

<b>STATE OF MICHIGAN PROBATE COURT COUNTY OF</b>	<b>INITIAL ORDER AFTER HEARING ON PETITION FOR MENTAL HEALTH TREATMENT</b>	<b>FILE NO.</b>
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In the matter of \_\_\_\_\_  
First, middle, and last name

Court ORI	Date of birth	Place of birth	Race	Sex
Current address of individual				

1. Date of Hearing: \_\_\_\_\_ Judge: \_\_\_\_\_ Bar no.

2. A petition has been filed by \_\_\_\_\_ asserting that the individual named  
Petitioner name (type or print)  
above is a person requiring treatment.

**THE COURT FINDS:**

3. Notice of hearing has been given according to law.

4. The individual  was present in court.  was not present for reasons stated on the record.  
The hearing was  with  without a jury.

Present were: \_\_\_\_\_, attorney for the individual, and  
\_\_\_\_\_, attorney for the petitioner.

5. Testimony of a physician, psychiatrist, or licensed psychologist was waived by the individual and the individual's attorney.

6.  Testimony was given by \_\_\_\_\_.

Testimony was not given because the parties stipulated to entry of the order.

7. By clear and convincing evidence, the individual is a person requiring treatment because the individual has a mental illness,

a. and as a result of that mental illness can reasonably be expected within the near future to intentionally or unintentionally seriously physically injure self or others, and has engaged in an act or acts or made significant threats that are substantially supportive of this expectation.

b. and as a result of that mental illness is unable to attend to those basic physical needs that must be attended to in order to avoid serious harm in the near future, and has demonstrated that inability by failing to attend to those basic physical needs.

c. whose judgment is so impaired by that mental illness that s/he is unable to understand his/her need for treatment, and whose impaired judgment, on the basis of competent clinical opinion, presents a substantial risk of significant physical or mental harm to the individual or presents a substantial risk of physical harm to others in the near future.

d. and as a result of that mental illness, the individual's understanding of the need for treatment is impaired to the point that s/he is unlikely to voluntarily participate in or to adhere to recommended treatment that has been determined necessary to prevent a relapse or harmful deterioration of his/her condition, and the individual's noncompliance with treatment has been a factor in the individual's placement in a psychiatric hospital, jail, and/or prison at least two times within the last 48 months and/or in committing one or more acts, attempts, or threats of serious violent behavior within the last 48 months.

8. There  is  is not an available treatment program that is an alternative to hospitalization or that follows an initial period of hospitalization adequate to meet the individual's treatment needs and is sufficient to prevent harm that the individual may inflict upon self or others within the near future.

9. \_\_\_\_\_ hospital can provide treatment, which is adequate and appropriate to the individual's condition.

10. The individual is not a person requiring treatment.

(SEE SECOND PAGE)

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**IT IS ORDERED:**

11. Any hospitalization of the individual for mental health treatment shall occur in the hospital listed in item 9.

12. The individual be hospitalized for up to \_\_\_\_\_ days.  
1 to 60 days

13. The individual receive alternative treatment for no longer than 90 days, supervised by

\_\_\_\_\_  
Community mental health services or other designated entity

as follows: \_\_\_\_\_

The individual shall be hospitalized for up to \_\_\_\_\_ days of the 90-day alternative treatment period.  
1 to 60 days

An initial hospitalization period shall be up to \_\_\_\_\_ days.  
1 to 60 days

14. The individual receive assisted outpatient treatment for no longer than 180 days, supervised by

\_\_\_\_\_  
Community mental health services or other designated entity

a. The following assisted outpatient treatment services are ordered: (See MCL 330.1468[2][e] for specific services.)

b. The individual shall be hospitalized for up to \_\_\_\_\_ days of the 180-day assisted outpatient treatment period.  
1 to 60 days

An initial hospitalization period shall be up to \_\_\_\_\_ days.  
1 to 60 days

15. The petition is  denied on the merits.  dismissed.  withdrawn.

16. If the individual refuses to comply with a psychiatrist's order for hospitalization, a peace officer shall take the individual into protective custody and transport the individual to the hospital designated by the psychiatrist.

17. If item 12, 13, or 14b is checked, the Michigan State Police shall immediately enter the individual's identifying information in this court order on LEIN.

18. If felony charges have been previously dismissed under MCL 330.2044(1)(b) and the time for petitioning to refile charges has not elapsed, not less than 30 days before the scheduled release or discharge:

a. the director of the treating facility shall notify the prosecutor's office in the county in which charges against the person were originally brought that the patient's release or discharge is pending.

b. the patient to be released or discharged shall undergo a competency examination as described in MCL 330.2026. A copy of the written report of the examination along with the notice required in item 18a above shall be submitted to the prosecutor's office in the county in which the charges against the patient were originally brought. The written report is admissible as provided in MCL 330.2030(3).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge