
AGENDA ITEM 3A

Informational and/or Action

July 23, 2015 Commission Teleconference

Innovative Projects and Prevention and Early Intervention Regulations

Summary: The Commission, at the June 25, 2015, meeting directed the Executive Director to submit the proposed Innovative Project regulations and Prevention and Early Intervention regulations to the Office of Administrative Law (OAL) no later than June 6, 2015, the one-year deadline to submit the regulations to OAL. The regulations were submitted on June 5, 2015.

The OAL has until July 17, 2015 to decide whether to approve the regulations as submitted. As of the posting of the agenda for the Commission's July 23, 2015 teleconference OAL had not yet made a determination thus, this agenda item provides flexibility for the Commission to take action if necessary. If OAL approves the regulations, the MHSOAC will not need to take any action and the regulations will take effect on October 1, 2015. If OAL disapproves the regulations, the Commission has 120 days to make any necessary changes and resubmit the regulations. If the required changes are substantive, a 15-day public comment period is required. The Commission would then have to review the public comments and decide upon a response. Depending on OAL's decision, staff may recommend to the Commission at the July 23rd teleconference some options to resolve OAL's concerns, if any.

Presenter: Filomena Yeroshek, Chief Counsel

Enclosures: None

Handout: None

Recommended Action: Approval of recommended changes to the regulations, if necessary.

Proposed Motion: The MHSOAC approves Staff's recommended changes to the regulations.