

**ARTICLE 2 – MENTAL HEALTH SERVICES**

*Revised July 11, 1995*

**Subsections 91020.1 through 91020.25.2 are unchanged.**

**91020.26 PC 1170(d) Evaluations**

*Updated March 9, 2015*

When a request for a PC 1170(d) is received, staff shall prepare a diagnostic study and recommendation. This report, together with the current psychological evaluation if indicated, and a transmittal letter shall be reviewed by the program's Associate Warden. If any staff recommendations are in conflict, the method by which this conflict was resolved shall be described in the transmittal letter to the court. Excluding reception centers and emergencies, inmates shall not be transferred until the PC 1170(d) report is completed.

**91020.27 PC 273(a)(d) and 1203.03 Evaluations**

*Updated March 9, 2015*

Reception center staff shall prepare a psychiatric/psychological evaluation for each PC 1203.03 case and each inmate who, after observation or based on the information from the county, appears to have a psychiatric problem that may affect facility placement. Prisoners convicted of PC 273(a) (willful cruelty toward child/jeopardizing life, limb, or health) and/or PC 273(d) (inflicting corporal punishment upon a child resulting in traumatic injury) shall undergo a psychiatric/psychological evaluation to determine whether counseling may be recommended as a condition of parole.

**91020.28 Work/Training Incentive Program**

*Updated March 9, 2015*

An inmate with documented long-term medical/psychiatric work limitations shall be processed in the following manner:

- The inmate shall receive a psychiatric or psychological evaluation to determine the extent of the inmate's disability and to delineate the inmate's capacity to perform work and/or training programs for either a full or partial work day. If the inmate is deemed capable of working only a partial work program, they shall be awarded full-time credit for participation in such a program.
- The psychiatric or psychological evaluation shall be reviewed by the facility's classification committee.

**91020.29 Revisions**

*Updated March 9, 2015*

The Director, DHCS, or designee is responsible for ensuring that the contents of this article are kept current and accurate.

**91020.30 References**

*Updated March 9, 2015*

PC §§ 273, 1170, 1203.03, 2600, 2684, 2685, 2690, 3002, 3501, 5068, and 5068.5.

CCR (15) (3) §§ 3342 and 3362.

CCR (22) §§ 70577 and 70579.

W&I §§ 5000 et seq., and 7301.

H&SC § 1316.5.

B&PC §§ 2900 - 2912.

Youngberg v. Romero.

The injunction, dated October 31, 1986, in the matter of Keyhea V. Rushen, 178 Cal. App. 3d 526.

The Consent Decree filed March 25 in the case of Whitaker V. Rushen, U.S.D.C., ND No. C-81-3284.

DOM §§ 32010, 51030, 55050, 62030, 62050, and 62080.