

Executive

As Passed by the House

In Senate Finance

MHACD60 Funding for Capital Projects

No provision.

No provision.

R.C. 154.20

Expands the type of capital facility that can be financed via the issuance of bonds under Chapter 154. of the Revised Code to include housing for persons with substance use disorders.

Fiscal effect: Potential gain in bond revenue. Potential increase in bond repayment costs.

MHACD36 Consolidation of ODMH and ODADAS into the Department of Mental Health and Addiction Services

R.C. 3793., 5119.

Merges the Department of Mental Health and the Department of Alcohol and Drug Addiction Services to form the Department of Mental Health and Addiction Services. Relocates numerous Revised Code sections and merges duplicative Revised Code sections. The LSC Bill Analysis for H.B. 59 contains tables describing the relocation and merger of sections in greater detail; these tables may be found under the heading "ODMHAS RELOCATION TABLES."

R.C. 3793., 5119.

Same as the Executive, but makes technical and corrective changes.

R.C. 3793., 5119.

Same as the House.

MHACD14 Transactions Involving Real Estate

R.C. 3793.031, (renumbered 5119.201)

Removes the requirement from current law that ODMH (ODMHAS) receive the approval of the Governor and the Attorney General when conducting a transaction involving real estate and instead allows ODMHAS to work with the Department of Administrative Services for such transactions.

R.C. 3793.031, (renumbered 5119.201)

Same as the Executive.

R.C. 3793.031, (renumbered 5119.201)

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

Fiscal effect: Potential loss of revenue to the GRF. Potential gain in revenue to the Department of Mental Health and Addiction Services Trust Fund.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD38 Council on Alcohol, Drug, and Gambling Addiction Services

R.C. 3793.07, *(repealed)*

Abolishes the Council on Alcohol, Drug, and Gambling Addiction Services.

Fiscal effect: Potential minimal decrease in administrative costs.

R.C. 3793.07, *(repealed)*

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3793.07, *(repealed)*

Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD39 Revolving Loans for Recovery Homes Fund

R.C. 3793.19, *(repealed)*

Repeals the section that creates the Revolving Loans for Recovery Homes Fund.

Fiscal effect: None.

R.C. 3793.19, *(repealed)*

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3793.19, *(repealed)*

Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD24 Contracting for Mental Health and Addiction Services

R.C. 5119.01, *(renumbered 5119.10)*

Permits ODMHAS to contract with licensed hospitals to serve mentally ill patients or with persons or various other entities for the custody, evaluation, supervision, care, or treatment of mentally ill persons receiving services elsewhere other than within the enclosure of a hospital. (Current law requires ODMH to enter such contracts.)

Fiscal effect: None.

R.C. 5119.01, *(renumbered 5119.10)*

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5119.01, *(renumbered 5119.10)*

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive	As Passed by the House	In Senate Finance
<p>MHACD42 State Mental Health Plan</p> <p>R.C. 5119.01, (renumbered 5119.10)</p> <p>Removes the requirement that ODMHAS prepare and publish regularly a state mental health plan that describes the Department's philosophy, current activities, and long term and short term goals and activities.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.01, (renumbered 5119.10)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.01, (renumbered 5119.10)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>
<p>MHACD44 Addiction Services for Offenders</p> <p>R.C. 5119.02, (renumbered 5119.14)</p> <p>Authorizes ODMHAS to provide or contract to provide addiction services for offenders incarcerated in the state prison system.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.02, (renumbered 5119.14)</p> <p>Same as the Executive, but makes permissive OMDHAS and the Department of Youth Services (DYS) entering into a written agreement for ODMHAS to receive from DYS certain persons for psychiatric observation, diagnosis, or treatment.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.02, (renumbered 5119.14)</p> <p>Same as the House.</p> <p>Fiscal effect: Same as the Executive.</p>
<p>MHACD41 Psychiatric Rehabilitation Facilities</p> <p>R.C. 5119.04</p> <p>Removes the exemption for facilities designated by ODMH (ODMHAS) for use as a psychiatric rehabilitation center from the requirement that institutions under the supervision of ODMH (ODMHAS) be in substantial compliance with standards set forth for psychiatric facilities adopted by the Joint Commission on Accreditation of Health Care Organizations.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.04</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.04</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>

Executive	As Passed by the House	In Senate Finance
<p>MHACD47 Department Duties</p>		
<p>R.C. 5119.06, (renumbered 5119.21) Adds pregnant women, parents, and guardians or custodians of children at risk of abuse or neglect to the list of demographic groups for which ODMHAS is to provide special focus when promoting and developing mental health and addiction services. Requires ODMHAS to design and set criteria for the determination of priority populations rather than the determination of severe mental disability. Removes the requirement that ODMHAS provide training related to the provision of community based mental health services to those department employees who are utilized in state operated, community based mental health services.</p>	<p>R.C. 5119.06, (renumbered 5119.21) Same as the Executive. Same as the Executive. Same as the Executive.</p>	<p>R.C. 5119.06, (renumbered 5119.21) Same as the Executive. Same as the Executive. Same as the Executive.</p>
<p>Fiscal effect: None.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>
<p>MHACD1 Nursing Facility Preadmission Screening</p>		
<p>R.C. 5119.061, (renumbered 5119.40) Requires an individual with a mental illness to undergo a level of care determination before being admitted or readmitted to a nursing facility from a hospital if the hospital is (1) maintained, operated, managed, and governed by ODMHAS or (2) a freestanding hospital, or unit of a hospital, licensed by the Department.</p>	<p>R.C. 5119.061, (renumbered 5119.40) Same as the Executive.</p>	<p>R.C. 5119.061, (renumbered 5119.40) Same as the Executive.</p>
<p>Fiscal effect: Potential increase in administrative costs; potential savings in providing appropriate services.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

Executive	As Passed by the House	In Senate Finance
<p>MHACD43 Medical Director</p> <p>R.C. 5119.07, (renumbered 5119.11)</p> <p>Requires a person appointed as the medical director of ODMHAS to have, in addition to existing qualification standards, certification or substantial training and experience in the field of addiction medicine or addiction psychiatry. Requires the medical director, in addition to current responsibilities, to be responsible for decisions relating to prevention and the clinical aspects of outpatient facilities and the certification of mental health and addiction services.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.07, (renumbered 5119.11)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.07, (renumbered 5119.11)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>
<p>MHACD20 Appointment of a Person in a Classified to an Unclassified Position</p> <p>R.C. 5119.071, (renumbered 5119.18)</p> <p>Specifies that the appointment of a person in a classified to an unclassified position should follow the standard procedures and stipulations prescribed by the Department of Administrative Services instead of the procedures prescribed in current law for ODMH.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.071, (renumbered 5119.18)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.071, (renumbered 5119.18)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>
<p>MHACD50 Physician Specialists</p> <p>R.C. 5119.09, (repealed)</p> <p>Removes the section that authorizes ODMH to prepare job descriptions, classifications, and requirements for physician specialists working in ODMH.</p> <p>Fiscal effect: None.</p>	<p>R.C. 5119.09, (repealed)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.09, (repealed)</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>

Executive	As Passed by the House	In Senate Finance
<p>MHACD46 Training Agreements</p>		
<p>R.C. 5119.11, (renumbered 5119.186) Allows the managing officer of an institution of ODMHAS, in addition to the Director of ODMHAS, to enter into an agreement with the directors of one or more institutions of higher education or hospitals licensed to establish collaborative training efforts for students preparing for careers in mental health-related fields. Expands this provision to apply to addiction services as well. Fiscal effect: Provides the department more flexibility to enter training agreements.</p>	<p>R.C. 5119.11, (renumbered 5119.186) Same as the Executive. Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.11, (renumbered 5119.186) Same as the Executive. Fiscal effect: Same as the Executive.</p>
<p>MHACD19 Suspension from Employment of a Special Police Officer</p>		
<p>R.C. 5119.14, (renumbered 5119.08) Specifies that the suspension from employment of a special police officer positioned at a mental health institution is to be done in accordance with applicable collective bargaining agreements, as opposed to the Administrative Procedure Act. Fiscal effect: None.</p>	<p>R.C. 5119.14, (renumbered 5119.08) Same as the Executive. Fiscal effect: Same as the Executive.</p>	<p>R.C. 5119.14, (renumbered 5119.08) Same as the Executive. Fiscal effect: Same as the Executive.</p>
<p>MHACD56 Mental Health Fund</p>		
<p>No provision. Fiscal effect: None.</p>	<p>R.C. 5119.16, (renumbered 5119.44) Renames the Mental Health Fund (Fund 1510) the Office of Support Services Fund. Fiscal effect: None.</p>	<p>R.C. 5119.16, (renumbered 5119.44) Same as the House. Fiscal effect: Same as the House.</p>

Executive

As Passed by the House

In Senate Finance

MHACD55 Residential Facility License

R.C. 5119.22, (renumbered 5119.34)

R.C. 5119.22, (renumbered 5119.34)

No provision.

Increases the time period that a full license for a residential facility is valid from two years after the date of issuance to up to three years after the date of issuance.

Same as the House.

Fiscal effect: None.

Fiscal effect: Potential loss in license fee revenue. Potential decrease in administrative costs.

Fiscal effect: Same as the House.

MHACD18 Appointment to the Position of Chief Executive Officer of an Institution

R.C. 5119.27, (renumbered 5119.05)

R.C. 5119.27, (renumbered 5119.05)

R.C. 5119.27, (renumbered 5119.05)

Specifies that the managing officer has the authority and responsibility for entering contracts and other agreements for the efficient operations of the institutions. Removes from current law the option that allows ODMH (ODMHAS) to appoint an individual to the position of the managing officer, known as the Chief Executive Officer, of an institution from persons holding positions in the classified services in the department.

Same as the Executive.

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD51 Purchase of Supplies and Competitive Bidding

R.C. 5119.31, (repealed)

R.C. 5119.31, (repealed)

R.C. 5119.31, (repealed)

Removes the redundant section that authorizes the Department of Administrative Services to purchase supplies for ODMH.

Same as the Executive.

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD52 Statement of Policy

R.C. 5119.47, (repealed)

Removes the section specifying that it is the policy of Ohio, and of ODMH, to operate state hospital services and other community-based services, in order to provide a full range of services for persons in need of mental health services.

Fiscal effect: None.

R.C. 5119.47, (repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5119.47, (repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD25 Specifications for Rules

R.C. 5119.61, (renumbered 5119.22), 5119.012 (renumbered 5119.141)

Granting the ODMHAS Director the same authority granted to the ODMH Director to adopt rules that are necessary to carry out law related to mental health and addiction facilities and services, but removes current law's specifications for rules.

Fiscal effect: None.

R.C. 5119.61, (renumbered 5119.22), 5119.012 (renumbered 5119.141)

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5119.61, (renumbered 5119.22), 5119.012 (renumbered 5119.141)

Same as the Executive.

Fiscal effect: Potential minimal increase in costs.

MHACD48 Fund Allocation

R.C. 5119.62, (renumbered 5119.23)

Requires ODMHAS, in consultation with boards, service providers, and persons receiving services, to establish guidelines related to the allocation of funds appropriated by the General Assembly to boards of alcohol, drug addiction, and mental health services and eliminates various fund allocation specifications under current law.

Fiscal effect: Minimal increase in costs to ODMHAS and local boards.

R.C. 5119.62, (renumbered 5119.23)

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5119.62, (renumbered 5119.23)

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD40 Operation of Runaway Shelters for Minors

R.C. 5119.65, - 5119.68 (all repealed)

Repeals the sections governing the operation of runaway shelters for minors.

Fiscal effect: None. These requirements have been subsumed by general requirements and laws related to facilities of ODMHAS.

R.C. 5119.65, - 5119.68 (all repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5119.65, - 5119.68 (all repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD17 Residential State Supplement Payments

R.C. 5119.69, (renumbered 5119.41), 5119.691 (renumbered 5119.411)

Revises eligibility standards and policies related to residential state supplement payments as follows:

Specifies that one of the places that a person must reside in to be eligible for residential state supplement payments is a residential care facility or an assisted living program instead of a home or facility, other than a nursing home or nursing home unit of a home for the aging.

Requires county departments of job and family services instead of ODMHAS to notify a person if that person is disapproved for residential state supplement payments.

Regarding a person who is on a residential state supplement waiting list, requires ODMHAS to have a process in place to ensure that if a residential state supplement administrative agency determines such a person has been admitted into a nursing facility, there be a determination whether the residential state supplement program is appropriate for the person and whether the person would rather participate in

R.C. 5119.69, (renumbered 5119.41), 5119.691 (renumbered 5119.411)

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

R.C. 5119.69, (renumbered 5119.41), 5119.691 (renumbered 5119.411)

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

the program than continuing to reside in the nursing facility. (Current law requires residential a state supplement administrative agency to notify the appropriate long-term care consultation program administrator and requires the administrator to determine whether the person is appropriate to participate in the state residential supplement program.)

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD23 Certification Standards

R.C. 5119.611, (renumbered 5119.36), 5119.612 (renumbered 5119.37)

R.C. 5119.611, (renumbered 5119.36), 5119.612 (renumbered 5119.37), 5119.99

R.C. 5119.611, (renumbered 5119.36), 5119.612 (renumbered 5119.37), 5119.99

Revises certification standards related to the provision of mental health and addiction services as follows: expanding the list of topics the certification standards are required to address; requiring ODMHAS to maintain a current list of certified addiction service providers and provide a copy of the list to a judge when requested; specifying that no person can represent in any manner that a provider is certified by ODMHAS if the provider is not certified at the time the representation is made; and adding "other behavioral health accreditation as determined by the Director" to the list of alternative standards under which a service provider may be certified.

No provision.

Same as the Executive.

No provision.

Adds alcohol and drug addiction, integrated alcohol and other drug addiction, and physical health services to the list of services for which the ODMHAS Director may accept appropriate national accreditation to satisfy certification in lieu of a determination by the Director.

Same as the House.

No provision.

Removes the requirement under existing law that the amount of certification review fees for community mental health services and addiction services be based on a portion of the cost of performing the review.

Same as the House.

Executive	As Passed by the House	In Senate Finance
Fiscal effect: Potential loss of fee revenue.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
MHACD57 Exchange of Hospital Records and Other Information		
R.C.	R.C. 5122.31	R.C. 5122.31
Permits ODMHAS to exchange psychiatric hospitalization records and other information with local boards.	Same as the Executive, but also permits ODMHAS to exchange psychiatric hospitalization records and other information with the Department of Youth Services.	Same as the House.
Fiscal effect: None.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
MHACD10 Transition to the Department of Mental Health and Addiction Services		
Sections: 327.20, R.C. 3793., 5119.	Sections: 327.20, R.C. 3793., 5119.	Sections: 327.20, R.C. 3793., 5119.
Creates the Department of Mental Health and Addiction Services to be administered by the Director of Mental Health and Addiction Services.	Same as the Executive.	Same as the Executive.
Continues all rules, orders, actions, and determinations undertaken pursuant to the authority and responsibilities of ODMH and ODADAS prior to July 1, 2013 as rules, orders, actions, and determinations of ODMHAS.	Same as the Executive.	Same as the Executive.
Requires the LSC Director, if necessary, to renumber the rules to reflect the transfer of authority and responsibility from ODMH and ODADAS to ODMHAS.	Same as the Executive.	Same as the Executive.
Specifies that ODMHAS plans to generally fund mental health and addiction services in largely the same proportion when such services were allocated or distributed through ODMH and ODADAS.	Same as the Executive.	Same as the Executive.
Specifies that all employees of ODMH and ODADAS will be employees of ODMHAS and shall serve in the positions previously held within their respective agencies unless ODMHAS determines otherwise.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	In Senate Finance
<p>Requires on July 1, 2013, or as soon as possible thereafter, if requested by the ODMHAS Director, the OBM Director to make any budget changes made necessary by the consolidation, including administrative organization, program transfers, the creation of new funds, the transfer of state funds, and the consolidation of funds. Permits the OBM Director to transfer cash balances between funds, and establish encumbrances or parts of encumbrances in the appropriate fund and appropriation item for the same purpose and for payment to the same vendor in FY 2014 and FY 2015.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires that no later than 30 days after the transfer and consolidation of ODMH and ODADAS into ODMHAS, an authorized officer of the former ODMH and ODADAS shall certify to the ODMHAS Director the unexpended balance and location of any funds and accounts designated for building and facility operation management functions. Specifies that these funds and accounts be transferred to ODMHAS.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Fiscal effect: ODMHAS estimates \$1.5 million in central office operations savings each year of the biennium.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>
<hr/>		
<p>MHACD28 Local Boards</p>		
<p>Sections: 327.20.10, R.C. 340., 5119.61 (renumbered 5119.22), 5119.622 (renumbered 5119.25)</p>	<p>Sections: 327.20.10, R.C. 340., 5119.61 (renumbered 5119.22), 5119.622 (renumbered 5119.25)</p>	<p>Sections: 327.20.10, R.C. 340., 5119.61 (renumbered 5119.22), 5119.622 (renumbered 5119.25)</p>
<p>Requires the ODMHAS Director, to the extent necessary and after consultation with local boards, to specify the information that must be provided by the local boards to be included in the community behavioral health system or systems.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive, but enables ODMHAS to collect information from service providers and requires the services providers to provide the information. Expands the type of information that can be collected.</p>
<p>Requires local boards to submit a budget and statement of services in addition to a mental health and addiction services plan for approval. Allows ODMHAS to withhold all or part of the funds allocated to a board if all or part of the board's</p>	<p>Same as the Executive.</p>	<p>Same as the Executive, but specifies that, of the payments made by the county auditor on behalf of a local board of alcohol, drug addiction, and mental health services, only those payments made from funds distributed to a local board</p>

Executive

As Passed by the House

In Senate Finance

plan, budget, or statement of services is disapproved. Prescribes a procedure that needs to be followed prior to a final decision of disapproval or to withhold funds from a board.

Requires local boards to enter into a continuity of care agreement with the state institution operating by ODMHAS and designated as the institution serving the district encompassing the board's service district. Requires the agreement to outline ODMHAS' and the board's responsibilities to plan for and coordinate with each other to address the needs of board residents who are patients.

Requires ODMHAS to provide assistance to any county for the operation of local boards, the provision of local services approved by ODMHAS with the continuum of care, and the provision of approved support functions from funds appropriated for that purpose by the General Assembly.

Changes the membership requirements of alcohol, drug addiction, and mental health services boards; alcohol and drug addiction services boards; and community mental health boards.

Revises and makes additions to the planning duties of boards and information required to be submitted by boards to ODMHAS.

Prohibits a board from contracting with an unlicensed residential facility that is required to be licensed by the Director.

Authorizes a board to inspect any residential facility located in its district and licensed under the Hospitalization of the Mentally Ill Law, eliminating the current law requirement that the inspection be pursuant to a contract with ODMH.

Expands the protected classes against which boards and contracted services providers are prohibited from discriminating to include military status, sexual orientation, or

Same as the Executive.

by ODMHAS must be made in compliance with a budget statement submitted pursuant to the local board law.

Same as the Executive, but clarifies that continuity of care agreements between local boards and state institutions designated as the institution serving the local board's service district must not be construed as requiring a board of county commissioners to provide resources beyond the total amount set forth in a local board's budget statement.

Same as the Executive, but adds "approved continuum of care related activities" to the list of activities for which ODMHAS is required to provide assistance to any county.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

No provision.

Executive	As Passed by the House	In Senate Finance
genetic information.		
Authorizes ODMHAS to withhold funds due to discrimination. Requires ODMHAS to give a board 10 days instead of a reasonable time under current law from receipt of the noncompliance notice to respond. Allows instead of requiring ODMHAS to offer technical assistance to the board to achieve compliance. Requires ODMHAS to hold a hearing within 10 days of receipt of the board's position on the matter before withholding funds (current law only requires a hearing).	Same as the Executive.	Same as the Executive.
Requires a board to strive to attain a yearly construction contract dollar procurement goal of 5% for EDGE business enterprises, instead of setting the percentage aside for minority business enterprises.	Same as the Executive.	Same as the Executive.
Requires that for community mental health boards and alcohol and drug addiction services boards operating as 18-member boards, 8 members be appointed by the Director and 10 members be appointed by the board of county commissioners.	Same as the Executive.	No provision.
Permits a local behavioral health board (an alcohol, drug addiction, and mental health board, alcohol and drug addiction services board, or community mental health board) to decrease their membership from 18 members to 14 members.	Same as the Executive.	Same as the Executive, but requires that the board of county commissioners to approve the decrease in membership from 18 to 14, as permitted by the bill, and provides procedures for such approval.
Permits various line items to be used to pay for the Department and local board functions under this provision.	Same as the Executive.	Same as the Executive.
No provision.	No provision.	Removes the requirement that local boards of alcohol, drug addiction, and mental health services conduct annual audits of services providers and replaces it with the requirement to obtain a copy of each service provider's fiscal audit report. Specifies that this does not prohibit or require a contract between a local board of alcohol, drug addiction, and mental

Executive

As Passed by the House

In Senate Finance

Fiscal effect: Potential minimal decrease in costs to local boards.

Fiscal effect: Same as the Executive.

health services and a services provider from requiring performance audits or periodic fiscal reports, but stipulates that should such a requirement be included in a contract, it only applies to local funds.

Fiscal effect: Same as the Executive.

MHACD13 Confidentiality of Records

Sections: 327.20.20, R.C. 5119.28, 5119.99

Requires all records and reports identifying a person and pertaining to the person's mental health condition, assessment, provision of care or treatment, or payment for assessment, care, or treatment that are maintained in connection with any services certified by ODMHAS, or any hospitals or facilities licensed or operated by the Department, to be kept confidential and must not be disclosed by any person, with certain exceptions. Specifies that no person is to reveal the content of a medical record of a person except as authorized by law and makes violating these requirements a fifth degree felony.

Permits portions of certain line items to be used to pay for the Department and community mental health system functions that operate under the confidentiality requirements in this provision.

Fiscal effect: None.

Sections: 327.20.20, R.C. 5119.28, 5119.99

Same as the Executive, but permits any necessary confidential information to be released by hospitals and other entities to insurers and other third-party payers, instead of limiting the release to necessary confidential medical information.

Same as the Executive.

Fiscal effect: Same as the Executive.

Sections: 327.20.20, R.C. 5119.28, 5119.99

Same as the House.

Same as the Executive.

Fiscal effect: Same as the Executive.

MHACD30 Rules for Residential Facilities

Section: 327.20.30

Authorizes the ODMHAS Director to adopt rules governing licensure and operation of residential facilities.

Section: 327.20.30

Same as the Executive.

Section: 327.20.30

Same as the Executive.

Executive	As Passed by the House	In Senate Finance
Permits portions of certain line items to be used to pay for these regulated activities.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential minimal increase in costs.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
MHACD31 Community Construction Programs		
Section: 327.20.40	Section: 327.20.40	Section: 327.20.40
Permits the ODMHAS Director to approve state reimbursement of or state grants for community construction programs.	Same as the Executive.	Same as the Executive.
Requires the Director to adopt rules to specify procedures for state reimbursement and for state grants for community construction programs.	Same as the Executive.	Same as the Executive.
Permits portions of appropriation item 335616, Community Capital Replacement, to be used to pay for state reimbursement of or state grants for community construction programs.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential minimal increase in administrative costs.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
MHACD29 Information Reporting and Collection		
Sections: 327.20.50, 3793.12 (renumbered 5119.61)	Sections: 327.20.50, 3793.12 (renumbered 5119.61)	Sections: 327.20.50, 3793.12 (renumbered 5119.61)
Requires ODMHAS to collect information about services delivered and persons served as required for reporting and evaluation relating to state and federal funds expended for such purposes.	Same as the Executive.	Same as the Executive.
Requires each local board to supply information within its knowledge with respect to its programs and services upon request.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	In Senate Finance
<p>Permits portions of certain line items to be used to pay for the Department information collection and reporting functions required by this provision.</p> <p>Fiscal effect: Minimal increase in local boards' and ODMHAS's administrative costs.</p>	<p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>
<hr/> <p>MHACD35 Administration of Certain Medicaid Services</p>		
<p>Section: 327.20.60</p> <p>Requires ODMHAS to administer specified Medicaid services that are delegated by the Department of Medicaid.</p> <p>Requires ODMHAS to use appropriation item 652507, Medicaid Support, to fund the Medicaid-related services and supports performed by ODMHAS on or after July 1, 2013.</p> <p>Fiscal effect: Potential minimal increase in administrative costs.</p>	<p>Section: 327.20.60</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>	<p>Section: 327.20.60</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p>
<hr/> <p>MHACD4 Resident Trainees</p>		
<p>Section: 327.30</p> <p>Requires that GRF appropriation item 333402, Resident Trainees, be used to fund training agreements entered into by the ODMHAS Director for the development of curricula and the provision of training programs to support public mental health services.</p>	<p>Section: 327.30</p> <p>Same as the Executive.</p>	<p>Section: 327.30</p> <p>Same as the Executive.</p>

Executive

As Passed by the House

In Senate Finance

MHACD6 Lease-Rental Payments

Section: 327.40

Requires that ODMHAS use GRF appropriation item 333415, Lease Rental Payments, to pay the Ohio Public Facilities Commission pursuant to leases and agreements made under state law regarding capital facilities for mental health. Specifies that the appropriations in that appropriation item are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.

Section: 327.40

Same as the Executive.

Section: 327.40

Same as the Executive.

MHACD5 Hospital Services

Section: 327.50

Requires that GRF appropriation item 334412, Hospital Services, be used for the operation of the state regional psychiatric hospitals, including civil and forensic commitment, treatment, and discharge, as determined by ODMHAS.

Permits a portion of the appropriation to be used to create, purchase, or contract for the custody, supervision, control, and treatment of individuals committed to ODMHAS in other clinically appropriate environments, consistent with public safety.

Section: 327.50

Same as the Executive.

Same as the Executive.

Section: 327.50

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD9 Continuum of Care Services

Section: 327.60

Permits a portion of appropriation item 335421, Continuum of Care Services, to be allocated to community alcohol, drug addiction, and mental health services boards according to a distribution methodology determined by the ODMHAS Director for purchases of mental health and addiction services, subsidized support of psychotropic medication needs for indigent citizens in the community, and provide support for medication assisted treatment costs.

Permits a portion of appropriation item 335421, Continuum of Care Services, to be distributed to community alcohol, drug addiction, and mental health services boards to provide grants in support of addiction services initiatives.

No provision.

No provision.

No provision.

Section: 327.60

Same as the Executive.

Same as the Executive.

Allocates \$665,196 in each fiscal year in appropriation item 335421, Continuum of Care Services, to The Ohio State University STAR House.

No provision.

No provision.

Section: 327.60

Same as the Executive, but requires, rather than permits, that a portion of appropriation item 335421, Continuum of Care Services, be allocated to local boards according to a distribution method developed by ODMHAS.

Same as the Executive.

No provision.

Allocates \$250,000 in FY 2014 and FY 2015 to support the Chardon Pilot Program. Requires ODMHAS to provide a report to the General Assembly about the performance of this program by September 30, 2015.

Allocates \$250,000 in FY 2014 and \$750,000 in FY 2015 to the Human Trafficking Center at The Ohio State University.

Executive

As Passed by the House

In Senate Finance

MHACD3 Criminal Justice Services

Section: 327.70

Requires that funds in GRF appropriation item 335422, Criminal Justice Services, be used to provide psychiatric services to courts of common pleas and to conduct evaluations of patients of forensic status in facilities operated or designated by ODMHAS prior to conditional release to the community. Permits a portion of this appropriation to be allocated through community alcohol, drug addiction, and mental health services health boards to community addiction and/or mental health services providers in accordance with a distribution methodology developed by the ODMHAS Director.

Permits appropriation item 335422, Criminal Justice Services, to be used to provide forensic monitoring and tracking of individuals on conditional release, provide forensic training, support projects that assist courts and law enforcement to identify and develop appropriate alternative services to incarceration for nonviolent mentally ill offenders, provide specialized re-entry services to offenders leaving jail, provide specific grants in support of addiction service alternatives to incarceration, support specialty, and support therapeutic communities.

Section: 327.70

Same as the Executive.

Same as the Executive.

Section: 327.70

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD11 Community Innovations

Section: 327.80

Permits GRF appropriation item 335504, Community Innovations, to be used by ODMHAS to make targeted investments in programs, projects, or systems operated by public or non-profit entities that impact or are impacted by the operations and functions of the Department to reduce expenditures of state general revenue funds and/or improve outcomes without a net increase in general revenue fund spending.

Permits appropriation item 335504 to also be used to make payments to the Opportunities for Ohioans with Disabilities Agency for vocational rehabilitation services.

Section: 327.80

Same as the Executive.

Same as the Executive, but replaces the reference to the Opportunities for Ohioans with Disabilities Agency with the Rehabilitation Services Commission.

Section: 327.80

Same as the Executive.

Same as the House.

MHACD58 Community Behavioral Health

No provision.

Section: 327.83

Requires that \$30.0 million per year of GRF appropriation item 335507, Community Behavioral Health, be allocated to community alcohol, drug addiction, and mental health services boards to provide mental health services. Requires the Department to allocate these funds to the boards using the same methodology used to allocate other mental health services subsidies.

Section: 327.83

Same as the House, but removes the requirement that funds be allocated using the same methodology as other mental health services subsidies.

No provision.

Requires that \$20.0 million per year of GRF appropriation item 335507, Community Behavioral Health, be allocated to community alcohol, drug addiction, and mental health services boards to be used for addiction services including medication, treatment programs, and counseling. Requires at least 50% of the \$20 million be used for drug treatment using non-opiate drugs. Requires the Department to allocate

Same as the House, but removes the requirement that funds be allocated using the same methodology as other alcohol and drug addiction services subsidies.

Executive

As Passed by the House

In Senate Finance

these funds to the boards using the same methodology used to allocate other addiction services subsidies.

MHACD12 Community Operating/ Planning

Section: 327.90

Permits appropriation item 335609, Community Operating/ Planning, to be used by ODMHAS to make payments to the Opportunities for Ohioans with Disabilities Agency for vocational rehabilitation services.

Permits appropriation item 335609, Community Operating/Planning, to be used to make incentive payments to operators of licensed residential facilities that provide accommodations and personal care services for one or two unrelated adults or accommodations, supervision, and personal care services for three to sixteen unrelated adults.

Permits appropriation item 335609, Community Operating/Planning, to be used to support non-Medicaid program costs for individuals moving into community settings.

Section: 327.90

Same as the Executive, but replaces the reference to the Opportunities for Ohioans with Disabilities Agency with the Rehabilitation Services Commission.

Same as the Executive.

Same as the Executive.

Section: 327.90

Same as the House.

Same as the Executive.

Same as the Executive.

MHACD59 Problem Gambling and Casino Addictions

No provision.

No provision.

Section: 327.93

Requires that a portion of SSR appropriation line item 335629, Problem Gambling and Casino Addictions, be allocated to local boards in accordance with a distribution method developed by ODMHAS.

Executive

As Passed by the House

In Senate Finance

MHACD7 Residential State Supplement

Section: 327.100

Permits GRF appropriation item 335506, Residential State Supplement, to be used to provide training for residential facilities serving residents with mental illness and to make benefit payments to RSS recipients. Specifies criteria to be used for the RSS program when determining whether a resident is eligible for payment and the monthly payment amounts residents are eligible to receive.

Requires ODMHAS to conduct a review of state and federal rules and statutes governing the RSS program and issue a report recommending improvements to the program no later than January 1, 2014.

Section: 327.100

Same as the Executive.

Same as the Executive.

Section: 327.100

Same as the Executive.

Same as the Executive.

MHACD8 Family and Children First Flexible Funding Pool

Section: 327.110

Permits a county family and children first council to create and operate a flexible funding pool in order to assure access to needed services by families, children, and older adults in need of protective services.

Section: 327.110

Same as the Executive.

Section: 327.110

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD32 Access Success II Program

Section: 512.40

Transfers and appropriates cash from the Money Follows the Person Enhanced Reimbursement Fund (Fund 5AJ0), used by the Department of Medicaid, to the Sale of Goods and Services Fund (Fund 1490), used by ODMHAS, for the Access Success II Program to help non-Medicaid patients in any hospital established, controlled, or supervised by ODMHAS to transition from inpatient status to a community setting.

Section: 512.40

Same as the Executive.

Section: 512.40

Same as the Executive.

MHACD34 Transfer to Department of Mental Health and Addiction Services Trust Fund

Section: 512.50

Requires the ODMHAS Director to certify to the OBM Director, not later than September 1, 2013, the unexpended, unencumbered balances of GRF appropriations to ODMH and ODADAS for FY 2012, excluding debt service. Requires the OBM Director to transfer cash, in an amount up to the amount certified, to the Department of Mental Health and Addiction Services Trust Fund.

Section: 512.50

Same as the Executive.

Section: 512.50

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MHACD33 Recovery Requires a Community Program

Section: 751.10

Requires the Medicaid Director to transfer, via intrastate transfer voucher, an agreed upon amount of cash, representing the savings realized from decreased nursing facility utilization as a result of the Recovery Requires a Community Program, from GRF appropriation item 651525, Medicaid/Health Care Services, to the Sale of Goods and Services Fund (Fund 1490), used by the Department of Mental Health and Addiction Services, for the Recovery Requires a Community Program to support non-Medicaid program costs for individuals moving into community settings.

Section: 751.10

Same as the Executive.

Section: 751.10

Same as the Executive.

Executive

As Passed by the House

In Senate Finance

DEVCD47 Capital Appropriation for Children's Home of Cincinnati

Sections: 630.10, 630.11

Sections: 630.10, 630.11

No provision.

Appropriates \$100,000 to Administrative Building Fund (Fund 7026) capital appropriation item C19506, Children's Home, in the FY 2013-FY 2014 capital biennium and earmarks this for the Children's Home of Cincinnati.

Same as the House.

No provision.

Amends Senate Bill 312 of the 129th General Assembly to decrease capital reappropriations from the Mental Health Facilities Improvement Fund (Fund 7033) for capital appropriation item C58001, Community Assistance Projects, in the Department of Mental Health by \$100,000 in the FY 2013-FY 2014 capital biennium.

Same as the House.

Executive

As Passed by the House

In Senate Finance

DOHCD22 Direct Care Workers

R.C. 3701.95, 191.061, 5164.83

Requires, not later than October 1, 2014, the ODH Director to establish a direct care worker certification program and authorizes the Director to adopt rules as necessary to implement the program.

Prohibits, on or after October 1, 2015, the ODM Director from making a Medicaid payment to a direct care worker for a direct care service or entering into a Medicaid provider agreement with the worker unless core competencies described in an operating protocol developed by the OHT Executive Director or the Executive Director's designee, in consultation with the ODM Director and the directors of ODA, ODODD, ODMHAS, and the Ohio Department of Health (ODH) are met.

Fiscal effect: Potential administrative costs.

R.C. 3701.95, 191.061, 5164.83

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3701.95, 191.061, 5164.83

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

In Senate Finance

MCDCD36 Screening Tool for High-Risk Youth Team Evaluation

Section: 501.10

Requires the Office of Health Transformation to convene a team comprised of the DYS, ODM, ODJFS, ODH, and DMHAS.

Requires the team to evaluate the feasibility of implementing a trauma screening tool for high-risk youth and to create a report with the following:

- (1) The recommended trauma screening tool to be used to evaluate high-risk youth;
- (2) Training in the administration of the recommended tool;
- (3) Screening protocols;
- (4) The persons to whom the recommended tool should apply; and
- (5) The implications for treatment.

Requires the report to be completed by December 1, 2013 and to be distributed to the Governor.

Specifies that DYS may receive funds for piloting the recommended tool in detention centers.

Section: 501.10

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Same as the Executive.

Same as the Executive.

Section: 501.10

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Same as the Executive.

Same as the Executive.