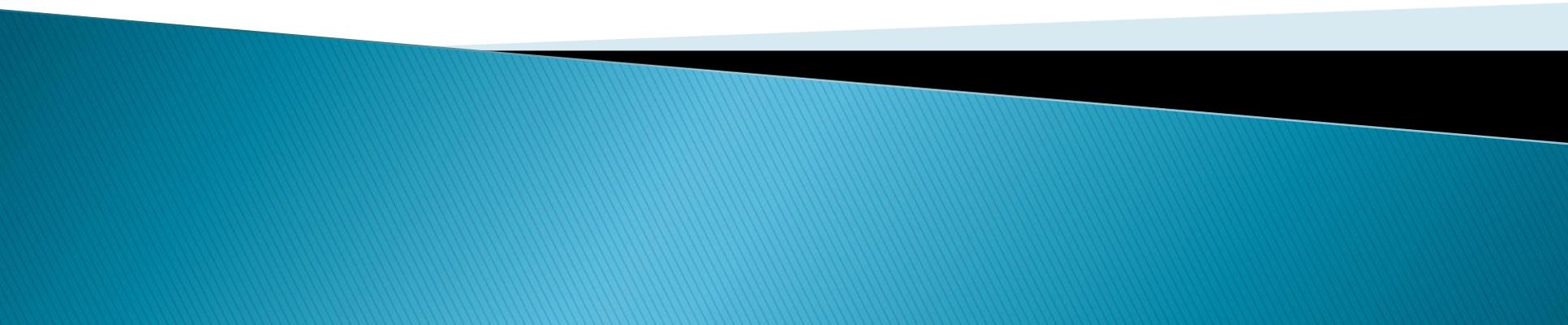


Recommendations for Changes to the Innovative Project Regulations

MHSOAC
March 26, 2015



Order of Presentation

- ▶ Brief Recap of the process
- ▶ Recommended changes to the Innovative (INN) Project regulations including those in response to feedback from the Office of Administrative Law (OAL)
- ▶ Next Steps
- ▶ Proposed motion

Brief Recap of the Process

- ▶ **August 2013:** Stakeholder input process began
- ▶ **July 11, 2014:** Commission issued proposed INN regulations for a 45-day public comment period
- ▶ **August 28, 2014:** Commission held public hearing and close of the 45-day period
- ▶ **October 23, 2014:** Commission voted to modify the regulations in response to public comments
 - 15-day comment period: 10/30/14 – 11/17/14
- ▶ **December 18, 2014:** Commission voted to modify the regulations
 - 15-day comment period: 12/18/14 – 1/6/15
- ▶ **January 22, 2015:** Commission approved regulations and voted to submit to OAL

Recommended Changes In Response to Public Comment

Changes to demographic reporting proposed at the January 22, 2015 MHSOAC meeting in response to public comment:

- Replace “Questioning” with “Questioning or unsure of sexual orientation” in §3580.010(b)(4)(E)
- Add “another gender identity” in §3580.010(b)(4)(H)
- Disaggregate blind, deaf/hard of hearing, speech-impaired in §3580.010(b)(4)(F)

Recommended Changes In Response to OAL Feedback

§3580.020(a)(5)(E) and §3915(g)

- ▶ OAL feedback: “culturally appropriate” is not defined
- ▶ Recommended Change: Replace “culturally appropriate” with “culturally competent,” which is already defined in §3200.100 of Title 9 of California Code of Regulations (MHSA regulations)
 - ▶ See pages 5 and 8 of the INN regulations

§3910(b)(1)

- ▶ OAL feedback: “mental health literature” is not defined
- ▶ Recommended Change: Add a definition
 - ▶ See page 6 of the INN regulations

Recommended Changes In Response to OAL Feedback (cont.)

§3925(a)(2)

- ▶ OAL feedback: “minor change” is not defined
- ▶ Recommended Change: Add a definition
 - ▶ See page 9 of the INN regulations

§3930(c)(3)(A)

- ▶ OAL feedback: “key activities” is not defined
- ▶ Recommended Change: Add a definition
 - ▶ See page 10 of the INN regulations

Recommended Changes In Response to OAL Feedback (cont.)

§3930(c)(6) and 3910.010(c)

- ▶ OAL feedback: Unclear how these two provisions are related
- ▶ Recommended Change: Add a cross-reference to §3930
 - ▶ See page 11 of the INN regulations

§3930(d)(3)(B)

- ▶ OAL feedback: The sentence is awkward
- ▶ Recommended Change: Replace the commas with semi-colons and add language to clarify the term “decision-making”
 - ▶ See page 12 of the INN regulations

Recommended Changes In Response to New Information

§3580

- ▶ Issue: Balance between need for public information and protection of personally identifiable information
- ▶ Recommended Change: Specify that the County shall disseminate the Annual Innovative Report and the Final Innovative Report without the inclusion of personally identifiable information
 - ▶ See page 1 of the INN regulations

Next Steps

- ▶ 15–day public comment period on today’s changes
 - March 27, 2015 through April 12, 2015
- ▶ April 23, 2015 MHSOAC meeting
 - Respond to public comment
- ▶ If no changes at April 23rd MHSOAC meeting
 - By end of April resubmit file to OAL
 - OAL final decision due by mid–June
 - Regulations effective July 1 or Oct 1, 2015
- ▶ If changes at April 23rd MHSOAC meeting
 - 15–day public comment period
 - May 28, 2015 MHSOAC meeting respond to public comment

Must resubmit to OAL no later than July 11, 2015

Proposed Motion

The Commission adopts Staff's recommended changes to the Innovative Project regulations.