

AMENDMENTS TO THE RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

The following amendments to the Rules of Superintendence for the Courts of Ohio (Sup.R. 79.01) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

April 15, 2025	Initial publication for public comment
June 26, 2025	Final adoption by conference
July 10, 2025	Effective date of amendments

Key to Proposed Amendments:

1. Unaltered language appears in regular type. Example: text
2. Language that has been deleted appears in strikethrough. Example: ~~text~~
3. New language that has been added appears in underline. Example: text

RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

RULE 79.01. Assisted Outpatient Treatment Programs.

(A) Definitions

As used in this rule:

(1) “Assisted outpatient treatment program” means a particular session of court for persons with a mental illness subject to court order to receive treatment while being monitored in the community pursuant to R.C. Chapter 5122 and R.C. 2945.38, 2945.39, 2945.40, 2945.401, and 2945.402.

(2) “Person with a mental illness subject to court order” has the same meaning as in R.C. 5122.01(B).

(B) Establishment of program

(1) A court or a division of a court may establish an assisted outpatient treatment program for the purposes of monitoring compliance with a treatment plan for persons with a mental illness subject to court order who are supervised in an outpatient setting within the community.

(2) An assisted outpatient treatment program is not a specialized docket pursuant to Sup.R. 36.20.

(C) Local rule

A court or division that operates an assisted outpatient treatment program shall adopt a local rule governing the program. The rule shall include all of the following:

(1) Eligibility criteria for assisted outpatient candidates;

(2) Procedures for the selection and referral of an individual to the assisted outpatient treatment program;

(3) Expectations for assisted outpatient participants;

(4) Procedures for hospitals, treatment providers, county alcohol drug and mental health boards, participants, and attorneys to make confidential filings in the participant’s underlying civil commitment pursuant to R.C. Chapter 5122;

(5) Procedures for notifying the parties and nonparty participants;

(6) Procedures for conducting the initial review and subsequent reviews;

- (7) Criteria for successful completion of the program.

(D) Responsibilities of court

A court or division that operates an assisted outpatient treatment program shall be responsible for all of the following:

- (1) ~~Forming a multidisciplinary team to support the effective operations of the program, including~~ Facilitating communication, as needed, among representatives of the court, ~~criminal justice stakeholders, and treatment community~~ providers, and other individuals or agencies supporting the program participants;
- (2) Monitoring a program participant's adherence to the treatment plan created by the community-based provider;
- (3) Evaluating a program participant throughout the court-ordered treatment period;
- (4) Maintaining confidentiality of proceedings, information, and records pursuant to R.C. Chapter 5122;
- (5) Evaluating program outcomes.

RULE 99. Effective Date.

[Existing language unaffected by the amendments is omitted to conserve space]

([Insert division letter]) The amendments to Sup.R. 36.24, 66.01, 66.04, 66.09, and Appendix I, new Sup.R. 79.01, and the repeal of Temp.Sup.R. 1.01 through 2.01 adopted by the Supreme Court of Ohio on June 26, 2025, shall take effect on July 10, 2025.