

**RESOLUTION NO. \_\_\_\_\_**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION AUTHORIZING DEFERRAL OF IMPLEMENTATION OF SB 43 IN SAN MATEO COUNTY UP TO JANUARY 1, 2026**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on October 10, 2023, the California Legislature passed Senate Bill 43 (Eggman), effective as law on January 1, 2024. The new law expands the Lanterman-Petris-Short (LPS) Act's definition of "gravely disabled" by adding "personal safety" and "necessary medical care" to the definition and including the qualifying conditions "severe substance use disorder or co-occurring with both a severe mental health and severe substance use disorders"; and

**WHEREAS**, the law requires that alternatives to conservatorship be considered during the conservatorship investigation including Community Assistance, Recovery and Empowerment (CARE) Court, currently in the planning stage in this County; and

**WHEREAS**, the requisite expansion of services, qualifies as a mandated program requiring state reimbursement, which has not yet been considered and determined by the state; and

**WHEREAS**, implementation of the expanded definition of gravely disabled requires significant prior collaboration and training among the continuum of partners to

ensure common understanding and consistency in application; and

**WHEREAS**, deferment of implementation allows time for planning, partnership, training and infrastructure development.

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the Board of Supervisors approves to defer the implementation of SB 43 in San Mateo County until a future date, to be assessed as appropriate by the Behavioral Health and Recovery Services Director in consultation with the County Executive, not later than January 1, 2026.

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