Involuntary commitment: implication for psychiatric nursing practice

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ABSTRACT
The characteristics of involuntary psychiatric commitment (IPI) may cause implications on the nursing/patient relationship. The objectives of this study were to list the forms of nursing care delivered to psychiatric patients, according to the type of commitment; analyze the reaction of the nursing team towards the IPI patient, and discuss on the implications that IPI have on the practice of psychiatric nursing. A field research was performed with the nursing team of a psychiatric institution in Rio de Janeiro. After 50 hours of participant observation and 9 of focal group meetings, we found that the teams are concerned with the clinical evolution of the patients. No references of the nursing team to the IPI patient were observed. There are no records or actions of any kind that would suggest a specific look towards this type of patient. Nursing professionals are not able to clearly identify this type of patient, thus the care is provided as per the patient’s needs or requests.

DESCRIPTORS
Psychiatric nursing
Nursing care
Commitment of mentally ill
Mental disorders

RESUMO
Quando nos deparamos com Internação Psiquiátrica Involuntária (IPI), percebemos que as características dessa internação podem causar implicações para a relação enfermagem/paciente. Relacionar os cuidados de enfermagem prestados ao paciente psiquiátrico, considerando o tipo de internação; analisar a reação da equipe de enfermagem em relação ao paciente de Internação Psiquiátrica Involuntária (IPI), e discutir as implicações da IPI para a clínica da enfermagem psiquiátrica. Foi realizada uma Pesquisa de Campo com a equipe de enfermagem de uma instituição psiquiátrica do município do Rio de Janeiro. Após 50 horas de Observação Participativa e 9 horas de realização de Grupo Focal, determinamos que há preocupação do equipe com a evolução clínica do paciente. No se observaram manifestações de qualquer natureza que apontem haver uma atenção específica sobre este tipo de paciente. A enfermagem não consegue identificar claramente esse paciente na enfermagem, direcionando o cuidado de acordo com as necessidades ou solicitação do paciente.

DESCRIPTORES
Enfermagem psiquiátrica
Cuidados de enfermagem
Internação compulsória de doente mental
Transtornos mentais

RESUMEN
Cuando nos encontramos con Internación Psiquiátrica Involuntaria (IPI), percibimos que las características de internación pueden causar implicaciones en la relación enfermería/paciente. Relacionar los cuidados de enfermería prestados al paciente psiquiátrico, considerando el tipo de internación; analizar la reacción del equipo de enfermería en relación al paciente de IPI, y discutir las implicaciones de la IPI para la clínica de enfermería psiquiátrica. Investigación de Campo realizada con equipo de enfermería de institución psiquiátrica del municipio de Río de Janeiro. Luego de 50 horas de Observación Participativa y 9 horas de realización de Grupo Focal, determinamos que hay preocupación del equipo con la evolución clínica del paciente. No se observaron manifestaciones del equipo en relación al paciente de IPI. No hay registro ni acción que determine una mirada específica sobre este tipo de pacientes. La enfermería no consigue identificar claramente al paciente, orientando el cuidado según demanda o solicitud del paciente.
INTRODUCTION

The central idea that has organized mental health over the past 200 years, was that the mental disorder sufferer is a dangerous individual and at the same time irresponsible, not answering for their acts, and should therefore be excluded from living in society, for safety reasons, through hospitalization. This need for safety in any society evokes a fear that the madness brings in itself, according to the so-called dangerousness of the mad. Here the fear that accompanies the man throughout his whole existence is talked about. The same author describes the fear as a known object, which has the specific aim of being able to cope. Fear is a habit present in a human group, fearing any threats (real or imaginary). It is appropriate to say, however, that it is not any fear that the mental disorder evokes. It is not an abstract fear, but one fear in particular: the fear of being physically assaulted. It is common sense, for any group (society, family, health professionals, including mental health technicians), that this individual is unpredictable, impulsive and aggressive. From the understanding of this fear and to ensure safety, the Involuntary Psychiatric Hospitalization could be justified. This fear sustains society’s arguments about the dangerousness of the mental disorder sufferer and ensured the legitimacy of the social exclusion, through many involuntary hospitalizations, in the context of the safety of the patient, the family and the community. Stressing the concept of the disease based on the concept of dangerousness, civil incapacity and liability, the hospice has created a culture of production of the stigmata in the social imagery that are now much more difficult to modify than the asylum itself. Therefore it is important to dismantle the mental asylums and the mentalities that corroborate our clinical view and compose our clinic. With all the culture, other symbolic systems need to be determined, other truths that enable subjectivity, freedom and dignity for all.

Psychiatry in Brazil is undergoing a process of change that has become more effective since 1987, from the National Anti-Asylum Movement, which had as its basis the denial of the hospitalization as a first treatment and proposed new forms of care for the individual suffering from a mental disorder. Since then, policy initiatives of elaboration and discussion of laws and government actions have been created, searching for policies that guarantee dignified care and consolidate respect and citizenship. The Brazilian Psychiatric Reform (BPR) is constituted in a continuous struggle, and from this some Associations of Family Members, Users and Non-Governmental Organizations (NGOs) have also stemmed, organized in the struggle for the greater cause, which is efficient and dignified care to the mental disorder sufferer. Three National Conferences of Mental Health have been held, where, gradually and sometimes timidly, the ideas have matured and the comprehension of the benefits of these changes has been sought. After almost fifteen years and tireless discussions, the Law 10.216 of 06/04/2001 was approved, which provides protection and rights to people suffering from mental disorders and redirects the care model for mental health. This law is considered to be the Psychiatric Reform Law, pointing out that the original text, the Law 3.657/1989 Project, resulting in Law 10.216, was taken from what the author of the Project intended as the basis for the reform, which was the substitution of the asylums, and was also responsible for the strong opposition raised, initiated and orchestrated by the Brazilian Federation of Hospitals. Law 10.216 has thus far graded much the dangerousness about the nonimputability of this individual, through two major referrals: the creation of programs for the integration of these patients into the community, with treatment in non-hospital therapeutic provisions, such as Therapeutic Residences, outpatient care, and the Psychosocial Care Centers (CAPS), as well as the Going Back Home Program, which undertook the management of the network; and with the careful regulation of the procedures for psychiatric hospitalization, through the creation of Regulation No. 2.391 of December 26, 2002, which regulates the control of psychiatric hospitalizations, in accordance with the provisions of Law 10.216, and the involuntary hospitalization notification procedures of the Public Ministry, by the health establishments, whether or not members of the Brazilian National Health System (SUS). Three decades ago there was already talk about the indignity of an involuntary commitment. Guided in their explanation by medical, moral, historical and literary evidence, and stating that the confinement, i.e. the detention of people in mental institutions against their will, would be a form of imprisonment, with the practice of healthy men imprisoning their insane counterparts in psychiatric hospitals, and a crime against humanity. The Involuntary Hospitalization is a reality, and the psychiatric institutions adopt, as a treatment measure, the hospitalization of a mental disorder sufferer often using physical and mechanical restraint, as a way to contain the agitation and hostility of the patient.

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The evidence in this process was the construction of the psychiatric asylum model. What is important is the medicine-hospitalization relationship, the development of a hospital technology, the unraveling of the power in the institution, and the maintenance of a social mandate from practices centered initially on asylum support. Currently, from the psychosocial care work, where there was a partial abandonment of treatment for the cure, these instruments of excessive chemical or physical coer-
The uncertainties of the treatment of the mental disorder, capability to face the challenge of finding answers to a practice in the context of hospitalization implies the responsibility of the treatment of the mental disorder, mainly because it is a practice with many dimensions. Every patient admitted to a hospitalization unit, independent of clinical status, expects to receive quality care from the nursing team who will assist him. However, when the specific situation of involuntary psychiatric hospitalization is encountered, in which the patient makes it clear they do not want to be there and do not want to receive any care provided, the characteristics of this hospitalization cause implications for the nurse/patient relationship, in the context of the nursing care provided. The care is understood as necessary and essential to improve the quality of life of the patient. However, the treatment success is directly related to how patients comprehend their illness and how they use this knowledge. There is the need of an adjustment to meet this demand, which at many moments is inefficient and deficient in assisting patients with a mental disorder and their family members.

OBJECTIVES

To relate the nursing care provided to psychiatric patients, considering the type of hospitalization; to analyze the reaction of the nursing team regarding the IPH patient; and to discuss the implications of involuntary hospitalization for the clinical practice of psychiatric nursing.

METHOD

To delineate the method of this study a qualitative approach was used, because the results were, thus, satisfactorily presented for the interpretation, analysis and discussion of data. The Theoretical Framework was composed of a multi-referential analysis of the mental health and psychiatric nursing specialists, from the information that emerged from the results. The Field Research technique was used for data collection, the subjects of this study were the duty nursing teams (nurses, technicians and auxiliaries) of the wards (male and female), and a university psychiatric institution, located in the municipality of Rio de Janeiro was the study scenario.

At first, 50 hours of participant observation of the quotient of hospitalization were carried out, from the moment the patient was admitted. Later, the Focus Group technique was used, with nine hours of discussion with the nursing team. The observation was focused on the care provided by the nursing team, with emphasis on the interpersonal relationships, during the period of hospitalization. During the observation there was an opportunity to talk with the patients about the situations involving the hospitalization process, which enabled the acquisition of valuable information for the contextualization of the observed situations. Although the patients were not the target subjects of this study, it becomes difficult to make a thorough observation of the care, without considering their statements, which would eventually constitute important data for the study.
To conduct the Focus Groups, meetings were held with three subgroups of approximately six people each, with discussions that aimed to reveal experiences, feelings and perceptions about the IPH, noting that the Participant Observation was vital to establish the themes for the Focus Group discussions. The groups were formed by participants with common characteristics, in this case, the nursing team of the hospitalization unit of the institution studied, encouraging them to talk to each other, exchange experiences and integrate their ideas, feelings, values and difficulties concerning the proposed theme. The Focus Groups were held on 28th September, 05th October and 30th November, 2007, and were attended by 20 members of the nursing staff, nine nurses and 11 nursing technicians. The observer was a professor of the Anna Nery School of Nursing, and member of the Laboratory of Projects and Research in Psychiatric Nursing and Mental Health and was responsible for the registration of the principle verbal and nonverbal impressions expressed by the groups.

The development of this study followed the provisions of Resolution No. 196/96 and was approved by the Research Ethics Committee of the Anna Nery School of Nursing / São Francisco de Assis Hospital School - EEAN/HESFA, under protocol No. 052/06. Data were analyzed using the principles of content analysis, through the focus of social research, based on a study of the more relevant information originating from the Participant Observation, with emphasis on the quotidian of the care provided, with the information entered in the Field Diary, and by a comparison with the discourse of the team, during the Focus Groups. Content analysis, in qualitative research, responds to very particular questions and is concerned with a level of reality that cannot be quantified. That is, it works with the universe of meanings, motives, aspirations, beliefs, values and attitudes, which corresponds to a deeper space of the relationships, processes and phenomena that cannot be reduced to the operationalization of variables, which was considered to be relevant for the proposed study.

RESULTS

Data analysis was guided by what the nursing team understood as Involuntary Psychiatric Hospitalization (IPH), based on the behavior exhibited by the patient during the hospitalization, because this event was not recognized as a fact that deserves a careful look and differentiated care. Thus, the data collected in both phases of the Field Research are presented.

The invisible care of the nonexistent fact

Based on the results of the two stages of data collection it was possible to formulate a discussion on the implications of the IPH in clinical psychiatric nursing, as it is possible to observe in the following:

Table 1 - Glossary of the nonexistent fact - Rio de Janeiro - August/2006 to July/2007

<table>
<thead>
<tr>
<th>Evaluation of the team regarding the fact</th>
<th>The reaction of the patient</th>
<th>Contradiction: divergence of discourses</th>
</tr>
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<tbody>
<tr>
<td>The team assesses that the patient wants to escape</td>
<td>It makes me angry, wanting treatment at home and no one allows it.</td>
<td>The desire of the patient to want to go home is always considered as illogical and strengthens the symptom</td>
</tr>
<tr>
<td>The team considers the patient as heteroaggressive</td>
<td>They (the other patients) steal, scream, physically fight...</td>
<td>The idleness coupled with the lack of assistance corroborate to produce hostility among patients</td>
</tr>
<tr>
<td>The team does not consider the length of hospitalization and assesses that the patient is very demanding</td>
<td>I went to the clinic to ask the nurse about my license and the girl who was there told me that it is the council that gives the license... (Hospitalized for 72 days)</td>
<td>There is a gap established between the needs of the patient and the tolerance of the team in relation to these needs</td>
</tr>
<tr>
<td>The team assesses that the patient lacks constant care due to not having the continuous presence of the physician assistant</td>
<td>The nursing team does not leave us in a vacuum.</td>
<td>The lack of physicians establishes a greater bond between the patient and the nursing team</td>
</tr>
<tr>
<td>The team assesses that the patient needs to understand the importance of accepting the medication as a guarantee of improvement of the psychic condition</td>
<td>... and the nurse just told me: Calm down! If he (the physician) thinks that you are worse, he will keep you here longer.</td>
<td>The refusal of medication is seen as a sign of non-cooperation of the patient with treatment and not as an expression of not wanting to be hospitalized. So they change to injectable medication</td>
</tr>
<tr>
<td>The team considers the sadness of the patient only as a possible symptom of depression</td>
<td>I want to erase from my mind the days I have spent here.</td>
<td>The anguish expressed by the patient is flagged as a symptom and not as a nonconformity relative to the IPH</td>
</tr>
</tbody>
</table>
| The team assesses the irritation of the patient as a symptom of agitation | The doctor would just tell me to be patient... he sounded like a tape recorder and not a doctor. | The indignation regarding the IPH is once again associated with a psychological...
DISCUSSION

At this stage of the study the outlining of a discussion was proposed, based on the information contained in the above figure and the analysis of it in the light of the mental health specialists, who were selected for the theoretical framework. It can be said that among the difficulties highlighted by the team the clinical condition of the patient that presents resistance to the approach stands out, manifested through hostility, agitation, and verbal and/or physical aggression, in particular with regard to the nursing team, justifying this difficulty by the fact that the team presents a greater contact with the patient throughout the length of the shift. Trying to overcome these difficulties, it is productive for nurses to be prepared to be exposed to intense feelings and emotions inherent in the interpersonal relationship, in the nurse-patient context.

Even today, the team remains with the view that the patient is considered severe, which according to the nursing team is the individual who has a risk of escape, suicide or hostile behavior and physical and/or verbal aggression to the approach, and must be monitored constantly to avoid jeopardizing the integrity of the other patients and the nursing team, which continually highlights the weakness in their autonomy. The team points out that the patient who has arrived at the institution, misguided by the physician who attends and remaining in the ward without having their questions answered, will not maintain a therapeutic relationship with nursing staff, that fulfill orders to medicate them without also giving the answers, because there is no multiprofessional interaction nor a discussion of each situation presented.

It seems that nursing still maintains the view of psychiatry committed to a reductionist vision of a mental disorder, of the harshness of a dogmatic vision in relation to it. The effects of such practices have had important implications in the quotidian of the nursing team, such as the issue of ward closures encountered in recent decades, and the role of the nurse as custodian. This is reflected in the care provided by the younger professionals who work in the institution. The opposition to the physicians is expressed, in general, through complaints of uncaring attitudes regarding the importance of clinical intercurrences of the patients and in relation to the patients who are experiencing hospitalization against their will. There is discomfort, on behalf of the nursing team, that such intercurrence are not evaluated with the necessary seriousness by the physician assistant, who spends little time with the patient and limits their attendance to brief visits in order to update or repeat the prescriptions.

Despite the criticism of the team in relation to their lack of constancy, or even the absence of the physician on the wards during the busiest shifts, the presence of the nursing team with the patient, outside the moments of essential nursing care, is also not evidenced. There are also other issues involving the detachment of the nurse in the care. One of the relevant aspects of this is the fact that the institution where the professional works, often does not offer another possibility for treatment, in which there is provision of shelter, food, medication and clothing, other than custody[18]. It can be said, however, that a different trend is being outlined, albeit in a discrete way, restoring the function of the psychiatric nurse. The psychiatric nursing prac-
The complex action of deconstructing concepts proposed by the Brazilian Psychiatric Reform does not occur solely in the community domain. Those most responsible for the mistaken opinion regarding the mental disorder may be the actual health professionals. Their work environment ultimately perpetuates particular perceptions and knowledge which produce the social exclusion of this patient. In this context, the model advocated by the Reform aims to look to the subject and their subjectivity, considering the quotidian life of this individual, their family, school, church, clubs and other aspects. Thus, the actions of the nurses will aim for care that contemplates the totality of the subjects: considering them people full of feelings and inserted in a social context, with these factors used in support of their treatment. The constant search for dialogue between the nursing team and patient serves to cultivate trust between the parties, through the respect and empathy employed in the care. Regardless of the clinical diagnosis, the patients feel weak in several aspects, therefore the kind of attention they receive in the hospital can contribute to an improvement in their condition, making them perceive that this communication can assist in their improvement.

It is important to highlight that, regardless of the type of institution, or clinical practice, the demands of the institutions, with goals, rules and productivity to be achieved, culminate in the technicism process, currently experienced in the health area, and hinder the establishment of a therapeutic relationship grounded in empathy, in listening and in respect for the individuality of the patient. This knowledge demonstrates the technical expertise of the nurses, however, the political capacity still needs to be found, such as in the area of participation, since nursing needs to seek greater participation in the psychiatric care transformations derived from the Brazilian Psychiatric Reform, with this critique permitting a reflection regarding psychiatric nursing. How to exercise a capacity of criticism (and self-criticism) experiencing a daily fragility and a defense exercise in the practice of care for acute psychiatric patients resistant to hospitalization?

The generally situation is that the psychiatric hospital is a space where the hierarchy and the harshness of the relationships and discipline are independent of the type of psychiatry that is intended to be performed there. This environment, most often prevents the adjustment of the patient. There is space at this juncture for excessive caution, intense elements of danger that exclude the subject from their characteristic place, for a common path of real or imaginary, danger and fear(18). The fear is related to the understanding that the mental disorder sufferer may use aggression with everyone and at any time. This vision does not consider that any individual, even when considered normal, reacts aggressively when attacked or when under great tension.

Through fear, the professionals demonstrate an anxiety for their own physical integrity and thus adopt a strategy of punishment as a way of maintaining order in the institutional context. The nursing team is often immersed in a high level of stress and anxiety. It is complex to comprehend how such anxiety can be supported, which, in fact, it cannot be. Additionally, the practice of this team provokes strong feelings and confusion in the nurses: compassion, love, aversion and resentment by the patients because they provoke such an intensity of feelings. The work involves engaging in tasks that are generally unpleasant and produce a mixture of disgust and fear(18). Through these feelings the professionals demonstrate a concern with their own physical integrity and, therefore, often resort to authoritarian and punitive attitudes, such as sustaining the space in the hospital context. There is also a deployment of the relationship of these feelings, i.e. the relationship between punishment and aggression, according to the perception of the patient or of the professional involved in the care. Thus, there is a coherence of this relationship that varies according to the occasion and psychic conditions of the subjects. They produce, in parallel, collective defense strategies in order to sustain the team, during experiences of anxiety, guilt, and uncertainty. This set of strategies are denominated as a social system of defense that develops over time as the product of an, often unconscious, secret or unspoken interaction and a secret agreement between members of a group(8).

Other issues exist in the care that are implicated in the detachment of the nurse. One of the relevant aspects is that the institution where the professional is inserted, often does not offer another possibility for treatment, in which there is provision of shelter, food, medication and clothing, other than the custodial form(20). The quotidian practice of the psychiatric nursing professionals and the discreet insertion of this team in the current context of the welfare policy marked by the Psychiatric Reform corroborate for the affirmation that the majority of this group does not hold complete knowledge to act in Psychiatric Nursing and is not aware of the integral nature of the policy changes that have been occurring in the field of mental health. Although the discourse of the nurses is oriented towards overcoming the asylum methods, the practice predominant in their actions maintains the traditional characteristics, even though the discourse highlights the activities of interpersonal relationships and interdisciplinary work. Thus, while recognizing the restrictions of the biomedical model in approaching the subject with mental disorders, they are usually concerned with the pathology of the subject, focusing on the symptoms of the patients.
It is possible to affirm that there is a gap between the knowledge of the team regarding the asylum model in relation to the psychosocial model. While the first model reduces the clinical care to a classification of madness as a disease that must be treated and controlled, the psychosocial model proposes the extension of the concept of madness, understanding the person in their subjectivity, inserted in the social context and valued as a citizen with rights and duties in society.\(^\text{[20-21]}\). There is a real concern of the team regarding the difficulty encountered in caring for the patient resistant to the care, and the consequent lack of team knowledge in relation to the issues involved in the IPH, however, they do not discuss how this care should be conducted successfully. It is important to comprehend the patient, since each subject responds in a unique way to the disease, therefore, awareness of what causes a person to seek treatment is needed. Only from this comprehension, is it possible that the team reflect and put into practice good nursing care.\(^\text{[9]}\)

**CONCLUSION**

The practice of psychiatric nursing is arduous, considering the quotidian experience with a mental disorder. This harshness simultaneously provokes the mental and physical suffering in the team. Psychiatric nursing care, particularly in a hospitalization unit, faced with the difficulties inherent in the area, requires a high level of improvisation from these professionals, aggravated and revealed by the lack of adequate conditions in the quotidian work. In contrast, this aspect allows an exercise of creativity, reflected in the stimulation of the capacity of each one.

The study group, despite the fact of being without comprehension about “what and how to perform”, care for the involuntarily hospitalized mental disorder patient, even through a practice of invisible care about a non-existent fact. The fragility frequently mentioned by the nurses was the fact that this evaluated team did not have any autonomy for decision-making, affirming that they do not have good conditions to perform skilled work having to be acting in accordance with the decisions of the physician professional, revealing the eternal victimization of the nursing team and the outsourcing of responsibility for the facts. However, although there was constant criticism of the nursing team in relation to the low frequency, or even the absence of the physician on the wards, the presence of nursing staff with the patient was also not observed, except in moments of essential care. In most cases, the nurses in particular, were observed to remain in the nursing post dealing with the paperwork or talking to each other, avoiding working as a psychiatric nurse, with the time for listening, the readiness to care or even being close to the patient. However, this team, full of contradictions, made it evident to the researcher that the nurses see the patient as the protagonist in their quotidian practice and do care for this mentally disordered person, although they do so, most often, instinctively. In conclusion, it was possible to affirm that nursing still holds a superficial knowledge regarding the constructs of the Brazilian Psychiatric Reform, the Reform Law and the implications of the IPH for clinical psychiatric nursing, which remains a non-existent fact, for which the care is still invisible.

**REFERENCES**

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