

5122-29-16

**Consumer-operated service.**

(A) "Consumer-operated service" means any service or activity that is planned, developed, administered, delivered, and evaluated by persons, a majority of whom are receiving or have received inpatient ~~mental~~ behavioral health services or other ~~mental~~ behavioral health services of significant intensity and duration.

(B) Consumer-operated service shall:

- (1) Be planned, developed, administered, delivered, and evaluated by persons, a majority of whom are receiving or have received inpatient ~~mental~~ behavioral health services or other ~~mental~~ behavioral health services of significant intensity and duration;
- (2) Be responsive to the needs of persons served and be based on local needs as identified by the individuals providing the service;
- (3) Adhere to all applicable local, state, and federal laws, particularly those designed to assure safety of facilities;
- (4) Promote coordination among similar providers within the ~~community mental health board~~ alcohol, drug addiction, and mental health service district, and with ~~agencies~~ providers and boards of adjacent ~~community mental health board~~ alcohol, drug addiction, and mental health service districts to maximize the rehabilitation opportunities for persons served by the ~~agency~~ provider; and
- (5) Ensure that the service plan is consistent with the principles of a community support system and promotes peer support outside the ~~mental~~ behavioral health service system.

~~(C) The department shall waive all or any portion of the certification standards that would prevent or significantly impede the development and operation of a consumer-operated service.~~