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# AGENDA ITEM 4A

Action

October 23, 2014 Commission Meeting

**Proposed Prevention and Early Intervention (PEI) Regulations:  
Responses to Public Comment on Selected Sections**

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**Summary:** The 45-day public comment period on the Mental Health Services Oversight and Accountability Commission (MHSOAC or Commission) proposed Prevention and Early Intervention (PEI) regulations closed at 5:00 p.m. on July 24, 2014. Due to the large volume of comments the presentation to the Commission of the public comments was made at multiple Commission meetings. On August 28, 2014, the Commission voted on the responses to the public comments on proposed PEI regulations sections 3704 through 3740. At the September 30, 2014 meeting, the Commission voted on responses to the public comments on the proposed PEI regulations sections 3200.245, 3200.246, 3510.010, 3745, 3755, and 3755.010. In September the Commission also voted on responses to public comments on issues not in any specific section of the regulations including the comments recommending that fifty-one percent of PEI funds be spent on services for children and youth. At both the August and September meetings the Commission voted to modify the language of the original regulations. Each of these modifications resulted in 15-day public comment periods. At the November 20, 2014 meeting, the Commission will be presented with the comments received during these two additional public comment periods.

At the October 23, 2014 Commission meeting, the Commission will be presented with the last of the public comments received during the 45-day public comment period. The comments are on the proposed PEI regulations sections 3560, 3560.010, 3560.020, and 3750. The Commission will also be presented with Staff's recommended responses to the public comments, including proposed modifications to the language of the sections and the rationale for the modifications.

The enclosed document, “Matrix of Public Comments with Staff’s Recommended Responses” is structured to provide the information that the Office of Administrative Law (OAL) needs: public comment, the response (i.e. accept or reject the public comment), the action taken (i.e. proposed changes to the language in the regulations), and rationale for the response.

The MHSOAC will vote on whether to accept Staff’s recommendations to: (1) reject the changes suggested by the public comments; and (2) accept the suggestions and modify the language of the proposed regulation sections.

Because the enclosed Matrix of Public Comments and Staff’s Recommendations is a lengthy document, and since there are only a few recommended changes to the proposed language of the regulations, enclosed is a document that shows just the staff-recommended changes to the sections. For your convenience, enclosed is also a copy of the original proposed PEI regulations that were approved by the Commission and published in June 2014 by OAL in the Notice Registry.

**Enclosures:** (1) Recommended Changes to Proposed PEI Regulations Sections 3560, 3560.010, 3560.020, and 3750; (2) Original Proposed PEI regulations as published in June 2014; (3) Matrix of Public Comments with Staff’s Recommended Responses; (4) Page Index for the Matrix of Public Comments; and (5) Index of Public Commenters.

**Handouts:** PowerPoint handout will be made available at the meeting.

**Recommended Action:** Accept Staff’s recommendations.

**Presenters:** Filomena Yeroshek, Chief Counsel; and Dr. Deborah Lee, Consulting Psychologist.

**Motions:**

(1) The Commission adopts Staff’s suggested Changes to Proposed Prevention and Early Intervention Regulations; and  
(2) The Commission adopts Staff’s rejections of public comments to Proposed Prevention and Early Intervention Sections as set forth in the “Matrix of Public Comment with Staff’s Suggested Responses.”