

*****DRAFT - NOT FOR FILING*****

5122-29-29 Assertive community treatment (ACT).

- (A) Assertive community treatment (ACT) services are provided to an individual with a major functional impairment or behavior which present a high risk to the individual due to severe and persistent mental illness and which necessitate high service intensity. ACT services are also provided to the individual's family and other support systems. A client receiving ACT services may also have coexisting substance use disorder, physical health diagnoses, and/or mild intellectual disability. The service is available twenty-four hours a day, seven days a week.
- (B) The purpose of ACT team services is to provide the necessary services and supports which maximize recovery, and promote success in employment, housing, and the community.
- (C) ACT service providers shall employ one or more teams of practitioners which meet the minimum fidelity criteria as described in paragraphs (D) ,(E) and (F) of this rule using the tool for measurement of ACT (TMACT), or its successor. The dartmouth assertive community treatment scale (DACTS) may be utilized for those providers using the DACTS as of the date of effectiveness of this rule, but they must transition to the TMACT within two years of certification as an ACT team.
- (D) For initial certification, an ACT team using the DACTS must achieve a minimum average overall fidelity score of 3.0 on the DACTS as determined by an independent validation entity recognized by the department.
- (E) For initial certification using the TMACT, an ACT team must achieve a minimum average overall fidelity score of 3.0 on the TMACT as determined by an independent validation entity recognized by the department.
- (F) For continuing certification, an ACT team must achieve a minimum average overall fidelity score of 3.7 within two years of initial certification on the TMACT as determined by an independent validation entity recognized by the department.
- (G) ACT teams shall have regular repeat fidelity reviews, at least annually, by an independent validation entity recognized by the department.
- (H) At any time after certification of the ACT service, the department may request a new fidelity review based on specific findings of non-compliance. If the team is found to not meet the minimum fidelity requirements the team will have forty-five consecutive calendar days to establish a plan for correction to return to a level of minimum fidelity compliance as described in paragraphs (E) and (F) of this rule. After one hundred twenty consecutive calendar days from the date the new fidelity review was completed, the team shall demonstrate substantial progress toward achieving minimum fidelity standards and within one hundred eighty consecutive calendar days shall meet such standards. In the event this does not occur, a transition plan must be developed and implemented by the ACT team in partnership with clients and the department to assure that client needs are being met continuously.
- (I) For a minimum of ninety days, or until the client has stated their desire to discontinue ACT services, the ACT team shall attempt at least two face-to-face contacts per month for a client who has discontinued ACT services unexpectedly. Such attempts and client response, if any, shall be documented in the individual client record.
- (J) ACT shall be provided and supervised by staff who are qualified according to rule 5122-29-30 of the Administrative Code.

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