NICS Disqualifiers - Mental Health Adjudications and Notifications Reporting
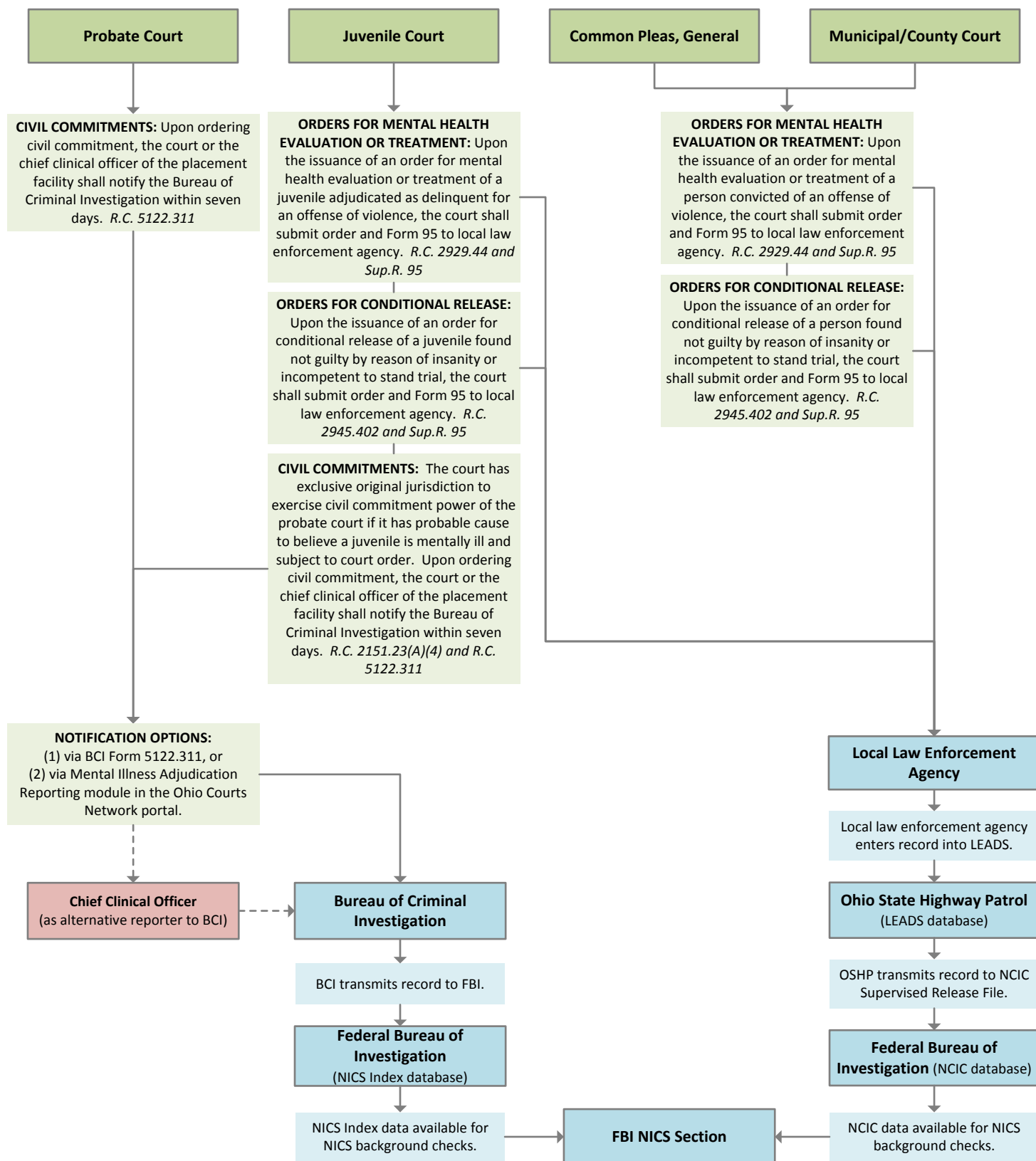## Overall Process and Information Flow

Probate Court

Juvenile Court

Common Pleas, General

Municipal/County Court

CIVIL COMMITMENTS: Upon ordering civil commitment, the court or the chief clinical officer of the placement facility shall notify the Bureau of Criminal Investigation within seven days. *R.C. 5122.311*

ORDERS FOR MENTAL HEALTH EVALUATION OR TREATMENT: Upon the issuance of an order for mental health evaluation or treatment of a juvenile adjudicated as delinquent for an offense of violence, the court shall submit order and Form 95 to local law enforcement agency. *R.C. 2929.44 and Sup.R. 95*

ORDERS FOR CONDITIONAL RELEASE: Upon the issuance of an order for conditional release of a juvenile found not guilty by reason of insanity or incompetent to stand trial, the court shall submit order and Form 95 to local law enforcement agency. *R.C. 2945.402 and Sup.R. 95*

CIVIL COMMITMENTS: The court has exclusive original jurisdiction to exercise civil commitment power of the probate court if it has probable cause to believe a juvenile is mentally ill and subject to court order. Upon ordering civil commitment, the court or the chief clinical officer of the placement facility shall notify the Bureau of Criminal Investigation within seven days. *R.C. 2151.23(A)(4) and R.C. 5122.311*

ORDERS FOR MENTAL HEALTH EVALUATION OR TREATMENT: Upon the issuance of an order for mental health evaluation or treatment of a person convicted of an offense of violence, the court shall submit order and Form 95 to local law enforcement agency. *R.C. 2929.44 and Sup.R. 95*

ORDERS FOR CONDITIONAL RELEASE: Upon the issuance of an order for conditional release of a person found not guilty by reason of insanity or incompetent to stand trial, the court shall submit order and Form 95 to local law enforcement agency. *R.C. 2945.402 and Sup.R. 95*

NOTIFICATION OPTIONS:
(1) via BCI Form 5122.311, or
(2) via Mental Illness Adjudication Reporting module in the Ohio Courts Network portal.

Chief Clinical Officer
(as alternative reporter to BCI)

Bureau of Criminal Investigation

BCI transmits record to FBI.

Federal Bureau of Investigation
(NICS Index database)

NICS Index data available for NICS background checks.

FBI NICS Section

Local Law Enforcement Agency

Local law enforcement agency enters record into LEADS.

Ohio State Highway Patrol
(LEADS database)

OSHP transmits record to NCIC Supervised Release File.

Federal Bureau of Investigation (NCIC database)

NCIC data available for NICS background checks.

Abbreviations:
BCI – Bureau of Criminal Investigation
LEADS – Law Enforcement Automated Data System
NCIC – National Crime Information Center
NICS – National Instant Criminal Background Check System

September 13, 2019