



Incident Response, Reporting and Review Policy

I. Policy

It is the policy of Cherish to respond to, report, and review all incidents that occur to program participants in a timely and effective manner in order to protect the health and safety of and minimize risk of harm to persons receiving services.

"Incident" means an occurrence which involves a person and requires Cherish to make a response that is not part of the Cherish's ordinary provision of services to that person, and includes:

- A. Serious injury of a person:
 - 1. Fractures;
 - 2. Dislocations;
 - 3. Evidence of internal injuries;
 - 4. Head injuries with loss of consciousness;
 - 5. Lacerations involving injuries to tendons or organs and those for which complications are present;
 - 6. Extensive second degree or third degree burns and other burns for which complications are present;
 - 7. Extensive second degree or third degree frostbite, and other frostbite for which complications are present;
 - 8. Irreversible mobility or avulsion of teeth;
 - 9. Injuries to the eyeball;
 - 10. Ingestion of foreign substances and objects that are harmful;
 - 11. Near drowning;
 - 12. Heat exhaustion or sunstroke
 - 13. Attempted Suicide; and
 - 14. All other injuries considered serious by a physician.
- B. A person's death.
- C. Any medical emergencies, unexpected serious illness, or significant unexpected change in an illness or medical condition of a person that requires Cherish staff to call 911, physician treatment, or hospitalization.
- D. Any mental health crisis that requires the Cherish staff to call 911 or a mental health crisis intervention team.
- E. An act or situation involving a person that requires Cherish staff to call 911, law enforcement, or the fire department.
- F. A person's unauthorized or unexplained absence.
- G. Conduct by a person receiving services against another person:
 - 1. Is so severe, pervasive, or objectively offensive that it substantially interferes with a person's opportunities to participate in or receive service or support;
 - 2. Places the person in actual and reasonable fear of harm;



3. Places the person in actual and reasonable fear of damage to property of the person; or
 4. Substantially disrupts the orderly operation of the program.
- H. Any sexual activity between persons receiving services involving force or coercion.
- “Force” means the infliction, attempted infliction, or threatened infliction by the actor of bodily or commission or threat of any other crime by the actor against the complainant or another, harm which (a) causes the complainant to reasonably believe that the actor has the present ability to execute the threat and (b) if the actor does not have a significant relationship to the complainant, also causes the complainant to submit.
 - “Coercion” means words or circumstances that cause the complainant reasonably to fear that the actor will inflict bodily harm upon, or hold in confinement, the complainant or another, or force the complainant to submit to sexual penetration or contact, but proof of coercion does not require proof of a specific act or threat).
- I. Any emergency use of manual restraint.
- J. A report of alleged or suspected child or vulnerable adult maltreatment.

ALL INCIDENTS MUST BE REPORTED TO THE CHERISH MANAGEMENT AS SOON AS POSSIBLE,
(EVEN IF THE INCIDENT OCCURS AT A TIME WHEN STAFF ARE NOT WORKING WITH THE PROGRAM PARTICIPANT).

Reporting Link <https://omhddcms.i-sight.com/portal/serious-injury>

II. Response Procedures:

- A. Serious injury
1. In the event of a serious injury, staff will provide emergency first aid following instructions received during training.
 2. They should summon additional staff, if they are immediately available, to assist in providing emergency first aid or seeking emergency medical care.
 3. Seek medical attention, including calling 911 for emergency medical care, as soon as possible.
- B. Death
1. If staff is alone, immediately call 911 and follow directives given to you by the emergency responder.
 2. If there is another person(s) with you, ask them to call 911, and follow directives given to you by the emergency responder.
- C. Medical emergency, unexpected serious illness, or significant unexpected change in an illness or medical condition
1. Assess if the person requires Cherish staff to call 911, seek physician treatment, or hospitalization.
 2. When staff believes that a person is experiencing a life threatening medical emergency they must immediately call 911.
 3. Staff will provide emergency first aid as trained or directed until further emergency medical care arrives or the person is taken to a physician or hospital for treatment.
- D. Mental health crisis
- When staff believes that a person is experiencing a mental health crisis, they must call 911.
- E. Requiring 911, law enforcement, or fire department
1. For incidents requiring law enforcement or the fire department, staff will call 911.



2. For non-emergency incidents requiring law enforcement, staff will call 911.
3. For non-emergency incidents requiring the fire department, staff will call 911.
4. Staff will explain to the need for assistance to the emergency personnel.
5. Staff will answer all questions asked and follow instruction given by the emergency personnel responding to the call.

F. Unauthorized or unexplained absence

Cherish does not provide 24 hour supervision. When a person is determined to be missing or has an unexplained absence, staff will take the following steps:

1. If the person has a specific plan outlined in his/her Coordinated Services and Support Plan Addendum to address strategies in the event of unauthorized or unexplained absences that procedure should be implemented immediately, unless special circumstances warrant otherwise.
2. Staff will notify the Program Coordinator who will determine the next steps.

G. Conduct of the person

When a person is exhibiting conduct against another person receiving services that is so severe, pervasive, or objectively offensive that it substantially interferes with a person's opportunities to participate in or receive service or support, places the person in actual and reasonable fear of harm, places the person in actual and reasonable fear of damage to property of the person, or substantially disrupts the orderly operation of Cherish, staff will take the following steps:

1. As applicable, implement the Coordinated Service and Support Plan Addendum for the person.
2. After the situation is brought under control, question the person(s) as to any injuries and visually observe their condition for any signs of injury. If injuries are noted, provide necessary treatment and contact medical personnel if indicated.

H. Sexual activity involving force or coercion

If a person is involved in sexual activity and that sexual activity involves force or coercion, staff will take the following steps:

1. Instruct the person in a calm, matter-of-fact, and non-judgmental manner to discontinue the activity. Do not react emotionally to the person's interaction. Verbally direct each person to separate area.
2. If the persons are unclothed, provide them with appropriate clothing. Do not have them redress in the clothing that they were wearing.
3. Do not allow them to bathe or shower until law enforcement has responded and cleared this action.
4. Contact law enforcement as soon as possible and follow all instructions.
5. If the person(s) expresses physical discomfort and/or emotional distress, or for other reasons you feel it necessary, contact medical personnel as soon as possible. Follow all directions provided by medical personnel.

I. Maltreatment

Follow the Maltreatment of Minors or Vulnerable Adult Reporting Policy.

Reporting Procedures:

A. Completing a report



1. Incident reports will be completed as soon possible after the occurrence, but no later than 24 hours after the incident occurred or Cherish became aware of the occurrence. The written report will include:
 - a. The name of the person or persons involved in the incident;
 - b. The date, time, and location of the incident;
 - c. A description of the incident;
 - d. A description of the response to the incident and whether a person's coordinated service and support plan addendum or program policies and procedures were implemented as applicable;
 - e. The name of the staff person or persons who responded to the incident; and
 - f. The results of the review of the incident (see section IV).
2. When the incident involves more than one person, Cherish will not disclose personally identifiable information about any other person when making the report to the legal representative or designated emergency contact and case manager unless Cherish has consent of the person. The written report will not contain the name or initials of the other person(s) involved in the incident.

Reporting Procedures for participants in the 245D programs:

- B. Reporting incidents to team members
 1. All incidents must be reported to the person's legal representative or designated emergency contact and case manager:
 - a. within 24 hours of the incident occurring while services were provided;
 - b. within 24 hours of discovery or receipt of information that an incident occurred; or
 - c. as otherwise directed in a person's coordinated service and support plan or coordinated service and support plan addendum.
 2. Cherish will not report an incident when it has a reason to know that the incident has already been reported.
- C. Additional reporting requirements for deaths and serious injuries
 1. A report of the death or serious injury of a person must be reported to both the Department of Human Services Licensing Division and the Office of Ombudsman for Mental Health and Developmental Disabilities.
 2. The report must be made within 24 hours of the death or serious injury occurring while services were provided or within 24 hours of receipt of information that the death or serious injury occurred.
 3. This program will not report a death or serious injury when it has a reason to know that the death or serious injury has already been reported to the required agencies.
- D. Additional reporting requirements for maltreatment
 1. When reporting maltreatment, Cherish must inform the case manager of the report unless there is reason to believe that the case manager is involved in the suspected maltreatment.
 2. The report to the case manager must disclose the nature of the activity or occurrence reported and the agency that received the maltreatment report.
- E. Additional reporting requirements for emergency use of manual restraint (EUMR)
Follow the EUMR Policy.

IV. Reviewing Procedures



- A. Conducting a review of incidents and emergencies
Cherish will complete a review of all incidents.
 - 1. The review will be completed by The Program Coordinator.
 - 2. The review will be completed within 14 days of the incident.
 - 3. The review will ensure that the written report provides a written summary of the incident.
 - 4. The review will identify trends or patterns, if any, and determine if corrective action is needed.
 - 5. When corrective action is needed, a staff person will be assigned to take the corrective action within a specified time period.

- B. Conducting an internal review of deaths and serious injuries
Cherish will conduct an internal review of all deaths and serious injuries that occurred while services were being provided if they were not reported as alleged or suspected maltreatment. (Refer to the Vulnerable Adults Maltreatment Reporting and Internal Review Policy and Maltreatment of Minors Reporting and Internal Review Policy when alleged or suspected maltreatment has been reported.)
 - 1. The review will be completed by The Program Coordinator.
 - 2. The review will be completed within 14 days of the death or serious injury.
 - 3. The internal review must include an evaluation of whether:
 - a. related policies and procedures were followed;
 - b. the policies and procedures were adequate;
 - c. there is need for additional staff training;
 - d. the reported event is similar to past events with the persons or the services involved to identify incident patterns; and
 - e. there is need for corrective action by Cherish to protect the health and safety of the persons receiving services and to reduce future occurrences.
 - 4. Based on the results of the internal review, Cherish must develop, document, and implement a corrective action plan designed to correct current lapses and prevent future lapses in performance by staff or Cherish, if any.

- C. Conducting an internal review of maltreatment
Follow the Maltreatment of Minors or Vulnerable Adult Reporting Policy.

- D. Conducting a review of emergency use of manual restraints
Follow the EUMR Policy.

V. Record Keeping Procedures

- A. The review of an incident will be documented on the incident reporting form and will include identifying trends or patterns and corrective action if needed.

- B. Incident reports will be maintained in the person's record. The record must be uniform and legible.

Policy reviewed and authorized by the Cherish owners at a formal Board of Directors meeting



Last policy review: 8/22/2023