

Executive

As Passed by the House

LRSCD2 Legal Rights Service Transition to Nonprofit Entity

R.C. 5123.60, 5123.601, 3721.16, 5111.709, 5119.221, 5122.01, 5122.27, 5122.271, 5122.31, 5122.32, 5123.35, 5123.61, 5123.64, 5123.86, 5123.99, Section 319.20, Repealed: R.C. 5123.602 - 5123.605

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Requires, not later than December 31, 2011, establishment of a nonprofit protection and advocacy system and client assistance program for people with disabilities, and permits the Ohio Legal Rights Service (OLRS) to subcontract with the nonprofit entity to perform any functions that OLRs is permitted or required to perform.

Same as the Executive.

Requires, not later than September 30, 2012, the Governor to designate the nonprofit entity as Ohio's protection and advocacy system and client assistance program for people with disabilities.

Same as the Executive.

Defines the nonprofit protection and advocacy system as a legal rights service.

Provides that the nonprofit entity is to be known as the Ohio Protection and Advocacy System.

Provides that any function of OLRs commenced prior to October 1, 2012, must be completed by the nonprofit entity.

Same as the Executive.

Abolishes on October 1, 2012, OLRs, the Legal Rights Service Commission, and the Ombudsperson Section of OLRs.

Same as the Executive.

Eliminates all related statutory provisions, except for extending the following to the nonprofit entity: (1) the same access to records, (2) the same confidential status of records that are received, (3) the same subpoena powers

Same as the Executive but removes references to the advocacy system in certain notification processes.

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and (4) the same notification requirements.

No provision.

Removes the authority for the advocacy system to petition courts of common pleas to determine whether application by a parent or guardian for voluntary admission or continued hospitalization of a minor or person with a mental illness is in that person's best interest, while maintaining authority for other parties to petition the court to make the determination.

No provision.

Removes the authority for the advocacy system to petition courts of common pleas to determine whether application by a parent or guardian for voluntary admission or admission for short-term care of a minor or person with a mental retardation is in that person's best interest (under current law, only OLRs is specified as having authority to make such a petition).

No provision.

Removes authority in existing law for the advocacy system to file complaints with ODODD alleging statute or rule violations related to residential facilities.

No provision.

Removes authority for the advocacy system to request ODODD petition a court to appoint a receiver to take possession of and operate a residential facility as well as the requirement that a court order ODODD to notify the advocacy system that such a petition has been filed.

Specifies that OLRs employees are not considered public employees for the purposes of participating in the Ohio Public Employees Retirement System.

No provision.

No provision.

Removes a provision in existing law that specifies the administrator of the advocacy system as a voting member of the Medicaid Buy-In Advisory Council.

Allows GRF appropriation items 054321, Support Services, and 054401, Ombudsman, to be used to support the costs

Same as the Executive.

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of transitioning OLRs into a nonprofit entity.
