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**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 Superior Court of California, County of San Diego Rules of Court: Division 6-Juvenile: Chapter 6, Rule 6.6.1, any information kept in Health and Human Services Agency (HHSA) files regarding a child and/or family receiving services from HHSA is confidential, 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. This information includes therapy treatment plans and psychological and psychiatric evaluations that have been submitted by treatment evaluation resources management (“TERM”) providers to Optum, the County of San Diego’s (“County”) administrative services organization (“ASO”) for behavioral health services. Optum is responsible for reviewing treatment plans and evaluations of HHSA child welfare services

1 clients for quality, consistency of treatment goals, appropriateness of therapeutic interventions
2 and progress toward discharge, as applicable.

3 THEREFORE, THE COURT HEREBY ORDERS:

4 1. Optum may disclose and/or provide treatment plans and psychiatric and
5 psychological evaluations of HHSA child welfare services clients that have been reviewed for
6 quality, consistency of treatment goals, appropriateness of therapeutic interventions and progress
7 toward discharge, as applicable, to the HHSA child welfare services representative. These
8 treatment plans and evaluations of HHSA child welfare services clients shall be provided to the
9 appropriate HHSA child welfare services representative so that they may better provide services
10 to the child and/or family. Child welfare services clients include children, parents and guardians
11 receiving services form HHSA Child Welfare Services.

12 2. This order shall only apply to cases where a parent or the court has authorized or
13 ordered, as applicable, the treatment provider to treat or conduct a psychiatric evaluation of
14 youth and/or parents under the jurisdiction of the juvenile court and to disclose the evaluation
15 and /or treatment update to the HHSA child welfare services representative.

16 3. This order shall expire four (4) years after the date of issuance unless superseded
17 or rescinded by subsequent order or rule of court.

18 IT IS SO ORDERED.

19 DATED: 7/10/12


20 JUDGE OF THE SUPERIOR COURT

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