



# Numbered Advisory Memorandum

**Date Issued:** 29 February 2012

**Number:** 2-FY-12-5

**Subject:**

- Allocations
- Certification
- Licensure
- Medicaid
- Policy and/or Procedure
- Other Critical Information

**To:** Private Psychiatric Inpatient Hospitals  
Community Mental Health Agencies  
Type 1 Residential Facilities  
ADAMH/CMH Boards

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**Required Action:**  No  Yes, by this date: March 1, 2012

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**Title:** Change in/Clarification to Ohio Administrative Code (OAC) Incident Reporting Requirements:  
OAC 5122-14-14, OAC 5122-26-13, and OAC 5122-30-16

On January 1, 2012, the Department's incident reporting requirements changed. The public participation process for implementation of the rules included a committee comprised of ODMH, provider and stakeholder representatives and a draft rules comment period prior to the formal rule filing process, which included a public hearing. However, in response to providers who asked the Department to reconsider the reporting requirements for patient falls (inpatient hospitals) and staff injuries during seclusion/restraint (all providers), the Department has been monitoring the impact on providers. After review of the data and other applicable information, and in the spirit of regulatory reduction, **effective March 1, 2012, the following changes will be made to the incident reporting requirements.**

## **Patient Falls** (Private Psychiatric Inpatient Hospital Providers Only)

**Falls with no injury or falls that require only first aid intervention are no longer reportable to the Department.** However, falls in which there is an injury requiring "unplanned emergency/medical intervention" and/or "hospitalization" will continue to be reportable in accordance with OAC 5122-14-14(F). Each psychiatric inpatient provider should continue to monitor falls in accordance with the hospital's "falls prevention program", and track and report falls to a national database if indicated by its performance improvement program.

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**Staff Injury during Seclusion and/or Restraint** (Private Psychiatric Inpatient Hospitals, Community Mental Health Agencies, Type 1 Residential Facilities)

**Staff injury during seclusion and/or restraint is no longer reportable on a "per incident" basis. Providers will still be asked to report the aggregate data on the "Six Month Reportable Incident Data Report Form", the first of which is due to the Department by July 31, 2012 for the reporting period January 1, 2012 through June 30, 2012.** The reportable aggregate data will consist of reporting only the number of staff injuries during seclusion and/or restraint in each of the following three categories: 1) Injury requiring first aid, 2) Injury requiring emergency/unplanned medical intervention, and 3) Injury requiring hospitalization.

ODMH will revise the "Six Month Reportable Incident Data Report Form" in accordance with this change, and make the aggregate data available for benchmarking or other provider purposes. Please note that, while the department values the input of those providers and stakeholders who expressed a belief that the department should require reporting of staff injuries consistent with the reporting requirements for injuries to consumers, i.e. on a "per incident" basis, after review of the data and the potential department response to these incidents, the department believes that the additional paperwork necessitated by this regulatory requirement is not justified.

**Clarification in Reporting Six Month Aggregate Seclusion and/or Restraint Data** (Type 1 Residential Facilities for Children Only)

The "Six Month Reportable Incident Data Report Form" for Type 1 Residential Facilities lists reporting each type of seclusion and restraint activity in two age categories: 1) "Age 17 and Under", and 2) "Age 18 and Over". However, the definition of a Child/Adolescent in OAC 5122-30-03 (A)(10) includes individuals with a mental disability under the age of twenty-one. Please note the Department did not intend to implement an additional tracking and reporting requirement for a Type 1 Residential Facility for children. **Each Type 1 Residential Facility for children should include all seclusion and/or restraint data in the category of "Age 17 and Under"**. ODMH will revise the "Six Month Reportable Incident Data Report Form" to reflect this clarification.

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