



ADMINISTRATIVE RULES OF MONTANA



37.106.2899G CATEGORY D: DISCHARGE

- (1) A comprehensive discharge plan directly linked to the behaviors and symptoms that resulted in admission and estimated length of stay must be developed upon admission.
- (2) A resident's diversion order is discontinued when:
 - (a) the resident and facility choose to allow continued residency; a resident needs assessment must be completed to determine category and placement within the facility;
 - (b) the resident chooses not to remain in the facility; the facility shall issue a 30-day notice and conduct discharge planning. Discharge planning must include involvement from community resources.
- (3) A resident may be involuntarily discharged in less than 30 days if the resident:
 - (a) has a medical emergency;
 - (b) is suffering from an acute psychotic episode; or
 - (c) commits a crime that causes serious bodily injury, death, or property damage.
- (4) All discharges must be discussed with the resident or resident's legal representative and the resident's practitioner to ensure collaboration on a safe and appropriate discharge location.

Authorizing statute(s): 50-5-103, 50-5-226, 50-5-227, MCA

Implementing statute(s): 50-5-225, 50-5-226, 50-5-227, MCA

History: NEW, 2022 MAR p. 1857, Eff. 9/24/22.