

Definitions

Unusual Incident (UI)

An event or occurrence involving an individual that is not consistent with routine operation, policies, procedures, or the individual's care or individual service plan, but is not an MUI.

UIs include, but are not limited to:

- ❖ Dental Injuries
- ❖ Falls
- ❖ An injury that is not a significant injury
- ❖ Medication Errors without a likely risk to health and welfare
- ❖ Overnight relocation of an individual due to fire, natural disaster, or mechanical failure
- ❖ An incident involving two individuals served that is not a peer-to-peer MUI
- ❖ Rights code violations or UBS without a likely risk to health and welfare

Major Unusual Incident (MUI)

The alleged, suspected, or actual occurrence of an incident when there is reason to believe the health or welfare of an individual may be adversely affected or an individual may be placed at a likely risk of harm in the categories listed below:

Category A

- ❖ Abuse
- ❖ Neglect
- ❖ Exploitation
- ❖ Misappropriation
- ❖ A/S Death
- ❖ Peer to Peer Act
- ❖ Rights Code Violation
- ❖ Failure to Report
- ❖ Prohibited Sexual Relations

Category B

- ❖ Attempted Suicide
- ❖ Death (Not Acc/Susp)
- ❖ Medical Emergency
- ❖ Missing Individual
- ❖ Significant Injury

Category C

- ❖ Unscheduled Hospitalization
- ❖ Law Enforcement
- ❖ Unapproved Behavior Support

Reporting

The following MUIs must be verbally reported to the County Board no later than 4 hours after discovery of the incidents:

- ◆ Abuse
- ◆ Neglect
- ◆ Exploitation
- ◆ Misappropriation
- ◆ Suspicious or Accidental Death
- ◆ Inquires from the Media regarding an MUI

During normal business hours, call the PCBDD at 419-399-4800 and ask to speak to an SSA.

After Hours Reporting

1-800-468-4357

- Your call will go to Family Service of Northwest Ohio (Answering Service)
- Explain your emergency and give contact information
- The answering service will contact the SSA on call
- An SSA will return your phone call

For all MUIs, all providers shall submit a written incident report to the County Board by 3:00 pm on the next working day following initial knowledge of a potential or determined MUI.

The following will always be reported as MUIs regardless of where they occur:

- ◆ Abuse
- ◆ Neglect
- ◆ Exploitation
- ◆ Misappropriation
- ◆ Death
- ◆ Peer to Peer Act
- ◆ Failure to Report
- ◆ Attempted Suicide
- ◆ Law Enforcement
- ◆ Missing Individual
- ◆ Prohibited Sexual Relations

The following MUIs are to be reported when the incident occurs in a program operated by a County Board or when being served by a licensed or certified provider:

- ◆ Medical Emergency
- ◆ Rights Code Violation
- ◆ Significant Injury
- ◆ Unapproved Behavior Support
- ◆ Unscheduled Hospitalization

Paulding County Board of Developmental Disabilities

900 Fairground Drive
Paulding, OH 45879
419-399-4800

The MUI Rule

Ohio Administrative Code 5123:2-17-02
"Addressing major unusual incidents and unusual incidents to ensure health, welfare, and continuous quality improvement". The rule establishes and implements a process in order to prevent or reduce the risk of harm to individuals.

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CATEGORY A

1) **Abuse:**

- **Verbal:** The use of words, gestures, or other communicative means to purposefully threaten, coerce, intimidate, harass, or humiliate an individual.
- **Physical:** The use of physical force that can reasonably be expected to result in physical harm or serious physical harm. Such force may include, but is not limited to, hitting, slapping, pushing, or throwing objects at an individual.
- **Sexual:** Unlawful sexual conduct or sexual contact, as well as, public indecency, importuning, and voyeurism.

2) **Neglect:**

When there is a duty to do so, failing to provide an individual with any treatment, care, goods, supervision or services necessary to maintain the health or welfare of the individual.

3) **Exploitation:**

The unlawful or improper act of using an individual or an individual's resources for monetary or personal benefit, profit, or gain.

4) **Misappropriation:**

Depriving, defrauding or otherwise obtaining the real or personal property of an individual by any means prohibited by the Ohio Revised Code.

5) **Peer to Peer Act:** One of the following incidents involving two individuals served:

- **Physical Act:** When an individual is targeting, or firmly fixed on another individual such that the act is not accidental or random and the act results in an injury that is treated by a physician, physician assistant, or nurse practitioner. Allegations of one individual choking another or any head or neck injuries such as a bloody nose, a bloody lip, a black eye, or other injury to the eye, shall be considered major unusual incidents. Minor injuries such as scratches or reddened areas not involving the head or neck shall be considered unusual incidents and shall require immediate action, a review to uncover possible cause/contributing factors, and prevention measures.

Major Unusual Incidents

- **Verbal Act:** The use of words, gestures, or other communicative means to purposefully threaten, coerce, or intimidate the other individual when there is the opportunity and ability to carry out the threat.
- **Sexual Act:** Sexual conduct and/or contact for the purposes of sexual gratification without the consent of the other individual.
- **Exploitation:** The unlawful or improper act of using an individual or an individual's resources for monetary or personal benefit, profit or gain.
- **Theft:** Intentionally depriving another individual of real or personal property valued at \$20 or more or property of significant personal value to the individual.

6) **Suspicious/Accidental Death:** Death resulting from an accident or suspicious circumstances.

7) **Rights Code Violation:** Any violation of an individual's rights (as per ORC 5123.62) that creates a likely risk of harm to the health or welfare of an individual.

8) **Failure to Report:** A person, who is required to report, has reason to believe that an individual has suffered or faces a substantial risk of suffering any wound, injury, disability, or condition of such a nature as to reasonably indicate abuse, misappropriation, or exploitation that results in a risk to health and welfare or neglect of that individual, and that person does not immediately report such information to the appropriate agency.

9) **Prohibited Sexual Relations:** A DD employee engaging in consensual sexual conduct or having consensual sexual contact with an individual who is not the employee's spouse, and for whom the DD employee was employed, or under contract, to provide care or supervise the provision of care at the time of the incident.

CATEGORY B

10) **Natural Death:** Natural death of an Individual.

11) **Attempted Suicide:** A physical attempt by an individual that results in emergency room treatment, in-patient observation or hospital admission.

12) **Medical Emergency:** An incident where emergency medical intervention is required to save an individual's life, (e.g., choking relief techniques such as back blows or cardiopulmonary resuscitation (CPR), epinephrine auto injector usage or intravenous for dehydration.)

13) **Missing Individual:** An incident that is not considered neglect and the individual's whereabouts, after immediate measures taken, are unknown and the individual is believed to be at or pose an imminent risk of harm to self or others. An incident when an individual's whereabouts are unknown for longer than the period of time specified in the ISP that does not result in imminent risk of harm to self or others shall be investigated as an unusual incident.

14) **Significant Injury:** An injury of known or unknown cause that is not considered abuse or neglect and that results in concussion, broken bone, dislocation, second or third degree burns or that requires immobilization, casting, or five or more sutures and shall be designated as either known or unknown cause.

CATEGORY C

15) **Unscheduled Hospitalization:** Any hospital admission that is not scheduled unless the hospital admission is due to a pre-existing condition that is specified in the ISP indicating the specific symptoms and criteria that require hospitalization.

16) **Law Enforcement:** Any incident that results in the individual served being charged, incarcerated, or arrested.

17) **Unapproved Behavior Support:** The use of an aversive strategy or intervention implemented without approval by the human rights committee or behavior support committee or without informed consent that results in a likely risk to the individual's health and welfare.