Superior Court of California
County of San Diego

CENTRAL COURTHOUSE
220 WEST BROADWAY
PO BOX 122724
SAN DIEGO CA 92112-2724

June 30, 2014

NOTICE TO ATTORNEYS and SELF-REPRESENTED LITIGANTS

Effective July 1, 2014, in order to implement W&I Code sect. Sect. 5270, which was adopted for implementation by the San Diego County, Board of Supervisors on May 6, 2014, two local rules of the 2014 San Diego Superior Court Rules, Div. VIII "Mental Health," are amended as follows:

Rule 8.5.1

Scope and Purpose

The following procedures are intended to implement the requirements of *Riese v. St. Mary's Hospital* (1988) 209 Cal.App.3d 1303, and Welfare and Institutions Code section 5332 et seq. They apply to patients, both adults and minors, who are being treated in public or private hospitals, and are being detained pursuant to Welfare and Institutions Code sections 5150 (72-hour hold), 5250 (14 fourteen-day hold), 5270 (thirty-day hold) or 5350 et seq. (temporary conservatorship). Generally, the hearing is conducted at the facility where the patient is being treated; and any appeal of the hearing officer's decision is heard by the Mental Health Court.
(Adopted 7/1/2006; Rev. 1/1/2011)

Rule 8.7.2

Procedures

The Office of Counselor in Mental Health is appointed to administer/or conduct certification review hearings in compliance with Welfare and Institutions Code section 5256 et seq. All persons involuntarily detained in psychiatric hospitals in San Diego County will have a certification review hearing when a fourteen-day certification has been filed and when a thirty-day certification has been filed. Hearings will be held for all persons regardless of the basis for certification. Hearings will be held within four days of the date on which the person was certified for intensive treatment, unless postponed by request of the person or his or her attorney or advocate. Hearings may be postponed 48 hours, or until the next regularly scheduled court date.
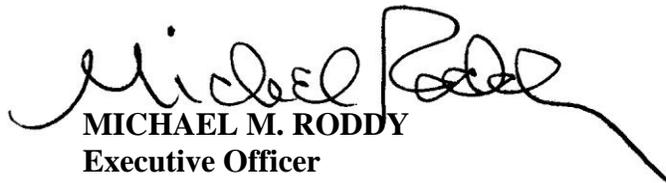
MICHAEL M. RODDY
Executive Officer

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