



MEMORANDUM
HEALTH AND HUMAN SERVICES
SYSTEMS OF CARE DIVISION
County of Placer

TO: Honorable Board of Supervisors **DATE:** August 9, 2022
FROM: Robert Oldham, Director of Health and Human Services
BY: Nancy Baggett, Staff Services Manager
SUBJECT: Resolution Pursuant to Welfare and Institutions Code Regarding Involuntary Psychiatric Holds

ACTION REQUESTED

Adopt a Resolution updating the list of other professional persons pursuant to Welfare and Institutions (W&I) Code Sections 5150, 5152, 5585.50, and 5585.55, regarding treatment and evaluation related to involuntary psychiatric holds of adults and minors; and re-authorization of the involuntary psychiatric hold process of Welfare and Institutions (W&I) Code sections 5270.10, *et. seq.*

BACKGROUND

The Placer County Department of Health and Human Services (HHS) provides mandated mental health services in accordance with the Welfare and Institutions (W&I) Code. Under the Welfare and Institutions (W&I) Code, it is necessary for counties to designate what facilities and persons have the authority to detain persons who are mentally disordered and a danger to themselves or others, or who are gravely disabled. Peace Officers are given this authority under the statutory scheme and do not need to be designated by the county.

The Board has previously adopted involuntary psychiatric hold resolutions, most recently on June 26, 2022, November 19, 2019, and September 25, 2018. Further, it is proposed that these “other professionals” under 5150(c) and 5152 upon completion of an assessment, can release W&I involuntary detentions when probable cause for danger to self, danger to others or grave disability as a result of a mental disorder no longer exists.

HHS desires to clarify and further define that staff as well as contracted staff members of Sutter Roseville Medical Center and Sutter, Auburn Faith Hospital, and Kaiser Permanente- Roseville Emergency Department be included as “other professionals” outside of a designated facility under W&I section 5150(a) and 5585.50(1) whom may upon probable cause take or cause to be taken into custody and place in an approved 72-hour evaluation and treatment facility, any person who is gravely disabled or as a result of mental disorder is a danger to self or others. Any other changes made were minor clean up and formatting improvements.

FISCAL IMPACT

There is no fiscal impact to the County General Fund as a result of this action.

Honorable Board of Supervisors

August 9, 2022

Resolution Pursuant to Welfare and Institutions Code Regarding Involuntary Psychiatric Holds

Page 2

ATTACHMENTS

Resolution

Before the Board of Supervisors
County of Placer, State of California

In the matter of:

A Resolution Designating Facilities and Other Professional Persons Pursuant to Welfare and Institutions Code Sections 5150, 5585.55, and 5585.58, Regarding Treatment and Evaluation Related to Involuntary Psychiatric Holds of Adults and Minors; Re-authorization of the Involuntary Psychiatric Hold Process of Welfare and Institutions Code Sections 5270.10, et. seq.

Resolution No.: _____

The following Resolution was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held _____, by the following vote:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Chair, Board of Supervisors

Attest:

Clerk of said Board

WHEREAS, the Welfare and Institutions Code (W&I) section 5150(a) provides as to adults, and W&I sections 5585.50(a) and 5585.55 provide as to minors, that the attending staff of an evaluation facility designated by the County, or other professional persons designated by the County, may upon probable cause take or cause to be taken into custody and placed in an approved 72-hour evaluation and treatment facility designated by the County, any person who is gravely disabled or as a result of mental disorder is a danger to self or others.

WHEREAS, the Welfare and Institutions Code (W&I) section 5150(c) provides other professionals as designated by the County, upon completion of an assessment, to release W&I 5150 involuntary detentions when probable cause for danger to self, danger to others or grave disability as a result of a mental disorder no longer exist.

WHEREAS, On March 24, 2009, the Board authorized, by resolution, the use of the evaluation and treatment process and timeline allowed under W&I Article 4.7, sections 5270.10 et. seq., allowing up to an additional thirty (30) days for an involuntary psychiatric hold of certain mentally disordered persons.

WHEREAS, The additional thirty (30) days is used if/when needed to complete a thorough assessment, achieve patient stabilization, develop future treatment options, investigate family and/or community resources, and/or make appropriate referrals.

WHEREAS, Having up to an additional thirty (30) days reduces the number of more restrictive and costly institutional placements, and reduces the number conservatorships and County costs associated with filing conservatorship petitions and managing conservatorships.

WHEREAS, The 16-bed Telecare Placer County psychiatric facility closed effective September 30, 2018, and cannot serve as an adult treatment and evaluation facility pursuant to W&I Code 5150 and 5404, as previously designated by Placer County Board of Supervisors, and via Resolution on November 19, 2019, the Board of Supervisors formally rescinded the designation of the 16-bed Telecare Placer County PHF as an adult treatment and evaluation facility pursuant to WIC Section 5150.

WHEREAS, Placer County desires to update this resolution to clarify that certain contractors of hospitals are permitted to both write and release psychiatric holds, as well as make some additional clarifications.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, County of Placer, State of California, hereby designates the following named facility under W&I section 5150-

Cirby Hills/North Valley Behavioral Health Psychiatric Health Facility-Placer County, Roseville

BE IT FURTHER RESOLVED, that the Board hereby designates the following classes of persons as “other professional persons” under W&I sections 5150(a) and 5585.50(a) whom may upon probable cause take or cause to be taken into custody and placed in an approved 72-hour evaluation and treatment facility designated by the County, any person who is gravely disabled or as a result of mental disorder is a danger to self or others:

- a. Client Services Program Directors and Assistant Client Services Program Directors of Health and Human Services (HHS), Adult and Children’s Systems of Care, while on duty;

- b. Psychiatrists of HHS, Adult and Children’s Systems of Care, while on duty;
- c. Consulting Psychiatrists contracted to provide services at HHS, Adult and Children’s Systems of Care, while on duty;
- d. Psychiatrist working within a contracted Mental Health provider;
- e. Physicians, Licensed Psychologists, Licensed Clinical Social Workers (LCSW), Marriage & Family Therapists (MFT), and Licensed Professional Clinical Counselor (LPCC) working within the Kaiser Permanente-Roseville Emergency Department;
- f. Physicians, Licensed Clinical Social Workers, Marriage & Family Therapists, and Licensed Professional Clinical Counselors working within the Heritage Oaks Hospital Day Treatment Program in Roseville;
- g. Physicians, Doctor of Osteopathic Medicine, Nurse Practitioner, Physician’s Assistant, Psychologist, LCSW, MFT, LPCC and Psychiatric Registered Nurses working with the Sutter Roseville Medical Center and Sutter Auburn Faith Hospital;
- h. The following County and contracted agency staff members of the HHS, Adult and Children’s Systems of Care, as well as staff and contracted staff members of Sutter Roseville Medical Center, Sutter Auburn Faith Hospital, and Kaiser Permanente-Roseville Emergency Department, while on duty, and as further designated by the Placer County Mental Health Director to detain:

Nurse Practitioners providing services within Mental Health programs
 Licensed and Registered Psychologists
 Licensed Clinical Social Workers
 Licensed Marriage & Family Therapists
 Licensed Professional Clinical Counselor
 Associated Social Worker (ASW)
 Associate Marriage and Family Therapist (AMFT)
 Associate Professional Clinical Counselor (APCC)
 MSW intern
 PCC trainee
 MFT trainee (Student Interns)
 Registered Nurses
 Licensed Psychiatric Technicians
 Licensed Vocational Nurses
 Mental Health Rehabilitation Specialists

BE IT FURTHER RESOLVED, that the Board hereby designates the following classes of persons as “other professional persons” under W&I sections 5150(c) and 5152 upon completion of an assessment, to release W&I 5150 involuntary detentions when probable cause for danger to self, danger to others or grave disability as a result of a mental disorder no longer exist:

- a. Client Services Program Directors and Assistant Client Services Program Directors of Placer County Health and Human Services (HHS), Adult and Children’s Systems of Care, while on duty;
- b. Psychiatrists of Placer County HHS, Adult and Children’s Systems of Care, while on duty;

- c. Consulting Psychiatrists contracted to provide services at HHS, Adult and Children's Systems of Care, and as further designated by the Placer County Mental Health Director while on duty;
- d. Physicians, Licensed Psychologists, Licensed Clinical Social Workers, Licensed Marriage & Family Therapists, and Licensed Professional Clinical Counselor working within the Kaiser Permanente-Roseville Emergency Department and as further designated by the Placer County Mental Health Director while on duty;
- e. Physicians, Doctor of Osteopathic Medicine, Nurse Practitioner, Physician's Assistant, Psychologist, LCSW, MFT, LPCC and Psychiatric Registered Nurses working with the Sutter Roseville Medical Center and Sutter Auburn Faith Hospital and as further designated by the Placer County Mental Health Director while on duty;
- f. Physicians, Licensed Clinical Social Workers, Marriage & Family Therapists, and Licensed Professional Clinical Counselors working within the Heritage Oaks Hospital Day Treatment Program in Roseville and as further designated by the Placer County Mental Health Director while on duty;
- g: The following County and contracted agency staff members of the HHS, Adult and Children's Systems of Care, as well as staff and contracted staff members of Sutter Roseville Medical Center, Sutter Auburn Faith Hospital, and Kaiser Permanente-Roseville Emergency Department, while on duty, and as further designated by the Placer County Mental Health Director to detain:
 - Nurse Practitioners providing services within Mental Health programs
 - Licensed and Registered Psychologists
 - Licensed Clinical Social Workers
 - Licensed Marriage & Family Therapists
 - Licensed Professional Clinical Counselor
 - Associate Social Worker (ASW)
 - Associate Professional Clinical Counselor (APCC)
 - Associate Marriage and Family Therapist (AMFT)
 - Registered Nurses
 - Licensed Psychiatric Technicians
 - Licensed Vocational Nurses
 - Mental Health Rehabilitation Specialists

BE IT FURTHER RESOLVED, that all professional persons designated by the County shall attend and complete initial training and certification procedures, and thereafter attend, required training, as determined by the Director of Placer County Mental Health, in order to acquire and retain the authority granted herein.

BE IT FURTHER RESOLVED, that if a professional person designated by the County fails to comply with the provisions of this resolution or fails to attend required training, the Director of Placer County Mental Health may immediately suspend the authority granted to that person by this resolution, and after the professional person is afforded an opportunity to be heard, revoke the authority granted by this resolution if the Director of Placer County Mental Health determines that the professional person has failed to comply with this resolution or failed to attend required training.

BE IT FURTHER RESOLVED, that the Board, hereby adopts this resolution re-authorizing the use of the evaluation and treatment process and timeline allowed under W&I Article 4.7, sections 5270.10 et. seq., and finds that any additional costs incurred by the county in the implementation of the W&I sections 5270.10 et. seq. processes are funded either by new funding or funds redirected from the cost savings resulting from the use of the W&I sections 5270.10 et. seq. process, or a combination thereof, so that no service reductions occur in Placer County as a result of the enactment of W&I sections 5270.10 et. seq.

BE IT FURTHER RESOLVED, that, effective with the adoption of this Resolution, all previous Board action designating facilities or professional persons pursuant to W&I sections 5150(a), 5150 (c), 5150 (e), 5152, 5585.50(a), and 5585.55 are no longer in effect going forward.

BE IT FURTHER RESOLVED, that all actions taken under this resolution supersedes previous resolutions and are effective immediately.

