

**Prevention and Early Intervention (PEI) Regulations Decision-Making Process**  
**for the August 28, 2014 MHSOAC Meeting**

PEI Regulations

Due to the large volume of public comments received on the proposed PEI regulations and the fact that there are only 25 working days between the end of the public comment period on July 24<sup>th</sup> and the August 28, 2014 Commission meeting, the presentation of the public comments to the Commission will be divided into multiple Commission meetings. The public comments fill a 4 inch binder with most documents printed double-sided.

At the August 28, 2014 Commission meeting, staff will present the public comments on proposed PEI regulations sections 3705 through 3740 and the recommended responses. Staff's recommendations include whether and how the language of the sections should be modified. The public comments and recommended responses for the remainder of the PEI regulations will be presented at the September and/or October Commission meetings.

Process At The Commission Meeting

Because the Commission has to follow both the Administrative Procedures Act and the Bagley-Keene Open Meeting Act there are two layers of public comments: one comment period at the meeting and a second comment period after the meeting if the Commission decides to modify the language of the regulations. To help explain this dual public comment process, below is a step-by-step description of the Commission's decision making process.

Step 1 - Presentation: Staff presents public comments that were received during the regulatory 45-day comment period and staff's recommended responses to the comments including changes, if any, to the language of the regulations.

Step 2 - Questions: Commissioners ask clarifying questions on staff's presentation

Step 3 - Motions: Commissioners consider motions on whether to accept recommended responses to the comments and any changes to the language of the regulations.

Step 4- Public Comment: This public comment is limited to the motion(s). This is not a repeat of the public comments that were submitted during the regulatory 45-day public comment period.

Step 5 - Commission Discussion on the motions

Step 6 - Vote: Commissioners vote on each Motion

Step 7 – Public Comment Period: If the Commission decides to change the language of the regulations, the new proposed language must go out for a 15-day public comment period. The public comments are limited to the changes made to the regulation language only. A public hearing on the proposed changes is not required. However, the Commission, at a regularly scheduled meeting, will decide on the responses to the comments received during this 15-day public comment period.