

## BAY-ARENAC BEHAVIORAL HEALTH AUTHORITY POLICIES AND PROCEDURES MANUAL

<b>Chapter: 3</b>	<b>Member Rights and Responsibilities</b>		
<b>Section: 2</b>	<b>Treatment Rights</b>		
<b>Topic: 3</b>	<b>Restraint</b>		
Page: 1 of 3	Supersedes Date: Pol: 8-15-02, 6-3-02, 5-16-02, 8-18-02, 6-18-98 Proc: 3-30-11, 6-15-09	Approval Date: Pol: 10-16-03 Proc: 9-27-24	<hr style="border: 0; border-top: 1px solid black;"/> <i>Board Chairperson Signature</i>
			<hr style="border: 0; border-top: 1px solid black;"/> <i>Chief Executive Officer Signature</i>
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### Policy

It is the policy of Bay-Arenac Behavioral Health Authority (BABHA) that restraint shall not be used in agency programs or sites directly operated or under contract.

### Purpose

This policy and procedure are established to ensure that restraint is not used at sites directly operated or under contract.

### Education Applies to:

- All BABHA Staff
- Selected BABHA Staff, as follows:
- All Contracted Providers:    Policy Only    Policy and Procedure
- Selected Contracted Providers, as follows:
  - Policy Only    Policy and Procedure
- BABHA's (Affiliates):    Policy Only    Policy and Procedure
- Other

### Definitions

Anatomical Support: Body positioning or a physical support ordered by a physical or occupational therapist for the purpose of maintaining or improving a recipient's physical functioning.

Physical Management: A technique used by staff as an emergency intervention to restrict the movement of a recipient by direct physical contact to prevent the recipient from harming himself, herself, or others.

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Restraint: The use of a physical device to restrict an individual’s movement. Restraint does not include the use of a device primarily intended to provide anatomical support.

**Procedure**

The utilization of restraint requires application and monitoring by specialized personnel, which are not available in a community setting. Therefore, the use of restraints are strictly prohibited.

1. BABHA requires the use of non-restrictive techniques to address challenging behaviors. However, physical management can only be used on an emergency basis when a recipient is presenting an imminent risk of serious or non-serious harm to himself, herself or others and lesser restrictive interventions have been unsuccessful in reducing or eliminating the imminent risk of serious or non-serious physical harm.
  - a. Physical management should not be included as a component in the behavior treatment plan.
  - b. Prone immobilization of a recipient for the purpose of behavior control is prohibited unless implementation of physical management techniques, other than prone immobilization, is medically contraindicated and documented in the recipient's record.
  
2. The Recipient Rights Office shall review the restraint policies and procedures of contractual providers of inpatient services. The contractual providers will use restraint only when following guidelines as directed by the Michigan Mental Health Code 330.1740 and Administrative Rules 330.7243 and all applicable Federal regulations.
  
3. The use of physical restraint is expressly prohibited in all agency programs or sites directly operated or under contract where it is not permitted by statute and agency policy.

**Attachments**

N/A

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**Related Forms**

N/A

**Related Materials**

N/A

**References/Legal Authority**

Michigan Department of Community Health-Administrative Rules *Revised edition 2002* (AR 7243)

Michigan Mental Health Code 330.1700, 740, and 752.

<b>SUBMISSION FORM</b>				
<b>AUTHOR/ REVIEWER</b>	<b>APPROVING BODY/COMMITTEE/ SUPERVISOR</b>	<b>APPROVAL /REVIEW DATE</b>	<b>ACTION (Deletion, New, No Changes, Replacement or Revision)</b>	<b>REASON FOR ACTION - If replacement list policy to be replaced</b>
Sara Heydens	Linda Maze	6/15/09	No changes	Clarification on definitions to meet Administrative rule changes
Sara Heydens	Linda Maze	3/30/11	Revision	Update Mental Health code changes
		12/31/13	No changes	Triennial review
Melissa Prusi	Christopher Pinter	6/27/16	No changes	Triennial review
Melissa Prusi	Christopher Pinter	06/19/2019	Revision	Triennial and annual review – minor changes.
Melissa Prusi	Christopher Pinter	08/02/2020	No changes	Annual Review
Melissa Prusi	Christopher Pinter	06/23/2021	No changes	Annual Review
Melissa Prusi	Christopher Pinter	09/27/2024	Updated language	Reflect MDHHS ORR Standards