

586 (iv) the county sheriff, if the designated facility is outside of the jurisdiction of the law
 587 enforcement authority described in Subsection (4)(b)(iii) and the individual is not transported
 588 by ambulance.

589 (5) Notwithstanding Subsection (4):

590 (a) an individual shall be transported by ambulance to an appropriate medical facility
 591 for treatment if the individual requires physical medical attention; ~~§~~ [and] ~~§~~

592 (b) if an officer ~~§~~ [determines through] has probable cause to believe, based on ~~§~~
 592a the officer's experience and ~~§~~ de-escalation ~~§~~ training ~~§~~, ~~§~~ that taking an
 593 individual into protective custody or transporting an individual for temporary commitment
 594 would increase the risk of substantial danger to the individual or others, a peace officer may
 595 exercise discretion to not take the individual into custody or transport the individual, as
 596 permitted by policies and procedures established by the officer's law enforcement agency and
 597 any applicable federal or state statute, or case law ~~§~~ [;] ; and

597a (c) if an officer exercises discretion under Subsection 4(b) to not take an individual into
 597b protective custody or transport an individual, the officer shall document in the officer's report
 597c the details and circumstances that led to the officer's decision. ~~§~~

598 (6) Title 63G, Chapter 7, Governmental Immunity Act of Utah, applies to this section.
 599 This section does not create a special duty of care.

600 Section 9. Section **62A-15-631** is amended to read:

601 **62A-15-631. Involuntary commitment under court order -- Examination --**
 602 **Hearing -- Power of court -- Findings required -- Costs.**

603 ~~[(1) Proceedings for involuntary commitment of an individual who is 18 years of age~~
 604 ~~or older may be commenced by filing a written application with the district court of the county~~
 605 ~~in which the proposed patient resides or is found, by a responsible person who has reason to~~
 606 ~~know of the condition or circumstances of the proposed patient which lead to the belief that the~~
 607 ~~individual has a mental illness and should be involuntarily committed. The application shall~~
 608 ~~include:]~~

609 (1) A responsible person who has reason to know of an adult's mental illness and the
 610 condition or circumstances that have lead to the adult's need to be involuntarily committed may
 611 initiate an involuntary commitment court proceeding by filing, in the district court in the
 612 county where the proposed patient resides or is found, a written application that includes:

613 (a) unless the court finds that the information is not reasonably available, the
 614 [individual's] proposed patient's:

615 (i) name;

616 (ii) date of birth; and