

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, California 95814



October 11, 2001

ALL-COUNTY INFORMATION NOTICE NO: I-84-01

TO: ALL-COUNTY WELFARE DIRECTORS:
ADULT PROTECTIVE SERVICES
PROGRAM MANAGERS

REASON FOR THIS TRANSMITTAL

- State Law Change
- Federal Law or Regulation Change
- Court Order or Settlement Agreement
- Clarification Requested by One or More Counties
- Initiated by CDSS

This All-County Information Notice (ACIN) provides general information regarding temporary emergency protective orders. Chapter 913, Statutes of 1996 (Assembly Bill 2881, Woods) added Chapter 12, Protective Placement and Custody of Endangered Adults, to the Elderly and Dependent Adult Act to authorize law enforcement and other designated parties to take endangered adults into emergency protective custody. Supporters of AB 2881 suggested that the addition of Chapter 12 was necessary to protect elders and dependent adults who are in danger. The Legislature's intention is stated in Welfare and Institutions Code (WIC) Section 15700(b):

"It is the intent of the Legislature, in enacting this chapter, to enhance the protection of elderly persons and dependent adults by providing a mechanism for temporary emergency protective custody of elderly or dependent adults who are suspected victims of abuse or neglect, and who are found to be in a situation that poses an immediate risk of serious injury or death, and when no other means are available to mitigate the risk to the elderly or dependent adult."

The provisions of this statute are entirely voluntary, and the statute may not be implemented within a county until the Board of Supervisors of the county has voted to do so. What follows is the complete text of the Chaptered AB 2881 (Woods). It is intended as a guide for any county that may wish to adopt procedures for temporary emergency protective custody.

Any questions regarding the information in this ACIN, or about the Adult Protective Services program in general, may be directed to your assigned analyst at (916) 229-0323.

*Original Document
Signed By*

DONNA L. MANDELSTAM
Deputy Director
Disability and Adult Programs Division

Attachment