

**AMENDMENTS TO THE RULES OF SUPERINTENDENCE  
FOR THE COURTS OF OHIO**

Comments Requested: The Supreme Court of Ohio will accept public comments until June 2, 2025, on the following proposed amendments to the Rules of Superintendence for the Courts of Ohio.

Comments on the proposed amendments should be submitted in writing to: Kyana Pierson, Supreme Court of Ohio, 65 South Front Street, Columbus, Ohio 43215, or AssistedOutpatientTreatment@sc.ohio.gov not later than June 2, 2025. Please include your full name and mailing address in any comments submitted by email.

Key to Adopted 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

1 RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

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3 **RULE 79.01. Assisted Outpatient Treatment Programs.**

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5 **(A) Definitions**

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7 As used in this rule:

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9 (1) “Assisted outpatient treatment program” means a particular session of court  
10 for persons with a mental illness subject to court order to receive treatment while  
11 being monitored in the community pursuant to R.C. Chapter 5122 and R.C.  
12 2945.38, 2945.39, 2945.40, 2945.401, and 2945.402.

13  
14 (2) “Person with a mental illness subject to court order” has the same meaning  
15 as in R.C. 5122.01(B).

16  
17 **(B) Establishment of program**

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

23  
24 (2) An assisted outpatient treatment program is not a specialized docket pursuant to  
25 Sup.R. 36.20.

26  
27 **(C) Local rule**

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

31  
32 (1) Eligibility criteria for assisted outpatient candidates;

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

36  
37 (3) Expectations for assisted outpatient participants;

38  
39 (4) Procedures for hospitals, treatment providers, county alcohol drug and  
40 mental health boards, participants, and attorneys to make confidential filings in the  
41 participant’s underlying civil commitment pursuant to R.C. Chapter 5122;

42  
43 (5) Procedures for notifying the parties and nonparty participants;

44  
45 (6) Procedures for conducting the initial review and subsequent reviews;

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

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49 **(D) Responsibilities of court**

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

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54 (1) Forming a multidisciplinary team to support the effective operations of the  
55 program, including representatives of the court, criminal justice stakeholders, and  
56 treatment community;

57  
58 (2) Monitoring a program participant's adherence to the treatment plan created  
59 by the community-based provider;

60  
61 (3) Evaluating a program participant throughout the court-ordered treatment  
62 period;

63  
64 (4) Maintaining confidentiality of proceedings, information, and records  
65 pursuant to R.C. Chapter 5122;

66  
67 (5) Evaluating program outcomes.

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70 **RULE 99. Effective Date.**

71  
72 **[Existing language unaffected by the amendments is omitted to conserve space]**

73  
74 **([Insert division letter]) New Sup.R. 79.01 adopted by the Supreme Court of Ohio on**  
75 **\_\_\_\_\_ , shall take effect on \_\_\_\_\_.**