

TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES

RULE IMPACT STATEMENT

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

PROPOSED RULES:

SUBCHAPTER 1. GENERAL PROVISIONS

450:55-1-2 Definitions [AMENDED]

SUBCHAPTER 3. PROGRAM DESCRIPTION AND PACT SERVICES

450:55-3-2 Admission criteria [AMENDED]

450:55-3-5 Hours of operation and staff coverage [AMENDED]

450:55-3-6 Service intensity [AMENDED]

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

SUBCHAPTER 5. PACT CLINICAL DOCUMENTATION

450:55-5-3 Documentation of individual treatment team members [AMENDED]

450:55-5-5 Comprehensive assessment [AMENDED]

450:55-5-6 Treatment team meeting [AMENDED]

450:55-5-7 Treatment planning [AMENDED]

450:55-5-9 PACT progress note [AMENDED]

SUBCHAPTER 11. ORGANIZATIONAL MANAGEMENT

450:55-11-2 Program organization [AMENDED]

1. BRIEFLY DESCRIBE THE PURPOSE OF THE PROPOSED RULES.

In accordance with the Administrative Procedures Act, these proposed rules are part of the Department's review of Title 450. The proposed rules clarify existing rules and are intended to comply with statutory changes.

2. DESCRIBE THE CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULES, INCLUDING CLASSES THAT WILL BEAR THE COSTS OF THE PROPOSED RULE, AND ANY INFORMATION ON COST IMPACTS RECEIVED FROM PRIVATE OR PUBLIC ENTITIES.

Persons receiving services from programs operated by, under contract with, or certified by ODMHSAS. In addition, treatment programs and their employee's that are operated by, under contract with, or certified by ODMHSAS.

3. DESCRIBE THE CLASSES OF PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULES.

Consumers of mental health and substance abuse services who receive those services from treatment programs that are operated by, under contract with, or certified by ODMHSAS will benefit. In addition, Individuals eligible and accepted as consumers of PACT services, the organizations operated by, certified by, or

under contract with, ODMHSAS to provide such services and, recipients, families, their local communities, and employees of the certified programs.

4. **DESCRIBE THE PROBABLE ECONOMIC IMPACT OF THE PROPOSED RULES UPON THE AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS, INCLUDE A LISTING OF ALL FEE CHANGES AND WHENEVER POSSIBLE, JUSTIFICATION FOR EACH.**

ODMHSAS does not anticipate any economic impact on any affected classes of persons.

5. **SPECIFY THE PROBABLE COSTS AND BENEFITS TO ODMHSAS AND TO ANY OTHER AGENCY FOR IMPLEMENTING AND ENFORCING THE PROPOSED RULES AS WELL AS, ANY ANTICIPATED EFFECT ON STATE REVENUES, INCLUDING A PROJECTED NET LOSS OR GAIN IN SUCH REVENUES, IF SUCH CAN BE PROJECTED.**

ODMHSAS does not anticipate the proposed rules will increase costs to this Department or other affected parties.

6. **DETERMINE WHETHER IMPLEMENTATION OF THE PROPOSED RULES WILL HAVE AN ECONOMIC IMPACT UPON ANY POLITICAL SUBDIVISIONS OR REQUIRE THEIR COOPERATION IN IMPLEMENTING AND ENFORCING THE PROPOSED RULES.**

ODMHSAS does not anticipate an economic impact on any political subdivision or require their cooperation to implement or enforce the proposed revisions to rules.

7. **DETERMINE IF IMPLEMENTATION OF THE PROPOSED RULES MAY HAVE AN ADVERSE ECONOMIC IMPACT ON SMALL BUSINESSES.**

ODMHSAS has determined these rule revisions will not have an adverse economic impact on small businesses.

8. **EXPLAIN THE MEASURES ODMHSAS HAS TAKEN TO MINIMIZE COMPLIANCE COSTS AND A DETERMINATION OF WHETHER THERE ARE LESS COSTLY OR NONREGULATORY METHODS OR LESS INTRUSIVE METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES.**

Throughout the year ODMHSAS staff gather relevant information via on-site reviews, advocacy investigations, performance improvement activities and public forums such as regional planning boards that consist of volunteer Oklahoma citizens. Additionally, ODMHSAS staff meets regularly with stakeholders in order to communicate the planned actions of the Department concerning rulemaking, as well as other issues.

9. **DETERMINE THE EFFECT OF THE PROPOSED RULES ON PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND, IF THE PROPOSED RULES ARE DESIGNED TO REDUCE SIGNIFICANT RISKS TO THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT, EXPLAIN THE NATURE OF THE RISK AND TO WHAT EXTENT THE PROPOSED RULES WILL REDUCE THE RISK.**

ODMHSAS anticipates these rules to enhance treatment services by more clearly defining service expectations, incorporating life safety mandates and by

addressing continuous quality improvement in treatment settings, which must operate under the provisions of the proposed rules.

10. DETERMINE IF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF THE PROPOSED RULES ARE NOT IMPLEMENTED.

Programs of assertive community treatment (PACT) provide essential alternatives to citizens with serious mental illnesses who, without these community-based services, will be at risk for hospitalization or involvement with law enforcement and criminal justice institutionalization or both. PACT programs provide a public health service by ensuring quality care and active treatment for persons who are most in need of these specialized services.

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