

## **1. Which persons are included in Senate Bill (SB) 929 data collection and reporting requirements, and where can LPS-designated facilities find more information about these data elements and definitions?**

Each designated and approved facility and each other entity involved in implementing W&I Code Section 5150 are required to report specified data to the county in which it operates. Each county behavioral health director is required to report involuntary treatment data to the Department of Health Care Services (DHCS) quarterly. The Judicial Council is required to provide DHCS by October 1 of each year with data from each superior court.

LPS designated facilities may find more information regarding data reporting requirements in [W&I Code Section 5402](#). DHCS has created a phased implementation plan that will allow for the planning and execution of SB 929 and includes input from county and behavioral health stakeholders across the state. Please reference the Phase I [Behavioral Health Information Notice \(BHIN\) 23-015](#), [Phase II BHIN](#) and the Data Element Dictionary (DED) for definitions and categories.

## **2. What happens when LPS-designated facilities do not meet SB 929 reporting requirements?**

DHCS may impose a plan of correction or assess civil money penalties, or both, against a designated and approved facility and/or a county that fails to submit data on a timely basis. DHCS may assess civil money penalties against a designated and approved facility or county in the amount of fifty dollars (\$50) per day from the date specified in the notice to impose civil money penalties from the DHCS. A designated and approved facility or county may submit an informal written appeal of a civil money penalty to DHCS within 30 calendar days of the date of issuance of a notice to impose civil money penalties. The designated and approved facility or county shall include any supporting documentation and explain any mitigating circumstances. DHCS shall make a determination on the appeal within 60 calendar days of receipt of the informal written appeal ([W&I Code Section 5402 \(f\)\(1-4\) and \(f\)\(5\) \(a-c\)](#)).

**3. Does patient insurance status determine data collection eligibility?**

No, patient insurance status does not determine data collection eligibility. Data pertaining to services shall specify payer information or funding used to pay for services pursuant to [W&I Code Section 5402 \(a\)\(7\)](#).

**4. What are recommendations for staffing to meet these data collection requirements?**

A county may establish policies and procedures to ensure compliance with data requirements. These facilities and entities shall collect and report data to the county behavioral health director consistent with the county's policies and procedures if established pursuant to [W&I Code Section 5402 \(b\)\(2\)\(B\)](#).

**5. How do you differentiate data for persons admitted to multiple hospitals in one county or individuals that are admitted from a different county to ensure accurate data?**

It is the responsibility of the county in which a treatment facility is located to include all the information about the facility where the detention was initiated to report this data to DHCS in its survey. This is to eliminate duplicate reporting. A person who initially is admitted to a unit within a facility and is subsequently transferred to another unit within the same facility or to another facility for the same treatment episode while being held under the same W&I Code section is to be counted only once. This person is to be counted in the unit or facility where each specific detention was initiated (and not counted in facilities where they were subsequently transferred while under the same hold) to avoid duplicate reporting. Other Entities as defined in [Phase II BHIN](#) involved in implementing W&I Code Section 5150 shall provide accurate and complete data to the county pursuant to [W&I Code Section 5402 \(b\)\(1\)](#). A county may establish policies and procedures to ensure compliance and duplicative reporting pursuant to [W&I Code Section 5402 \(b\)\(2\)\(B\)](#).

**6. Where can we review the upcoming data elements for collection and reporting at each phase?**

Please see the SB 929 Outline Report for a list of all phases of SB 929 implementation.

**7. If a county needs to correct submitted errors and/or provide updates, what is the process for amending data or withdrawing data submittals?**

DHCS has launched Nintex a data collection platform for county behavioral health directors to submit data. County behavioral health directors are provided a

confirmation number upon completion which allows for updates to prior data submissions.

**8. Where can I access the data reporting web portal, and is there a template available to view outside of the web portal? Who can access the web portal?**

To access the data reporting web portal, please email [MHDATA@DHCS.CA.GOV](mailto:MHDATA@DHCS.CA.GOV) for access. There is no template available to view outside of the web portal. Only county behavioral health directors shall submit data to DHCS pursuant to [W&I Code Section 5402 \(b\)\(2\)\(B\)](#). DHCS is developing plans to address utilization of county behavioral health director designees to submit LPS data reporting requirements as specified in W&I Code Section 5402. DHCS plans to issue updated LPS data reporting guidance and processes in Summer 2024.

**9. What are the dates that the data reporting portal will be open for (during each reporting period)?**

Pursuant to W&I Code section 5402 (b)(1)(C), data shall be submitted on a quarterly basis, or more frequently, as required by the department. DHCS will notify county behavioral health directors when the portal opens via email correspondence, Behavioral Health Information Notice (BHIN), and/or Listening Sessions.

**10. Will counties receive a receipt confirmation for data submittals?**

County behavioral health directors are provided a confirmation number upon completion of data reporting via the Nintex online platform.

**11. Where can LPS-designated facilities go to request technical assistance from DHCS?**

Questions and feedback can be directed to [MHDATA@DHCS.CA.GOV](mailto:MHDATA@DHCS.CA.GOV).

**12. What resources are currently available to aid counties in data collection from LPS-designated facilities?**

DHCS has issued the following resources:

- » [Phase I BHIN-23-015](#)
- » [Phase II BHIN-24-013](#)
- » [SB 929 Outline Report](#)
- » [Data Element Dictionary \(DED\)](#)
- » [SB 929 & AB 118 Listening Session Part 1](#)

- » [Assembly Bill \(AB\) 118 BHIN-23-067](#)
- » [SB 43 BHIN-24-011](#)

**13. Will county BH directors be able to assign designates to fill out data forms? Whose contact information should be provided?**

DHCS is currently reviewing policies and procedures internally and developing plans to allow designees. DHCS will be issuing updated guidance in Summer 2024.

**14. How do we access the Nintex link?**

The link was sent to county behavioral health directors on April 5, 2024. If you are a county behavioral health director and require access to Nintex, please email [MHDATA@DHCS.CA.GOV](mailto:MHDATA@DHCS.CA.GOV).

**15. Where can we access the Listening Session slides and recording?**

The slides and recording are posted to the DHCS Licensing and Certification Division website: <https://www.dhcs.ca.gov/services/MH/Pages/InvoluntaryDetention-MH.aspx>

**16. When will counties receive the data dictionary?**

DHCS published the Phase II BHIN which includes helpful resources, including the data element dictionary: <https://www.dhcs.ca.gov/provgovpart/Pages/2024-BH-Information-Notices.aspx>

**17. Where can we find data requirements?**

[BHIN 24-013](#) published to the [DHCS BHIN page](#) outlines Phase II data requirements.

Attachments to [BHIN 24-013](#) include:

- » [Attachment A: Phase II Data Requirements](#)
- » [Attachment B: Phase II Data Requirements](#)
- » [Attachment C: Phase II Data Requirements](#)
- » [LPS Act Involuntary Detentions Data Frequently Asked Questions \(FAQs\)](#)
- » [LPS Act Quarterly Reporting Data Element Dictionary \(DED\), Version 1.1 \(March 2024\)](#)
- » [Senate Bill 929 Report to Legislature \(March 2024\)](#)

**18. Where do we get a list of LPS Designated and Approved Facilities/Jail Inpatient Units?**

A list of LPS-Designated and Approved facilities/Jail Inpatient Units can be found here: <https://www.dhcs.ca.gov/provgovpart/Pages/County-LPS-Facilities.aspx>

**19. If we run into any issues with the submission, who can we contact for support?**

Please email the [MHDATA@DHCS.CA.GOV](mailto:MHDATA@DHCS.CA.GOV) inbox with questions.