

As Introduced

134th General Assembly

Regular Session

2021-2022

H. B. No. 602

Representatives Smith, M., Ray

**Cosponsors: Representatives Lepore-Hagan, Humphrey, Miller, A., Miller, J., Click,
Miranda, Davis, Sobecki**

A BILL

To enact section 5122.021 of the Revised Code 1
regarding voluntary admission of mentally ill 2
persons. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 5122.021 of the Revised Code be 4
enacted to read as follows: 5

Sec. 5122.021. (A) Except as provided in division (B) of 6
this section, each public hospital shall designate at least five 7
per cent of its inpatient capacity for persons who seek 8
voluntary admission pursuant to section 5122.02 of the Revised 9
Code. Capacity is considered designated for purposes of this 10
section if it is either presently available for voluntary 11
admission or can be made available within twenty-four hours of a 12
person's request for voluntary admission. 13

A person admitted into the capacity designated pursuant to 14
this section may receive the following, as determined 15
appropriate by the hospital's chief clinical officer: 16

(1) Up to twenty-four hours of stabilization; 17

(2) Up to seventy-two hours for observation, diagnosis, 18
care, or treatment. 19

(B) Division (A) of this section does not apply if the 20
public hospital is otherwise at capacity and critical patients 21
are in need of care, such as during a public health emergency, 22
mass casualty event, or other similar emergency. 23

(C) The department of mental health and addiction services 24
shall review the license of any public hospital alleged to have 25
violated this section and shall require the hospital to submit a 26
plan of correction to the department. After the plan of 27
correction is submitted, the department shall determine whether 28
to take further action under section 5119.33 of the Revised 29
Code. 30