TITLE 206 BEHAVIORAL HEALTH SERVICES

CHAPTER 9-000 NOTIFICATION OF CLOSURE OF A BEHAVIORAL HEALTH SERVICE AT A REGIONAL CENTER

9-001 Authority: This regulation governs the Division's notification of the Governor and the Unicameral in the event of a closure of a behavioral health service at a Regional Center pursuant to Neb. Rev. Stat. § 71-810. The purpose of this regulation is to clarify the implementation of this state law.

9-002 Procedure for Notifying the Governor and the Unicameral: For the purpose of this regulation, Regional Center behavioral health services include forensic mental health services, sex offender services, and general psychiatry services. Services that support or are specifically organized within one of these Regional Center behavioral health services such as food service, maintenance, nursing, psychology, social work, education, discharge planning, admissions, or other operational policies, procedures, and other treatment modalities and services are specifically not included in this regulation. In accordance with Neb. Rev. Stat. § 71-810, the Division will notify the Governor and the Unicameral of the downsizing of services or discontinuation of these Regional Center behavioral health services when:

1. There is a planned net reduction in the overall number of beds at the regional center;
2. There is a decrease in the number of staff at the regional center as evidenced by layoff or reduction in force; and
3. There is a subsequent reduction in operating expenses associated with the reduced capacity.

The notice must include documentation of the community-based services or other regional center services that are being utilized to replace such Regional Center behavioral health services.