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F I L E D

Clerk of the Superior Court

OCT 21 2020

By: A. Grantham, Deputy

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO**

IN THE MATTER OF:)
CHILDREN AND FAMILIES RECEIVING SERVICES)
FROM THE HEALTH AND HUMAN SERVICES)
AGENCY, COUNTY OF SAN DIEGO; DISCLOSURE)
OF THERAPY TREATMENT PLANS AND)
PSYCHOLOGICAL/PSYCHIATRIC EVALUATIONS)
BETWEEN OPTUM AND CHILD WELFARE)
SERVICES REPRESENTATIVES.)
ORDER AUTHORIZING OPTUM TO
DISCLOSE THERAPY TREATMENT
PLANS AND EVALUATIONS OF
CHILDREN, PARENTS, AND GUARDIANS
RECEIVING SERVICES FROM HHSA TO
HHSA CWS REPRESENTATIVES

Pursuant to rule 6.6.1 of the Superior Court of San Diego County Local Rules, any information kept in Health and Human Services Agency (“HHSA”) files regarding a child and/or family receiving services from HHSA is confidential and not subject to disclosure unless authorized by the Court. State and federal law, including but not limited to the Health Insurance Portability and Accountability Act (“HIPAA”) and Welfare and Institutions Code section 5328, govern the confidentiality of psychiatric information. There are circumstances, however, where it is necessary to share information regarding the treatment and services the child and/or family, including parents and guardians, are receiving in order to better provide services to the child and/or family. The information includes therapy treatment plans and psychological and psychiatric evaluations that have been submitted by Treatment Evaluation Resources

ORDER – 1

1 Management ("TERM") providers to Optum, the County of San Diego's administrative services
2 organization for behavioral health services. Optum is responsible for reviewing treatment plans and
3 evaluations of HHSA child welfare services clients for quality, consistency of treatment goals,
4 appropriateness of therapeutic interventions, and progress toward discharge, as applicable.
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6 FOR GOOD CAUSE SHOWN, THE COURT HEARBY ORDERS:
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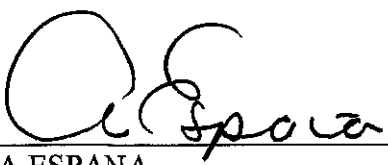
8 1. Optum may disclose and/or provide TERM treatment plans and psychiatric and
9 psychological evaluations of HHSA Child Welfare Services clients that have been reviewed for quality,
10 consistency of treatment goals, appropriateness of therapeutic interventions, and progress toward
11 discharge, as applicable, to the HHSA Child Welfare Services representative. These treatment plans and
12 evaluations of HHSA Child Welfare Services clients shall be provided to the appropriate HHSA Child
13 Welfare Services representative so that they may better provide services to the child and/or family. Child
14 Welfare Services clients include children, parents, and guardians receiving services from HHSA Child
15 Welfare Services.
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18 2. This order shall only apply to cases where a parent or the court has authorized or ordered,
19 as applicable, the treatment provider to treat or conduct a psychiatric, psychological or
20 neuropsychological evaluation of child and/or parents under the jurisdiction of the juvenile court and to
21 disclose the evaluation and/or treatment update to HHSA child welfare services representative.
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24 3. This order shall expire four (4) years after the date of issuance unless superseded or
25 rescinded by subsequent order or rule of court.
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27 IT IS SO ORDERED.

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DATED: 10/21/2020



ANA ESPANA
PRESIDING JUDGE OF THE
SUPERIOR JUVENILE COURT