



**NDIS Quality
and Safeguards
Commission**

Behaviour Support in the NDIS

NDIS Quality and Safeguards Commission – Behaviour support Function

Presented by Paul Miller and Tracey Harkness

NDIS National Quality and Safeguarding Framework



- All Australian governments committed to the using evidence-based behaviour support strategies to improve the quality of life of people with disability and reduce and eliminate restrictive practices
- Consistent with Australia's international human rights obligations and National Framework for Reducing and Eliminating the Use of Restrictive Practices in the Disability Service Sector
- Joint Commonwealth/state responsibility: Commonwealth leadership in behaviour support and monitoring of restrictive practices role; states retain responsibility for legislation and policy on authorisation/consent of restrictive practices
- Commonwealth's leadership role will sit with the new NDIS Quality and Safeguards Commission

NDIS Quality and Safeguards Commission – Behaviour Support Function



NDIS Commission's Senior Practitioner will provide leadership in relation to behaviour support and in the reduction and elimination of the use of restrictive practices by NDIS Providers

- Building the capacity of behaviour support practitioners
- Developing policy and guidance materials
- Education, training and advice to implementing providers
- Monitoring and analysing the use of restrictive practices
- Assisting states and territories in the development of nationally consistent minimum standards for the authorisation and definitions relating to restrictive practices

NDIS Commission Structure



Senior Practitioner
Dr Jeffrey Chan

Clinicians – National

- Strategic policy
- System design
- National Education and support materials
- Plan audits

Clinicians – Regional

- Practitioner and provider support
- Interface with jurisdictions
- Best practice behaviour support
- Plan audits

Research

- Developing the evidence-base
- Supporting the development of education and support materials

Behaviour Support Analysis

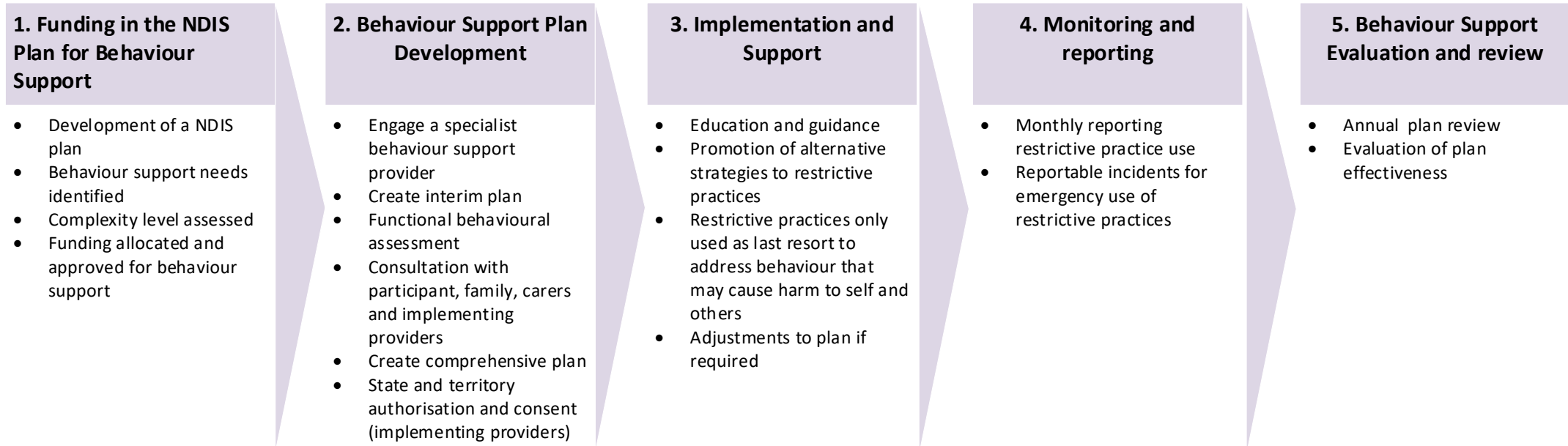
- Analysis of behaviour support and restrictive practice data

Behaviour Support – Raising the bar



- Behaviour support aimed at safeguarding the dignity of the person and improving their quality of life
- Contemporary evidence-based practice
- Constructively reducing behaviours that may lead to harm of self or others
- Work towards the reduction and elimination of restrictive practices

Overview of Behaviour Support in the NDIS



Implementing Provider Requirements



- Providers implementing behaviour support plans that may involve the use of restrictive practices must be registered
- Any restrictive practices that may be used must be:
 - Implemented in accordance with a behaviour support plan
 - Authorised or consented in line with the state/territory requirements (including short-term approvals)
- Keep records on the use of restrictive practices

Implementing Provider Requirements (continued)



- Providers must report regularly on the use of regulated restrictive practices
 - Monthly reporting of use of restricted practices in accordance with the behaviour support plan (note: for short-term approvals in SA, QLD and TAS this reporting is fortnightly)
 - Comply with reportable incident requirements (e.g. when a restrictive practice requires authorisation but this has not been obtained, if the practice is used it must be reported within 5 days)
- Take all steps to facilitate the engagement of a behaviour support practitioner if a behaviour of concern arises or if a behaviour support plan needs to be reviewed
- Support staff to receive appropriate training in implementing evidence-informed strategies
- Work with the behaviour support practitioner to monitor outcomes for the person with disability and the progress of the behaviour support plan's implementation

Transition Arrangements



For existing providers transitioning with existing participants

- If behaviour support plan in place and authorisation – notify the Commission within 3 months, arrangements in place until plan review (12 months max) or Commissioner deems otherwise
- If authorisation but no behaviour support plan – facilitate the development of a plan within 6 months or Commissioner deems otherwise
- If authorisation not required and no behaviour support plan – notify the Commission within 1 month, develop an interim plan within 3 months and comprehensive plan within 6 months

Regulated Restrictive Practices



- ‘Restrictive practice’ means any practice or intervention that has the effect of restricting the rights or freedom of movement of a person with disability: *NDIS Act* s 9
- ‘Regulated restrictive practices’ are:
 - Seclusion
 - Chemical restraint
 - Mechanical restraint
 - Physical restraint
 - Environmental restraint

Regulated Restrictive Practices (Continued)



Regulated restrictive practices can only be used in the context of:

- Reducing the risk of harm to the self or others
- Clearly being identified in a Behaviour Support Plan
- Authorisation (however described) by the State/Territory where required
- Only being used as a last resort
- Being the least restrictive response available
- Being proportionate to the potential harm to self or others
- Being used for the shortest possible time
- The NDIS participant being given opportunities to develop new skills that have the potential to avoid the need for a restrictive practice

ICT system: Behaviour Support Plans



Behaviour support practitioners will use the NDIS Commission's C-BAS Portal to:

- Attach behaviour assessments and any other relevant assessment reports
- Enter behaviour support plans onto the system
- Manage and update current behaviour support plans
- Upload assessments, including functional behaviour assessments
- Associate implementing service providers to plans

ICT system: Behaviour Support Plans



List of behaviour support plans written by you.

- Interim and comprehensive plans
- Status

Behaviour support plans

Search Q Create plan

List of behaviour support plans where I am the behaviour support practitioner in the system

My Apply Filter

<u>Plan Id</u>	<u>Plan created date</u>	<u>Plan start date</u>	<u>Review date</u>	<u>Plan type</u>	<u>Status</u>	
▶ 4-3ZBJ3UM	11/05/2018	11/05/2018	10/07/2018	Interim	Active	View
▶ 4-3ZBCLA6	11/05/2018	11/05/2018	10/07/2018	Interim	Pending	View
▶ 4-3Z8TO4U	10/05/2018	10/05/2018	09/07/2018	Interim	Active	View
▶ 4-3Z8NIE2	10/05/2018	10/05/2018	05/04/2019	Comprehensive	Pending	View

Person: WILL HURLEY

Plan type: Comprehensive

Plan status: Pending

Behaviour support practitioner: UAT 40
UAT Inc Assessor 40

Overview

Person details

Key contacts

Plan details

Assessment

Proactive strategies

Providers

Behaviours of concern

Schedule of restrictive practices

Monthly reporting of restrictive practices

Behaviour support plan overview

Overview of the behaviour support plan at a glance

Notifications

Important notifications for the plan

More than 3 providers:

Y

More than 3 restraints:

N

Report due:

Report due in 14 days

Behaviour support plan overview

Plan Id:

4-3Z58SEU

Plan created date:

09/05/2018

Behaviour support practitioner:

BIT35_NQSC166

RP authorisation status:

Unauthorised

Provider list

Provider business name

Review date

The trustee for CBA TRUST

04/04/2019

J & S Plan Management

04/04/2019

Uploading Behaviour Support Plans



Associating service providers to the plan

Providers

Select provider to view details.

Primary provider	Name	ABN	Plan status	Review date	Primary contact
<input type="checkbox"/>	DELLAERT, INGE REDGY BERNADETTE	23124157748	Pending	05/04/2019	<input type="button" value="Actions"/>

Select Format, Press Export, and Save Download

Format:

Record Keeping



- Impact on to the person with disability or another
- Any injury
- Whether the RP was a reportable incident
- Behaviour of concern
- Reason for use of RP
- Time, date and place of RP
- Names and contact details of those involved, including witnesses
- Actions taken in response to RP
- Less restrictive options considered
- Actions and strategies used leading up to use of RP

Reporting Requirements



Implementing providers will use the NDIS Commission's C-BAS Portal to:

- Report on the monthly use of any *regulated restricted practice* that is described in the behaviour support plan.

Note: any unauthorised or unplanned use of a restrictive practice is a reportable incident

Role of the Authorising Reporting Officer



- Responsible for reviewing and submitting monthly reports on the use of restrictive practices
- Fields included are
 - Restrictive practice type and subtype
 - Duration
 - Where was it used
 - Behaviour of concern
 - Free text comments section
- Monthly reports are to be submitted to the commission on the first day of the next month (for the preceding month and are due 5 business days after the end of the month.

Reporting Requirements



Schedule of restrictive practices

- As agreed in behaviour support plan
- If state authorisation is required, it must be obtained before any restrictive practices are used

Report usage

Schedule of restrictive practices

You are required to submit a monthly report on all restrictive practices. Select 'Report' for each row below.

<u>Administration type</u>	<u>Restrictive practice type</u>	Restrictive practice sub-type	Status
Routine	Chemical		<input type="button" value="Report"/>

Reported usage

Below is a summary of all usages reported for the selected restrictive practice. Monthly reports can be submitted to the commission on the first day of the month following and are due within 5 business days.

<u>Administration type</u>	<u>Restrictive practice type</u>	Restrictive practice sub-type	<u>Start date</u>	<u>End date</u>
▶ Routine	Chemical		11/05/2018	12/05/2018

Select Format, Press Export, and Save Download

Format:

Reporting Requirements



PRN reporting

Input:

- sub-type
- date
- Duration
- Usage – variation
- Behaviour of concern
- Start Date, end Date and duration
- Location – where was the restraint used?

Reporting Requirements



Routine reporting

- For reporting against an agreed routine schedule – eg. daily dose medication
- Report on the monthly use of any *regulated restricted practice* that is described in the behaviour support plan.
- Fields included – report usage, start date, end date, behaviour of concern

NDIS Behaviour Support Practitioners



‘A person the Commissioner considers is suitable to undertake behaviour support assessments (including functional behavioural assessments) and to develop behaviour support plans that may contain the use of a restrictive practice’

- During transition, behaviour support practitioners nominated by transitioning providers will automatically be deemed suitable for the short term
- In the longer term, potential NDIS behaviour support practitioners will be formally assessed including against a national competency framework

Specialist Behaviour Support Provider Requirements



- Use behaviour support practitioners deemed suitable by the Commission to deliver these services
- Timeframes – 1 month interim plan, 6 months comprehensive plan, review plan at least every 12 months
- Develop plans that meet Commission requirements
 - Developed in consultation with the person with a disability, their support network and implementing provider
 - Based on a comprehensive biopsychosocial assessment including a functional behavioural assessment
 - Contain contemporary evidence based behavioural strategies including environmental adjustments to constructively reduce behaviours of concern
 - Be aimed at reducing and eliminating restrictive practices
 - Be developed in a form approved by the Commissioner and lodged with the Commission

Contacts



NDIS Quality
and Safeguards
Commission

Behaviour Support Team

Email: behavioursupport@ndiscommission.gov.au

Phone: 1800 035 544