

File No. 101308

Committee Item No. 4
Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee CITY OPERATIONS AND
NEIGHBORHOOD SERVICES

Date 11/22/10

Board of Supervisors Meeting

Date _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
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OTHER

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Completed by: Gail Johnson
Completed by: _____

Date 11/18/10
Date _____

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is in the file.

[Health Code Amendments - Assisted Mental Health Pilot Project]

Ordinance amending the San Francisco Health Code by adding Section 114.1 and Section 114.2 to require that the Health Department and Department of Aging and Adult Services adopt a pilot project to provide further care for mentally ill community members.

NOTE: Additions are single-underline italics Times New Roman;
deletions are ~~strike-through italics Times New Roman~~.
Board amendment additions are double-underlined;
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Health Code is hereby amended by adding Sections 114.1 through 114.2, to read as follows:

SEC. 114.1. FINDINGS.

(1) Individuals with diagnosed mental illness who reside in San Francisco may experience difficulties remaining safe in the community due to an inability to maintain compliance with their prescribed medication regime; and

(2) These same individuals may qualify as gravely disabled under the California Welfare & Institutions Code; and

(3) Families as well as third parties may be at risk due to the safety issues posed by these persons and may not have the resources to handle the challenges of keeping the individual in the community; and

(4) The California Welfare & Institutions Code provides for a procedure to conserve certain individuals who are found by the Probate Court to be gravely disabled; and

(5) The statutory scheme allows for a conservator of a gravely disabled individual to pursue medical treatment of the conservatee where approved by the Probate Court.

1 **SEC. 114.2. ASSISTED MENTAL HEALTH PILOT PROJECT.**

2 **(1) Pilot Project Elements.** *The Health Department and Department of Aging & Adult*
3 *Services, including the LPS Conservator, shall proceed with a pilot project whereby the San Francisco*
4 *Probate Court's approval will be sought where appropriate for treatment of conservatees as provided*
5 *under Section 5358 of the California Welfare & Institutions Code. The treatment requested shall*
6 *include that determined to be necessary for remedying or preventing the recurrence of the*
7 *conservatee's being gravely disabled. The Health Department and the Department of Aging & Adult*
8 *Services shall provide whatever assessments and documentation are appropriate and necessary to*
9 *support the application for treatment submitted pursuant to Section 5358(b). This ordinance shall in*
10 *no way be interpreted as dictating how any professional exercises his or her judgment in performing*
11 *duties required by law.*

12 **(2) Reporting.** *The Health Department and Department of Aging & Adult Services, including*
13 *the LPS Conservator, shall report to the Board of Supervisors after the pilot project has been in*
14 *operation for one year. The report shall identify the numbers of persons assisted through the pilot*
15 *program without disclosing confidential information concerning such persons. The report shall also*
16 *describe any barriers encountered and contain recommendations as to how to better assist persons so*
17 *that they may reside in the least restrictive setting while maintaining a necessary level of safety for all*
18 *concerned.*

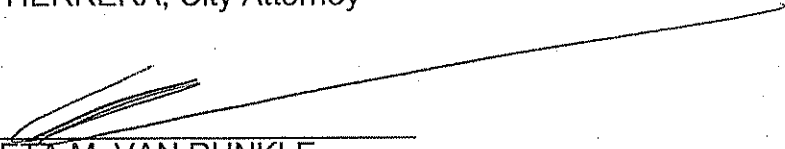
19 **(3) Funding.** *The Board of Supervisors shall consider the report and the recommendations*
20 *and determine whether the allocation of additional funding is necessary for the Department of Aging*
21 *and Adult Services and the Health Department to carry out the pilot project to provide care for*
22 *mentally ill community members.*

23 **(4) Expiration.** *The Pilot Project shall expire on December 31, 2011. Upon expiration of the*
24 *program, the City Attorney shall cause this section to be deleted from the code.*

1 APPROVED AS TO FORM:

2 DENNIS J. HERRERA, City Attorney

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4 By:


5 ALEETA M. VAN RUNKLE
6 Deputy City Attorney
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LEGISLATIVE DIGEST

[Assisted Mental Health Pilot Project]

Ordinance amending the San Francisco Health Code by adding Section 114.1 and Section 114.2 to require that the Health Department and Department of Aging and Adult Services adopt a pilot project to provide further care for mentally ill community members.

Existing Law

The California Welfare & Institutions Code provides for a procedure to conserve certain individuals who are found by the Probate Court to be gravely disabled. The statutory scheme allows for a conservator of a gravely disabled individual to pursue medical treatment of the conservatee where approved by the Probate Court.

Amendments to Current Law

Under the proposed ordinance the Health Department and Department of Aging & Adult Services, including the LPS Conservator, shall proceed with a pilot project whereby the San Francisco Probate Court's approval will be sought for treatment of conservatees as provided under Section 5358 of the California Welfare & Institutions Code. The treatment requested shall be related specifically to remedying or preventing the recurrence of the conservatee's being gravely disabled. The Health Department and the Department of Aging & Adult Services shall provide whatever assessments and documentation that are necessary and appropriate to support the application for treatment submitted pursuant to Section 5358(b). This ordinance shall in no way be interpreted as dictating how any professional exercises his or her judgment in performing duties required by law.

Background Information

Individuals with diagnosed mental illness who reside in San Francisco may experience difficulties remaining safe in the community due to an inability to maintain compliance with their prescribed medication regimen. These same individuals may qualify as gravely disabled under the California Welfare & Institutions Code. Families as well as third parties may be at risk due to the safety issues posed by these persons and may not have the resources to handle the challenges of keeping the individual in the community.

