

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE
SERVICES
CHAPTER 70. STANDARDS AND CRITERIA FOR OPIOID TREATMENT
PROGRAMS**

SUBCHAPTER 3. FACILITY RECORD SYSTEM

PART 3. INTAKE AND ADMISSION ASSESSMENT

450:70-3-5.4. Assessment and record content – Level of care

~~(a) The OTP shall have written policy and procedure stating that persons served with two (2) or more unsuccessful managed withdrawal episodes within a twelve (12) month period must be assessed by the medical director or a program physician for identification of need for other forms of treatment. An OTP shall not admit a person served for more than two (2) withdrawal management episodes in one (1) year.~~

(a) The OTP shall have written policy and maintain current procedures that ensure that those persons served who choose to taper from treatment medication are provided the opportunity to do so with informed consent and at a mutually agreed upon rate that minimizes taper-related risks. Such consent must be documented in the clinical record by the treating practitioner.

(b) Compliance with these standards and criteria may be determined by a review of the following:

- (1) Policy and Procedures,
- (2) Review of all facility records, and
- (3) Investigations, site visits, treatment protocols, clinical records, clinical service manuals and certification reviews.

SUBCHAPTER 6. SUBSTANCE USE DISORDER TREATMENT SERVICES

PART 3. TREATMENT SERVICES

450:70-6-17.2. Service phases – General

(a) The OTP shall have written policy and procedure describing structured phases of treatment and rehabilitation to support progress of persons served and to establish requirements regarding patient attendance and service participation. The requirements listed below for each phase indicate minimum requirements and the frequency and extent of treatment and rehabilitation services may be increased, based on individual patient need and unless otherwise indicated in this chapter. The OTP shall utilize ASAM criteria to determine the appropriate level of care during each phase of treatment.

(b) Refusal of persons served to participate in treatment services as prescribed in 450:70-6-17.3 through 450:70-6-17.8 shall not preclude them from receiving medications from the OTP. The OTP shall document refusal of treatment services in the clinical record.

~~(b)~~(c) If an OTP is providing doses to a person served receiving residential level of care substance use disorder services, the required minimum services listed for each phase may be delivered by the residential level of care substance use disorder provider. The

OTP shall document the provision of these services and the provider delivering such services in the service plan.

~~(e)~~(d) Compliance with 450:70-6-17.2 may be determined by:

- (1) A review of policies and procedures,
- (2) Treatment records, and
- (3) Other facility documentation.