

**Illinois Department of Human Services
Division of Developmental Disabilities
Bureau of Clinical Services
Statement of Prohibition of PRN Medications as Restraint
September 7, 2010**

Basis

In the Mental Health and Developmental Disabilities Administrative Act (20 ILCS 1705/), it states the following:

Sec. 15f. Individualized behavioral support plan. (a) as used in this Section:

“Behavioral challenges” means episodes of significant property destruction, self-injurious behavior, assaultive behavior, or any other behavior that prevents a person from successful participation in a Home and Community Based Services Program for Persons with Developmental Disabilities, as determined by the community support team.

“Home and Community Based Services Program for Persons with Developmental Disabilities” means a program that is funded through a waiver authorized under Section 1915(c) of the federal Social Security Act and that is administered by the Department of Human Services’ Division of Developmental Disabilities. Services under the Program include Community Integrated Living Arrangements, Community Living Facilities of 16 or fewer individuals, home-based support services, day programs, and therapies. The term also includes newly developed programs and settings that are funded through the Home and Community Based Service Program for Persons with Developmental Disabilities.

(b) Each individual participating in a Home and Community Based Services Program for Persons with Developmental Disabilities, regardless of whether the individual is eligible for federal financial participation for these services, who exhibits behavioral challenges shall have an individualized behavioral support plan...

Interventions must not: (1) include electric shock; (2) withhold essential food and drink; (3) cause physical or psychological pain; (4) use drugs as restraints; or (5) produce humiliation or discomfort.

(All underlining is for emphasis and is not in the original document)

Conclusion

Therefore, in Community Integrated Living Arrangements (CILA), Community Living Facilities of 16 or fewer individuals (licensed by the Illinois Department of Public Health), home-based support services, day programs, and therapies supported under the waiver authorized under Section 1915(c) of the federal Social Security Act and administered by the Department of Human Services’ Division of Developmental Disabilities:

- 1) Individuals who exhibit a “behavioral challenge” must have an individualized behavioral support plan.
- 2) The individualized behavioral support plan cannot include the use of drugs as restraints.
- 3) Any medication used to control behavior on a PRN basis must be considered chemical restraint.
- 4) The Mental Health and Developmental Disabilities Administrative Act prohibit use of drugs as restraints.

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