



North Sound Behavioral Health Organization, LLC

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North Sound BHO Contract Memorandum 2016-009

Date: July 14, 2016

To: Tom Sebastian, Compass Health and Compass Whatcom
Donna Konicki, Bridgeways
Michael Watson, Lake Whatcom RTC
Will Rice, Catholic Community Services Northwest
Claudia D'Allegrì, Sea Mar
Cammy Hart-Anderson, Snohomish County MH/CD/Vets Division Manager
Phil Smith, Volunteers of America
Randy Polidan, Interfaith
Sue Closser, Sunrise Services
Robert Sullivan, Pioneer Human Services
Beratta Gomillion, Center for Human Services
Corky Hundahl, Phoenix Recovery Services
Julie Lord, Pioneer Human Services
Linda Grant, Evergreen Recovery Services
Marli Bricker, Therapeutic Health Services

From: Joe Valentine, Executive Director

Subject: Revised Policy

Greetings BHA and SUD Providers:

Attached is Numbered Memorandum (NM) 2016-009 with attachment. Please follow implementation instructions in the NM.

The policy included in this NM is as follows:

1561.00 – Revocation of Less Restrictive Orders (LRO)/Conditional Release (CR) Orders

Please ensure all appropriate staff is notified of these revised/new policies.

Full implementation of this policy should occur no later than 60 days after this memo.

cc: Cindy Ferraro, Bridgeways
Heather Fennell, Compass Health
Kay Burbidge, Lake Whatcom RTC
Pat Morris, Volunteers of America
Katherine Scott, Sea Mar
Richard Sprague, Interfaith
Danae Bergman, Center for Human Services
Jackie Henderson, Island County Coordinator
Barbara LaBrash, San Juan County Coordinator
Rebecca Clark, Mental Health Program Coordinator Skagit County
Anji Jorstad, Snohomish County Coordinator
Anne Deacon, Whatcom County Coordinator
Marsh Kellegrew, Evergreen Recovery Services
Robert Sullivan, Pioneer Human Services
Contract File

Effective Date: 4/28/2014; 7/7/2008; 8/30/2007

Revised Date: 4/22/2014

Review Date: 4/23/2014

North Sound Mental Health Administration
Section 1500– Clinical: Revocation of Less Restrictive Orders (LRO)/
Conditional Release (CR) Orders

Authorizing Source: RCW 71.05.590, 71.34.780 and WAC 388-877-0195

Cancels:

See Also:

Providers must comply with this policy and may develop individualized implementation guidelines as needed

Approved by: Executive Director

Responsible Staff: Deputy Director

Signature:

Date: 7/13/2016

POLICY #1561.00

SUBJECT: REVOCATION OF LESS RESTRICTIVE ORDERS (LRO)/CONDITIONAL RELEASE (CR) ORDERS

PURPOSE

To standardize the coordination process between Outpatient Service Providers and Designated Mental Health Professionals (DMHPs) initiating a petition for revocation of an LR or CR Order.

POLICY

Revised Code of Washington (RCW) 71.05 establishes criteria for revocation procedures of an LR/CR Order for an adult. RCW 71.34.780 provides guidance on revocation procedures of an LR/CR Order for a minor. Outpatient Providers shall notify the DMHP upon identification of any of the criteria indicated below:

1. Criteria for adults:

- a. Prior to contacting the DMHP office to initiate revocation procedures the Outpatient Provider must have considered the following:
 - i. A flexible range of responses of varying levels of intensity appropriate to the circumstances and consistent with the interests of the individual and the public, with regard to personal autonomy, safety, recovery, and compliance. Available actions may include, but are not limited to, any of the following:
 - ii. To counsel, advise, or admonish the person as to their rights and responsibilities under the court order, and to offer appropriate incentives to motivate compliance;
 - iii. To increase the intensity of outpatient services provided to the person by increasing the frequency of contacts with the provider, referring the person for an assessment for assertive community services, or by other means;
 - iv. To request a court hearing for review and modification of the court order.
- b. The DMHP *may* order the person be temporarily detained in an Inpatient Evaluation and Treatment Facility in or near the county in which he or she is receiving outpatient treatment if the DMHP determines that:
 - i. The person fails to comply with the terms and conditions of his or her LR/CR Order;

- ii. The person experiences substantial deterioration in his or her condition;
- iii. There is evidence of substantial decompensation with a reasonable probability the decompensation can be reversed by further inpatient treatment; **or**
- iv. The person poses a likelihood of serious harm.

2. Criteria for minors:

If the care coordinator in charge of monitoring the LR/CR Order has determined that revocation procedures need to be initiated the care coordinator may notify the DMHP (Refer to Policy 1562.00). The DMHP may order the minor to be taken into custody and transported to an Inpatient Evaluation and Treatment Facility.

PROCEDURE

1. In all cases, when the Outpatient Provider makes a specific request for an evaluation for a Petition for Revocation of an LR/CR Order, the request must be initiated through Volunteers of America (VOA) Care Crisis Line and include a written affidavit detailing specific facts in support of the revocation which should include:
 - a. The date and time the Outpatient Provider last personally evaluated the person; **and**
 - b. The specific conditions of the LRO/CR which have been violated; **and**
 - c. Specific behaviors demonstrating substantial deterioration; **and**
 - d. Specific behaviors indicating an increased likelihood of serious harm; **and**
 - e. Interventions attempted by the Outpatient Provider to maintain the individual in the community; **and**
 - f. By what means the individual would benefit from inpatient treatment.
2. Outpatient Providers/care coordinators requesting revocation process through VOA are available to coordinate and collaborate around the revocation process.

See the North Sound Behavioral Health Organization’s Integrated Crisis Response System (ICRS) Training Module (http://nsmha.org/Committee/RTC/ICRS/Crisis_Response_Module.pdf) for additional information on writing an affidavit.

2. Should a Revocation Hearing be scheduled, the Outpatient Provider is expected to testify.
3. If the individual’s LR/CR Order is revoked and the individual returns to an inpatient unit, a Treating Psychiatrist or Psychiatric ARNP can discharge the individual from the inpatient facility at any time without a hearing.

ATTACHMENTS

None