

Questions	Answers
<p>1. What are the rules that pertain to restrictive interventions?</p>	<p>North Carolina Administrative Code:</p> <p>Definitions</p> <ul style="list-style-type: none"> • 10A NCAC 27C .0102 • 10A NCAC 28A .0102 <p>Training</p> <ul style="list-style-type: none"> • 10A NCAC 27E .0107 • 10A NCAC 27E .0108 • 10A NCAC 28D .0209 • 10A NCAC 28D .0210 <p>LME-MCO Responsibility for Monitoring Providers</p> <ul style="list-style-type: none"> • GS § 122C-115.4(b)(1) • 10A NCAC 27G.0600
<p>2. What is the change regarding the NCI curriculum?</p>	<p>The NCI curriculum was established in 2001. The restrictive intervention rules identify the elements in a curriculum. State Operated facilities have moved away from using NCI as their restrictive intervention curriculum and DMH/DD/SAS is not required to manage it according to rule. DMH/DD/SAS will release the NCI curriculum to the public domain effective July 1, 2017. The curriculum will post as it exists and interested parties may develop a curriculum. The curriculum will no longer be identified or supported as NCI. Providers can locate the list of certified instructors, trainers and approved curriculums on DMH/DD/SAS website.</p>
<p>3. Who would be responsible for the following elements during the NCI transition period?</p> <ul style="list-style-type: none"> • Approving curriculum • NCI Certification Database • Certification 	<ul style="list-style-type: none"> • DMH/DD/SAS will continue to approve curriculums during and after the NCI transition period. • DMH/DD/SAS will maintain the database during the transition period. After all of the NCI certifications have expired, the information will be archived. • The provider will continue to assure their staff maintain certification according to the State Administrative rule, 10A NCAC 27E .0107 until NCI expires. Prior to NCI expiring,

<ul style="list-style-type: none"> • Monitoring • Technical Assistance 	<p>the provider is responsible for developing a new curriculum or selecting an approved curriculum.</p> <ul style="list-style-type: none"> • The LME-MCO is responsible for monitoring the provider per G.S. 122C-115.2(b)(1)(b). • DMH/DD/SAS will provide general consultation regarding the curriculum approval process during and after the NCI transition period. Curriculums must be developed independently. DMH/DD/SAS will answer procedural questions but will not provide acceptable responses on the application. The review committee will respond to applicant by directing them to the appropriate rule for any areas found to be deficient.
<p>4. What is the NCI transition period?</p> <ul style="list-style-type: none"> • Obtain feedback from various stakeholders • Post NCI curriculum to DMH/DD/SAS website • Post NCI Q/A to DMH/DD/SAS website • Release NCI curriculum 	<ul style="list-style-type: none"> • Meet with various stakeholders to obtain feedback starting December 2016 • Post NCI curriculum to the website May 1, 2017 • Post NCI Q/A to website May 1, 2017. • The NCI curriculum release to public domain is July 1, 2017. <p>DMH/DD/SAS will begin to accept new curriculum on July 1, 2017. There will not be any re-certifications in NCI after December 31, 2017.</p> <ul style="list-style-type: none"> • DMH/DD/SAS will provide waivers through the October 31, 2017 with the understanding that folks will be trained by December 31, 2017. • December 2018 whatever remaining certifications hadn't expired by this date will expire on December 31, 2018.

<p>5. Will there be seclusion / restraint data sharing during the NCI transition?</p>	<ul style="list-style-type: none"> DMH/DD/SAS is not allowed to share data reports related to seclusion / restraint for legal and clinical reasons.
<p>6. Would the new restrictive intervention curriculum need to be nationally accredited prior to the NCI transition?</p>	<p>There is no requirement for a restrictive intervention curriculum to be nationally accredited.</p>
<p>7. What is the process for approving a new restrictive intervention curriculum?</p>	<p>The application and curriculum should be sent via email to dmh.nci@dhhs.nc.gov. DMH/DD/SAS will review and notify the point of contact via email within 45 business days if additional information is needed and of the decision of the review committee. If additional information is needed, the submitting entity, is required to provide the requested information within 15 business days of notification. Upon receipt of the pending application, DMH/DD/SAS will review and determine if the curriculum is approved or denied. If the curriculum is not approved, the agency may resubmit the application for approval.</p>
<p>8. Does a procedure manual have to be included when submitting a new curriculum for approval?</p>	<p>Restrictive Intervention curriculums includes three components: 1) training in non-restrictive interventions as an alternative to the use of RI, 2) training on the hands-on skills and competencies taught, and 3) training on the rules pertaining to the administrative and clinical requirements when RI are used (e.g., authorization, documentation, monitoring, protection of client rights, reporting requirements to the LME-MCO and to IRIS). All of these areas should be included in the curriculum would not require an accompanying procedure manual.</p>

	<p>A curriculum that is approved could theoretically be used by more than one provider. Each provider is required to have their own Policy and Procedure manual which describes how the provider will carry out the rule requirements. Such procedures are reviewed by DHSR in the case of licensed facilities and by the LME-MCO as part of their credentialing and monitoring providers in their network.</p>
<p>9. What will happen to NCI instructors after the transition?</p>	<p>All NCI instructors are certified for one year from the date of certification or re-certification. Individuals who re-certified as of December 31, 2017 will be certified for a full year.</p> <p>Certifications under a waiver must be completed within 60 days or the waiver is forfeited. No waivers will be granted after October 31, 2017. Certifications under a waiver will expire on or before December 31, 2018.</p> <p>The transition period ends of December 31, 2018. NCI certification will not be honored after that date. By that time, all instructors formerly trained on NCI should be certified on a new curriculum.</p>
<p>10. How many entities will DMH/DD/SAS allow to submit a new curriculum?</p>	<p>There is no limit on the number of entities that will choose to submit a new curriculum.</p>
<p>11. What will happen if there is no new restrictive intervention curriculum submitted for approval?</p>	<p>If a provider elects not to submit an alternative curriculum, that provider will be responsible for selecting from among other approved restrictive intervention curriculums.</p>
<p>12. Will DMH/DD/SAS allow instructor trainers to review and approve new restrictive intervention curriculums?</p>	<p>Per the rules identified below, it is the responsibility of DMH/DD/SAS to review the curriculum.</p>

	<ul style="list-style-type: none"> • <u>10A NCAC 27E .0107</u> • <u>10A NCAC 27E.0108</u> • <u>10A NCAC 28D .0209</u> • <u>10A NCAC 28D .0210</u>
<p>13. Will there be an administrator’s course online offered that would outline content, risks and liability?</p>	<p>No</p>
<p>14. What resources will DMH/DD/SAS make available to parties interested in submitting a new restrictive intervention curriculum?</p>	<p>A list of approved restrictive intervention curriculums will also be posted on the DMH/DD/SAS website.</p>
<p>15. What is the final date DMH/DD/SAS will approve NCI waivers?</p>	<p>Waivers will not be approved after October 31, 2017. All new approvals for NCI instructors must be trained within 60 days of approval.</p>
<p>16. Can an entity continue to use NCI while transitioning to a new curriculum after NCI is released by DMH/DD/SAS?</p>	<p>Yes, the NCI curriculum can be used until the agency staff’s 2017 certification expires in 2018. All certifications will expire in 2018, one year from the expiration date of their certification in 2017.</p>

17. Are there existing guidelines available for reference while agencies are developing their quality control policy procedures?	Providers are responsible for coming up with their own quality assurance procedures. The applicant's responsibility is to demonstrate in the curriculum adherence to the rule requirements. The rule requirements will be posted on DMH/DD/SAS website. This is the only guidance DMH/DD/SAS will provide.
18. Will there be a tool required by DMH/DD/SAS that would identify the rule requirements in the curriculum?	Yes, DMH/DD/SAS has developed a standardized tool by which curriculums will be reviewed. This tool, which is tied to the rule requirements, will be posted on the DMH/DD/SAS website and provides the framework for writing and submitting curriculums.