

**Involuntary Commitment to a Substance Abuse Treatment Facility
(up to 30 days, with two possible 90-day re-commitments)**

Definition: An involuntary commitment is appropriate for a client who:

1. Is alcoholic or drug-dependent and is likely to inflict harm on self or others unless committed to treatment, and/or
2. Is incapacitated by alcohol, and
3. Will not seek treatment voluntarily.

Involuntary Commitment steps include:

1. Make certain the client will not go into treatment voluntarily.
2. Responsible party complete the ADAD Interview Guide, dated March, 2000.
 - a. Responsible parties include:
 - i. Law enforcement
 - ii. Physician
 - iii. Spouse or other relative
 - iv. Any responsible party over the age of 18
3. Responsible party contact Yolanda Gray at ADAD, 303-866-7489, and fax interview guide to her at 303-866-7481.
 - a. Yolanda determines whether to file a petition with the court
 - b. Yolanda works with the District Attorney to file the Petition in the client's county of residence
 - i. Includes an exam by a local physician attesting to the capacity for physical harm or incapacity due to alcoholism, or
 - ii. Includes documentation of refusal by client of such medical exam
 - iii. Includes documentation of client refusal to attend treatment voluntarily
 - iv. Copy of Petition is delivered to petitioner, person whose commitment is sought and his/her counsel, and administrator of facility where client may be being held on an emergency commitment (if applicable)
 - c. Judicial Hearing is conducted by the District Attorney (or his or her assigns) in client's county of residence
 - d. Commitment Hearing is conducted by the District Attorney (or his or her assigns) in the client's county of residence
 - i. Yolanda makes the commitment recommendation, where, and for how long the client will be committed
 - ii. Once the commitment is in place, any changes must go through Yolanda
 - e. The client is committed to the custody of the State and ordered into the placement recommended by Yolanda
 - f. Yolanda monitors client progress in treatment
 - g. Based on progress in treatment, Yolanda either petitions for up to an additional 90 days in treatment, or, the client is discharged from the commitment and is no longer a ward of the State
 - h. One more 90-day recommitment can be requested by Yolanda
4. Clients can be billed for treatment but cannot be refused placement for lack of ability to pay or refusal to pay.
 - a. Clients must be admitted into residential whether or not they have the deposit money