

An Act relating to mental health; amending 43A O.S. 2001, Sections 1-103, as last amended by Section 2, Chapter 394, O.S.L. 2003, 1-107, as last amended by Section 3 of Enrolled House Bill No. 1845 of the 1st Session of the 50th Oklahoma Legislature, 1-109, as last amended by Section 3, Chapter 113, O.S.L. 2004, 1-110, as last amended by Section 5, Chapter 46, O.S.L. 2003, 2-103, as amended by Section 5, Chapter 488, O.S.L. 2002, 2-107, as amended by Section 4, Chapter 217, O.S.L. 2003, Section 8, Chapter 488, O.S.L. 2002, as amended by Section 6, Chapter 113, O.S.L. 2004, 2-203, 2-205, 2-303, as amended by Section 12 of Enrolled House Bill No. 1845 of the 1st Session of the 50th Oklahoma Legislature, Section 2, Chapter 354, O.S.L. 2003, 3-101, as last amended by Section 2, Chapter 196, O.S.L. 2003, 3-108, as amended by Section 14 of Enrolled House Bill No. 1845 of the 1st Session of the 50th Oklahoma Legislature, 3-314.1, as last amended by Section 2, Chapter 389, O.S.L. 2004, 3-314.2, as amended by Section 8, Chapter 113, O.S.L. 2004, 3-415, as amended by Section 24, Chapter 488, O.S.L. 2002, 3-452, as last amended by Section 5, Chapter 196, O.S.L. 2003, 3-453, as last amended by Section 6, Chapter 196, O.S.L. 2003, 3-460, as amended by Section 23, Chapter 46, O.S.L. 2003, 5-101, as last amended by Section 3, Chapter 394, O.S.L. 2003, 5-104, 5-207, as last amended by Section 17, Chapter 113, O.S.L. 2004, 7-101, as last amended by Section 55 of Enrolled House Bill No. 1845 of the 1st Session of the 50th Oklahoma Legislature and 9-101, as last amended by Section 69 of Enrolled House Bill No. 1845 of the 1st Session of the 50th Oklahoma Legislature (43A O.S. Supp. 2004, Sections 1-103, 1-109, 1-110, 2-103, 2-107, 2-109, 2-311, 3-101, 3-314.1, 3-314.2, 3-415, 3-452, 3-453, 3-460, 5-101 and 5-207), which relate to mental health definitions, the Department of Mental Health and Substance Abuse Services Board members, officers, employees, offices, equipment and institutions, alcohol and drug abuse services and courses, and care of the mentally ill; expanding definitions; allowing choice of county venue under certain circumstances; prohibiting court's refusal to hear a case for specified reasons; expanding use and disclosures for which an authorization is not required and stipulating specified conditions; clarifying responsibility between municipalities and sheriff's offices for transport of certain persons; providing for agreements between law enforcement agencies; expanding income sources for certain fund; expanding fund usages; expanding list of entities that may receive certain summary and specifying conditions; expanding qualifications of the Board of Mental Health and Substance Abuse Services; expanding types of positions that may be exempt from Merit System Classification; eliminating requirement for initial internal audit reports; deleting income source and prohibition on use of certain revolving fund; expanding and clarifying list of Department of Mental Health and Substance Abuse facilities; expanding fund sources and usages for certain revolving fund; specifying types of adolescent treatment services to be established by the Commissioner of Mental Health and Substance Abuse Services; creating certified Eating Disorder Treatment Program; expanding list of facilities that must comply with Board standards; clarifying entities that may bring specified injunctive action; providing for establishment of rules and standards for eating disorder treatment programs; defining term; providing for certification application procedures, certification period and program compliance inspections; providing certification exemptions and providing for nonapplication; providing for violations of provisions and that certain action shall be prima facie evidence; creating Certified Gambling Addiction Treatment Program; providing for establishment of rules and standards for gambling addiction treatment programs; providing for certification application procedures, certification period and program compliance inspections; providing certification exemptions and providing for

nonapplication; exempting other state agency programs and services; requiring cooperation and reporting by certified programs and providing for certification revocation for noncompliance; specifying annual payment for specified purpose; specifying entities that may bring specified injunctive action; providing for violations of provisions and that certain action shall be prima facie evidence; exempting additional facilities from the Oklahoma Alcohol and Drug Abuse Services Act; removing requirement for an assessment by a certified assessment agency for certain purpose; changing revolving fund to which certain fees shall be remitted; modifying certain title and establishing facilitator qualifications; providing for transfer of certain monies to specified fund; changing revolving fund to which certain fees shall be remitted; requiring promulgation of rules for specified purpose; providing for transfer of certain monies to certain fund; adding condition under which a person may be admitted to and confined in certain facility; providing penalty for false certification of certain conditions by any person; specifying conditions under which a person shall be transported to specified facilities for certain purpose; providing for alcohol- or drug-dependent determination; conditioning certain release upon specified conditions; construing act; providing for parental consent for specified treatment of a minor in certain facility; providing for request for discharge from a residential facility; repealing 43A O.S. 2001, Section 1-109, as last amended by Section 6, Chapter 168, O.S.L. 2004 (43A O.S. Supp. 2004, Section 1-109), which is a duplicate section relating to disclosure of confidential and privileged information; providing for codification; and providing an effective date.