

DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS

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**ADP BULLETIN**

Title: Serving Adolescents in ADP Licensed <i>Residential</i> Facilities		Issue Date: May 1, 1998	Issue No. 98-23
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Deputy Director Approval Robert L. Jackson, R.Ph. Quality Assurance Division	Function <input type="checkbox"/> Information Management <input checked="" type="checkbox"/> Quality Assurance <input type="checkbox"/> Service Delivery <input type="checkbox"/> Fiscal <input type="checkbox"/> Administration	Supersedes Bulletin/ADP Letter No.	

PURPOSE

The purpose of this bulletin is to provide information to residential providers licensed by the Department of Alcohol and Drug Programs (ADP) regarding the requirements which must be met to serve adolescents (individuals who are a minimum age of 14 years, but less than 18 years) in the facility. Facilities licensed by ADP **cannot** provide recovery and/or treatment services to adolescents unless the adolescent is an emancipated minor or the facility has been granted a waiver from ADP to serve adolescents. This bulletin was prompted by recent California Alcohol and Drug Data System (CADDs) data which indicated that adolescents are being served in residential facilities licensed by ADP, but no waiver has been granted for this purpose and it cannot be determined whether the adolescents have emancipated status.

DISCUSSION

The following clarifies the circumstances in which services to adolescents in ADP licensed facilities may be provided.

Emancipated Minor:

The Department has the legal authority to license nonmedical alcoholism or drug abuse recovery or treatment facilities which provide services to adults. Health and Safety Code Section 11834.02 defines adults to include emancipated minors. Emancipated status can be acquired through one or more of the following methods:

- X Declaration of emancipation pursuant to Family Code Section 7122 (adolescents should have a copy of the court order),

- X The individual has entered into a valid marriage, whether or not the marriage has been dissolved, or
- X The individual is on active duty with the armed forces of the United States.

When a facility provides alcohol and/or drug recovery or treatment services to an emancipated minor, the facility should have documentation in the resident=s record to verify emancipated status.

Waiver to Serve Adolescents:

The facility can apply for a waiver from ADP to serve a nonemancipated adolescent. The California Code of Regulations, Title 9, Chapter 5, Subchapter 4, beginning with Section 10598, details the procedure and the additional requirements which must be met prior to serving a nonemancipated adolescent. The waiver process includes a proposal, fingerprint clearances, staffing requirements, and a written statement from the county alcohol and/or drug program administrator indicating a need for the waiver, etc. Once the provider has met all of the conditions of Subchapter 4, the license is amended to specify that adolescents may be served.

REFERENCES

Health and Safety Code Sections 11834.02 and 11834.50(c)
Family Code, Division 11, Part 6 (commencing with Section 7000)
California Code of Regulations, Title 9, Chapter 5, Subchapter 4 (commencing with Section 10598)

HISTORY

Not Applicable.

QUESTIONS/MAINTENANCE

Questions regarding serving emancipated minors can be directed to your assigned analyst in the Licensing and Certification Branch or to the Officer of the Day at (916) 322-2911. Questions regarding the waiver process to serve nonemancipated adolescents should be directed to Lois MacNeil at (916) 323-1806.

EXHIBITS

None.

DISTRIBUTION

Residential Alcoholism or Drug Abuse Recovery or Treatment Facilities
County Alcohol and Drug Program Administrators
Wagerman Associates, Inc.
Director=s Advisory Council (DAC)
Social Model Recovery Systems, Inc.
California Association of Addiction Recovery Resources

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ADP INFORMATION BULLETIN
SERVING ADOLESCENTS IN ADP LICENSED FACILITIES

1. Kevin, Cheryl, Kathy S., - Please prepare in Aproper@ ADP bulletin format (yellow box, etc.)
2. Kathy B.
3. Chuck B
4. Ann
5. Bob Jackson
6. Kevin, Cheryl, Kathy S., - please get bulletin number, date, reproduce, and distribute. (P.S. let me know when I can run the mailing labels . . .)

Thanks . . .

Kathy Booth

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Document located in my directory: g:kathyb.adpbulle.1