

**Priority:** Basic Needs  
**Program Offer Type:** Existing Operating  
**Related Programs:** 25059, 25075

**Lead Agency:** County Human Services  
**Program Contact:** Sandy Haffey

**Program Characteristics:**

**Executive Summary**

Oregon law requires that staff in the Involuntary Commitment Program (ICP) investigate and determine whether each individual hospitalized on an Emergency Hold presents an imminent risk of harm to him/herself or others and if a pre-commitment hearing recommendation should be made to a Circuit Court judge. ICP received 4,002 Emergency Holds in FY05-06 and investigated 3,881.

**Program Description**

Involuntary Commitment Program is part of a continuum of care for adults with severe and persistent mental illness that provides for safety while linking clients to comprehensive community supports and services to treat and stabilize their symptoms. ICP investigated 3,881 emergency psychiatric holds in FY05-06. Staff ensure that services are provided in the least restrictive environment, while making sure the individual's civil rights are not violated. All emergency psychiatric holds are initiated by a physician. Oregon Revised Statute(ORS)426.060-130 requires ICP to complete an investigation to determine whether the person rises to the level of recommending a commitment hearing. When staff recommend a hearing, ORS 426.110-120 requires that a Court Examiner make an independent recommendation to the Judge. The circuit court of Multnomah County requires two Court Examiners be present at hearing. Both the ICP Investigator and the Court Examiners provide written reports with recommendations to the Judge, as to whether the individual has a mental illness as defined by statute and outlines the basis for that decision.

**Program Justification**

The continuum of care provided by ICP Investigations and Court Examiners links directly to the Basic Living Needs priority by providing crisis intervention services so that individuals can move quickly from crisis to stability, and by providing care and service coordination for individuals who are experiencing a mental health crisis, regardless of their insurance and/or ability to pay. During the time they are receiving treatment in the hospital, they are linked with comprehensive social services and community supports to address their chronic and urgent needs. This program links to the Poverty Elimination Framework by paying for adequate health care and needed social services for indigent clients at imminent risk of danger to themselves or others, while protecting the individual's civil rights. Staff work closely with County Commitment Discharge Planners, Residential Services, and the Crisis/Call Center, as well as Aging and Disability Services and Developmental Disabilities Divisions.

**Performance Measures**

Measure Type	Primary Measure	Previous Year Actual (FY05-06)	Current Year Purchased (FY06-07)	Current Year Estimate (FY06-07)	Next Year Offer (FY07-08)
Output	Number of holds investigated	3,881	4,500	4,000	4,190
Outcome	% of Holds investigated in Statute timeframe of 5 days	99.9%	99.9%	99.0%	99.0%
Output	Number of Holds that went to hearing	340	350	335	340
Outcome	% of Hearings held in Statute timeframe	100.0%	100.0%	100.0%	100.0%

**Performance Measure - Description**

1. ORS 426.074 mandates that an individual on an E-Hold must be contacted by the ICP Investigator within 72 hours and a hearing report must be available 24 hours before hearing. Measure #1 tracks how effectively ICP meets statutory requirements. FY06-07 purchased number is in error - it should have been 4100. FY06-07 estimate is less than usual projected 8% increase due to recent narrowing interpretation of ORS 426 by State Appellate Court.
2. ORS 426.232 mandates that a pre-commitment hearing must be held within 5 business days, beginning 24 hours after the E-Hold is placed. Measure #2 tracks how effectively ICP meets statutory requirements.

## Legal/Contractual Obligation

ORS 426.005 to 426.415

In its role as the Community Mental Health Program, the County is responsible for providing court examiners and ICP investigators. The County retains financial responsibility for emergency holds regardless of whether it is a designated Community Mental Health Program.

## Revenue/Expense Detail

	Proposed General Fund	Proposed Other Funds	Proposed General Fund	Proposed Other Funds
<b>Program Expenses</b>	2007	2007	2008	2008
Personnel	\$449,310	\$886,748	\$273,825	\$1,263,265
Contracts	\$122,000	\$0	\$144,588	\$0
Materials & Supplies	\$13,076	\$17,824	\$26,704	\$0
Internal Services	\$80,878	\$137,250	\$220,148	\$0
Subtotal: Direct Exps:	<b>\$665,264</b>	<b>\$1,041,822</b>	<b>\$665,265</b>	<b>\$1,263,265</b>
Administration	\$26,314	\$35,360	\$42,178	\$45,227
Program Support	\$76,162	\$51,475	\$101,300	\$27,793
Subtotal: Other Exps:	<b>\$102,476</b>	<b>\$86,835</b>	<b>\$143,478</b>	<b>\$73,020</b>
Total GF/non-GF:	<b>\$767,740</b>	<b>\$1,128,657</b>	<b>\$808,743</b>	<b>\$1,336,285</b>
Program Total:	<b>\$1,896,397</b>		<b>\$2,145,028</b>	
Program FTE	5.54	9.46	3.00	13.00
<b>Program Revenues</b>				
Intergovernmental	\$0	\$1,041,822	\$0	\$1,263,265
Program Revenue for Admin	\$0	\$86,835	\$0	\$73,020
<b>Total Revenue:</b>	<b>\$0</b>	<b>\$1,128,657</b>	<b>\$0</b>	<b>\$1,336,285</b>

## Explanation of Revenues

\$1,263,265 from State Mental Health Grant Award - estimated 07-09 biennium contract.

## Significant Program Changes

**Last year this program was:** #25058A, Involuntary Commitment Investigators, Court Examiners

This offer has an additional 1FTE. To date utilization of FY06-07 on-call and overtime staff to meet statutory timeframes for completion of investigation and court hearing is equivalent to 1.49FTE. Addition of 1FTE will provide for more consistent scheduling and availability of staff, while reducing use of on-call staff.