

AB2275 – Certification Hearings at Non-Designated Facilities (EDs) & CSUs

Patient released from non-designated facility or CSU within 72 hours of involuntary detention

No

Yes

No further
action needed

Facility staff person must notify County Patients Rights.
Email notification (include form "Notice of Certification", face
sheet, copy of 5150 hold, 2 most recent MD notes, 2 most recent
nurse notes) to **BH-PatientsRights@ruhealth.org**

Facility staff person provides patient a copy
of forms "Notice of Certification", "AB2275
Hearing" and county Patient's Rights
brochure "What to Expect on 14-Day Hold"

Patients Rights contacts patient via telehealth to
inform of certification hearing process, assist with
hearing preparation & representation, answer
questions, and informs of rights related to hearing

Unless patient requests
WRIT prior to Certification
Hearing. If so, facility must
complete form "Notice of
request for WRIT of Habeas
Corpus". Copies to patient,
Patient's Rights and fax to
Public Defender.

Patient must receive Certification Review Hearing
within 7 days of initial detainment (or within 4 days
after the end of the initial 72 hold).
Hearings will be conducted via telehealth.

Hearing date mutually
agreed upon by all parties.
If patient is released or
transferred prior to
hearing date, facility
should notify Patient's
Rights via email. Pts Rights
will notify all parties.

Certification Review Hearing includes:

- **Patient** (unless presence waived by patient or advocate; family if permitted by patient)
- **Patient's Rights Advocate** (and/or attorney)
- **Hearing Officer** (vetted by County; contracted with Facility)
- **Facility staff person** (to provide supportive evidence of commitment; either MD, nursing or other facility staff person designated)

Hearing Officer decision
supports commitment
(5250; 14 day hold)

Yes

No

Patient placed on 5250
hold; (up to 14 days)

Patient promptly released
unless agrees to voluntary
treatment

Patient transferred to
designated facility once
medically cleared and
inpatient bed available

Oral notification of decision provided to patient by
Hearing Officer or Patient's Rights (if presence
waived). Hearing Officer, Patients Rights (and/or
attorney) and Facility receive "Certification Review
Hearing" form with decision

Patients Rights tracks
outcome data