

1 [Health Code - City Attorney Instituting Mental Health Conservatorship Proceedings]

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3 **Ordinance amending the Health Code to designate the City Attorney rather than the**  
 4 **District Attorney to institute judicial proceedings under California Welfare and**  
 5 **Institutions Code, Division 5 (Community Mental Health Services), as provided in**  
 6 **Chapter 3, Conservatorship for Gravely Disabled Persons.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
 8 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
 9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
 10 **Board amendment additions** are in double-underlined Arial font.  
 11 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
 12 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
 13 subsections or parts of tables.

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

15 Section 1. The Health Code is hereby amended by adding Division III, "Judicial  
 16 Proceedings," Section 4121, to read as follows:

17 **DIVISION III: JUDICIAL PROCEEDINGS**

18 **SEC. 4121. DESIGNATION OF CITY ATTORNEY TO PRESENT ALLEGATIONS.**

19 Pursuant to California Welfare and Institutions Code § 5114, the City Attorney is assigned the  
 20 duty of instituting judicial proceedings under Welfare & Institutions Code Division 5, to present  
 21 allegations that an individual is gravely disabled as a result of mental health disorder or impairment by  
 22 chronic alcoholism, as provided in Chapter 3, Conservatorship for Gravely Disabled Persons.

23 Section 2. Effective and Operative Dates.

24 (a) This ordinance shall become effective 30 days after enactment. Enactment occurs  
 25 when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not

1 sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the  
2 Mayor's veto of the ordinance.

3 (b) This ordinance shall become operative on July 1, 2018.  
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6 APPROVED AS TO FORM:  
7 DENNIS J. HERRERA, City Attorney

8 By: \_\_\_\_\_  
9 Virginia Dario Elizondo  
Deputy City Attorney

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