happen.

297

00:42:26.250 --> 00:42:39.300

Regarding the notification process, if staff at an agency engagements occlusion time out against the recommendations of a BCBA, who must be the reporter to the area behavioral analysis.

298

00:42:39.300 --> 00:42:44.130

I, I would say that anyone who.

299

00:42:44.130 --> 00:42:49.230

Identifies that it's an issue is responsible to report it to the regional office.

300

00:42:49.230 --> 00:42:53.070

Um, and the behavior analyst, so I, I, I don't know.

301

00:42:53.070 --> 00:42:57.510

I don't know what to say other than if you see something that's prohibited. You should reported.

302

00:42:57.510 --> 00:43:02.190

Silence.

303

00:43:06.360 --> 00:43:10.679

It looks to be at Lucas. Excellent. Okay.

304

00:43:10.679 --> 00:43:18.780

Well, um, I'll hang out here for a few more minutes and if people have more questions, I will answer them. You all Thank you so much for being.

305

00:43:18.780 --> 00:43:32.760

I'm very flexible and eager and engaging participants. If you have additional questions after this session is over, you are encouraged to reach out to your area, but he ran was to get some, some consultation around those things.

306

00:43:32.760 --> 00:43:37.380

And hopefully this was helpful, and I hope people are feeling a little bit more.

307

00:43:37.380 --> 00:43:43.260

I'm comfortable with what what is prohibited and what changes are coming in the next month.

308

00:43:43.260 --> 00:43:44.789

Thank you all.