



# Ohio Legislative Service Commission

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## Fiscal Note & Local Impact Statement

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**Bill:** H.B. 158 of the 131st G.A.

**Date:** May 17, 2016

**Status:** As Reported by Senate State & Local Government

**Sponsor:** Reps. Dever and Howse

**Local Impact Statement Procedure Required:** No

**Contents:** Replaces provisions containing the term "mental retardation" and its derivatives with corresponding provisions containing the term "intellectual disability" and its derivatives and specifies that an intellectual disability is a form of developmental disability

### State Fiscal Highlights

- No direct fiscal effect on the state.

### Local Fiscal Highlights

- No direct fiscal effect on political subdivisions.

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### Detailed Fiscal Analysis

The bill replaces the term "mental retardation" and its derivatives within the Ohio Revised Code with the term "intellectual disability" and its derivatives. The bill specifies that an intellectual disability is a form of developmental disability. The bill also replaces current law provisions that refer to both mental retardation and other developmental disabilities with provisions that refer only to developmental disabilities. In addition, the bill modifies the criteria by which a person could be determined to have a moderate level of intellectual disability and be subject to institutionalization by court order. The bill also repeals a provision permitting the managing officer of an institution for persons with intellectual disabilities to disclose to a mental health facility records that identify a resident or former resident if disclosure is in that resident's best interest. The bill conforms terms in the Ohio Revised Code with terms used in federal law. The bill should have no fiscal effect for the Department of Developmental Disabilities or county boards of developmental disabilities.

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