

**Texas Department of State Health Services  
Division for Regulatory Services  
Reporting Guidelines for  
Hospitals licensed pursuant to Texas Health and Safety Code  
Chapters 241 and 577, General and Special Hospitals,  
Psychiatric Hospitals and Crisis Stabilization Units**

***Immediately report: abuse, illegal conduct, neglect, unethical conduct, and unprofessional conduct as required by 25 TAC §133.47 & §134.46, Abuse and Neglect Issues:***

**What to report:**

1. Abuse or neglect of a child
2. Abuse, neglect or exploitation of an elderly or disabled person
3. Abuse and neglect of individuals with mental illness
4. Illegal, unethical, and unprofessional conduct

Immediate reporting of a specific event related to abuse and neglect is required by 25 TAC §133.47 & §134.46 , Abuse and Neglect Issues. The definitions of abuse, illegal conduct, neglect, unethical conduct, and unprofessional conduct are defined under §133.47 & §134.46.

**Who to report to:**

The Patient Quality Care Unit of DSHS's Division for Regulatory Services,  
1-888-973-0022. Fax: 512-834-4504

***By the next business day report deaths or serious injuries related to the use of restraint or seclusion as required by 25 TAC §415.272, Documenting, Reporting, and Analyzing Restraint or Seclusion.***

**What to report:**

By the next business day following an individual's death or serious injury, facilities shall report the following information to the appropriate entity designated below.

1. Each death or serious injury that occurs while an individual is in restraint or seclusion;
2. Each death that occurs within 24 hours after the individual has been removed from restraint or seclusion; and
3. Each death known to the facility that occurs within one week after restraint or seclusion where it is reasonable to assume that use of restraint or placement in seclusion contributed directly or indirectly to an individual's death. "Reasonable to assume" in this context includes, but is not limited to, deaths related to restrictions of movement for

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prolonged periods of time, or death related to chest compression, restriction of breathing, or asphyxiation.

**Who to report to:**

Facilities shall report the deaths or serious injuries of individuals in restraint or seclusion as follows:

1. Medicare and/or Medicaid-certified facilities shall report a death to the appropriate office of the Centers for Medicare and Medicaid Services in accordance with the federal death reporting requirements relating to restraint and seclusion.
2. Facilities that are neither Medicare and/or Medicaid-certified shall report a death or serious injury to DSHS's Behavioral Health Medical Director.
3. All facilities licensed under 25 TAC §133 (relating to Hospital Licensing) or 25 TAC §134 (relating to Private Psychiatric Hospitals and Crisis Stabilization Units) shall report a death or serious injury to: The Patient Quality Care Unit of DSHS's Division for Regulatory Services, 1-888-973-0022. Fax: 512-834-4504

Definitions related to restraint and seclusion are defined under 25 TAC §415.253, Interventions in Mental Health Services Definitions.

Facilities shall comply with any additional reporting requirements relating to restraint or seclusion to which they are subject, including any applicable reporting requirements under The Children's Health Act of 2000 and federal regulations promulgated pursuant to the Act.

***Within 10 calendar days report fires as required by 25 TAC §133.41 & §134.101, Fire Prevention and Protection.***

**What to Report:**

All occurrences of fire shall be reported as soon as possible but not later than 10 calendar days following the occurrence.

**Who to report to:**

Fires shall be reported to the local fire authority and in writing to:  
Texas Department of State Health Services, Facility Licensing Group  
Hospital licensing director (MC 2835)  
P.O. Box 149347  
Austin, TX 78714-9347  
Fax: 512-834-4514

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***Quarterly Reporting related to the use of restraint or seclusion as required by 25 TAC §415.272, Documenting, Reporting, and Analyzing Restraint or Seclusion.***

**What to Report:**

1. Interventions used during a behavioral emergency, including:
  - a. rate of seclusions (per 1,000 bed days);
  - b. rate of personal restraints (per 1,000 bed days);
  - c. rate of mechanical restraints (per 1,000 bed days); and
  - d. rate of emergency medication orders (per 1,000 bed days).
2. Number of serious injuries related to an intervention used in a behavioral emergency.
3. Number of deaths related to an intervention used in a behavioral emergency.
4. De-escalation techniques--description of all de-escalation techniques commonly used by the facility in connection with any of the emergency interventions described in paragraph (1) of this subsection.

**Who to report to:**

The report must include the data from the three months immediately preceding each quarterly reporting deadline. Each facility must report their data online at the following address:

<https://txdshsrestraintandseclusionreporting.questionpro.com/>

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