



Department of
Mental Health

NOTICE OF PUBLIC HEARING

Pursuant to section 119.03 of the Ohio Revised Code, the Ohio Department of Mental Health (ODMH) hereby gives notice of its intent to amend the Ohio Administrative Code rules as identified below and to conduct a public hearing thereon.

Licensure of Inpatient Psychiatric Service Providers

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| 5122-14-01 | Definitions (Amend)
Revise and update definitions |
| 5122-14-02 | Accreditation (Amend)
The rule is amended to specify that an inpatient psychiatric service provider must be accredited under a hospital accreditation program, and to add DNV Healthcare Inc., a division of Det Norske Veritas, to the list of approved accrediting bodies. |
| 5122-14-03 | Licensure Procedure (Amend)
The rule is amended to update documentation that is needed for an license application, reflect recognition of DNV Healthcare Inc. as an accrediting body, re-name license status for a new provider to "interim" and note it is a 90 day license, update OAC citations, and to state that written notification of deficiencies or non-compliance with licensure rules will identify these areas of deficiencies/non-compliance. |
| 5122-14-04 | Classification of Licenses (Amend)
The rule is amended to update an OAC citation in the rule and reflect that an inpatient psychiatric service provider applying for its first license and which has interim accreditation will be granted an interim license until full accreditation is obtained from an accrediting body. |
| 5122-14-05 | Termination of License (Amend)
The rule is amended to update an OAC citation in the rule and to clarify language regarding notice if the department intends to deny or revoke a license. |
| 5122-14-06 | Waivers and Variances (Amend)
The rule is amended to specify that an inpatient psychiatric service provider requesting a waiver or variance must specify the rule to which it is requesting the waiver or variance. |

5122-14-07

Display of License (Amend)

The rule is amended to state that an inpatient license shall also be displayed in an area accessible to the patients.

5122-14-12

Program Specialty Services and Discharge Planning Requirements (Amend)

This rule is amended to update several terms. Language is revised for clarity. The rule is revised to note the required services which must be either available as needed or provided, and the amount of availability of specified services, remove the requirement that a social worker providing psycho-social services hold a master's degree and accreditation from a social work accrediting body. The language describing that the hospital shall make reasonable efforts to arrange a post discharge appointment is amended to specify reasonable efforts to make that appointment within two weeks (if needed) to align with community mental health providers requirements to provide such appointments within two weeks (if needed) as specified in OAC 5122-26-17 (C)(3).

5122-14-13

Medical Records, Documentation and Confidentiality (Amend)

The term "aftercare" is updated to "discharge". The rule is amended to allow a hospital, if unable to obtain a written consent form from a guardian, to obtain verbal consent, and specifies the requirements to obtain and document verbal consent.

A public hearing on the proposed rules will be held on **Thursday, April 21, 2011**, beginning at **10:00 am**, continuing until all persons in attendance have had an opportunity to testify. The hearing will be held in **Room 806 of the Rhodes State Office Tower located at 30 East Broad Street, Columbus, Ohio 43215, 8th FL**. At this hearing, ODMH will accept verbal and/or written testimony on the proposed rules under consideration.

Persons may also submit written testimony via mail/e-mail. Any written comments received or postmarked on or before the public hearing date will be treated as testimony. Submittal of written comments may be made to Janel M. Pequignot, Chief, Standards Development and Administrative Rules, by e-mail to Janel.Pequignot@mh.ohio.gov; by fax to 614-752-9453; or by mail to 30 East Broad Street, 8th Floor, Columbus, Ohio 43215-3430.

Copies of these rules are available for review at the Register of Ohio website: www.registerofohio.state.oh.us or the ODMH website <http://mentalhealth.ohio.gov/what-we-do/protect-and-monitor/licensure-and-certification/rules/index.shtml> (Follow link to "Pending Rules"). A request for a copy of the proposed rules may also be submitted by mail to Janel M. Pequignot, Chief, Standards Development and Administrative Rules, 30 East Broad Street, 8th Floor, Columbus, Ohio 43215-3430 or by e-mail to Janel.Pequignot@mh.ohio.gov.