

California Department of Health Care Services
Lanterman-Petris-Short (LPS) Act Involuntary Detentions Data
Frequently Asked Questions (FAQS)

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 Welfare and Institutions (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 24-013](#) 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 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 in its survey. 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 to avoid duplicate reporting. Other Entities as defined in [Phase II BHIN 24-013](#) 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 [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. How do you differentiate data for persons admitted to multiple hospitals in one county or being admitted from another county to ensure accurate data?

This person is to be counted in the unit or facility where each specific detention was initiated. It is the responsibility of the county behavioral health director where the detention was initiated to report this data to DHCS. This is to eliminate duplicate reporting.

9. Where can I access the data reporting web portal, and is there a 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 \(b\)\(2\)\(B\)](#). To report LPS data, please email MHData@dhcs.ca.gov for access. There is no template available to view outside of the web portal.

10. What are the dates that the data reporting portal be open for?

DHCS is currently establishing year-round timeframes. However, since DHCS is implementing data reporting requirements in a phased approach please see [Phase II BHIN 24-013](#) for current reporting timeframes.

11. Who can access the web portal?

Only county behavioral health directors shall submit data to DHCS pursuant to [W&I Code Section 5402 \(b\)\(2\)\(B\)](#).

12. 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.

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

Questions and feedback can be directed to MHData@dhcs.ca.gov

14. 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](#)