

OPINION No. 413
answered by letter.

December 14, 1962



Dr. George A. Ulett
Acting Director
Division of Mental Diseases
722 Jefferson Street
Jefferson City, Missouri

Dear Dr. Ulett:

This refers to your letter of October 30, 1962, relating to a proposed transfer to the St. Joseph State Hospital of an involuntary patient who is in the Psychiatric Receiving Center in Kansas City for an indefinite period of hospitalization pursuant to an order of the Probate Court of Jackson County.

We agree with you that Section 202.823, RSMo 1959, should not be construed to authorize the Division of Mental Diseases to transfer a patient from the Psychiatric Receiving Center to a state hospital. We believe, instead, that this statutory provision should be construed only to authorize the Division of Mental Diseases to transfer patients between state hospitals which are under the administrative control of that Division.

Very truly yours,

THOMAS F. EAGLETON
Attorney General

JCB lc