

# Ohio State Report Card

***Last Updated: January 1, 2024***

**Method and scoring:** State involuntary civil commitment laws are evaluated using a 100-point grading scale. The scoring criteria are in accordance with the Treatment Advocacy Center’s values and policy preferences. Up to 50 points are awarded to a state based on the quality of its inpatient commitment law, and up to 50 points are awarded based on the state’s assisted outpatient treatment (AOT) law. Final letter grades are computed using the following scale:

97 or above	A+	87–89	B+	77–79	C+	67–69	D+	59 or below	F
93–96	A	83–86	B	73–76	C	63–66	D		
90–92	A-	80–82	B-	70–72	C-	60–62	D-		

PART ONE: Inpatient Commitment Statute (up to 50 points)			
Criterion	Citation	Specifications	Points
1. Citizen access to court, emergency evaluation (5 pts)	Ohio Rev. Code Ann. § 5122.11	<input checked="" type="checkbox"/> Authorizes family/enumerated adults (3 pts) <input checked="" type="checkbox"/> Authorizes any responsible adult (2 pts)	5
2. Quality of emergency petition process (5 pts)	Ohio Rev. Code Ann. § 5122.11	<input checked="" type="checkbox"/> Process specified and reasonable (2 pts) <input checked="" type="checkbox"/> Timelines specified and reasonable (2 pts) <input checked="" type="checkbox"/> Responsible entities identified (1 pt) <input type="checkbox"/> Requires certification by more than one professional (-2 pts) <input type="checkbox"/> Emergency evaluation criteria inconsistent with inpatient commitment criteria (-5 pts)	5
3. Emergency hold duration (5 pts)	Ohio Rev. Code Ann. § 5122.10(E)	<input checked="" type="checkbox"/> At least 48-hour hold allowed (3 pts) <input checked="" type="checkbox"/> At least 72-hour hold allowed (2 pts) <b>Three court days</b>	5
4. Citizen access to court, inpatient petition (5 pts)	Ohio Rev. Code Ann. § 5122.11	<input checked="" type="checkbox"/> Authorizes family/enumerated adults (3 pts) <input checked="" type="checkbox"/> Authorizes any responsible adult (2 pts)	5
5. Quality of criteria for harm or violence to self or others (up to 10 pts)	Ohio Rev. Code Ann. § 5122.01(B)(1)(2)	<input checked="" type="checkbox"/> Contains explicit criteria (10 pts) <input type="checkbox"/> Language is vague/ambiguous (-3 pts) <input type="checkbox"/> Harm must be imminent (-3 pts)	10
6. Quality of criteria for grave disability/basic needs (up to 10 pts)	Ohio Rev. Code Ann. § 5122.01(B)(3)	<input checked="" type="checkbox"/> Contains explicit criteria (10 pts) <input type="checkbox"/> Language is vague/ambiguous (-3 pts) <input checked="" type="checkbox"/> Endangerment must be imminent (-3 pts) <input type="checkbox"/> Criteria require family to turn person out of home to receive treatment (-3 pts) <input type="checkbox"/> Unreasonably high risk of harm (-3 pts)	7
7. Quality of criteria for psychiatric deterioration (up to 10 pts)		<input type="checkbox"/> Contains explicit criteria (10 pts) <input type="checkbox"/> Language is vague/ambiguous (-3 pts)	0
<b>SUBTOTAL</b>			<b>37</b>
PART ONE: Extra Credit			
1. Specifies in which court a petition for inpatient commitment shall be filed (1 pt)	Ohio Rev. Code Ann. § 5122.11	<b>Probate court</b>	1
Extra Credit			1
<b>PART ONE TOTAL</b>			<b>38</b>

PART TWO: Outpatient Commitment Statute (up to 50 points)			
Criterion	Citation	Specifications	Points
1. AOT explicitly authorized (5 pts)	Ohio Rev. Code Ann. § 5122.15(C)	<input type="checkbox"/> Requires local government to adopt (-3 pts)	5
2. Citizen access to court for AOT (5 pts)	Ohio Rev. Code Ann. § 5122.11	<input checked="" type="checkbox"/> Authorizes family/enumerated adults (3 pts) <input checked="" type="checkbox"/> Authorizes any responsible adult (2 pts)	5

		<input type="checkbox"/> Authorizes citizen petition to mental health system only (-2 pts)	
3. Criteria sufficiently broad to provide actual access (up to 10 pts)	Ohio Rev. Code Ann. § 5122.01(B)	<p><b>Evaluate applicable provision only:</b></p> <input type="checkbox"/> If inpatient/outpatient criteria are the same: <ul style="list-style-type: none"> <li><input type="checkbox"/> Inpatient criteria include psychiatric deterioration standard (10 pts) <u>or</u></li> <li><input type="checkbox"/> No psychiatric deterioration standard, adequate grave disability standard (5 pts)</li> </ul> <p><b>or</b></p> <input checked="" type="checkbox"/> If outpatient criteria are distinct from inpatient criteria: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Allows consideration of length of treatment history <math>\geq</math> 36 months (2 pts) <ul style="list-style-type: none"> <li><input type="checkbox"/> Does not exclude periods of incarceration or hospitalization (-1 pt)</li> </ul> </li> <li><input checked="" type="checkbox"/> Does not limit application to those currently dangerous or unstable (4 pts)</li> <li><input checked="" type="checkbox"/> Does not limit application to those refusing service or lacking insight (4 pts)</li> </ul>	10
4. Authorizes AOT directly from community (5 pts)	Ohio Rev. Code Ann. § 5122.01(B)(5)(b)		5
5. Procedures sufficiently detailed to guide practitioners (up to 5 pts)	Ohio Rev. Code Ann. § 5122.15	<input checked="" type="checkbox"/> Process specified and reasonable (1 pt) <input checked="" type="checkbox"/> Timelines specified and reasonable (1 pt) <input checked="" type="checkbox"/> Responsible entities identified (1 pt) <input checked="" type="checkbox"/> Periodic reporting to court required (1 pt) <input checked="" type="checkbox"/> Renewal process expressly specified (1 pt)	5
6. Procedures require the treatment plan to be shared with the court (5 pts)	Ohio Rev. Code Ann. § 5122.15(E)		5
7. Specifies procedures and consequences for nonadherence (5 pts)	Ohio Rev. Code Ann. § 5122.15(N)		5
8. Duration of initial order	Ohio Rev. Code Ann. § 5122.15(F)	<input checked="" type="checkbox"/> = 90 days (2 pts) <u>or</u> <input type="checkbox"/> > 90 days (5 pts) <b>90 days</b>	2
9. Duration of continued order	Ohio Rev. Code Ann. § 5122.15(H)	<input type="checkbox"/> = 180 days (2 pts) <u>or</u> <input checked="" type="checkbox"/> > 180 days (5 pts) <b>Two years</b>	5
<b>SUBTOTAL</b>			47
<b>PART TWO: Extra Credit</b>			
1. Specifies court for AOT (1 pt)	Ohio Rev. Code Ann. § 5122.11	<b>Probate court</b>	1
2. Court monitoring of voluntary settlement agreements (5 pts)			
Extra Credit			1
<b>PART TWO TOTAL</b>			48

<b>FINAL SCORE</b>	
PART ONE TOTAL	38
PART TWO TOTAL	48
<b>TOTAL</b>	86
<b>GRADE</b>	<b>B</b>