

RESOLUTION NO. 1731

**RESOLUTION OF THE YAVAPAI COUNTY BOARD OF SUPERVISORS TO
DESIGNATE COMPETENCY RESTORATION PROGRAMS PURSUANT TO
A.R.S. §13-4512(A)**

WHEREAS, Yavapai County is fiscally responsible for in-custody services to restore criminal defendants to competency to stand trial; and

WHEREAS, pursuant to A.R.S. §13-4512(A) the Yavapai County Board of Supervisors is authorized to designate competency restoration treatment programs for Yavapai County criminal defendants in need of restoration treatment; and

WHEREAS, pursuant to A.R.S. §13-4512(C) the Yavapai County Board of Supervisors may enter into contracts with in-custody competency restoration treatment providers; and

WHEREAS, the Yavapai County Board of Supervisors has contracted with Wexford Health Sources Inc., to provide in-custody restoration treatment services within Yavapai County; and

WHEREAS, Pima County, Arizona has developed a competency restoration program ("Pima County RTC") that has been designated by the Pima County Board of Supervisors as the Pima County competency restoration program pursuant to A.R.S. §13-4512(A); and

WHEREAS, the Yavapai County Board of Supervisors has, pursuant to A.R.S. §13-4512(C), considered and approved an inter-governmental agreement with Pima County, Arizona wherein Pima County RTC will provide competency restoration treatment for Yavapai County criminal defendants; and

WHEREAS, due to the fluctuation in the need for restoration services, the Yavapai County Board of Supervisors has determined that designation of primary and secondary restoration treatment providers is necessary to insure that appropriate restoration services are reasonably available;

NOW THEREFORE, BE IT RESOLVED that the Yavapai County Board of Supervisors hereby designates the Wexford Health Sources Inc. as Yavapai County's primary competency restoration program, effective February 16, 2010; and

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IT IS FURTHER RESOLVED that Pima County RTC program is hereby designated as Yavapai County's secondary competency restoration program, to be used if the primary program provided by Wexford Health Sources Inc., is unavailable, effective February 16, 2010.

PASSED AND ADOPTED THIS 16th day of February, 2010.

YAVAPAI COUNTY BOARD OF SUPERVISORS

/s/ A.G. "Chip" Davis

Chip Davis, Chairman

ATTEST:

APPROVED AS TO FORM:

/s/ Julie Ayers

Clerk of the Board

/s/ Dave Hunt

Deputy County Attorney