

FINAL STATEMENT OF REASONS

UPDATE OF INITIAL STATEMENT OF REASONS

As authorized by Government Code section 11346.9(d), the Department of Health Care Services (Department) incorporates by reference the Initial Statement of Reasons (ISOR) prepared for this rulemaking.

PUBLIC COMMENT PERIOD

The regulation text was made available for public comment for at least 45 days, from June 19, 2020 to August 5, 2020; and one comment was received. The Department did not receive any request for a public hearing, therefore, a public hearing was not held for this regulatory action.

No changes were made to the proposed regulations, nor were changes necessary to the ISOR, following the 45-Day Public Comment Period.

SUMMARY AND RESPONSE TO PUBLIC COMMENT

The summary and response to the comment received during the 45-Day Public Comment Period is set forth in the Addendum to the Final Statement of Reasons.

LOCAL MANDATE DETERMINATION

The Department has determined that the proposed regulations do not impose a mandate on local agencies or school districts, nor are there any costs for which reimbursement is required by Part 7 (commencing with Section 17500) of Division 4 of the Government Code.

ALTERNATIVES CONSIDERED

The Department has determined that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which this regulatory action is proposed, would be as effective and less burdensome to affected private persons than the regulatory action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Existing regulations related to Mental Health Rehabilitation Centers (MHRCs) and the provision of Adult Residential Treatment Services, are located in California Code of Regulations, title 9. Using this regulatory proposal to make amendments to existing requirements is the most effective and convenient way to provide (updated) information directly to those impacted (MHRCs; beneficiaries). This regulatory action is consistent with Welfare and Institutions Code sections 14680 and 14718 related to the efficient utilization of Medi-Cal mental health services.