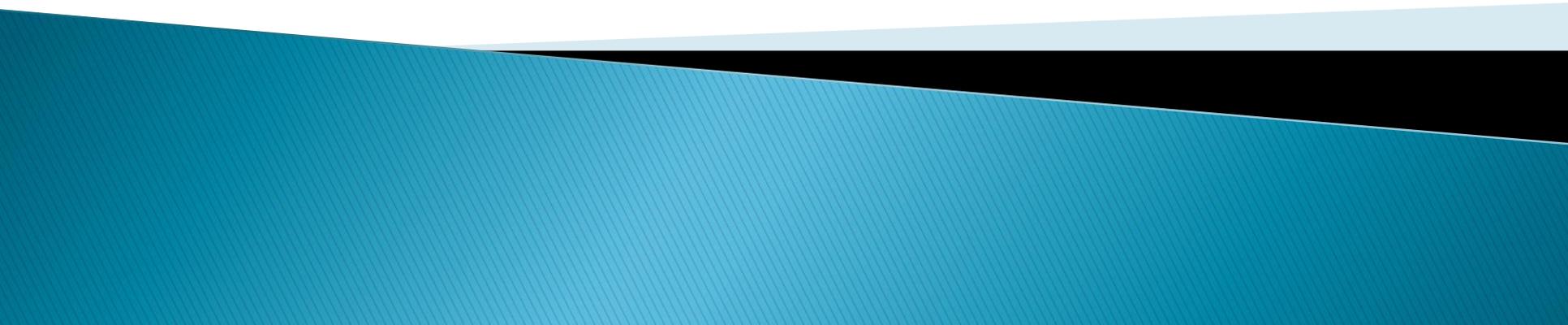


Proposed INN Regulations

Responses to Public Comments to
Changes Commission made in
October 2014

MHSOAC

December 18, 2014



Order of Presentation

- ▶ Brief recap and overview of next steps
- ▶ Summary of staff's suggested changes to proposed INN regulations
- ▶ Proposed motion on suggested changes
- ▶ Staff's suggested rejections of changes proposed by public comments to proposed INN regulations
- ▶ Proposed motion on suggested rejections

Brief Recap

- ▶ Oct 23, 2014: Public comments on proposed Innovation Regulations
 - MHSOAC voted to modify regulations
 - 15-day public comment period 10/30/14 – 11/17/14
- ▶ Dec 18, 2014
 - MHSOAC will consider additional changes to regulations in response to comments received during 15-day public comment periods on changes made at October meeting

Overview of Next Steps

- ▶ January 22, 2015 MHSOAC meeting
 - Respond to public comment if changes are made today
- ▶ Early February 2015 estimated time for submitting rulemaking file to the Office of Administrative Law (OAL)
 - OAL has 30 days to determine if Administrative Procedure Act was satisfied
- ▶ MHSOAC meetings to consider additional changes to proposed INN regulations due to OAL concerns, if any
 - March 26, 2015
 - April 23, 2015

Structure of Discussion

- ▶ Consider staff's suggested changes to Specific Proposed Regulations
 - Commissioner questions on suggested changes
 - Commission motion regarding suggested changes
 - Public comment on the motion
 - Commissioner discussion on the motion and vote
- ▶ Consider staff's suggested rejections of public comments
 - Same process as above

Summary of Suggested Changes

5 Suggested Changes

- ▶ 4 substantive changes
- ▶ 1 non-substantive change: clarification of existing language

Suggested Substantive Changes

Section	Rationale
3510.020(b) (Annual Revenue and Expenditure Report)	•Added requirement that County provide a copy of Annual Revenue and Expenditure Report to local Mental Health Board and post on its web site within 30 days of submission to the state to support local decision-making and oversight and accountability

Suggested Substantive Changes

Section	Rationale
3580.010(a)(4)(E) (Annual INN Project Report)	<ul style="list-style-type: none">•Changed categories for clients to report sexual orientation to Gay or Lesbian, Heterosexual or Straight, or Bisexual. These categories are recommended by the Williams Institute, UCLA School of Law, Sexual Minority Assessment Research Team, <i>Best Practices for Asking Questions about Sexual Orientation on Surveys</i> (November 2009)•Providing subcategories encourages standardized reporting across counties and will facilitate data aggregation statewide

Suggested Substantive Changes

Section	Rationale
3580.010(a)(4)(F) (Annual INN Project Report)	<ul style="list-style-type: none">• Added definition of disability and categories for kinds of disabilities, to include Communication Domain, Mental Domain (excluding a disability resulting from a mental illness), Physical/Mobility Domain and Chronic Health Condition (including but not limited to chronic pain)•Categories are derived from a U.S. Census report, and are intended to balance inclusion of broad categories relevant to risk, manifestation, and recovery from mental illness and ease of reporting for counties•Providing subcategories encourages standardized reporting across counties and will facilitate data aggregation statewide

Suggested Substantive Changes

Section	Rationale
3580.010(a)(4)(H) (Annual INN Project Report)	<ul style="list-style-type: none">• Added a two-part question for Gender to include Assigned Sex at Birth and Current Gender Identify.• Added additional categories related to current gender identify as recommended by the Williams Institute, UCLA School of Law, Gender Identify in U.S. Surveillance group, <i>Best Practices for Asking Questions to Identify Transgender and other Gender Minority Respondents on Population-based Surveys</i>• Providing subcategories encourages standardized reporting across counties and will facilitate data aggregation statewide

Suggested Non-Substantive Changes

Section	Rationale
3580.010 (Annual INN Project Report)	<ul style="list-style-type: none">• Changed “Declined to state” to “Number of respondents who declined to answer the question” throughout the section.

Proposed Motion

The Commission adopts Staff's suggested changes to the Innovation Regulations.

Staff's Suggested Rejections of Changes Proposed by Public Comments to INN Regulations

- ▶ Matrix of Public Comments with Staff's Suggested Responses
 - Matrix sent to Commissioners and posted on the MHSOAC website contains the public comments verbatim
- ▶ Commissioner questions?

Proposed Motion

The Commission adopts Staff's rejections of public comments to Proposed Innovation Regulations as set forth in the, "Matrix of Public Comments with Staff's Suggested Responses".