m1 DEPARTMENT OF HUMAN SERVICES

Positive Behavior Supports from a Policy Perspective

Carol Anthony | Disability Services Division

2/10/2017   1

Positive Behavior Supports in Minnesota

- **2012:** Minnesota Statutes 245D passed
- **2014:** 245D takes effect; Positive Support Rule authority created
- **2015:** 245D amended; Positive Supports Rule takes effect 8/31/2015
- Minnesota Statutes 245D applies to any person receiving a 245D-licensed Service
- The Positive Supports Rule applies to 245D –licensed providers as well as all other DHS-licensed services

2/10/17   Minnesota Department of Human Services | mn.gov/dhs   2

The Purpose of the Positive Supports Rule

To improve the quality of life of persons receiving home and community-based services or other licensed services by:

- Promoting community participation, person-centeredness, and supporting people in the most integrated setting,
- Creating quality environment and lifestyles,
- Support strategies that are collaborative and strength-focused,
- People are free from humiliating and demeaning procedures, and
- Eliminating the use of aversive or deprivation procedures.

2/10/17   Minnesota Department of Human Services | mn.gov/dhs   3

Positive Supports Rule Provisions

- Developing positive support strategies for every person
- Prohibited interventions
- Restricted interventions
- Behavior Intervention Report Form
- Positive Support Transition Plan
- Functional behavior assessments
- Person-centered planning
- Staff qualifications and training

Key Element to Success: Choice

- People are members of their **c**ommunities
- People are **h**ealthy, have a sense of well-being and have long-term supports when needed
- People have their **o**wn place to live
- People enjoy the long-term relationships that are **i**mportant to them
- People have **c**ontrol over supports
- People have **e**mployment earnings and stable income

Key Element of Success: Focus on Quality of Life

Higher quality of life correlates with fewer interfering behaviors

- Focus on Quality of Life over reduction in behavior
- Use Quality of Life Indicators that are important to the person
  - Include measurable outcomes to assess beneficial change and success
- Offer functional alternatives when targeting behavior
- Changes in staffing or staffing patterns that work for everyone
- Choice is important to all of us!

What We've Seen: Restrictive Intervention Reports

of Reports by Fiscal Year

Value	FY14	FY15	FY16
	8602	5124	4008

What We've Seen: Mechanical Restraints Reports

of Reports by Fiscal Year

Value	FY14	FY15	FY16
	2038	912	691

What We've Seen: Seclusion Reports

of Reports by Fiscal Year

Value	FY14	FY15	FY16
	1014	403	29

What We've Seen: Manual Restraint Reports

of Reports by Fiscal Year

4534

3707

3292

FY14   FY15   FY16
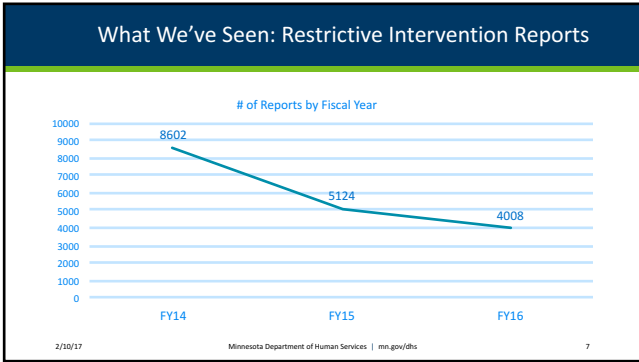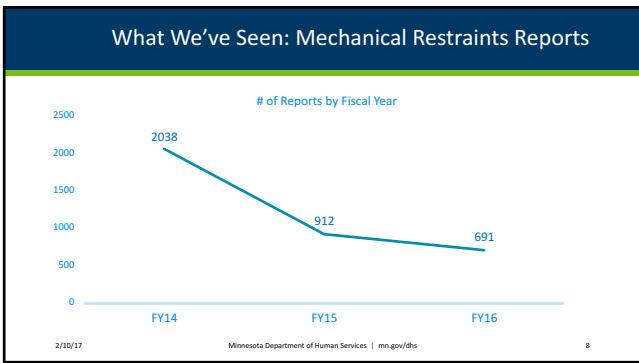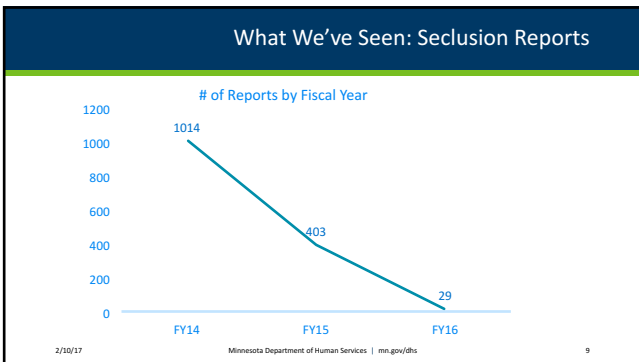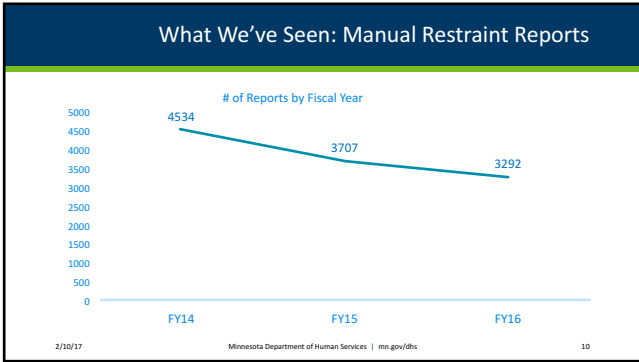
What Has Lead to Success?

• Timelines put in place to phase out prohibited interventions

• Positive Support Transition Plans

• Clinical oversight through Interim Review Panel

• Increase in assessments and staff training

• Increase in technical assistance

Successful Assessments for Phasing out Target Behavior

• Functional behavior assessment

• Psychopharmacological Review

• Medical and dental assessments

• Plan for phasing out target intervention

• Up-to-date Positive Support Transition Plan

• Person-Centered practices and person-centered planning

• Data collection, data collection, data collection

Positive Supports Resources and Trainings

- MNPSP.org
- Guidelines for Positive Supports in DHS-Licensed Settings – eDocs 6810C
- The Positive Supports Rule, Minnesota Rules, Chapter 9544
- The College of Direct Supports
- Disability Services Division Training Page
- DHS/Institute on Community Integration Trainings