

SENATE FILE NO. SF0031

Hospitalization of mentally ill persons-amendments.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to the hospitalization of mentally ill
2 persons; amending provisions for the emergency custody of
3 mentally ill persons and hearing requirements; establishing
4 treatment coordinators to assume the functions of
5 gatekeepers; requiring rulemaking; specifying review and
6 hearing requirements; repealing a definition; and providing
7 for effective dates.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.** W.S. 25-10-101(a)(xiii), by creating new
12 paragraphs (xvii) and (xviii) and by renumbering (xvii) as
13 (xix), 25-10-103, 25-10-104(a)(vi) and by creating a new
14 paragraph (viii), 25-10-105(a)(ii) and by creating a new
15 paragraph (iv), 25-10-109(a)(intro), (b)(intro), (iii), (c)
16 through (j), (k)(intro), (iii), (m), (n) and by creating a

1 new subsection (o), 25-10-110(a)(intro), (d)(intro), (vii),
2 (h), (j)(intro), (i)(B), (E) and (n), 25-10-110.1(a), (c),
3 (d)(i), (f) and by creating a new subsection (k),
4 25-10-112(a)(intro), (i)(A), (b), (c)(intro), (e), (g)
5 through (j), 25-10-120(d)(intro), 25-10-125(b),
6 25-10-127(a)(intro) and (iii) and 25-10-128 are amended to
7 read:

8

9 **25-10-101. Definitions.**

10

11 (a) As used in this act:

12

13 (xiii) "Treatment" means diagnosis, evaluation,
14 intervention, which may include psychiatric medication,
15 individual and group mental health counseling, illness
16 management diversion services such as immediate linkages to
17 mental health services in the community and discharge
18 planning. Treatment shall begin at the time of ~~detention~~
19 placement in emergency custody, if the person knowingly and
20 voluntarily consents, and shall continue throughout
21 involuntary hospitalization or directed outpatient
22 commitment. Treatment may be given without the consent of
23 the ~~detained~~ person placed in emergency custody or his

1 parent or guardian when treatment is limited to diagnosis
2 or evaluation or when treatment is necessary to prevent
3 immediate and serious physical harm to the person or
4 others. "Treatment" does not include observation or
5 supervision;

6

7 (xvii) "Emergency custody" means the status
8 where a person is temporarily in the care and custody of
9 the state subject to the requirements of W.S. 25-10-109.
10 "Emergency custody" shall include those times where a
11 person is being transported to and held at a hospital,
12 treatment center or mental health center. "Emergency
13 custody" shall not include involuntary hospitalization;

14

15 (xviii) "Treatment coordinator" means the entity
16 or person designated by the department under W.S.
17 25-10-112(g) that:

18

19 (A) May appear at hearings and provide
20 recommendations to the court regarding the custody and
21 treatment of patients;

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23 (B) Monitors proceedings under this act;

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(C) Assists to achieve timely, efficient and effective treatment and discharge planning for patients.

~~(xvii)~~(xix) "This act" means W.S. 25-10-101 through 25-10-305.

25-10-103. Admission of persons with mental illness to hospital or treatment center; process continuum; court hearings; immunity for transportation.

(a) Subject to the rules and regulations of the department, a hospital or any other treatment provider providing treatment under this act may admit persons who have symptoms of mental illness for treatment in their hospital or treatment center.

(b) Emergency custody and treatment under this act shall be implemented to create a continuum of care process.

(c) At any hearing held by a court pursuant to this act, the court may consider whether the requirements for

1 emergency custody, involuntary hospitalization or
2 outpatient treatment as provided in this act are met before
3 entering an order of emergency custody, involuntary
4 hospitalization or outpatient treatment. A court shall not
5 order a proposed patient to be placed in involuntary
6 hospitalization at an initial hearing under W.S.
7 25-10-109(h) unless the patient waives the hearing for
8 continued emergency custody and requests admission under
9 W.S. 25-10-106.

10
11 **25-10-104. Duties of department of health as to**
12 **hospitals other than state hospital.**

13
14 (a) The department, with respect to hospitals or
15 other treatment providers other than the state hospital,
16 shall:

17
18 (vi) Investigate complaints made by or on behalf
19 of patients with mental illness; ~~and~~

20
21 (viii) Promulgate rules for the transportation
22 of patients under this act. The rules shall include
23 procedures for transportation from:

1

2

(A) Law enforcement custody or a nonmedical facility to a treatment center or the state hospital;

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5

(B) A treatment center to the state hospital;

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(C) The state hospital or a treatment center to another treatment center;

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11

(D) The state hospital or a treatment center to the patient's residence or to the appropriate county for transfer to a county facility;

14

15

(E) Any place specified in an order under W.S. 25-10-110(j)(i)(B) to the state hospital or treatment center.

18

19

25-10-105. Duties of department of health as to state hospital.

21

22

(a) The department shall:

23

1 (ii) Visit the state hospital to review methods
2 of treatment of patients;~~and~~

3
4 (iv) Promulgate rules for the transportation of
5 patients in accordance with W.S. 25-10-104(a)(viii).

6
7 **25-10-109. Emergency custody.**

8
9 (a) A person may be ~~detained~~placed in emergency
10 custody when:

11
12 (b) Immediately after ~~detaining~~placing the person in
13 emergency custody, the officer shall contact an examiner. A
14 preliminary examination of the person shall be conducted by
15 an examiner within twenty-four (24) hours after the
16 ~~detention~~placement in emergency custody. If a preliminary
17 examination is not conducted within twenty-four (24) hours
18 the ~~detained~~ person shall be released. If the person is
19 ~~detained~~held in emergency custody following the
20 preliminary examination, an examiner shall reexamine the
21 person not less than every forty-eight (48) hours until the
22 hearing under subsections (h) through (k) of this section.
23 If the examiner giving the preliminary examination, or any

1 reexamination as required by this subsection, finds that
2 the person:

3

4 (iii) Is mentally ill, the person may be
5 ~~detained~~held in emergency custody for seventy-two (72)
6 hours excluding Saturdays, Sundays and legal holidays.

7

8 (c) No person shall be ~~detained~~held in emergency
9 custody for more than seventy-two (72) hours, excluding
10 Saturdays, Sundays and legal holidays, without a hearing
11 under subsections (h) through (k) of this section. For
12 persons placed in emergency custody on a Saturday, Sunday
13 or legal holiday, the court shall conduct the hearing not
14 later than seventy-two (72) hours after 8:00 a.m. on the
15 next business day.

16

17 (d) A person taken into emergency custody under this
18 section may be ~~detained~~placed in a hospital or other care
19 setting which is appropriate under the circumstances and
20 which complies with subsection (n) of this section. The
21 person shall not be ~~detained~~placed in a nonmedical
22 facility used for detention of persons charged with or
23 convicted of penal offenses except in extreme emergency or

1 if there are no other reasonable alternatives. The law
2 enforcement officer or examiner who ~~detained~~placed the
3 person in emergency custody shall immediately notify the
4 person responsible for the care and custody of the ~~detained~~
5 placed person, if known, of the time and place of ~~detention~~
6 emergency custody.

7
8 (e) The law enforcement officer or examiner who
9 initially ~~detained~~placed the person in emergency custody
10 shall make a written statement of the facts of the
11 emergency ~~detention~~custody. A copy of the statement shall
12 be given by the law enforcement officer or examiner who
13 prepared the statement to the ~~detained~~placed person, his
14 parent or guardian, to any attorney representing the
15 person, to the county attorney in the county where the
16 person is ~~detained~~held in emergency custody, to any
17 ~~gatekeeper~~treatment coordinator designated by the
18 department and to any subsequent examiner.

19
20 (f) When a person is ~~detained~~under~~emergency~~
21 circumstancesplaced in emergency custody, treatment may be
22 given during the emergency ~~detention~~custody period if the
23 person voluntarily and knowingly consents. The parent or

1 guardian of a minor or incompetent person may consent to
2 treatment. If the parent or guardian of a minor patient
3 does not consent to treatment, a petition may be filed
4 under the Child Protection Act. Treatment may be given
5 without the consent of the detained person or his parent or
6 guardian when treatment is limited to diagnosis or
7 evaluation or when treatment is necessary to prevent
8 immediate and serious physical harm to the person or
9 others. Prior to treatment, the person shall be fully
10 advised of the scope of treatment, and a report of the
11 treatment shall be provided to the county attorney, to any
12 ~~gatekeeper~~treatment coordinator designated by the
13 department and shall be filed with the court if continued
14 ~~detention~~emergency custody is sought, or if directed
15 outpatient commitment or involuntary hospitalization
16 proceedings are commenced. An examiner or a physician who
17 provides treatment in good faith pursuant to this
18 subsection shall be immune from civil liability for the
19 treatment except there shall be no immunity from liability
20 for negligent acts or deliberate misconduct.

21

22 (g) At the time of emergency ~~detention~~custody the
23 person shall be informed orally and in writing of his right

1 to contact his family and an attorney, of his right to
2 appointed counsel if he is indigent, of his right to remain
3 silent and that his statements may be used as a basis for
4 continued ~~detention~~emergency custody, directed outpatient
5 commitment or involuntary hospitalization.

6
7 (h) When a person is ~~detained~~placed in emergency
8 ~~detention~~custody and continued ~~detention~~emergency custody
9 is sought, or an application for directed outpatient
10 commitment or involuntary hospitalization is filed by the
11 county attorney, the court shall appoint an attorney to
12 represent the ~~detained~~placed person unless he has his own
13 attorney. The court shall conduct a hearing within
14 seventy-two (72) hours, excluding Saturdays, Sundays and
15 legal holidays, of the initial ~~detention~~placement in
16 emergency custody to determine whether continued ~~detention~~
17 emergency custody is required pending directed outpatient
18 commitment or involuntary hospitalization proceedings. For
19 persons placed in emergency custody on a Saturday, Sunday
20 or legal holiday, the court shall conduct the hearing not
21 later than seventy-two (72) hours after 8:00 a.m. on the
22 next business day. The county attorney of the county where
23 the application is filed shall appear on behalf of the

1 state at the hearing. Any ~~gatekeeper~~treatment coordinator
2 designated by the department pursuant to W.S. 25-10-112(g)
3 shall appear at the hearing and provide testimony
4 concerning continued ~~detention~~emergency custody and, if
5 applicable, the issues outlined in subsection (m) of this
6 section. Notice of the preliminary hearing shall be given
7 to the county attorney, any ~~gatekeeper~~treatment
8 coordinator designated by the department, the ~~detained~~
9 placed person and his parent, guardian and attorney. The
10 court may delay the hearing only at the request of the
11 ~~detained~~placed person or his parent, guardian or his
12 attorney. The hearing for continued ~~detention~~emergency
13 custody may be waived at the request of the ~~detained~~placed
14 person or the ~~detained~~placed person's parent, guardian or
15 attorney. If a hearing for continued ~~detention~~emergency
16 custody has been waived, the court may immediately conduct
17 the directed outpatient commitment or involuntary
18 hospitalization hearing.

19

20 (j) At the hearing the court shall advise the
21 ~~detained~~placed person and his parent, guardian or attorney
22 of the contents of the written statement of emergency
23 ~~detention~~custody required in subsection (e) of this

1 section and the application for directed outpatient
2 commitment or involuntary hospitalization.

3

4 (k) The standard of proof in an emergency ~~detention~~
5 custody hearing shall be by a preponderance of the
6 evidence. If the court finds at an emergency ~~detention~~
7 custody hearing that:

8

9 (iii) The person is mentally ill, it shall order
10 continued ~~detention~~emergency custody of the person for not
11 more than ten (10) days. The court may extend the ~~detention~~
12 emergency custody period at the request of the proposed
13 patient or his attorney.

14

15 (m) If the court finds the person is mentally ill
16 pursuant to paragraph (k)(iii) of this section, the court
17 shall make findings as to the person's competence to make
18 informed choices regarding treatment and the person's need
19 for prescribed psychotropic medication. If the court finds
20 the person incompetent to make an informed decision, the
21 court may order the administration of prescribed
22 psychotropic medication for the period of the emergency

1 ~~detention~~custody for restabilization of the person's
2 mental health.

3

4 (n) Treatment provided as a result of an emergency or
5 continued ~~detention~~custody pursuant to this section shall
6 be provided in the least restrictive and most therapeutic
7 setting available with consideration given to requests of
8 the ~~detained~~—person placed in emergency custody, his
9 parent, guardian or attorney, and recommendations of any
10 ~~gatekeeper~~treatment coordinator. Treatment may include the
11 treatment options outlined in W.S. 25-10-110.1(d).

12

13 (o) When placing a minor in emergency custody in
14 accordance with this section, the treatment center where
15 the minor is placed shall attempt to notify the minor's
16 parent or guardian that the minor is in emergency custody
17 and the location of where the minor has been placed in
18 emergency custody. If the treatment center is unable to
19 successfully contact the minor's parent or guardian or if
20 the parent or guardian does not contact the treatment
21 center where the minor is located within twenty-four (24)
22 hours of the minor being placed in emergency custody, the

1 treatment center shall report the emergency custody
2 placement to the department of family services.

3

4 **25-10-110. Involuntary hospitalization proceedings.**

5

6 (a) Proceedings for the involuntary hospitalization
7 of a person may be commenced by the filing of a written
8 application with the court in the county in which the
9 person is initially ~~detained~~placed in emergency custody.
10 Proceedings may also be initiated in the county in which
11 there is a designated hospital if there is a written
12 agreement executed by the county in which the person
13 resides and the designated hospital stating that the county
14 in which the person resides will be responsible for costs
15 of treatment under W.S. 25-10-112(e) that are not covered
16 by the state. The application shall be accompanied by
17 either:

18

19 (d) Upon receipt of an application, the court shall
20 issue notice thereof to the proposed patient, the person
21 responsible for the care or custody of the proposed
22 patient, any ~~gatekeeper~~treatment coordinator designated by
23 the department and other persons designated by the court.

1 The notice shall be served as provided by the Wyoming Rules
2 of Civil Procedure. The notice shall apprise the proposed
3 patient:

4

5 (vii) Of the identity of any ~~gatekeeper~~
6 treatment coordinator designated by the department pursuant
7 to W.S. 25-10-112(g).

8

9 (h) The proposed patient, the applicant, and all
10 others to whom notice is required may appear at the hearing
11 to testify and may present witnesses. The court shall
12 consider the testimony of any ~~gatekeeper~~ treatment
13 coordinator designated by the department and may receive
14 the testimony of other persons. The proposed patient shall
15 be present at the hearing unless he waives his right to
16 appear. All persons not necessary to protect the rights of
17 the parties shall be excluded from the hearing. The hearing
18 shall be conducted in as informal a manner as is consistent
19 with orderly procedure and in a physical setting which will
20 not have a harmful effect on the mental health of the
21 proposed patient. Any hearing conducted under this
22 subsection shall be recorded by the court reporter or by
23 electronic, mechanical or other appropriate means.

1

2 (j) If, upon completion of the hearing and
3 consideration of the record, the court or the jury finds by
4 clear and convincing evidence that the proposed patient is
5 mentally ill the court shall consider the least restrictive
6 and most therapeutic alternatives, give consideration to
7 any recommendations by the ~~gatekeeper~~treatment coordinator
8 and shall:

9

10 (i) Order his hospitalization, assign him to a
11 hospital, and:

12

13 (B) Specify where he will be ~~detained~~
14 placed pending transportation to the hospital. No person
15 shall be ~~detained~~placed in a nonmedical facility used for
16 detention of persons charged with or convicted of penal
17 offenses except during an extreme emergency;

18

19 (E) Make findings as to his competence to
20 make informed choices regarding treatment and his need for
21 prescribed psychotropic medication. If the court finds the
22 person incompetent to make an informed decision, the court
23 may order the administration of prescribed psychotropic

1 medication. The order for medication shall be reviewed by a
2 physician upon commitment and by a psychiatrist upon
3 admission to the hospital. The prescribed medication ~~shall~~
4 may be continued if found medically appropriate by the
5 investigation review committee of the hospital or
6 institution, subject to review by the medical director of
7 the hospital or institution. Any action by the medical
8 director of the hospital or institution shall be reviewable
9 pursuant to the Wyoming Administrative Procedure Act. All
10 orders for prescribed medication or a summary of all orders
11 shall be provided to the ~~gatekeeper~~treatment coordinator
12 designated by the department under W.S. 25-10-112(g).

13

14 (n) The court shall inquire into the medical
15 condition of every patient found to be mentally ill. If the
16 court determines based upon the advice of a physician or
17 other qualified professional, and in consultation with any
18 ~~gatekeeper~~treatment coordinator designated by the
19 department pursuant to W.S. 25-10-112(g), that the
20 patient's present primary need is for medical treatment or
21 care and whose need for psychiatric care is secondary, the
22 court may delay ordering directed outpatient commitment or
23 involuntary hospitalization of the patient until such time

1 as the patient receives medical care and the patient's need
2 for psychiatric care is primary.

3

4 **25-10-110.1. Directed outpatient commitment**
5 **proceedings.**

6

7 (a) If the court finds based upon the recommendation
8 of an examiner or on its own determination that the
9 proposed patient is mentally ill but does not require
10 inpatient hospitalization, the court shall consider issuing
11 a directed outpatient commitment order. The court shall
12 require directed outpatient commitment for the proposed
13 patient for a period of time as determined appropriate by
14 the court, not to exceed two (2) years with review by the
15 court at a hearing held at least once every six (6) months.
16 The court may designate an outpatient care provider that
17 will provide care to the proposed patient.

18

19 (c) The terms and conditions of the treatment plan
20 shall be established by an examiner in consultation with
21 any ~~gatekeeper~~treatment coordinator designated by the
22 department and approved by the court. In preparing the
23 plan, the examiner shall consult with the county attorney,

1 treating health care providers and the patient or the
2 person responsible for the care and custody of the patient,
3 if known.

4

5 (d) The treatment plan may require:

6

7 (i) Periodic reporting, including reporting
8 required under subsection (k) of this section;

9

10 (f) The treatment center or treatment provider or any
11 other person identified in the treatment plan shall report
12 to the county attorney and any ~~gatekeeper~~ treatment
13 coordinator designated by the department any material
14 noncompliance by the patient with the treatment plan.

15

16 (k) Not less than once every six (6) months, the
17 treatment coordinator shall provide a written report to the
18 county attorney for any patient committed to directed
19 outpatient treatment under this section, including any
20 revisions to the patient's treatment plan.

21

1 25-10-112. Liability for costs of emergency custody,
2 involuntary hospitalization and proceedings therefor; cost
3 sharing.

4
5 (a) Subject to the provisions of subsections (d), ~~and~~
6 (e) ~~and (k)~~ of this section, the county in which a person
7 is ~~detained~~ placed in emergency custody or in which
8 involuntary hospitalization proceedings are brought shall
9 pay the costs of:

10
11 (i) The first seventy-two (72) hours of
12 detention, in addition to any Saturday, Sunday or legal
13 holiday that falls within the seventy-two (72) hours,
14 pursuant to W.S. 25-10-109, including costs of medical
15 treatment for those conditions:

16
17 (A) That resulted in the emergency
18 ~~detention~~ custody of the person; or

19
20 (b) Subject to the provisions of subsection (d) of
21 this section, when a ~~detained~~ person placed in emergency
22 custody or proposed patient is not a resident of Wyoming,

1 the department shall pay the costs listed in paragraphs
2 (a)(i) through (iii) of this section.

3

4 (c) The county shall pay for the first seventy-two
5 (72) hours as provided in subsection (a) of this section
6 even if the patient waives the hearing required under W.S.
7 25-10-109 and proceeds to voluntary outpatient treatment,
8 directed outpatient commitment or involuntary
9 hospitalization proceedings. Subject to the provisions of
10 subsections (d) and (e) of this section, if continued
11 emergency ~~detention~~custody is ordered pursuant to W.S.
12 25-10-109(k)(iii), the county's liability for any costs of
13 ~~detention~~emergency custody, treatment or transportation
14 shall terminate after the first seventy-two (72) hours of
15 ~~detention~~emergency custody, in addition to any Saturday,
16 Sunday or legal holiday. The department shall be
17 responsible for those costs after the expiration of the
18 county's responsibility for payments of the costs. All
19 costs of treatment, transportation and continued emergency
20 ~~detention~~custody incurred after the first seventy-two (72)
21 hours of ~~detention~~emergency custody, in addition to any
22 Saturday, Sunday or legal holiday, shall be paid by:

23

1 (e) When a person is ~~detained~~placed in emergency
2 custody under W.S. 25-10-109, the county in which the
3 person resided shall be liable for costs of treatment for
4 the first seventy-two (72) hours of ~~detention~~emergency
5 custody, in addition to any Saturday, Sunday or legal
6 holiday that falls within the seventy-two (72) hours. If
7 the person remains in ~~detention~~emergency custody after the
8 hearing pursuant to W.S. 25-10-109(k)(iii), the department
9 shall directly, or under contract with local providers,
10 provide treatment for those conditions specified in
11 paragraph (a)(i) of this section until the person is
12 released from ~~detention~~emergency custody or involuntary
13 commitment is ordered, subject to payment of costs as
14 provided in this subsection or subsection (c) of this
15 section.

16

17 (g) The department in consultation with each board of
18 county commissioners may establish a single point of
19 responsibility or ~~gatekeeper~~treatment coordinator.
20 ~~Gatekeeper~~Treatment coordinator duties shall include, but
21 are not limited to, providing guidance on issues of
22 ~~detention~~emergency custody and involuntary treatment,
23 appearing at hearings and providing recommendations to the

1 court regarding the custody and treatment of patients and
2 monitoring and coordinating timely, efficient and effective
3 patient treatment prior to, during and after any emergency
4 ~~detention~~custody or involuntary treatment under this act.
5 No ~~gatekeeper~~treatment coordinator designated under this
6 subsection shall provide inpatient psychiatric treatment to
7 patients under this act, unless the ~~gatekeeper~~treatment
8 coordinator has been approved by the department of health
9 to provide these services.

10

11 (h) The county attorney shall notify the department
12 and any ~~gatekeeper~~treatment coordinator of any ~~detention~~
13 emergency custody placement, continued emergency ~~detention~~
14 custody order, directed outpatient commitment or
15 involuntary hospitalization order within twenty-four (24)
16 hours.

17

18 (j) The department, boards of county commissioners,
19 designated hospitals, ~~gatekeepers~~treatment coordinators
20 and other treatment providers may, upon contract or
21 agreement, coordinate and monitor the services and payments
22 required for the treatment of persons with mental illness
23 as provided under this ~~section~~act. Pursuant to contract or

1 agreement, the department may assume any part of the
2 expenses associated with a ~~gatekeeper~~treatment coordinator
3 which expenses would otherwise be the responsibility of a
4 county under this act, including expenses for the
5 transportation of patients to appropriate care settings.

6

7 **25-10-120. Rights of patients; commitment and**
8 **treatment of persons being treated by prayer.**

9

10 (d) No person who is being treated in good faith by
11 spiritual means alone, through prayer, by a duly accredited
12 practitioner in accordance with the tenets and practices of
13 a recognized church or religious denomination may be
14 ~~detained~~placed in emergency custody, hospitalized or
15 ordered to receive treatment under this act unless:

16

17 **25-10-125. Clothing and transportation upon**
18 **discharge.**

19

20 (b) The county responsible for payment of costs
21 pursuant to W.S. 25-10-112(a) shall ensure that a patient
22 discharged from emergency ~~detention~~custody within
23 seventy-two (72) hours, or upon expiration of emergency

1 ~~detention~~custody after seventy-two (72) hours without a
2 court order for hospitalization under W.S. 25-10-110,
3 possesses suitable clothing and adequate means to ensure
4 his arrival at the home from which he was admitted or
5 another place, which is in the best interests of the county
6 and of the patient.

7

8 **25-10-127. Convalescent status; discharge;**
9 **readmittance.**

10

11 (a) After providing notice to the court, the county
12 attorney who initiated involuntary hospitalization
13 procedures, any ~~gatekeeper~~treatment coordinator designated
14 by the department and all interested parties, the hospital
15 may release an improved patient on convalescent leave
16 subject to the following:

17

18 (iii) Release on convalescent leave shall
19 include a plan of treatment on an outpatient or nonhospital
20 basis and other provisions for continuing responsibility of
21 the patient by the hospital. Prior to the end of one (1)
22 year on convalescent leave, and not less than annually
23 thereafter, the hospital shall reexamine the facts relating

1 to the hospitalization of the patient on convalescent leave
2 and if the hospital determines hospitalization is no longer
3 anticipated, the hospital shall discharge the patient and
4 make a report of discharge to the court, to any ~~gatekeeper~~
5 treatment coordinator designated by the department and to
6 the county attorney who initiated procedures for the
7 involuntary hospitalization.

8

9 **25-10-128. Access to patient information.**

10

11 Any disclosure of patient information required by this
12 article shall be subject to limitations imposed by state
13 and federal law. The department shall promulgate rules
14 facilitating the exchange of information required by this
15 article to the maximum extent allowed by state and federal
16 law. At the discretion of the court considering a matter
17 under this article, the court may order the disclosure of
18 information required by this article. The court also may
19 designate and direct the actions of a ~~gatekeeper~~treatment
20 coordinator otherwise designated by the department under
21 W.S. 25-10-112(g) for the purpose of allowing the
22 gatekeeper access to patient information.

23

