



COUNTY OF HUMBOLDT

AGENDA ITEM NO.

C-8

For the meeting of: September 15, 2015

Date: August 18, 2015

To: Board of Supervisors

From: Phillip R. Crandall, Director *PRC*
Department of Health and Human Services

Subject: Resolution Authorizing the Application of California Welfare and Institutions Code Sections 5270.10 – 5270.65 to Allow for Up to Thirty Days Additional Intensive Treatment in Sempervirens

RECOMMENDATION(S):

That the Board of Supervisors:

1. Approve the attached Resolution authorizing the application of California Welfare and Institutions Code Sections 5270.10 – 5270.65 to allow for up to thirty days additional intensive treatment in Sempervirens for individuals who are gravely disabled as a result of a mental disorder per the application of Article 4.7 of Chapter 2 of Part 1 of the Division 5 of the Welfare and Institutions Code (Commencing with section 5270.10).
2. Find that any additional costs or reduction in costs incurred will be covered by the budget without reduction in service.

SOURCE OF FUNDING:

Mental Health Fund

Prepared by Allison Tans, Administrative Analyst II

CAO Approval

Amey Wilson

REVIEW: Auditor *WBM* County Counsel *BA* Human Resources *KRV* Other

TYPE OF ITEM:
☒ Consent
☐ Departmental
☐ Public Hearing
☐ Other

PREVIOUS ACTION/REFERRAL:

Board Order No. _____

Meeting of: _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor *Bass* Seconded by Supervisor *Lovelace*

Ayes *Sundberg, Lovelace, Fennell, Bohn, Bass*
Nays
Abstain
Absent

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: *Sept. 15, 2015*

By: *Kathy Hayes*
Kathy Hayes, Clerk of the Board

DISCUSSION:

Persons who are placed on a Welfare and Institutions Code section 5150 hold may initially be held up to seventy-two hours. The patient can be certified for an additional fourteen days of intensive treatment under section 5250. At times this time period is insufficient to psychiatrically stabilize the client and they are in need of an additional period of treatment. Currently the patient cannot be held involuntarily for treatment without filing a petition for temporary conservatorship. An additional period of intensive treatment may be available in those counties that authorize additional intensive treatment by resolution under Welfare and Institutions Code sections 5270.10 – 5270.65. Department of Health and Human Services-Mental Health (DHHS-MH) is seeking to implement sections 5270.10 – 5270.65 of the California Welfare & Institutions Code with the intent of reducing the number of temporary conservatorship petitions filed for gravely disabled mentally ill clients. The implementation will allow DHHS-MH to increase the treatment period of clients by an additional 30 days to allow additional intensive treatment time in Sempervirens. In order to implement the additional 30-day hold, the Board of Supervisors by resolution, must authorize the additional 30-day hold option and make a finding that any additional costs incurred will be covered by funds redirected from cost savings without reduction in service. In keeping with the Legislature's intent, the implementation of this hold option will reduce the number of conservatorships, reduce the costs associated with the conservatorship process and enable persons to receive the appropriate level of treatment.

FINANCIAL IMPACT:

This will be an indirect cost reduction in the Public Guardian's Office of staff time getting documents ready for an event that now will not need to happen. DHHS has traditionally used temporary conservatorship to enable the physicians to have more time to stabilize the client. There is no change anticipated in the actual budget for Mental Health as the clients will stay on the unit till deemed not to meet medical necessity criteria. Approximately one-third of clients placed on 5250 do not require long term conservatorship. There is no additional impact to the County General Fund.

This Resolution meets the Board's Strategic Framework by creating improved opportunities for health and safety, and protecting vulnerable populations.

OTHER AGENCY INVOLVEMENT:

None

ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board can choose not to approve this Resolution; however, DHHS does not support this alternative because this is an alternative to temporary conservatorship.

ATTACHMENTS:

1. 5270.10 Resolution Recommended for Adoption

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of September 15, 2015

RESOLUTION NO. 15-99

RESOLUTION AUTHORIZING THE APPLICATION OF CALIFORNIA WELFARE AND INSTITUTIONS CODE SECTION SECTIONS 5270.10 - 5270.65 WITHIN THE COUNTY OF HUMBOLDT

WHEREAS, the California Lanterman-Petris-Short Act (Welfare and Institutions Code, Division 5, Part 1, Article 4.7, section 5000 et seq.) provides procedures for the involuntary evaluation and treatment of person who as a result of a mental disorder constitute a danger to themselves or others or are gravely disabled; and

WHEREAS, the California Lanterman-Petris-Short Act (Welfare and Institutions Code, Division 5, Part 1, Article 4.7, sections 5270.10 - 5270.65), authorizes a county to apply a procedure whereby, upon completion of a 14-day period of intensive treatment pursuant to section 5250, the person may be certified for an additional period of not more than 30 days of intensive treatment; and

WHEREAS, the Board of Supervisors of the County of Humboldt desires to reduce the number of gravely disabled person for whom conservatorship petitions are filed and who are placed under the extensive powers and authority of a temporary conservator simply to obtain an additional period of treatment without the belief that a conservator is actually needed and without the intention of proceeding to trial on the conservatorship petition.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Board of Supervisors of the County of Humboldt authorizes the application of Welfare and Institutions Code, Division 5, Part 1, Article 4.7, sections 5270.10 - 5270.65 within the County of Humboldt.

FURTHER RESOLVED, that the Board of Supervisors of the County of Humboldt finds that any additional costs incurred by the County in the implementation of this Article will be funded by funds redirected from cost savings resulting from the implementation so that no current service reductions will occur.

Dated: September 15, 2015



ESTELLE FENNELL, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Bass, seconded by Supervisor Lovelace, and the following vote:

AYES:	Supervisors	Sundberg, Lovelace, Fennell, Bohn, Bass
NAYS:	Supervisors	--
ABSENT:	Supervisors	--
ABSTAIN:	Supervisors	--

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of September 15, 2015

RESOLUTION NO. 15-99

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



By ANA HARTWELL

Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California