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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

IN RE: RELEASE AND UTILIZATION OF  
PERSONAL HEALTH INFORMATION FOR  
PERSONS SET FOR HEARING ON THE MENTAL  
COMPETENCY COURT DOCKET

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**ADMINISTRATIVE ORDER 2024-04**

WHEREAS the Second Judicial District Court (“SJDC”) Chief Judge has authority  
to make administrative decisions pertaining to the business of the court (WDCR 2(2),  
NRS 3.025(2)(c));

WHEREAS pursuant to Administrative Order 2023-02, the SJDC Competency  
Court was established;

WHEREAS the matters heard on the Competency Court docket are judicial  
proceedings;

WHEREAS as the Competency Court has evolved and the case load has  
increased, access to available Personal Health Information (“PHI”) relevant to the  
competency determination of persons scheduled on the Competency Court docket is  
critical;

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1           WHEREAS the Code of Federal Regulations provides for instances where  
2 PHI may be released without authorization or consent.

3           WHEREAS NaphCare is the contracted provider of psychiatric treatment services  
4 for persons detained in the Washoe County Detention Facility.

5           Good cause appearing therefor,

6 **IT IS HEREBY ORDERED:**

7           NaphCare, the contracted provider of psychiatric treatment services in the  
8 Washoe County Detention Facility, is authorized, pursuant to 45 CFR 164.512(e)(1)(i),  
9 to release and transmit Personal Health Information (PHI), as follows:  
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- 11           1. for all persons set to appear on the SJDC Mental Competency Court docket;
- 12           2. to the Court, prosecuting attorney, and defense attorney;
- 13           3. is relevant and limited in scope to current competency determination and  
14           related treatment planning;
- 15           4. the relevant PHI time frame may vary depending on the diagnoses or needs  
16           of each person; and,
- 17           5. if filed into the court record, shall be filed as confidential, limiting access to  
18           those identified in subsection 1, above, to ensure the PHI remains protected  
19           and is used for the limited purpose of the current competency determination  
20           and related treatment planning;  
21           and related treatment planning;

22           NaphCare staff shall be allowed to attend and participate in all Mental  
23 Competency Court dockets and staffing.

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1           This Administrative Order shall remain in effect until further Administrative Order  
2 is entered.

3           DATED this 21st day of May, 2024.

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7 LYNNE K. JONES  
8 CHIEF DISTRICT JUDGE  
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