



Show-Me Healthy Kids

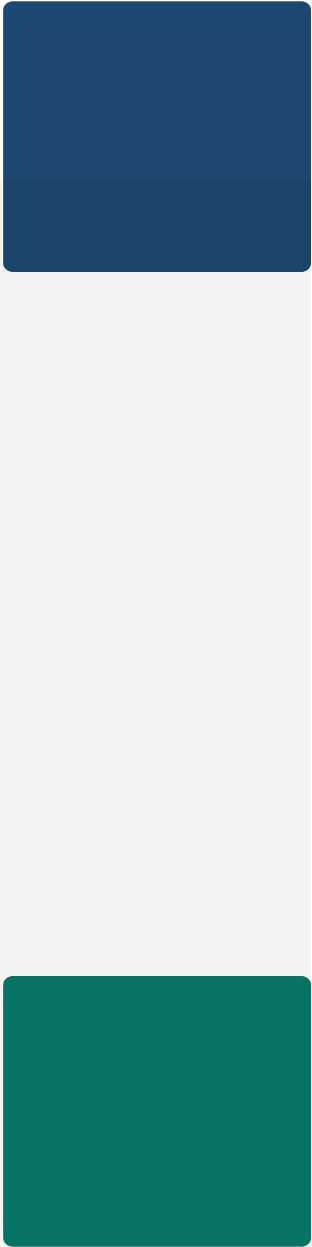
Psychotropic Medication Settlement

July 1, 2022 implementation

Missouri Department of Social Services
**CHILDREN'S
DIVISION**

Missouri Department of
SOCIAL SERVICES

Agenda



Psychotropic Medication Settlement Overview

- The Center for Excellence
- Psychotropic Medication Monitoring Practices
- The Show-Me Healthy Kids Pharmacy Director
- Informed Consent Process

Show-Me Healthy Kids Monitoring Procedures

Psychotropic Medication Settlement Overview

On June 12, 2017, a class action lawsuit* was filed by several children on behalf of a class of all children who are or will be prescribed or administered one or more psychotropic medication while in care.

The Department and the Division believed it was in the best interest of families and children to proceed with the settlement as many areas of the settlement serve to reinforce best practices.

* To view the Psychotropic Medication Settlement Agreement visit <https://dss.mo.gov/notice-of-proposed-class-action-settlement.htm>

Psychotropic Medication Settlement Overview

- The Psychotropic Medication Settlement began on December 5, 2019
- The Psychotropic Medication Settlement has several requirements including*:
 - Guidelines for psychotropic medication initiation and monitoring, including reviews by the Center For Excellence;
 - Informed Consent procedures.

* For a complete list, view the Psychotropic Medication Settlement Agreement at <https://dss.mo.gov/notice-of-proposed-class-action-settlement.htm>



The Center For Excellence

The Role of the Center For Excellence (The Center)

The Center is a third-party reviewer, providing feedback regarding best practices related to prescribing psychotropic medication to children in foster care.

Partnership Agreement with Children's Division

- The Center serves as the Statewide Clinical Consultant, and conducts secondary reviews consistent with the terms of the Psychotropic Medication Settlement.
- All of the reviews related to psychotropic medications are conducted by a Board Certified Child & Adolescent Psychiatrist through the Center.
- The Center provides **recommendations only**. The final decision regarding consent still belongs to the Children's Division case manager.

Psychotropic Medication Monitoring Practices

Psychotropic Medication Reviews: Mandatory Reviews

Initiated by the foster care case manager and conducted by the Center for:



Before a child age 3 years or younger is started on any prescribed psychotropic medication;



For children 4 years of age and older:

- Before starting a 3rd (or more) psychotropic medication
- Before starting a 2nd (or more) antipsychotic medication
- Before a medication is started by a second prescriber
- Before starting a medication that exceeds dosage guidelines

Psychotropic Medication Monitoring Practices

Psychotropic Medication Reviews: Automatic Reviews

Initiated on a quarterly basis by the Center For Excellence for:

-  A child age 3 years or younger prescribed psychotropic medication
-  Children 4 years of age and older
 - On three (or more) psychotropic medications
 - On two or more concurrent antipsychotics for 90 or more days
 - Multiple prescribers of any psychotropic medication for 90 or more days
 - Amount of medication prescribed exceeds dosage guidelines

Psychotropic Medication Monitoring Practices

Psychotropic Medication Reviews: Secondary Reviews

Initiated by the foster care case manager and conducted by the Center For Excellence.



CD or FCCM Case Manager can request a medication review at any time but **MUST** ask for one when:

- Parent(s) does not agree with use of psychotropic medication or;
- Youth does not assent to use of psychotropic medication

Psychotropic Medication Monitoring Practices

Health Information Specialists (HIS)

Missouri Children's Division has a unit of 12 Health Information Specialists (HIS) throughout the state who are available to provide guidance and support for the informed consent process or anything related to the health care of foster youth. Each county is assigned 2 HIS specialists.

The Role of HIS Specialists

- They are liaisons between medical providers and case manager when needed.
- They submit necessary information to the Center For Excellence for required reviews.

Informed Consent Process

Routine vs. Non-Routine Treatment Consent Process

Routine (standard) Medical Treatment includes, but is not limited to:

- Ordinary illnesses
- Routine dental care
- Immunizations
- Well child visits
- Preventative health services
- Ongoing treatment and testing for chronic medical conditions such as asthma, diabetes and ear infections

Non-Routine Treatment includes, but is not limited to:

- Surgery
- Inpatient hospitalization
- Behavioral Therapy
- Behavioral health services
- Psychiatric treatment

Informed Consent Process

For routine and non-routine treatment options decisions are made based on what is best for the child without undue influence.

Informed Consent — Routine

The case manager or the resource provider may consent to any routine (standard) medical treatment for a youth in Children's Division's custody.

Informed Consent — Non-routine

Children's Division or FCCM case manager is the consenter for behavioral health care for children in foster care.

Decisions can only be made after the following:

- Having the opportunity to consider the risks and benefits of the recommended treatment.
- Engaging the youth and parent(s) in the decision
- Determining if a secondary or mandatory review is needed

Show-Me Healthy Kids Monitoring Procedures

The Show-Me Healthy Kids Pharmacy Director

Show-Me Healthy Kids (SMHK) will have a Pharmacy Director responsible for the following:

- Monitoring pharmacy utilization
- Identifying outlier prescribing practices
- Providing targeted education to the medical community on excessive dosage guidelines, clinical practice guidelines and recommendations provided from the CFE*

Navigating the Psychotropic Medication Settlement

- The SMHK Pharmacy Director will be required to collaborate with the state agency, CD, DYS, DMH, and the Center for Excellence.
- The collaborative partnership will fulfill SMHK expectations under the Missouri's Psychotropic Medication Settlement and address any other prescriber-related concerns for SMHK members in CD's custody.

* For more information visit <https://dss.mo.gov/docs/settlement-2019/excessive-dosage-guidelines.xlsx>

Show-Me Healthy Kids Monitoring Procedures

Certification Review

When performing psychiatric inpatient admission and continued stay reviews, SMHK will not deny coverage as a result of a delay in obtaining informed consent for psychotropic medication required by CD policy or the terms of the psychotropic medication settlement agreement.

SMHK will coordinate with CD case managers, Health Information Specialists (HIS), and Foster Care Case Managers (FCCM) to perform the following:

- Expedite informed consent to include collection of medical records and consultation with providers;
- Improve the systemic timeliness of obtaining informed consent

Show-Me Healthy Kids Monitoring Procedures

Care Management

-  SMHK will provide care management staff with training about the Missouri Psychotropic Medication Settlement and the related responsibilities, and the role of the Center for Excellence.
-  All SMHK members are eligible for care management and will be assigned to a care management tier.
-  SMHK will coordinate with CD to ensure that the care management program supports but does not duplicate services currently performed by CD, FCCM and CFE.

Care Management Tiers

- SMHK will use care management tiers to identify the level of care management services needed by the member.
- Psychotropic medication prescription is a health risk factor that will be used to determine a care management tier.
- CD children/youth prescribed psychotropic medications will be included in a tier that provides a higher level of support. The care manager assigned will be a nurse or other medical professional.

Show-Me Healthy Kids Coordination with CD

Consultation and Care Management

- SMHK care managers will assist the CD or FCCM case manager and the HIS team member with following:
 - Discussing treatment options with providers, and collaborating with the CFE as needed.
 - Gathering information to obtain informed consent when needed.
 - Collecting medical records and information from providers about a member's diagnosis, purpose of medication(s), name and dosage of medication(s), possible side-effects, available alternatives, prognosis without an intervention, required follow-up and monitoring; and collaborate with the CFE as needed in the process.

Medical Record Requirements

- SMHK care managers will provide medical records to CD or FCCM case managers and HIS team members within 10 business days of the request to provide support in reviews required to comply with the Psychotropic Medication Settlement Agreement.
- SMHK care managers will provide medical records for CD children entering into custody.