

CHAPTER 46:11:05

SERVICE STANDARDS

Section

46:11:05:01 ISP team -- Composition.

46:11:05:01.01 ISP time frames.

46:11:05:01.02 ISP participation.

46:11:05:02 Assessments.

46:11:05:03 ISP.

46:11:05:04 Repealed.

46:11:05:05 Case manager.

46:11:05:05.01 Case manager responsibilities -- Quarterly ISP assessment.

46:11:05:05.02 Behavior support plan policy.

46:11:05:06 Highly restrictive procedures.

46:11:05:06.01 Policy for highly restrictive procedures.

46:11:05:06.02 Prone restraint prohibited.

46:11:05:07 Time-out.

46:11:05:08 Repealed.

46:11:05:09 Chemical intervention.

46:11:05:09.01 Use of ~~psychoactive~~ medications for psychiatric or medical conditions or sedation.

46:11:05:09.02 Medications for sedation, Repealed.

46:11:05:10 Repealed.

46:11:05:11 Transferred.

46:11:05:12 Behavior support committee.

46:11:05:13 Human rights committee -- Composition.

46:11:05:14 Human rights committee -- Procedures.

46:11:05:14.01 Combined human rights and behavior support committee.

46:11:05:15 Time alone.

46:11:05:16 Accessing staff assistance.

46:11:05:17 Repealed.

46:11:05:09.01. Use of psychoactive medications for psychiatric or medical conditions or sedation. ~~The participant shall have protections through the human rights committee of the provider of direct HCB services for the use of all psychoactive medications. Psychoactive medications~~ The human rights committee of a participant's provider shall review medications prescribed as treatment or stabilization for psychiatric conditions, medical conditions, or for sedation prior to a medical or dental appointment, and not on an as-needed basis for behavior management, if the participant, the participant's parent if the participant is under eighteen, or the participant's legal guardian requests that the medication be reviewed ~~shall be reviewed annually by the human rights committee of the provider of direct HCB services and when there is a change in type of medication.~~

The participant's conflict-free case manager or family support coordinator shall, during each annual ISP team meeting, shall include discussion about the participant's medication, and if a CHOICES participant, whether human rights committee review is requested, documentation of the team's consensus that the benefits of any psychoactive medication prescribed as either treatment or stabilization or both of psychiatric condition outweigh any harmful side effects and include a plan for reduction or elimination of the psychoactive medication. Any side effects shall be documented in non-technical terms. The conflict-free case manager or family support coordinator shall document all discussion regarding medication during the ISP team meeting.

Any medication prescribed by a licensed medical professional for any participant must be made available to the participant and implemented as prescribed without unreasonable delay.
Nothing in this section affects a participant's right to refuse medication.

Source: 43 SDR 9, effective August 2, 2016.

General Authority: SDCL 27B-2-26(3)(4).

Law Implemented: SDCL 27B-2-26(3)(4), 27B-8-52.

46:11:05:09.02. Medications for sedation. ~~Any use of medication that sedates the participant before a medical or dental procedure must have the following documentation:~~

~~—— (1) Order from the doctor or dentist requiring the medication;~~

~~—— (2) Informed written consent from the participant, the participant's parent if the participant is under 18 years of age, or the participant's guardian, if any;~~

~~—— (3) Documentation of review by a quorum of the human rights committee prior to administration of the medication to ensure proper application of the medication; and~~

~~—— (4) Documentation of the participant's ISP team consensus, that benefits of the medication outweigh risks, as well as a plan for reduction or elimination of the medication.~~

~~—— Medications administered by a physician or dentist at the site of the medical or dental procedure are not required to meet the requirements of this section Repealed.~~

Source: 43 SDR 9, effective August 2, 2016.

General Authority: SDCL 27B-2-26(3)(4).

Law Implemented: SDCL 27B-2-26(3)(4), 27B-8-52.