
Accreditation Report – Rosebud Sioux Tribe Meth Treatment Program

Date of Review: March 29-30, 2023

Accreditation Outcome: Three Year Accreditation

REVIEW PROCESS:

The Rosebud Sioux Tribe Meth Treatment Program was reviewed by The Department of Social Services, Office of Licensing and Accreditation for adherence to the Administrative Rules of South Dakota (ARSD) on March 29-30, 2023. This report contains the following:

- Agency Summary
- Interview Results
- Areas Requiring a Plan of Correction
- Accreditation Results

The accreditation results are derived from an administrative score which includes the scoring of policies and procedures, personnel files, the client case record scores, and an overall cumulative score.

AGENCY SUMMARY:

The Rosebud Sioux Tribe Meth Treatment Program is a residential substance use disorder facility in Rosebud, SD that provides clinically-managed low-intensity residential treatment. They also complete assessments. They are seeking continued accreditation for clinically-managed low-intensity residential treatment and outpatient treatment services.

The Rosebud Sioux Tribe Meth Treatment Program is governed by the Rosebud Sioux Tribe. They work closely with Rosebud Sioux Tribal Adult Detention Center, as well as state and tribal child protective offices.

INTERVIEW RESULTS:

Description: The Department of Social Services, Office of Licensing and Accreditation completes confidential interviews with consenting clients and staff of the agency as part of the accreditation process. The interviews are not a scored component of the accreditation review. However, the information obtained in the interviews is used for quality improvement of the agency.

The Office of Licensing and Accreditation interviewed the program director, program supervisor, two addiction counselor trainees and two techs.

All interviewed staff commented about how they feel like a team and are supportive of one another. The addiction counselor trainees and techs believe they receive excellent direction from the program director, and are able to go to her with any questions they have. The Rosebud Sioux Meth Treatment Program has encountered some barriers to admitting clients over the past year, so staff are excited to have clients in treatment.

The Office of Licensing and Accreditation interviewed three clients. All three clients shared that they are doing well at the Rosebud Sioux Tribe Meth Treatment Program. Two of the three clients stated that they also value the individualization of treatment and the ability to be open and honest with staff without being judged. All the clients shared that they have treatment plans, participated in treatment planning, and were able to tell licensing and accreditation staff what their treatment plan goals are. Two of the three clients also shared that program staff have worked closely with referral sources, such as attorneys and child protective services, in regards to discharge plans and recommendations.

AREAS REQUIRED FOR PLANS OF CORRECTION FOR SUBSTANCE USE DISORDER SERVICES:

Description: The following areas will require a plan of correction to address the rule of non-compliance which shall include an updated policy and/or procedure, a time frame for implementation of this procedure, the staff position or title responsible for implementation and the staff position or title responsible for ensuring continued compliance of the rule.

1. According to ARSD 67:61:04:02, each agency shall submit accurate statistical data on each client receiving services to the division in a manner agreed upon by the division and agency. The agency shall provide statistical data on all services in accordance with the state Management Information System (MIS), and the agency shall provide any other data required by the division and state and federal requirements.

The Rosebud Sioux Tribe Meth Treatment Program is entering client names into the STARS system, but is not correctly entering any other statistical data. The Office of Licensing and Accreditation has also been informed by the Division of Behavioral Health that the Rosebud Sioux Tribe Meth Treatment Program has not been correctly entering billing information or statistical data into STARS. The Division of Behavioral Health attempted to schedule STARS training with the Rosebud Sioux Tribe Meth Treatment Program two times in 2022, with no response from the program. Additionally, STARS training was scheduled with the Rosebud Sioux Tribe

Meth Treatment Program two other times in 2022, and the program did not attend either training. The Rosebud Sioux Tribe Meth Treatment Program needs to work with the Division of Behavioral Health for technical assistance in correctly entering statistical data into STARS.

This was also an area of noncompliance in February 2022.

2. According to ARSD 67:61:04:06, each agency shall adopt a schedule of fees for services. Each agency shall base fees on the client's ability to pay. The agency shall make every effort to collect payment from clients for services in accordance with its fee schedule. The agency shall make every effort to collect reimbursement for costs of services for all clients from other third party sources. The agency shall provide its clients, referral sources, the public, and the division with up to date fees for services. The information shall include the fee per unit of service and any standard fees not included in the unit rate charged by the agency.

The Rosebud Sioux Tribe Meth Treatment Program does not have a schedule of fees for services. The Rosebud Sioux Tribe Meth Treatment Program needs to adopt fees for service and make it available to their clients, the public, their referral sources, and the Department of Social Services.

3. According to 67:61:04:09 (3), each agency shall have policies and procedures in place to respond to potential medical emergencies that clients may encounter while residing at the facility. Each agency providing treatment services shall provide adequate staffing, training, and hours of operation at the following levels:
 - Day treatment with residential services and clinically-managed low-intensity residential treatment programs shall operate 7 days a week, 24 hours a day. The agency shall have a staff member trained to respond to fires and other natural disasters as well as to administer emergency first aid and CPR on duty at all times. An addiction counselor or counselor trainee shall be available to clients at least 8 hours a day, 5 days a week, and available on call, 24 hours a day. The agency shall have written staff schedules which shall be available to the Division at the time of the accreditation survey.

The Rosebud Sioux Tribe Meth Treatment Program does not have a policy regarding having a staff member trained to respond to fires and natural disasters and administer CPR on duty at all times. The Rosebud Sioux Tribe Meth Treatment Program must add this policy and ensure they are enforcing the policy by training the necessary staff on CPR and emergency response.

4. According to ARSD 67:61:05:09, each agency shall have an up to date organizational chart indicating lines of authority from the board of directors, if the agency has a board, or the agency director, and lines of authority for all job classifications. The organizational chart shall be made available to all staff members, the board of directors, if applicable, and the division.

The Rosebud Sioux Tribe Meth Treatment program has an organizational chart for the Rosebud Health Administration office, but not specifically for the meth treatment program. The Rosebud Sioux Tribe must create an organizational chart for the meth treatment program and provide it to the Department of Social Services.

5. According to ARSD 67:61:06:02, a client has rights guaranteed under the constitution and laws of the United States and the state of South Dakota including:
 - The right to refuse extraordinary treatment as provided in SDCL 27A-12-3.22;
 - The right to be free of any exploitation or abuse;
 - The right to seek and have access to legal counsel;
 - The right to have access to an advocate as defined in subdivision 67:61:01:01 (4), or an employee of the state's designated protection and advocacy system;
 - The right to confidentiality of all records, correspondence, and information relating to assessment, diagnosis, and treatment in accordance with the confidentiality of records requirements of Substance Abuse and Mental Health Administration, 42 U.S.C. 290 dd-2 (January 7, 2011), the confidentiality of alcohol and drug abuse patient records, 42 C.F.R Part 2, (June 9, 1987), and the security and privacy of HIPAA, 45 C.F.R. Part 160 and 164 (September 26, 2016); and
 - The right to participate in decision making related to treatment, to the greatest extent possible.

The Rosebud Sioux Tribe Meth Treatment Program's client rights policy is missing the right to have access to an advocate or an employee of the state's designated protection and advocacy system.

Additionally, the Rosebud Sioux Tribe Meth Treatment Program's client rights intake form is missing the right to refuse extraordinary treatment, the right to have access to an advocate or an employee of the state's designated protection and advocacy system, and the right to participate in decision making related to treatment.

6. According to ARSD 67:61:06:04, each agency shall have a written grievance policies and procedures for hearing, considering, and responding to client grievances. The agency shall inform the client, and the client's parent or guardian if applicable, in writing or in an accessible format, of the grievance procedures during intake services. The grievance procedure shall be posted in a place accessible to the client and a copy shall be available in locations where a client can access the grievance procedure without making a request to agency staff. The grievance procedure shall be available to a former client upon request.

The procedure shall include the ability to appeal the agency's decision regarding ineligibility or termination of services to the division as provide in ARSD 67:61:06:05 and shall include the telephone number and address of the division.

The Rosebud Sioux Tribe Meth Treatment Program's grievance policy states the telephone number and address of the Division of Behavioral Health will be provided to the client, however, the ability to contact the Division and the Division's phone number and address are missing from both the client handbook and grievance procedure intake form.

7. According to ARSD 67:61:07:04, the agency shall have written policies and procedures to ensure the closure and storage of case records at the completion or termination of a treatment program, including:
 - The identification of staff positions or titles responsible for the closure of case records within the agency and the MIS;
 - Procedures for the closure of inactive client records, that are clients who have not received services from an inpatient or residential program in three days or clients who have not received services from an outpatient program in 30 days; and

- Procedures for the safe storage of client case records for at least six years from closure.

The Rosebud Sioux Tribe Meth Treatment Program's policy for closure and storage of case records states that inactive client records must be closed after one month for medically monitored intensive inpatient treatment. They do not have a time frame for clinically managed low intensity residential treatment. The Rosebud Sioux Tribe Meth Treatment Program needs to amend the policy to indicate that all inpatient case records will be closed within three days of inactivity.

This was also an area of noncompliance in February 2022.

8. According to ARSD 67:61:07:05(1), an addiction counselor or addiction counselor trainee shall meet with the client and the client's family if appropriate, to complete an integrated assessment, within 30 days of intake. The integrated assessment includes both functional and diagnostic components. The assessment shall establish the historical development and dysfunctional nature of the client's alcohol and drug abuse or dependence and shall assess the client's treatment needs. The assessment shall be recorded in the client's case record and includes the following component:
 - Strengths of the client and the client's family if appropriate, as well as previous periods of success and the strengths that contributed to that success. Identification of potential resources within the family, if applicable.

All three reviewed integrated assessments were missing strengths of the client. The Rosebud Sioux Tribe Meth Treatment Program must include strengths of the client in all integrated assessments.

This was also an area of noncompliance in February 2022.

9. According to ARSD 67:61:16:04, a person admitted to a clinically-managed low-intensity residential treatment program shall have received a medical examination conducted by or under the supervision of a licensed physician within three months before admission. The agency shall require that the results of the examination be provided to the program before or after the time of admission.

If an examination has not been conducted or the results are not available, the program shall assure that a medical examination occurs within five calendar days after admission. The results of all medical examinations shall be placed in the case record. The staff shall consider the client's medical health in the development of the treatment plan.

Two of four reviewed client files were missing documentation of medical examinations. The two files that contained examinations showed the examinations were completed before admission into the program. Interviews with staff confirmed that the Rosebud Sioux Tribe Meth Treatment Program are not completing medical examinations on clients who have not received one prior to entering the program.

The Rosebud Sioux Tribe Meth Treatment Program must complete medical examinations for every client who has not received one prior to entering treatment, within 5 calendar days of entering the program.

**PRIOR AREAS REQUIRING A PLAN OF CORRECTION FOR
SUBSTANCE USE DISORDER SERVICES:**

Description: Rosebud Sioux Tribe Meth Treatment Program was last reviewed by the Office of Licensing and Accreditation on February 9-10, 2022. There were eight areas requiring plans of correction based on that review. Five of those areas were corrected for this review, while three remain areas requiring plans of correction.

SUBSTANCE USE DISORDER ACCREDITATION RESULTS:

X	Three Year Accreditation (90%-100%)
	Two Year Accreditation (70%-89%)
	Probation (69% and below)