



817182

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
04/09/2015	.	
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The Committee on Judiciary (Bean) recommended the following:

Senate Amendment

Delete lines 1934 - 1963
and insert:
mental health or substance abuse treatment if it is determined
that such treatment is necessary for the safety of the
individual patient or others. ~~The patient may not be released by
the receiving facility or its contractor without the documented
approval of a psychiatrist, a clinical psychologist, or, if the
receiving facility is a hospital, the release may also be
approved by an attending emergency department physician with~~



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12 ~~experience in the diagnosis and treatment of mental and nervous~~
13 ~~disorders and after completion of an involuntary examination~~
14 ~~pursuant to this subsection. However, a patient may not be held~~
15 ~~in a receiving facility for involuntary examination longer than~~
16 ~~72 hours.~~

17 (g) An individual may not be held for involuntary
18 examination for more than 72 hours from the time of the
19 individual's arrival at the facility, except that this period
20 may be extended by 48 hours if a physician documents in the
21 clinical record that the individual has ongoing symptoms of
22 substance intoxication or substance withdrawal and the
23 individual would likely experience significant clinical benefit
24 from detoxification services. This determination must be made
25 based on a face-to-face examination conducted by the physician
26 no less than 48 hours and not more than 72 hours after the
27 individual's arrival at the facility. Based on the individual's
28 needs, one of the following actions must be taken within the
29 involuntary examination period:

30 1. The individual shall be released after consultation with
31 the admitting professional and the approval of a psychiatrist,
32 psychiatric nurse, psychologist, or substance abuse
33 professional. However, if the examination is conducted in a
34 hospital, an emergency department physician may approve the
35 release. If the examination is conducted in an addictions
36 receiving facility or detoxification facility, a physician or
37 substance abuse professional may approve release. The