



Yakima County Health District

Isolation and Quarantine Procedures Manual

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I. INTRODUCTION:

- A. This procedure manual is designed to help Yakima County Health District (YHD) staff through the process of quarantining people who have been exposed to a potentially communicable condition. It outlines YHD staff actions necessary to obtain voluntary quarantine and/or isolation, emergency quarantine/isolation, and petitioning a superior court to obtain a judicial order for an individual or group of people to be quarantined or isolated.
- B. The diagram at Section I, Attachment 1 provides a visual of the processes to be used when the health officer believes that quarantine and/or isolation is appropriate to limit the spread of disease or contamination of a chemical, radiological, or biological agent.
- C. Attachment 2, Section I describes the use of the forms needed for each type of quarantine and/or isolation.
- D. Attachment 3, Section I describes the legal documents used when initiating isolation and/or quarantine
- E. Assumptions:
 - 1. If wide-scale isolation and quarantine is needed the Health Officer will assess the need to declare a Public Health Emergency.
 - 2. An Incident Command System will be implemented to provide adequate staff to meet the needs of this Plan and Process
- F. Location of Forms: Forms are located in the following directory for access across the agency:
<S:\Isolation & Quarantine>

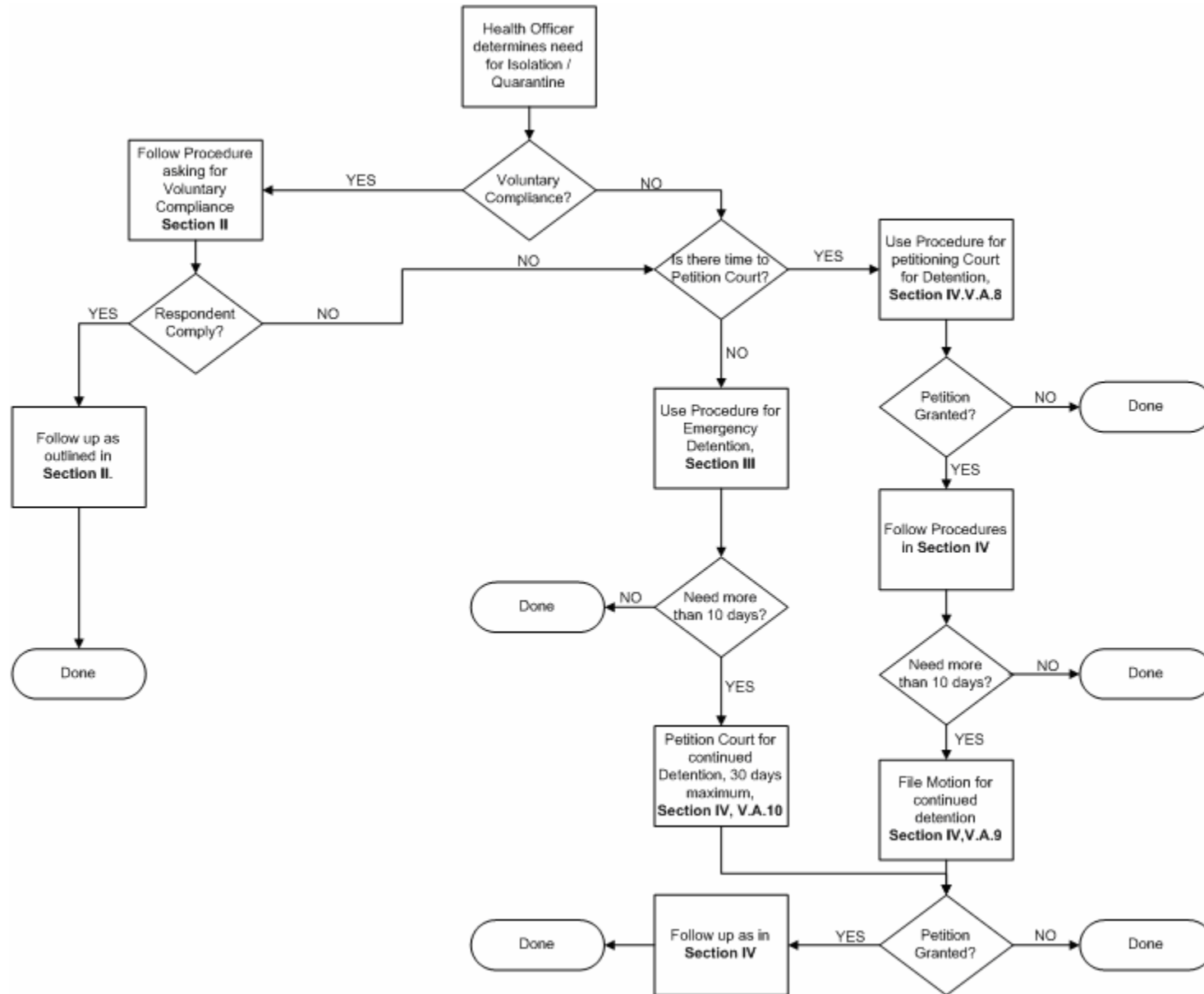
Approved

Christopher Spitters, M.D., M.P.H.
Health Officer
Yakima County Health District

Attachments

- 1. Isolation and Quarantine Flow Chart
- 2. Use of Forms
- 3. Use of Isolation or Quarantine Legal Documents Process Chart

Isolation and Quarantine Flowchart



USE OF FORMS:

Voluntary Compliance:

This is the first step in all cases unless the Health Officer has determined that the risk necessitates going directly to an Emergency Detention Order or Petition for Judicial Detention. See procedure “Requesting Voluntary Isolation” in Section II. The templates for these documents are found at: <S:\Isolation & Quarantine\Letters>

Use the “Voluntary Isolation Letter” and “Voluntary Isolation Acknowledgment”, both of which are in the “Letters” folder.

If voluntary compliance is effective until the risk is no longer present, use the “Release from Isolation Letter.” [Note: this same letter is also issued following the expiration of detention pursuant to an emergency order and judicial order.]

If Voluntary compliance is refused, the Health Officer can either (1) proceed with an Emergency Detention Order, use the “LHO Involuntary Order” folder; or (2) petition the court for a judicial order of detention, use the “Judicial Detention when Voluntary Refused” folder.

Emergency Detention Order:

If the Health Officer decides to proceed with an emergency order, use the “LHO Involuntary Order” folder. The guidance is contained in Section III and the template is found at: <S:\Isolation & Quarantine\Letters>

Petition for Judicial Detention:

If the Health Officer decides to petition the court for a detention order without first attempting voluntary compliance, use the “Judicial Detention for Imminent Risk” folder. The guidance is contained in Section IV, Paragraph V.A.8. The templates for these documents are found at: <S:\Isolation & Quarantine\Court Documents>

Continued Detention:

If the Health Officer determines that more than ten (10) days of isolation/quarantine are needed, application to the court can be made for an additional thirty (30) day period. The type of application to the court will vary depending on prior action:

If the person is being isolated based on an Emergency Detention Order issued by the Health Officer, use the “Continued Detention Lawsuit” folder because there has not been prior court involvement, a summons and petition will need to be filed (with the other documents). Guidance is found in Section IV, Paragraph V.A.10. The templates for these documents are found at: <S:\Isolation & Quarantine\Court Documents>

If the person is being isolated based on a Judicial Order of Detention issued by the superior court, use the “Continued Detention Motion” folder because a petition will have been previously filed and so no new summons and petition are required. Guidance is found in Section IV, Paragraph V.A.9. The templates for these documents are found at: <S:\Isolation & Quarantine\Court Documents>

USE OF ISOLATION OR QUARANTINE LEGAL DOCUMENTS PROCESS CHART

Options for Initiating Quarantine or Isolation Under WAC 246-100-040

LHO Request for Voluntary Quarantine WAC 246-100-040(1)	LHO Order for Involuntary Isolation or Quarantine WAC 246-100-040(3)	Court Order for Involuntary Isolation or Quarantine WAC 246-100-040(4)
Likely to be used when:	Likely to be used when:	Likely to be used when:
<p>LHO is confident the quarantined individual will comply</p> <p>NOTE: a) The term “isolation” is not used in this request, as isolation is used when a person already has symptoms. This person would need care in a hospital or hospital-like setting, as opposed to a voluntary quarantine to home or other residential-type setting.</p> <p>b) The last part of the form calls for an attachment. The types of local resources which should be considered are telephone numbers for crisis clinic, mental health clinics, alcoholics anonymous, domestic violence counselors, or other support groups. The attachment should also inform the quarantined individual how to access basic necessities, e.g. Red Cross volunteers, volunteers from local faith-based organizations, whatever organizations the LHO has enlisted and educated to safely assist the quarantined individuals.</p>	<p>Not as confident the individual will comply with a Voluntary Request for Voluntary Isolation or Quarantine; when the LHO believes the formality of the order with police enforcement and fine will better ensure compliance, or there is no time or ability to secure a Court Order (i.e., person ready to leave jurisdiction, need to impose quarantine on a weekend or at night and no prearrangements were made to locate a judge in an emergency).</p>	<p>Not confident that individual will comply with either Request or LHO Order; LHO believes that it may be necessary to move to a contempt of court proceeding with the threat of incarceration and/or greater fine to secure the individual; as a supplement to the LHO Order for Involuntary Isolation or Quarantine (both can be obtained, i.e. not mutually exclusive).</p> <p>NOTE: There are two sets of pleadings here – one is for use when no attempt is made to seek voluntary compliance due to the serious and imminent risk to the public. The second set is for use when voluntary compliance was sought, but the individual refused or otherwise indicated that he or she would not comply. WAC 246-100-040(4)(vi) provides for these two methods, which affects what the LHO must include in his or her declaration. That is the reason for the two sets of pleadings. Take note of the footer to see which pleading is being used.</p>

OPTIONS FOR NON-COMPLIANCE

If used LHO Request for Voluntary Quarantine Initially, then	If used LHO Order for Involuntary Isolation or Quarantine Initially, then	If used Court Order for Involuntary Isolation or Quarantine Initially, then
a) LHO Order for Involuntary Isolation or Quarantine under WAC 246-100-040(3) or b) Court Order for Involuntary Isolation or Quarantine under WAC 246-100-040(4)	Court Order for Involuntary Isolation or Quarantine under WAC 246-100-040(4)	Seek an order from the court finding the individual in contempt of court under chapter 7.21 RCW (incarceration and/or fine up to \$2,000 per day) Note: Given potential exposure to others, imprisonment might take the form of electronic monitoring at the quarantine site

TO EXTEND ISOLATION OR QUARANTINE PERIOD**WAC 246-100-040(5), (6)**

Note: Both the LHO Order and Court Order described above are emergency orders, so they are valid for a maximum of ten days quarantine. If the LHO needs to extend the quarantine beyond ten days, only the Superior Court may order an extension for up to thirty days. If the individual is voluntarily complying, then the LHO may request the individual to continue in quarantine on a voluntary basis without seeking an order from the Court. There is **no** LHO Order extending an involuntary isolation or quarantine in WAC 246-100-040.

If a lawsuit was already filed in Superior Court because a Court Order for Involuntary Isolation or Quarantine was obtained, the extension can be requested by filing a motion with the Superior Court under the same cause number.

If the involuntary quarantine is based solely on the LHO Order for Involuntary Isolation or Quarantine, no lawsuit has yet been filed, so the LHJ will need to file a lawsuit using the summons and petition for order authorizing continued involuntary detention for quarantine or isolation.

Note: WAC 246-100-040(6) authorizes another extension up to thirty days if so ordered by the Superior Court.

YAKIMA COUNTY HEALTH DISTRICT

PROCEDURE: REQUESTING VOLUNTARY ISOLATION [WAC 246-100-040]

EFFECTIVE: September 1, 2005

I. DEFINITIONS:

- A. **Isolation** - the separation, for the period of communicability or contamination, of infected or contaminated persons or animals from others in such places and under such conditions as to prevent or limit the direct or indirect transmission of the infectious agent or contaminant from those infected or contaminated to those who are susceptible or who may spread the agent or contaminant to others. [WAC 246-100-011(16)]
- B. **Quarantine:** the limitation of freedom of movement of such well persons or domestic animals as have been exposed to, or are suspected to have been exposed to, an infectious agent, for a period of time not longer than the longest usual incubation period of the infectious agent, in such manner as to prevent effective contact with those not so exposed. [WAC 246-100-011(24)]
- C. **Suspected to be Infected:** for suspected cases means the local health officer, in his or her professional judgment, reasonably believes that infection with a particular infectious agent is likely based on signs and symptoms, laboratory evidence, or contact with an infected individual, animal, or contaminated environment.

II. AUTHORITY:

- A. In accordance with the provisions of RCW 43.20.050 (4) and 70.05.120, an order issued by a local health officer, or his or her delegee, in accordance with Chapter 246-100 WAC shall constitute the duly authorized application of lawful rules adopted by the state board of health and must be enforced by all police officers, sheriffs, constables, and all other officers and employees of any political subdivisions within the jurisdiction of the health department.
- B. In accordance with WAC 246-100-040, a local health officer, or his or her delegee, at his or her sole discretion, may issue an emergency detention order causing a person or group of persons to be immediately detained for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (3), or may petition the superior court *ex parte* for an order to take the person or group of persons into involuntary detention for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (4).

III. USE OF VOLUNTARY ISOLATION

- A. Voluntary Isolation should always be used as a first option UNLESS the Local Health Officer (LHO) has:
 - 1. determined in his or her professional judgment that seeking voluntary compliance would create a risk of serious harm; and
 - 2. determined that there is a reason to believe that the person or persons is/are, or is/are suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent that could spread to or contaminate others if remedial action is not taken; and
 - 3. determined that there is a reason to believe that the person or persons would pose a serious and imminent risk to the health and safety of others if not detained for purposes of isolation and quarantine. [WAC 246-100-040(1)]
- B. If the subject(s) have been non-compliant with voluntary isolation and immediate action is believed to be needed, see Section III, Procedure: “**EMERGENCY DETENTION ORDER.**”

IV. PROCEDURE FOR VOLUNTARY ISOLATION:

- A. Make a reasonable effort to obtain voluntary compliance with requests for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities using the following steps:
1. Isolation and quarantine staff will initiate direct contact with person or persons suspected to be infected.
 2. Establish new case/contact(s) in Isolation and Quarantine Database.
 3. Verbally direct person or persons to voluntarily comply with request for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities.
 4. Document date and time of verbal contact with person or persons and specific instructions given to person or persons in Isolation and Quarantine Database.
 5. Isolation and quarantine staff will follow up verbal request by *immediately* issuing written request to person or persons and acknowledgment of voluntary isolation form found in **Attachment 1, Section II**. If needed, help can be provided by YHD's legal counsel.
 6. Hand deliver letter and acknowledgment of voluntary isolation form to person or persons.
 7. Document date and time letter was delivered to person or persons in the Isolation and Quarantine Database. Also document whether or not person signed the acknowledgment of voluntary isolation form found in **Attachment 2, Section II**.
 8. Maintain copy of letter(s) and acknowledgment of voluntary isolation form(s) for files.
 9. Add case contact name(s) to schedule of daily check-in calls.
 10. Establish an Emergency Call Center if the number of affected parties exceeds the day-to-day capacity of CD/EPI.
 11. Conduct daily check-in calls to verify person or persons is/are at specified location and to monitor health status. Continue conducting daily check-in calls until such time that person or persons are released from voluntary isolation.
 12. Record any irregularities discovered in check-in calls in Isolation and Quarantine Database [*i.e.*, change in health status, not responding to call(s)].
 13. Notify the appropriate law enforcement agency and office of the prosecuting attorney of voluntary quarantine isolation.,
 14. Flag any and all irregularities for supervisory action and follow up. [*i.e.*, police or staff drive by]
 15. **IF REPEATED ATTEMPTS TO LOCATE PERSON OR PERSONS ARE UNSUCCESSFUL, SEEK DECISION BY LOCAL HEALTH OFFICER ON ISSUING AN EMERGENCY DETENTION ORDER [maximum 10 days] AND/OR TO PETITION THE SUPERIOR COURT FOR INVOLUNTARY DETENTION [maximum 30 days].**
 16. Document in the Isolation and Quarantine Database any requests for assistance. Include the following information:
 - a. nature and type of assistance requested,[be specific]
 - b. date and time the request was made;
 - c. purveyor organization, contact name and phone number to which the request was assigned. [*i.e.*, Red Cross, local human services agency, health care provider, public health nurse] For multiple requests assigned to different purveyors, note this information for *each* type of assistance requested.
 - d. **NOTE:** Reasonable requests for assistance could include requests for food, clothing, shelter, means of communication, medication, medical care and special needs related to cultural and religious beliefs.
 17. Follow up with purveyors on requests made, noting in the Isolation and Quarantine Database the date and the time when assistance was received by person or persons.

V. PROCEDURE FOR RELEASE FROM VOLUNTARY ISOLATION

- A. There are a number of circumstances under which a person or persons may be released from Involuntary Isolation.
 - 1. The person or persons is no longer suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 - 2. The person or persons is/are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from voluntary isolation.
- B. In such cases, once a decision has been made to release a person or persons from Voluntary Isolation, the following steps should be followed:
 - 1. Initiate direct contact with person or persons to be released from voluntary isolation.
 - 2. Issue a written statement that they are released from voluntarily isolation because:
 - a. they are no longer suspected to be infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 - b. they are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from voluntary isolation.
 - 3. The form is found in **Attachment 3, Section II.**
 - 4. Courier written statement to person or persons, return receipt requested.
 - 5. File return receipt(s).
 - 6. Document date and time letter was delivered to person or persons in the Isolation and Quarantine Database.
 - 7. Maintain copy of letter(s) for files.
 - 8. Inactivate case contact name(s) thereby canceling daily check-in calls.

Approved

Christopher Spitters, M.D., M.P.H.
Health Officer
Yakima County Health District

Attachments:

- 1. Voluntary Isolation Letter
- 2. Acknowledgement of Voluntary Isolation
- 3. Release for Voluntary Isolation

Date: _____

Addressee
Mailing/Delivery Address

Dear _____,

I have determined that your voluntary isolation and/or quarantine is necessary for the preservation and protection of the public health. This determination is based on the following information:

Therefore, your compliance is hereby requested. You are requested to report to, or remain at your primary residence of record at

_____ by _____
(premises subject to isolation) (date and time)

Please read the enclosed information carefully and follow the enclosed recommendations. The Yakima County Health District requests that you stay home from work, school, child care, and other public areas until we notify you that it is safe to resume your normal activities.

I am including the most recent information available on what you can do to help prevent spread of _____ to others, including your household contacts. The information sheets about _____ are updated often as new information becomes available. [You can find out about any new information about _____ at the Yakima County Health District website, www.____.____.] [Insert only if applicable.]

We understand that staying home may cause significant inconvenience to you. However, it is very important for the protection of your own health and that of others that you abide by this request for isolation and/or quarantine. If you have any questions about this request or need assistance in complying, please call _____ at (509) ____ - _____. Failure to voluntarily comply with this request may result in an emergency detention order, pursuant to WAC 246-100-040.

Sincerely,

HEALTH OFFICER
YAKIMA COUNTY HEALTH DISTRICT

VOLUNTARY ISOLATION ACKNOWLEDGMENT

On _____, 200__, I received a written notice from the Yakima County Health District indicating that the Health Officer of the Yakima County Health District requests my voluntary isolation from the public.

I have read the notice and the enclosed information carefully and intend to follow the enclosed recommendations. I understand that I will stay home from work, school, child care, and other public areas until I am notified by you that it is safe to resume my normal activities.

Additionally, I will follow any other requests of the Yakima County Health District relating to my isolation and/or quarantine. I understand that if I have any questions regarding my condition, I will **stay where I am and call the Yakima County Health District** at (509) _____

DATED this ____ day of _____, 200__

[sign name]

[print name]

[date of birth]

[social security number]

Date _____

To Whom It May Concern:

_____ has completed a period of isolation and/or quarantine as recommended by the Yakima County Health District for persons suspected of having _____. Isolation is recommended when someone has a communicable disease and contact with other people is restricted in order to prevent the spread of the illness.

The Yakima County Health District requested isolation and/or quarantine of the above named individual based on recommendations from the U.S. Centers for Disease Control and Prevention. At the completion of the isolation and/or quarantine period, the activities of the above named individual are no longer restricted and they may return to work, school, and other public activities.

Attached is a fact sheet about _____. In addition, you may find information about _____ at the CDC website, www.cdc.gov, and the WHO website, www.who.org. You may also call the Yakima County Health District at 509-_____ if you have questions about this letter or about _____.

Sincerely,

HEALTH OFFICER
YAKIMA COUNTY HEALTH DISTRICT

YAKIMA COUNTY HEALTH DISTRICT

PROCEDURE: EMERGENCY DETENTION ORDER [WAC 246-100-040]

EFFECTIVE: September 1, 2005

I. DEFINITIONS:

- A. **Isolation:** the separation, for the period of communicability or contamination, of infected or contaminated persons or animals from others in such places and under such conditions as to prevent or limit the direct or indirect transmission of the infectious agent or contaminant from those infected or contaminated to those who are susceptible or who may spread the agent or contaminant to others. [WAC 246-100-011 (16)]
- B. **Quarantine:** the limitation of freedom of movement of such well persons or domestic animals as have been exposed to, or are suspected to have been exposed to, an infectious agent, for a period of time not longer than the longest usual incubation period of the infectious agent, in such manner as to prevent effective contact with those not so exposed. [WAC 246-100-011 (24)]
- C. **Suspected to be Infected:** for suspected cases means the local health officer, in his or her professional judgment, reasonably believes that infection with a particular infectious agent is likely based on signs and symptoms, laboratory evidence, or contact with an infected individual, animal, or contaminated environment.

II. AUTHORITY:

- A. In accordance with the provisions of RCW 43.20.050 (4) and 70.05.120, an order issued by a local health officer, or his or her delegee appointed by the local board of health, in accordance with Chapter 246-100 WAC shall constitute the duly authorized application of lawful rules adopted by the state board of health and must be enforced by all police officers, sheriffs, constables, and all other officers and employees of any political subdivisions within the jurisdiction of the health department.
- B. In accordance with WAC 246-100-040, a local health officer, or his or her delegate, at his or her sole discretion, may issue an emergency detention order causing a person or group of persons to be immediately detained for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (3), or may petition the superior court *ex parte* for an order to take the person or group of persons into involuntary detention for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (4).

III. PROCEDURE FOR DETERMINING NEED FOR EMERGENCY DETENTION ORDERS:

- A. Before proceeding to the issuance of an Emergency Detention Order, the Local Health Officer (LHO), or his or her delegee, must FIRST answer and document responses to the questions contained in Section III, Attachment 1.
- B. If you have answered YES to either question 2-a or 2-b, and YES to questions 1 and 3 in Section III, Attachment 1, AND have documented your decisions and the responses to said questions, proceed to the next section.
- C. If you answered NO to any of the questions in Section III, Attachment 1, your responses suggest that sufficient evidence is not available to seek an EMERGENCY DETENTION ORDER at this time.

IV. USE OF EMERGENCY DETENTION ORDERS:

If the LHO orders the immediate *involuntary* detention of a person or persons for purposes of isolation or quarantine, the LHO shall issue a written emergency detention order as soon as reasonably possible and in all cases within 12 hours of detention. The emergency detention order shall be for a period not to exceed 10 days.

V. RELIEF FROM EMERGENCY DETENTION ORDERS:

A person or persons who are subjected to an Emergency Detention Order may seek relief from the superior court through a motion to show cause. [WAC 246-100-055] A person or persons who are subjected to an Emergency Detention Order have the right to court appointed counsel pursuant to Chapter 10.101 RCW. [WAC 246-100-060] If the superior court grants the person or persons relief from the Emergency Detention Order, proceed to Part VII, "PROCEDURE FOR RELEASE FROM EMERGENCY DETENTION" below.

VI. PROCEDURE FOR EXECUTING EMERGENCY DETENTION ORDER:**A. Internal Steps for Executing Emergency Detention Order:**

1. Having made a reasonable effort to obtain voluntary compliance with requests for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities and having found that voluntary compliance has not or would not be effective, an emergency detention order is to be executed by taking the following steps:
 - a. Isolation and Quarantine staff will establish new* case contact(s) in Isolation and Quarantine Database. [** Only new if NO attempt had been made to secure voluntary compliance based on professional judgment and corresponding documentation of same, that seeking voluntary compliance would have created a risk of serious harm. Otherwise, case contact(s) will already be recorded from the attempted voluntary compliance.*]
 - b. If needed, notify Isolation and Quarantine Logistics staff in order to activate isolation and/or quarantine facilities for specified number of people.
2. Isolation and Quarantine Supervisor will notify relevant law enforcement and Office of the Prosecuting Attorney and YHD's legal counsel of intentions to issue "Emergency Detention Order" for specific person or person(s).
3. Request assistance from law enforcement personnel, as necessary, in order to take person or persons into custody and/or to assume control of specified facilities.
4. Within 12 hours of taking person or persons into custody, issue written emergency detention order(s) to said person or persons. Provide copy to relevant law enforcement officials and the Office of the Prosecuting Attorney. Hand deliver by courier, return receipt requested. **Attachment 2, Section III** is a copy of the Emergency Detention Order. If needed, help can be provided by YHD's legal counsel. Upon issuance of the Emergency Order, the Office of the Prosecuting Attorney or YHD's legal counsel shall have the option to go before the applicable Superior Court and seek an *ex parte* order approving the Emergency Order within 72 hours of its issuance.
5. File return receipt(s).
6. Document date and time Emergency Detention Order was delivered to person or persons in the Isolation and Quarantine Database.
7. Maintain copy of Emergency Detention Order for files.
8. Add case contact name(s) to schedule of daily check-in calls.
9. Establish an Emergency Call Center if the number of affected parties exceeds the day-to-day capacity of Communicable Disease Control.

10. Conduct daily check-in calls to monitor person or persons health status. Continue conducting daily check-in calls until such time that person or persons are released from emergency detention.
11. Record any irregularities discovered in check-in calls in Isolation and Quarantine Database [i.e., change in health status or person(s) not responding to calls]
12. Flag any and all irregularities for IMMEDIATE action and follow up. [i.e., Law Enforcement or Public Health action]
13. Document in the Isolation and Quarantine Database any requests for assistance. Include the following information:
 - a. nature and type of assistance requested, [be specific]
 - b. date and time the request was made;
 - c. purveyor organization, contact name and phone number to which the request was assigned. [i.e., Red Cross, local human services agency, health care provider, public health nurse] For multiple requests assigned to different purveyors, note this information for *each* type of assistance requested.
 - d. NOTE: Reasonable requests for assistance could include requests for food, clothing, shelter, means of communication, medication, medical care and special needs related to cultural and religious beliefs.
14. Follow up with purveyors on requests made, noting in the Isolation and Quarantine Database the date and the time when assistance was received by person or persons.

B. Intergovernmental Coordination:

1. Health officer assesses need to declare a Public Health Emergency and requests Yakima County to declare such an emergency.
2. Health officer determines the need to activate the incident command structure for Public Health including augmenting regular communicable disease staff to perform isolation and quarantine monitoring and follow up.
3. Health Officer/Department leadership coordinates between the Department, appropriate law enforcement [i.e. Sheriff and chief of police], and local elected officials for the appropriate jurisdiction(s).

VII. PROCEDURE FOR RELEASE FROM EMERGENCY DETENTION:

- A. There are several circumstances under which a person or persons may be released from Emergency Detention:
 1. The person or persons is no longer suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 2. The person or persons is/are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from emergency detention; or
 3. The emergency detention order has expired; or
 4. The Court has granted the person or persons' request for relief from the emergency detention order.
 5. If the emergency detention order has expired, and the Health Officer desires to continue detention by petitioning the Superior Court for Involuntary Detention, see Procedure "PETITIONING SUPERIOR COURT FOR INVOLUNTARY DETENTION."
- B. Upon the occurrence of any of the above, the following steps should be taken.
 1. Notify Isolation and Quarantine Logistics staff that person or persons are to be released from Emergency Detention on a specified date and time.
 2. Notify relevant law enforcement that person or persons are to be released from Emergency Detention on a specified date and time.

3. Initiate direct contact with person or persons to be released from emergency detention.
4. Issue to person or persons at time of physical release, a written "Release from Emergency Detention" statement. The written statement should indicate that they are being released because:
 - a. They are no longer suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 - b. They are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from emergency detention, or
 - c. They have been detained for the maximum time period allowed under WAC 246-100. [10 days].
5. Release from Emergency Detention form letter is in **Attachment 3, Section III**.
6. Document date and time "Release From Emergency Detention" statement was hand delivered to person or persons in the Isolation and Quarantine Database.
7. Maintain copy of letter(s) for files.
8. Inactivate case contacts Emergency Detention Status.

Approved

Christopher Spitters, M.D., M.P.H.
Health Officer
Yakima County Health District

Attachments:

1. Questions to ask prior to ordering Involuntary Detention.
2. Emergency Detention Order
3. Release from Involuntary Detention

Questions to ask prior to Issuing an Emergency Isolation/Quarantine Order

Name of individual or Group: _____

Date: _____

- 1) Do you have reason to believe that the person or group of persons is, or is suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent that could spread to or contaminate others if remedial action is not taken?

YES / NO

- 2-a) Have you made a reasonable effort, which you have documented, to obtain voluntary compliance with requests for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities?

YES / NO

OR

- 2-b) Have you determined and documented in your professional judgment that seeking voluntary compliance would create a risk of serious harm?

YES / NO

- 3) Do you have reason to believe that the person or group of persons would pose a serious and imminent risk to the health and safety of others IF NOT DETAINED for purposes of isolation or quarantine?

YES / NO

Individual Making Determination: _____

Date: _____

Signature: _____

EMERGENCY INVOLUNTARY DETENTION ORDER

Under authority of RCW 70.05.070 and WAC 246-100-040(3), I, _____,
Health Officer for the Yakima County Health District, order the person or persons on the attached Confidential
Schedule to be detained for isolation or quarantine at the location described on the Confidential Schedule beginning
on _____, 200__ at _____ o'clock AM/PM (Pacific Time) and ending on
_____, 200__ at _____ o'clock AM/PM (Pacific Time) (not to exceed 10 days).

Based on my assessment of the information available, I suspect the communicable or infectious disease or
agent affecting the person(s) identified in this order, or with which these persons have been exposed, infected, or
contaminated by, is _____, and the person(s) identified in this order pose a serious and imminent
risk to the health and safety of others if not detained for purposes of isolation or quarantine.

I made the following efforts to obtain voluntary compliance, which were unsuccessful

(OR)

In my professional judgment, seeking voluntary compliance creates a risk of serious harm.

This detention order is medically justified because _____

_____ DATED this _____ day of _____,
200__ at _____ AM/PM (Pacific Time).

HEALTH OFFICER
YAKIMA COUNTY HEALTH DISTRICT

NOTICE TO PERSONS DETAINED BY THIS ORDER

NOTICE: You have the right to petition the superior court for release from isolation or quarantine in
accordance with WAC 246-100-055. You have the right to legal counsel in accordance with WAC 246-100-055. If
you are unable to afford legal counsel, then counsel will be appointed for you at government expense and you
should request the appointment of counsel at this time. If you currently have legal counsel, then you have an
opportunity to contact that counsel for assistance.

CONFIDENTIAL SCHEDULE

ATTACHED TO EMERGENCY INVOLUNTARY DETENTION ORDER

**Protected Under the Health Care Information Act, chapter 70.02 RCW, and
HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164)**

Name(s) Address Identity in Pleadings

Location of Detention

Date _____

To Whom It May Concern:

_____ has completed a period of isolation and/or quarantine as recommended by the Yakima County Health District for persons suspected of having _____. Isolation is recommended when someone has a communicable disease and contact with other people is restricted in order to prevent the spread of the illness.

The Yakima County Health District requested isolation and/or quarantine of the above named individual based on recommendations from the U.S. Centers for Disease Control and Prevention. At the completion of the isolation and/or quarantine period, the activities of the above named individual are no longer restricted and they may return to work, school, and other public activities.

Attached is a fact sheet about _____. In addition, you may find information about _____ at the CDC website, www.cdc.gov, and the WHO website, www.who.org. You may also call the Yakima County Health District at 509-_____ if you have questions about this letter or about _____.

Sincerely,

HEALTH OFFICER
YAKIMA COUNTY HEALTH DISTRICT

YAKIMA COUNTY HEALTH DISTRICT

PROCEDURE: PETITIONING SUPERIOR COURT FOR INVOLUNTARY DETENTION
[WAC 246-100-040]

EFFECTIVE: September 1, 2005

I. DEFINITIONS:

- A. **Isolation** - the separation, for the period of communicability or contamination, of infected or contaminated persons or animals from others in such places and under such conditions as to prevent or limit the direct or indirect transmission of the infectious agent or contaminant from those infected or contaminated to those who are susceptible or who may spread the agent or contaminant to others. [WAC 246-100-011 (16)]
- B. **Quarantine:** the limitation of freedom of movement of such well persons or domestic animals as have been exposed to, or are suspected to have been exposed to, an infectious agent, for a period of time not longer than the longest usual incubation period of the infectious agent, in such manner as to prevent effective contact with those not so exposed. [WAC 246-100-011 (24)]
- C. **Suspected to be Infected:** for suspected cases means the local health officer, in his or her professional judgment, reasonably believes that infection with a particular infectious agent is likely based on signs and symptoms, laboratory evidence, or contact with an infected individual, animal, or contaminated environment.

II. AUTHORITY:

- A. In accordance with the provisions of RCW 43.20.050 (4) and 70.05.120, an order issued by a local health officer, or his or her delegee, in accordance with Chapter 246-100 WAC shall constitute the duly authorized application of lawful rules adopted by the state board of health and must be enforced by all police officers, sheriffs, constables, and all other officers and employees of any political subdivisions within the jurisdiction of the health department.
- B. In accordance with WAC 246-100-040, a local health officer, or his or her delegee, at his or her sole discretion, may issue an emergency detention order causing a person or group of persons to be immediately detained for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (3), or may petition the superior court *ex parte* for an order to take the person or group of persons into involuntary detention for purposes of isolation or quarantine in accordance with WAC 246-100-040 Subsection (4).

III. PROCEDURE FOR DETERMINING NEED FOR INVOLUNTARY DETENTION ORDERS:

- A. Before proceeding to the court to petition for an Involuntary Detention Order, the Local Health Officer (LHO), or his or her delegee, must FIRST answer and document responses to the Questions contained in Attachment 1, Section IV.
- B. If you have answered YES to either question 2-a or 2-b, and YES to questions 1 and 3 contained in Attachment 1, Section IV, AND have documented your decisions and the responses to said questions, proceed to the next section.
- C. If you answered NO to any of the questions contained in Attachment 1, Section IV, your responses suggest that sufficient evidence is not available to seek an INVOLUNTARY DETENTION ORDER at this time.

IV. WHEN TO PETITION THE SUPERIOR COURT:

- A. The Local Health Officer (LHO) having first made a reasonable effort to obtain voluntary compliance with requests for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities **OR**
- B. having found that voluntary compliance has not or would not be effective; **AND/OR**
- C. having executed an emergency detention order for a maximum period of 10 days; **AND**
- D. having found that circumstances require continued isolation and or quarantine for an extended period of time; the Health Officer may elect to Petition the Superior Court *ex parte*.

V. PROCEDURE FOR PETITIONING THE SUPERIOR COURT:

- A. If the LHO elects to petition the Superior Court seeking Involuntary Detention of a person or persons for purposes of isolation or quarantine, the following steps must be taken:
 - 1. Isolation and quarantine staff will establish new* case contact(s) in Isolation and Quarantine Database. [** Only new if NO attempt had been made to secure voluntary compliance based on professional judgment and corresponding documentation of same, that seeking voluntary compliance would have created a risk of serious harm. Otherwise, case contact(s) will already be recorded from the attempted voluntary compliance*]
 - 2. Isolation and Quarantine Supervisor will notify the Office of the Prosecuting Attorney (OPA) or YHD's legal counsel of intent to petition the Superior Court for Involuntary Detention for specific person or person(s). The Primary contact is the Prosecutor and the back-up is the Chief Civil Deputy Prosecutor, phone number is (509) 574-1210.
 - 3. Notify Isolation and Quarantine Logistics staff in order to activate isolation and/or quarantine facilities for specified number of people
 - 4. The Isolation and Quarantine Supervisor will notify relevant law enforcement [i.e. Sheriff and chief of police] of intentions to petition the Superior Court for Involuntary Detention for specific person or person(s).
 - 5. Isolation and Quarantine staff will prepare an initial draft of the necessary legal documents, if needed, help can be provided by YHD's legal counsel, and submit the following information to the OPA or YHD's legal counsel to finalize and to take action:
 - a. Initial Petition for 10-day Involuntary Detention. The Petition is found in **Attachment 2, Section IV.**
 - b. Documentation supporting a declaration of the local health officer attesting to the facts asserted in the petition. The Declaration is found in **Attachment 3, Section IV.**
 - c. The confidential schedule is used no matter how many people are being quarantined. It is a means to protect private health information. The Emergency Detention Order and/or Court pleadings will use an identifier, such as initials. The person(s) actual name will only appear on the confidential schedule. Confidential Schedule is found at **Attachment 4, Section IV.**
 - d. Preparation of any further information that might be relevant and material to the Court's consideration
 - e. Statement of compliance with the conditions and principles of isolation and quarantine contained in WAC 246-100-045.
 - f. A summons. The Summons is found in **Attachment 5, Section IV.**
 - g. An Order for the Court to issue if the involuntary isolation/quarantine is approved. The Order is found in **Attachment 6, Section IV.**
 - 6. A 10-day Involuntary Detention Order can be extended up to 30 days by petitioning the Court. Prepare the initial draft of the necessary legal documents, if needed, help can be provided by YHD's legal counsel, and submit the following information to the OPA or YHD's legal counsel to finalize and to take action:

- a. Motion for Detention. The Motion is found in **Attachment 7, Section IV.**
 - b. Documentation supporting a declaration of the local health officer attesting to the facts asserted in the petition. The Declaration is found in **Attachment 8, Section IV.**
 - c. The confidential schedule is used no matter how many people are being quarantined. It is a means to protect private health information. The Emergency Detention Order and/or Court pleadings will use an identifier, such as initials. The person(s) actual name will only appear on the confidential schedule. Confidential Schedule is found at **Attachment 9, Section IV.**
 - d. Preparation of any further information that might be relevant and material to the Court's consideration
 - e. Statement of compliance with the conditions and principles of isolation and quarantine contained in WAC 246-100-045.
 - f. An Order for the Court to issue if the involuntary isolation/quarantine is approved. The Order is found in **Attachment 10, Section IV.**
7. If YHD has not petitioned the court before, a different set of forms must be used. A 10-day Emergency Detention Order can be extended up to 30 days by petitioning the Court. Prepare an initial draft of the necessary legal documents, if needed help can be provided by YHD's legal counsel, and submit the following information to the OPA or YHD's legal counsel to finalize and to take action:
- a. Petition for Continued Detention. The Petition is found in **Attachment 12, Section IV.**
 - b. Documentation supporting a declaration of the local health officer attesting to the facts asserted in the petition. The Declaration is found in **Attachment 13, Section IV.**
 - c. The confidential schedule is used no matter how many people are being quarantined. It is a means to protect private health information. The Emergency Detention Order and/or Court pleadings will use an identifier, such as initials. The person(s) actual name will only appear on the confidential schedule. Schedule is found in **Attachment 14, Section IV.**
 - d. A summons to appear is in **Attachment 15, Section IV.**
 - e. Preparation of any further information that might be relevant and material to the Court's consideration
 - f. Statement of compliance with the conditions and principles of isolation and quarantine contained in WAC 246-100-045.
 - g. An Order for the Court to issue if the involuntary isolation/quarantine is approved. The Order is found in **Attachment 16, Section IV.**
8. Request assistance from law enforcement personnel, as necessary, in order to take person or persons into custody and/or to assume control of specified facilities.
9. Document date and time of submission to OPA in the Isolation and Quarantine Database.
10. Maintain copy of Petition and supporting documents for files.
11. OPA office to notify Department when petition is filed. Record filing time + 72* hours for approximate date/time for hearing. [* Exclusive of Saturdays, Sundays and holidays]
12. Follow up with OPA's office DAILY regarding status of outstanding petitions. Record status of petitions in Isolation and Quarantine Database as "pending review by Superior Court"
- B. If Petition is Denied, then proceed to **Section VI, "PROCEDURE FOR RELEASE FROM INVOLUNTARY DETENTION"** below.
- C. If the Superior Court grants the petition, take the following steps:
1. Notify Isolation and Quarantine Logistics staff in order to activate isolation and/or quarantine facilities for specified number of people.
 2. Notify relevant law enforcement that Petition for Involuntary Detention has been granted for specific person or person(s).

3. Request assistance from law enforcement personnel, as necessary, in order to take person or persons into custody and/or to assume control of specified facilities.
4. Add case contact name(s) to schedule of daily check-in calls.
5. Conduct daily check-in calls to monitor person or persons health status. Continue conducting daily check-in calls until such time that person or persons are released from involuntary detention.
6. Record any irregularities discovered in check-in calls in Isolation and Quarantine Database [i.e., change in health status.
7. Flag any and all irregularities for IMMEDIATE supervisory action and follow up. [i.e., Law Enforcement or Public Health action]
8. Document in the Isolation and Quarantine Database any requests for assistance. Include the following information:
 - a. nature and type of assistance requested,[be specific]
 - b. date and time the request was made;
 - c. purveyor organization, contact name and phone number to which the request was assigned. [i.e., Red Cross, local human services agency, health care provider, public health nurse] For multiple requests assigned to different purveyors, note this information for *each* type of assistance requested.
 - d. Reasonable requests for assistance could include requests for food, clothing, shelter, means of communication, medication, medical care and special needs related to cultural and religious beliefs.
9. Follow up with purveyors on requests made, noting in the Isolation and Quarantine Database the date and the time when assistance was received by person or persons.

VI. PROCEDURE FOR RELEASE FROM INVOLUNTARY DETENTION:

- A. There are several circumstances under which a person or persons may be released from Emergency Detention:
 1. The person or persons is no longer suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 2. The person or persons is/are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from emergency detention; or
 3. The emergency detention order has expired; or
 4. The Superior Court did not grant authority for involuntary detention based upon the Petition.
- B. In all such cases, once a decision has been made to release a person or persons from Involuntary Detention prior to, or upon the expiration date as noted on the Petition granted by the Superior Court, the following steps should be followed:
 1. Notify ISOLATION AND QUARANTINE LOGISTICS STAFF that person or persons are to be released from Involuntary Detention on a specified date and time.
 2. Notify relevant law enforcement that person or persons are to be released from Involuntary Detention on a specified date and time.
 3. Initiate direct contact with person or persons to be released from Involuntary Detention.
 4. Issue to person or persons at time of physical release, a written "Release from Involuntary Detention" statement. The written statement should indicate that they are being released because:
 - a. They are no longer suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent; or
 - b. They are deemed to no longer pose a serious and imminent risk to the health and safety of others if released from involuntary detention, or
 - c. They have been detained for the maximum time period of 30 days.

5. A copy of the Release from Involuntary Detention is in **Attachment 11, Section IV.**
6. Document date and time "Release From Involuntary Detention" statement was hand delivered to person or persons in the Isolation and Quarantine Database.
7. Maintain copy of letter(s) for files.
8. Inactivate case contact(s), Involuntary Detention Status.

Approved

Christopher Spitters, M.D., M.P.H.
Health Officer
Yakima County Health District

Attachments:

1. Questions to ask prior to petitioning for an Involuntary Isolation/Quarantine Order
2. Petition for ordering Involuntary Detention'
3. Health Officer Declaration in Support of Petition
4. Confidential Schedule
5. Summons
6. Order for Involuntary Detention
7. Motion for Continued Involuntary Detention
8. Health Officer Declaration for Continued Involuntary Detention
9. Confidential Schedule for Continued Involuntary Detention
10. Order for Involuntary Continued Detention
11. Release from Involuntary Detention
12. Petition for Continued Detention
13. Health Officer Declaration for Continued Detention
14. Confidential Schedule for Continued Detention
15. Summons for Continued Detention
16. Order for Involuntary Continued Detention

Questions to ask prior to petitioning for an Involuntary Isolation/Quarantine Order

Name of individual or Group: _____

Date: _____

- 1) Do you have reason to believe that the person or group of persons is, or is suspected to be, infected with, exposed to, or contaminated with a communicable disease or chemical, biological, or radiological agent that could spread to or contaminate others if remedial action is not taken?

YES / NO

- 2-a) Have you made a reasonable effort, which you have documented, to obtain voluntary compliance with requests for medical examination, testing, treatment, counseling, vaccination, decontamination of persons or animals, isolation, quarantine, and inspection and closure of facilities?

YES / NO

OR

- 2-b) Have you determined and documented in your professional judgment that seeking voluntary compliance would create a risk of serious harm?

YES / NO

- 3) Do you have reason to believe that the person or group of persons would pose a serious and imminent risk to the health and safety of others IF NOT DETAINED for purposes of isolation or quarantine?

YES / NO

Individual Making Determination: _____

Date: _____

Signature: _____

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re _____
(use identifiers per Confidential
Schedule),

Respondent(s).

NO. _____

PETITION FOR EX PARTE ORDER
AUTHORIZING INVOLUNTARY
DETENTION FOR QUARANTINE OR
ISOLATION WHEN VOLUNTARY
QUARANTINE OR ISOLATION REFUSED

COMES NOW _____, Health Officer for the Yakima County Health District, by
and through his/her attorney, _____, and petitions this court for an order *ex parte* authorizing
involuntary detention for quarantine or isolation. This petition is based on the pleadings and declaration of
_____, attached hereto.

1. JURISDICTION. This petition is requested under authority of RCW 70.05.070 and WAC 246-100-040(4).

2. IDENTITY OF PARTIES. _____, is the Health Officer for the Yakima County Health District, with offices located at _____.

Respondent(s) and their location are identified in the attached Confidential Schedule.

3. FACTUAL ALLEGATIONS.

a. The Health Officer has determined, or has reason to believe, that the respondent(s) is/are, or is/are suspected to be, infected with, exposed to, or contaminated with _____, which could infect or contaminate others if respondent (s) is/are not detained and quarantined or isolated. The Health Officer requested that respondent(s) voluntarily comply with isolation and quarantine requirements to protect the public health, safety and

welfare. Respondent(s) failed to comply or refused to comply with infection control directives, including the directive for isolation or quarantine.

b. The Health Officer took the following measures seeking voluntary compliance:

c. The medical basis justifying detention for isolation or quarantine is justified is:

4. RELIEF REQUESTED. Based on the above allegations as supported by the attached declaration, the Health Officer requests the following:

a. The entry of an order ex parte authorizing involuntary detention of the person(s) named herein at the location specified in the Confidential Schedule from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at _____ o'clock AM/PM (Pacific Time) (not to exceed ten days);

b. The entry of an order sealing the Confidential Schedule and any other documents containing identifying of the respondent(s), including the location of isolation or quarantine, to protect the privacy of their health care information;

c. Such other relief as the court deems reasonable and proper.

DATED this ____ day of _____, 200__.

[Attorney's Name]
Attorney for (LHO/County)
WSBA #

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re

(use identifiers per Confidential
Schedule),
Respondent(s).

NO. _____

DECLARATION IN SUPPORT OF PETITION
FOR EX PARTE ORDER AUTHORIZING
INVOLUNTARY DETENTION FOR
QUARANTINE OR ISOLATION

_____ declares:

1. I am the Health Officer for the Yakima County Health District.
2. I am authorized by chapter 70.05 RCW to take action necessary to protect the public health, safety and welfare .
3. Under RCW 70.05.070 and WAC 246-100-040(4), I am authorized to request this court to issue an ex parte order for involuntary detention of individuals who should be isolated or quarantined to protect the public health, safety and welfare.
4. I am asking this court to issue an order involuntarily detaining the individuals named on the attached confidential schedule because they pose a threat to the public health, safety and welfare for the following reasons:
5. Respondent(s) has/have been diagnosed with, or is/are suspected to have been exposed to, infected with, or contaminated by, _____ because

CONFIDENTIAL SCHEDULE

ATTACHED TO PETITION FOR EX PARTE ORDER AUTHORIZING INVOLUNTARY DETENTION FOR QUARANTINE OR ISOLATION WHEN VOLUNTARY QUARANTINE OR ISOLATION REFUSED

Protected Under the Health Care Information Act, chapter 70.02 RCW, and HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164)

Name(s) Address Identity in Pleadings

Location of Detention

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re _____
(use identifiers per Confidential
Schedule),
Respondent(s).

NO. _____

**ORDER (EX PARTE) AUTHORIZING
INVOLUNTARY DETENTION FOR
QUARANTINE OR ISOLATION WHEN
VOLUTNARY QUARANTINE OR
ISOLATION REFUSED**

THIS MATTER having come before the Court on the Petition for an Ex Parte Order Authorizing Involuntary Detention for Quarantine or Isolation When Voluntary Quarantine or Isolation Refused filed by _____, Health Officer for the Yakima County Health District, by and through its attorney, _____. The Court considered the pleadings and file herein and the declaration of _____ in support of the petition.

Based on the argument of counsel and the evidence presented, the Court finds:

1.1 The court has jurisdiction over the person and subject matter in this proceeding.

1.2 The Health Officer sought voluntary compliance with isolation and quarantine measures, with which respondent(s) has/have refused or failed to comply.

1.3 There is a reasonable basis supporting the need to isolate or quarantine the respondent(s) as they present a serious and imminent risk to the health and safety of others.

1.4 Respondent(s)' identity(ies) and the location of isolation or quarantine should be kept confidential to protect health care information under HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164) and chapter 70.02 RCW.

Based on the above findings, IT IS ORDERED:

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**STATE OF WASHINGTON
COUNTY SUPERIOR COURT**

In re _____
(use identifiers per Confidential
Schedule),
Respondent(s).

NO. _____

**MOTION FOR ORDER AUTHORIZING
CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION**

COMES NOW _____, Health Officer for the Yakima County Health District, by and through his/her attorney, _____, and asks this court for an order authorizing the extension of the period for involuntary detention for quarantine or isolation. On _____, this court issued an ex parte order authorizing involuntary detention for quarantine or isolation based on the petition submitted by _____, Health Officer. The order issued on _____ authorized involuntary detention for quarantine or isolation of respondent(s) at the location specified on the Confidential Schedule from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at _____ o'clock AM/PM (Pacific Time). This motion asks the court to extend the period of detention for quarantine or isolation of respondent(s) up to an additional thirty days. The local health jurisdiction is in full compliance with the isolation and quarantine principles and conditions contained in WAC 246-100-045. This motion is based on RCW 70.05.070, WAC 246-100-040(5), the pleadings, record and file herein, and the declaration of _____, attached hereto.

DATED this ____ day of _____, 200__.

[Attorney's Name]
Attorney for (LHO/County)

STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re

_____ (use identifiers per Confidential Schedule),

Respondent(s).

NO. _____

DECLARATION IN SUPPORT OF MOTION FOR ORDER AUTHORIZING CONTINUED INVOLUNTARY DETENTION FOR QUARANTINE OR ISOLATION

_____ declares:

1. I am the Health Officer for the Yakima County Health District.
2. I am authorized by chapter 70.05 RCW to take action necessary to protect the public health, safety and welfare.
3. Under RCW 70.05.070 and WAC 246-100-040(5), I am authorized to ask the court to issue an order for the continued involuntary detention of individuals who should be isolated or quarantined to protect the public health, safety and welfare.
4. I am asking this court to issue an order continuing the involuntarily detention of the individuals named on the attached Confidential Schedule because they continue to pose a threat to the public health, safety and welfare for the following reasons:
 5. Respondent(s) has/have been diagnosed with, or is/are suspected to have been exposed to, infected with, or contaminated by, _____ because

Attachment 8, Section IV Declaration in Support of Continued Detention

6. Respondent(s)' condition or suspected condition poses a serious and imminent risk to the health and safety of others because

7. Other less restrictive alternatives were considered as described below, and those alternatives will not provide adequate protection for the public health, safety and welfare because

8. To protect the public, respondent(s) should be detained in isolation or quarantine for a period of _____ days (no more than thirty additional days) at the location specified in the attached Confidential Schedule, unless medical tests or other information conclusively establishes that he/she /they no longer present a threat to the public health, safety and welfare.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this _____ day of _____, 200__ .

[Insert full name]
Signed this _____ day of _____ 2003
at _____, Yakima County, Washington

CONFIDENTIAL SCHEDULE

**ATTACHED TO MOTION FOR ORDER AUTHORIZING CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION**

**Protected Under the Health Care Information Act, chapter 70.02 RCW, and
HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164)**

Name(s) Address Identity in Pleadings

Location of Detention

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re _____
(use identifiers per Confidential
Schedule),
Respondent(s).

NO. _____

**ORDER GRANTING MOTION FOR
CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION**

THIS MATTER came before the Court on the Motion for an Order Authorizing Continued Involuntary Detention for Quarantine or Isolation filed by _____, Health Officer for the Yakima County Health District, by and through his/her attorney, _____. The Court considered the pleadings and file herein and the declaration of _____ in support of the petition.

Based on the argument of counsel and the evidence presented, the Court finds:

1.1 The court has jurisdiction over the person and subject matter in this proceeding.

1.2 The Petitioner has shown clear, cogent, and convincing evidence supporting the need to continue isolating or quarantining the respondent(s) as they present a serious and imminent risk to the health and safety of others.

1.3 Respondent(s)' identity(ies) and location of isolation and quarantine should be kept confidential to protect health care information under HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164) and chapter 70.02 RCW.

Based on the above findings, IT IS ORDERED:

2.1 The motion is granted and respondent(s) shall continue to be detained for isolation or quarantine as necessary to protect the public health, safety and welfare at the location specified in the Confidential Schedule

1 from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at

2 _____ o'clock AM/PM (Pacific Time), unless medical tests or other information conclusively
3 establishes that he/she /they no longer present a threat to the public health, safety and welfare, whereupon,
4 respondent(s) shall be immediately released from detention;

5 2.2 The Confidential Schedule and any other documents containing the identifying information about the
6 respondent(s), including the location of isolation or quarantine, shall be and are hereby sealed to protect the privacy
7 of their health care information.

8 DATED this _____ day of _____, 200__.

9
10 _____
11 Judge

12 Presented by:

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14 _____
15 [Attorney's Name]
16 Attorney for (LHO/County)
17 WSBA #
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Date _____

To Whom It May Concern:

_____ has completed a period of isolation and/or quarantine as recommended by the Yakima County Health District for persons suspected of having _____. Isolation is recommended when someone has a communicable disease and contact with other people is restricted in order to prevent the spread of the illness.

The Yakima County Health District requested isolation and/or quarantine of the above named individual based on recommendations from the U.S. Centers for Disease Control and Prevention. At the completion of the isolation and/or quarantine period, the activities of the above named individual are no longer restricted and they may return to work, school, and other public activities.

Attached is a fact sheet about _____. In addition, you may find information about _____ at the CDC website, www.cdc.gov, and the WHO website, www.who.org. You may also call the Yakima County Health District at 509-_____ if you have questions about this letter or about _____.

Sincerely,

HEALTH OFFICER
YAKIMA COUNTY HEALTH DISTRICT

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re _____
(use identifier per Confidential
Schedule),
Respondent(s).

NO. _____

PETITION FOR ORDER AUTHORIZING
CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION

COMES NOW _____, Health Officer for the Yakima County Health District, by and through his/her attorney, _____, and petitions this court for an order authorizing the extension of the period for involuntary detention for quarantine or isolation. This petition is based on the pleadings and declaration of _____, attached hereto.

1. JURISDICTION. This petition is requested under authority of RCW 70.05.070 and WAC 246-100-040 (5).

2. IDENTITY OF PARTIES. _____ is the Health Officer for the Yakima County Health District, with offices located at _____.

Respondents and their location are identified on the attached Confidential Schedule.

3. FACTUAL ALLEGATIONS.

a. On _____, 20____, _____, Health Officer, issued an emergency order immediately involuntarily detaining the respondent(s) for quarantine or isolation under the authority of RCW 70.05.070 and WAC 246-100-040 (3).

b. The emergency order issued on _____, 20____, authorized the involuntary detention for quarantine or isolation of respondent(s) at the location identified on the attached Confidential Schedule

1 from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at
2 _____ o'clock AM/PM (Pacific Time), no more than ten days.

3 c. The Health Officer has determined or has reason to believe that the respondent(s) is/are, or is/are
4 suspected to be, infected with, exposed to, or contaminated with _____, which could infect or
5 contaminate others if respondent(s) is/are not detained and quarantined or isolated from others.

6 d. The medical basis justifying isolation or quarantine is justified is:

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8
9 e. The anticipated duration of isolation or quarantine based on the suspected communicable disease or
10 infectious agent is _____ (not to exceed thirty days).

11 f. The local health jurisdiction is in full compliance with the isolation and quarantine principles and
12 conditions contained in WAC 246-100-045.

13 4. RELIEF REQUESTED. Based on the above allegations as supported by the attached declaration, the
14 Health Officer requests the following:

15 a. The entry of an order authorizing the continued involuntary detention of the person(s) named on the
16 attached Confidential Schedule at the location specified on the attached Confidential Schedule from
17 _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at
18 _____ o'clock AM/PM (Pacific Time) (not to exceed thirty days);

19 b. The entry of an order sealing the Confidential Schedule and any other documents containing
20 identifying information of the respondent(s), including the location of isolation or quarantine, to protect the privacy
21 of their health care information;

22 c. Such other relief as the court deems reasonable and proper.

23
24 **DATED** this ____ day of _____, 200__.

25 _____
[Attorney's Name]
26 Attorney for (LHO/County)

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**STATE OF WASHINGTON
COUNTY SUPERIOR COURT**

In re
_____(use identifier per Confidential Schedule),
Respondent(s).

NO. _____

**DECLARATION IN SUPPORT OF PETITION
FOR ORDER AUTHORIZING CONTINUED
INVOLUNTARY DETENTION FOR
QUARANTINE OR ISOLATION**

_____ declares:

1. I am the Health Officer for the Yakima County Health District.
2. I am authorized by chapter 70.05 RCW to take action necessary to protect the public health, safety and welfare.
3. Under RCW 70.05.070 and WAC 246-100-040(5), I am authorized to ask the court to issue an order for the continued involuntary detention of individuals who should be isolated or quarantined to protect the public health, safety and welfare.
4. On _____, 200____, I issued an emergency order involuntarily detaining the respondent(s) for isolation or quarantine from _____, 200__ at ____ o'clock AM/PM (Pacific Time) to _____, 200__ at _____ o'clock AM/PM (Pacific Time) (no more than ten days).
5. I have determined, or have reason to believe, that the respondent(s) is/are, or is/are suspected to be, infected with, exposed to, or contaminated with _____, which could infect or contaminate others if respondent(s) is/are not detained and quarantined or isolated.
6. The medical basis justifying detention for isolation or quarantine is:

1 7. The anticipated duration of isolation or quarantine based on the suspected communicable disease or
2 infectious agent is _____ (not to exceed thirty days).

3 8. The local health jurisdiction is in full compliance with the isolation and quarantine principles and
4 conditions contained in WAC 246-100-045.

5 9. To protect the public, respondent(s) should be detained in isolation or quarantine at the location
6 specified in the attached Confidential Schedule, unless medical tests or other information conclusively establishes
7 that he/she /they no longer present a threat to the public health, safety and welfare.

8 I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and
9 correct.

10 **DATED** this ____ day of _____, 200__ .

11 _____
12 [Insert full name]
13 Signed this ____ day of _____ 2003
14 at _____, Yakima County, Washington

CONFIDENTIAL SCHEDULE

**ATTACHED TO PETITION FOR ORDER AUTHORIZING CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION**

**Protected Under the Health Care Information Act, chapter 70.02 RCW, and
HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164)**

Name(s) Address Identity in Pleadings

Location of Detention

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STATE OF WASHINGTON
_____ COUNTY SUPERIOR COURT

In re

(use identifiers per Confidential Schedule),

Respondent(s).

NO.

SUMMONS

TO THE RESPONDENT(S): A lawsuit has been started against you in the above entitled court by _____, petitioner. Petitioner’s claim is stated in the written petition, a copy of which is served upon you with this summons.

In order to defend against this lawsuit, you must respond to the petition by stating your defense in writing, and serve a copy upon the undersigned attorney for the petitioner within 20 days after the service of this summons, excluding the day of service, or a default judgment may be entered against you without notice. If you serve a notice of appearance on the undersigned attorney, you are entitled to notice before a default judgment may be entered.

You may demand that the petitioner file this lawsuit with the court. If you do so, the demand must be in writing and must be served upon the petitioner. Within 14 days after you serve the demand, the petitioner must file this lawsuit with the court, or the service on you of this summons and petition will be void.

If you wish to seek the advice of an attorney in this matter you should do so promptly so that your written response, if any, may be served on time.

This summons is issued pursuant to Rule 4 of the Superior Court Civil Rules of the State of Washington.

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DATED this ____ day of _____, 200 ____.

[Attorney's Name]
Attorney for (LHO/County)
WSBA #

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**STATE OF WASHINGTON
COUNTY SUPERIOR COURT**

In re _____,
Respondent(s).

NO. _____

**ORDER GRANTING PETITION FOR
CONTINUED INVOLUNTARY DETENTION
FOR QUARANTINE OR ISOLATION**

THIS MATTER came before the Court on the Petition for Order Authorizing Continued Involuntary Detention for Quarantine or Isolation filed by _____, Health Officer for the Yakima County Health District, by and through his/her attorney, _____. The Court considered the pleadings and file herein and the declaration of _____ in support of the petition.

Based on the argument of counsel and the evidence presented, the Court finds:

1.1 The court has jurisdiction over the person and subject matter in this proceeding.

1.2 On _____, 200____, the Yakima County Health District Health Officer issued an emergency order involuntarily detaining respondent(s) for isolation or quarantine under the authority of RCW 70.05.070 and WAC 246-100-040 (3).

1.3 The emergency order issued on _____, 200__ authorized the involuntary detention for quarantine or isolation of respondent(s) at the location identified on the attached confidential schedule from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at _____ o'clock AM/PM (Pacific Time), no more than ten days.

1 1.4 The Petitioner has shown clear, cogent, and convincing evidence supporting the need to continue
2 isolating or quarantining the respondent(s) as they present a serious and imminent risk to the health and safety of
3 others.

4 1.5 Respondent(s)' identity(ies) and location of isolation and quarantine should be kept confidential to
5 protect health care information under HIPAA (42 USC §1320d-1329d-8; 45 CFR Parts 160-164) and chapter 70.02
6 RCW.

7 Based on the above findings, IT IS ORDERED:

8 2.1 The petition is granted and respondent(s) shall continue to be detained for isolation or quarantine as
9 necessary to protect the public health, safety and welfare at the location specified in the Confidential Schedule
10 from _____, 200__ at _____ o'clock AM/PM (Pacific Time) to _____, 200__ at
11 _____ o'clock AM/PM (Pacific Time), unless medical tests or other information conclusively
12 establishes that he/she/they no longer present a threat to the public health, safety and welfare, whereupon,
13 respondent(s) shall be immediately released from detention;

14 2.2 The Confidential Schedule and any other documents containing the identifying information about the
15 respondent(s), including the location of isolation or quarantine, shall be and are hereby sealed to protect the
16 privacy of their health care information.

17 DATED this _____ day of _____, 200__.

18 _____
19 Judge

20 Presented by:

21 _____
22 [Attorney's Name]
23 Attorney for (LHO/County)
24 WSBA #

