

RESOLUTION SUPPORTING INVOLUNTARY COMMITMENT TRANSPORT SERVICES WITH ATRIUM HEALTH HOSPITALS

WHEREAS, pursuant to NCGS §122C-251(a), Union County has the duty to provide, through its law enforcement officers, transportation under the involuntary commitment proceedings of Article 5 of Chapter 122C of the North Carolina General Statutes for (i) citizens of Union County, and (ii) any person taken into custody within Union County limits ("Transportation Services"); and

WHEREAS, The Charlotte-Mecklenburg Hospital Authority d/b/a Atrium Health (hereinafter "Atrium Health") operates hospitals including emergency departments within Union County; and

WHEREAS, Atrium Health hospitals and emergency departments receive mental health patients who are respondents in commitment proceedings pursuant to Article 5 of Chapter 122C of the North Carolina General Statutes and who require Transportation Services from time to time; and

WHEREAS, NCGS §122C-251(g) permits the Union County Board of Commissioners to designate private agency personnel to provide all or parts of the Transportation Services required by involuntary commitment proceedings; provided such designated persons are trained and provided the County's plan assures adequate safety and protection of both the public and the person transported; and it further appearing all requirements of section 251(g) are satisfied; and

WHEREAS, Atrium Health desires to provide transportation services to and from Atrium Health hospitals or enter into agreements with additional or alternative trained and certified private providers for provision of transportation services to and from Atrium Health hospitals; and

WHEREAS, the agreements between Atrium Health and private providers contracted to provide transportation of involuntary commitment respondents will be consistent with the terms of the Policy and Plan for Transportation of Union County Involuntary Mental Commitment Respondents as approved by the Union County Board of Commissioners; that provider personnel will receive Crisis Intervention Training; that providers will supply vehicles for the transportation of respondents; that providers will provide liability insurance (general liability coverage in the amount of \$2 million per occurrence/\$5 million in the aggregate per annum and excess/umbrella coverage in the amount of \$2 million per occurrence/\$5 million in the aggregate); that providers will comply with applicable law in the custody and transportation of residents; and that providers agree to indemnify and hold harmless the County of Union and the Union County Sheriff and its employees or agents; and

WHEREAS, the provision of such Transportation Services from Atrium Health facilities by providers will be at no cost to Union County; and

WHEREAS, as provided in N.C.G.S. §122C-251(g) Union County may adopt a plan for transportation of involuntary mental commitment respondents and Atrium Health desires to contract with private providers consistent with that plan.

NOW, THEREFORE IT IS RESOLVED, that, as permitted by G.S. §122C-251(g), the plan for transportation of respondents in involuntary commitment proceedings from Atrium Health facilities is hereby adopted. Atrium Health may engage the services of private providers for transportation of respondents in involuntary commitment proceedings from Atrium Health consistent with Union County's Policy and Plan for Transportation of Union County Involuntary Mental Commitment Respondents and comply with the requirements and follow the procedures of Article 5

of Chapter 122C. Neither the adoption of this plan nor the designation of a private provider is, or shall be construed as, creating any agency or other relationship between the County, the Sheriff's Office, and a provider. This designation is intended to serve only as the designation required by G.S. §§122C-251.

Adopted this the ____ day of March 2025.

Chairman

Union County Board of Commissioners

ATTEST:
