

**MEMORANDUM  
PLACER COUNTY HEALTH AND HUMAN SERVICES  
Adult System of Care**

**TO:** Honorable Board of Supervisors

**FROM:** Richard J. Burton, M.D., M.P.H.  
Placer County Health Officer and Director of Health & Human Services  
Maureen F. Bauman, Director of Adult System of Care and Medical Clinics

**DATE:** November 12, 2013

**SUBJECT:** Designations of Facilities and Professional Persons for Involuntary Evaluation and Detainment for Mentally Disordered Persons and Re-authorization of additional thirty (30) Days of Involuntary Treatment pursuant to Welfare and Institutions Code 5270

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**ACTION REQUESTED:**

1. Adopt a resolution to do the following: designate 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 sections 5270.10, et seq.

**BACKGROUND:**

The Department of Health and Human Services provides mandated mental health services in accordance with the Welfare and Institutions (W&I) Code. Under the 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. With Assembly Bill 102, signed into law in 2011, the duty of the State Department of Mental Health was transferred to the State Department of Health Care Services.

Over the years, the Placer County Board of Supervisors has taken action, pursuant to W&I Code sections 5150, 5585.55, and 5585.58, to designate evaluation facilities and professional persons who were authorized to detain and evaluate Placer County mentally disordered adults and minors (commonly referred to as a 5150 hold). Certain of the designated evaluation facilities have changed their business name or are no longer being used as evaluation facilities. In 2009, the Board of Supervisors adopted a Resolution, pursuant to W&I Code section 5270.12, authorizing the use of an additional 30 day extension of involuntary psychiatric treatment for certain mentally disordered persons (commonly referred to as a 5270 hold).

The intent of the current requested action is to consolidate into one document the Board's designation of facilities, designation of professional persons, and authorization of the W&I Code section 5270 hold, and to update the list of facilities and professional persons designated.

**FISCAL IMPACT:**

There is no fiscal impact to the County General Fund as a result of this action. Continuation of the W&I Code section 5270 hold authorization remains cost-neutral as the additional cost associated with longer hospitalization will continue to be offset by savings from avoiding placements in more restrictive and costly levels of care, avoiding the cost of filing conservatorship petitions, and managing additional conservatorships.

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

In the matter of:

Resolution No: \_\_\_\_\_

**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.**

Ord. No.: \_\_\_\_\_

First Reading: \_\_\_\_\_

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 on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

\_\_\_\_\_  
Chair, Board of Supervisors

Attest: \_\_\_\_\_  
Clerk of said Board

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**WHEREAS**, 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, and

**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, and

**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, and

**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,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of the County of Placer, hereby designates the following named facilities under W&I sections 5150(a), 5585.50(a), and 5585.55:

Telecare Psychiatric Health Facility-Placer County, Roseville  
Sutter/Yuba County Psychiatric Health Facility, Yuba City  
El Dorado County Psychiatric Health Facility, Placerville  
Heritage Oaks Hospital, Sacramento  
Sierra Vista Hospital, Sacramento  
Sutter Center for Psychiatry, Sacramento  
Woodland Memorial Hospital, Woodland  
St. Helena Hospital, Napa

**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):

- 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. Physicians, Licensed Psychologists, Licensed Clinical Social Workers and Marriage & Family Therapists working within the Kaiser Permanente-Roseville Emergency Department;
- e. Physicians, Licensed Clinical Social Workers and Marriage & Family Therapists working within the Heritage Oaks Hospital Day Treatment Program in Roseville;
- f. The following County and contracted agency staff members of the HHS, Adult and Children's Systems of Care, while on duty, and as further designated by the Placer County Mental Health Director:

Nurse Practitioners providing services within Mental Health programs  
Licensed and Registered Psychologists  
Licensed Clinical Social Workers  
Licensed Marriage & Family Therapists  
MFT and ACSWs (license waived)  
MFT and ACSW Student Interns  
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), 5585.50(a), and 5585.55 are no longer in effect going forward.

**BE IT FURTHER RESOLVED** that all actions taken under this Resolution are effective immediately.