

### Proceedings Suspended Per WI 3051, PC 1368, or WI 5352

Some incarcerated individuals have their **proceedings suspended** for three (3) very specific reasons:

**1368 PC - Order for Examination and Determination of Mental Competency** - A Forensic Psychiatrist from the San Diego Community Mental Health Services Facility is appointed to perform an examination of the defendant to determine if the defendant is presently mentally competent.

**3051 WI - Order for Examination and Determination of Narcotics Addiction -** A Forensic Psychiatrist from the San Diego Community Mental Health Services Facility is appointed to perform an examination of the defendant to determine if the defendant is presently addicted to the use of narcotics or is in imminent danger of becoming addicted to the use of narcotics.

**5352 WI - Order for Examination and Determination of Recommended Conservatorship** - A Forensic Psychiatrist from the San Diego Community Mental Health Services Facility is appointed to perform an examination of the defendant to determine if the defendant is gravely disabled as a result of mental disorder or impairment by chronic alcoholism.

NOTE: It is easy to overlook these three (3) items, as they are located near the bottom of the court documents.

If a Court Document states, "proceedings suspended per 3051 WI, 1368 PC or 5352 WI," the incarcerated individual is not sent to a receiving state prison but is scheduled for a psychological examination. Usually, these court documents **will not** have a future court date. An Order for Examination is sent later with the future court dates.

#### TO UPDATE THE PROCEEDING SUSPENDED DOCUMENTS

- 1. Update new court information; there is a psychological examination (SUPEF) date and a determination hearing date. <u>Both dates are entered</u>. If no court dates, leave the court section blank until another court order is received.
  - The psychological examination (SUPEF) has a Reason on Calendar (ROC) of **ZE** (Mental Competency).
  - The Determination Hearing has a Reason on Calendar (ROC) of FP (Further Proceedings).
- 2. Change the bail if necessary.
- 3. Enter a disposition of 1368 PC, 3051 WI or 5352 WI. This will cause the incarcerated individual's name to appear on the appropriate Notify List.



4. In the Notes section, enter "Proceedings Suspended Per 3051 WI, 1368 PC or 5352 WI."

NOTE: This is not a prison commit at this time. DO NOT enter COM or DOCP as the disposition.

### **Scanning of Mental Health Court Orders**

All court orders with the following stipulations are required to be scanned and emailed to the Medical Services Division:

• Court orders committing an individual to the Psychiatric Security Unit (PSU), a State Hospital (SPHP), or the Jail Based Competency Treatment (JBCT) Program

CU	STODY STATUS Defendant REMAN	DED to custody of Sherif	f. Court reinstates bail	in amount of [] \$	NO BAIL.	
	☐ Trailing Cases: Case#	Bail \$	Case#	Bail \$		
X	Court finds defendant IS NOT mentally competent to stand trial, and orders the defendant committed / returned to:    Patton State Hospital   County Jail, PSU   Las Colinas, PSU   Other					
	For:⊠ Maximum term of 2 □ r	Remainder of previously imposed term.				

• Court orders committing an individual to the Psychiatric Security Unit and 1370 PC -Proceedings After Finding Defendant Mentally Incompetent.

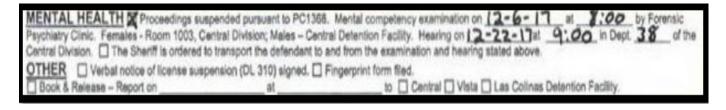
CUSTODY STATUS Defendant REMAN	Bail \$	Case#	Bail \$	
Court finds defendant IS NOT mentally	competent to stand trial,	and orders the defendant	committed / returned to:	
☐ Patton State Hospital ☑ Count	y Jail, PSU Las Coli	nas, PSU Other		
For ⊠ Maximum term of 1 □ n			Remainder of previously in	mposed term.
Maximum sentence for most ser	lous charge is 1	months 🛛 years.		

• Court orders declaring the defendant IS mentally competent to stand trial.

## PURSUANT TO PC1368/1370/1372 Court finds defendant IS mentally competent to stand trial, reinstates criminal proceedings, and orders defendant returned to the □ Central □ East County □ North County ☑ South County Division, see Future Dates below.

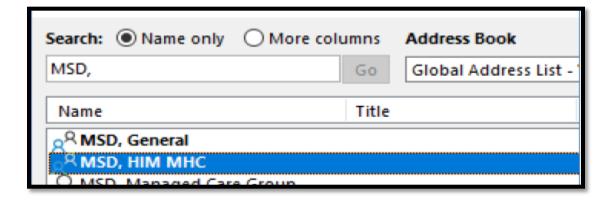
## San Diego County Sheriff's Department

• Court orders in which proceedings are suspended pursuant to PC1368, and a mental competency examination has been scheduled for a future date.



Upon receipt, the documents will be updated in JIMS, ARJIS'd, then scanned and forwarded to the Medical Services Division via email. The group name in the global email directory can be found as MSD, HIM MHC, or the direct email may be entered, HIMC MH@sdsheriff.org.

The Subject of the email must contain the inmate's last name and booking number, and in the body "Please see attached".





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Once the court document has been scanned and emailed, a notation of CC: MSD Email will be recorded by the updating DPT at the bottom of the document. The DPT assigned to quality assurance (QA) must ensure this notation has is recorded on the document before filing into the custody record.

