



ADMINISTRATIVE RULES OF MONTANA



37.106.2126 DIRECT CARE STAFF

- (1) The facility must provide sufficient direct care staff to manage and supervise each client in accordance with their individual treatment plan.
- (2) Direct care staff must be provided by the facility in the following minimum ratios of direct care staff to clients:
 - (a) a staff to client ratio of 1 to 3.2 for each defined residential living unit serving:
 - (i) any severely and profoundly retarded client;
 - (ii) a client with severe physical disabilities;
 - (iii) any client who is aggressive, assaultive, or a security risk; or
 - (iv) any client who manifests severely hyperactive or psychotic-like behavior.
 - (b) for each defined residential living unit who serves any moderately retarded client, the staff to client ratio is 1 to 4.
 - (c) for each defined residential living unit who serves any client who functions within the range of mild retardation, the staff to client ratio is 1 to 6.4.
- (3) The above staff to client ratios shall be calculated for each defined residential living unit based on the number of direct care staff who are present and on-duty during all shifts in a 24 hour period.

Authorizing statute(s): Sec. 50-5-103 and 50-5-238, MCA

Implementing statute(s): Sec. 53-5-103, 50-5-201 and 50-5-238, MCA

History: NEW, 2003 MAR p. 1322, Eff. 7/1/03.