



**MONTANA STATE HOSPITAL
FORENSIC MENTAL HEALTH FACILITY
POLICY AND PROCEDURE**

**ADMISSION CRITERIA FOR THE
FORENSIC MENTAL HEALTH FACILITY**

Effective Date: August 21, 2019

Policy: MSH FMHF-01

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- I. PURPOSE:** This policy defines the criteria for admitting patients to the Montana State Hospital (MSH) Forensic Mental Health Facility (FMHF).
- II. POLICY:** MSH will ensure the criteria for admission are followed and the FMHF provides secured nonhospital-based forensic mental health services for individuals 18-years of age and older based on their commitment status.
- III. DEFINITIONS:**
- A. **Licensed Independent Practitioner:** The individual responsible for the medical/psychiatric management of FMHF patients.
 - B. **FMHF Social Worker:** The individual responsible for communicating with the community court and legal systems and managing the referrals to FMHF.
 - C. **FMHF Program Manager:** The individual responsible for reviewing referrals with the FMHF social worker and assures planning and follow-through with treatment activities.
 - D. **Forensic Patient:** A patient referred to and accepted into the FMHF program.
- IV. RESPONSIBILITIES:**
- A. FMHF Licensed Independent Practitioner:
 - 1. Reviews referrals for admission with the FMHF Social Worker and/or the FMHF Program Manager.
 - B. FMHF Social Worker:
 - 1. Liaison with community court and legal systems.
 - 2. Collaborates with the FMHF Licensed Independent Practitioner and/or the FMHF Program Manager to ensure appropriate admissions.
 - 3. Coordinates admissions with community court and legal systems.

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C. FMHF Program Manager:

1. Collaborates with the FMHF Licensed Independent Practitioner and/or the FMHF Social Worker to ensure appropriate admissions.

V. PROCEDURES:

A. Criteria for Admissions:

1. FMHF will serve the following commitment types:
 - a. Committed to a mental health facility for evaluation of fitness to proceed pursuant to 46-14-202(2) through 206MCA;
 - b. Committed to the custody of the Director of the Department of Public Health and Human Services to be placed for treatment to restore fitness to proceed pursuant to 46-14-221, MCA;
 - c. Admitted to FMHF under a court order for a mental health evaluation to be included in a pre-sentence investigation under 46-14-311(2), MCA;
 - d. Committed to the custody of the Director of the Department of Public Health and Human Services to be placed for custody, care, and treatment under 46-14-301, MCA;
 - e. Committed to the custody of the Director of the Department of Public Health and Human Services to be placed for custody, care, and treatment under 46-14-312, MCA;
 - f. In the custody of the Department of Corrections and transferred to the FMHF under 53-21-130, MCA, or accepted for voluntary admission following such a transfer under 53-21-111, MCA; or
 - g. Involuntarily committed to MSH under 53-21-127, MCA, while serving a sentence at a correctional facility.

VI. REFERENCES: Administrative Rules of Montana for Mental Health Center: Policies and Procedures 37.106.1908, 37.106.1614, and 37.106.1621.

VII. COLLABORATED WITH: Hospital Administrator, Medical Director, Forensic Psychiatrist, Director of Clinical Services, Director of Nursing, and FMHF Program Manager.

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- VIII. RESCISSIONS:** MSH FMHF-01, Admission Criteria for the FMHF dated February 1, 2016.
- IX. DISTRIBUTION:** MSH Electronic Policy and Procedure Manual; MSH Website Policy and Procedure Manual.
- X. ANNUAL REVIEW AND AUTHORIZATION:** This policy is subject to annual review and authorization for use by either the Administrator or the Medical Director with written documentation of the review per ARM § 37-106-330.
- XI. FOLLOW-UP RESPONSIBILITY:** FMHF Program Manager.
- XII. ATTACHMENTS:** None

Signatures:

Kyle Fouts
Hospital Administrator (I)

Thomas Gray, MD
Medical Director