



**REVIEW HEARING ORDER
(INVOLUNTARY COMMITMENT)**

Case No: _____
Court: Circuit
County: _____
Division: _____

IN THE INTEREST OF:)
)
)
_____))
RESPONDENT)
)

* * * * *

The initial Judgment and Order of Involuntary Commitment of Respondent having been entered by this Court in the above-styled action on _____, 2_____, and in accordance with KRS 202C.060, THE COURT HAVING CONVENED
(Date)
for a review hearing (*check one*) with a jury OR without a jury to determine whether Respondent should remain in a forensic psychiatric facility for continued care and treatment, the Court finds as follows:

1. This review hearing was: (*check either A. or B.*)
A. a regularly scheduled (*check one*) **STANDARD** OR **HEIGHTENED** hearing pursuant to the schedule set out in KRS 202C.060(2).

OR

B. in response to a request by Respondent or Respondent's guardian ad litem for a review hearing, pursuant to KRS 202C.060(1)(b), on the basis that there has been a material change in circumstances or there is new evidence to present to the Court establishing that Respondent no longer meets the criteria for involuntary commitment.

2. Respondent (*check one*) was present in person (*required in HEIGHTENED review hearings*) OR was present remotely OR waived presence through counsel.

3. (*Check one or both if applicable*) Respondent's guardian ad litem counsel was present.

4. Respondent, if present, and Respondent's guardian ad litem were afforded an opportunity to present evidence and cross-examine witnesses.

5. The Court received the examination certifications of two Qualified Mental Health Professionals, one of whom is a Kentucky Licensed Physician.

(*Check if applicable*) The Qualified Mental Health Professionals gave live testimony and were otherwise available to answer questions before the Court. (*Required in HEIGHTENED review hearings.*)

6. AND FURTHER, the review having been heard before: (*check either A. or B.*)

A. THE COURT. The Court hereby FINDS the evidence established BEYOND A REASONABLE DOUBT that all of the criteria for involuntary commitment, as follows: (1) Respondent presents a danger to self or others as a result of his or her mental condition; (2) Respondent needs care, training, or treatment in order to mitigate or prevent

substantial physical harm to self or others; (3) Respondent has a demonstrated history of criminal behavior that has endangered or caused injury to others, or has a substantial history of involuntary hospitalizations under KRS Chapters 202A or 202B prior to the commission of the qualifying offenses with which Respondent was charged; and, (4) A less restrictive alternative mode of treatment would endanger the safety of Respondent or others, *(check one)* **do continue to be satisfied.** OR **do not continue to be satisfied.**

Additional findings:

OR

B. THE JURY. The Jury having found the evidence established BEYOND A REASONABLE DOUBT that all of the criteria for involuntary commitment, as follows: (1) Respondent presents a danger to self or others as a result of his or her mental condition; (2) Respondent needs care, training, or treatment in order to mitigate or prevent substantial physical harm to self or others; (3) Respondent has a demonstrated history of criminal behavior that has endangered or caused injury to others, or has a substantial history of involuntary hospitalizations under KRS Chapters 202A or 202B prior to the commission of the qualifying offenses with which Respondent was charged; and, (4) A less restrictive alternative mode of treatment would endanger the safety of Respondent or others, *(check one)* **do continue to be satisfied.** OR **do not continue to be satisfied.**

7. THEREFORE, IT IS HEREBY ORDERED: *(check either A. or B. based upon the above findings)*

A. Respondent shall remain involuntarily committed to _____ (facility) for continued care and treatment. **(Doc Code: ORHCC)** The next regularly scheduled review hearing shall be scheduled in accordance with KRS 202C.060(2). *(Complete AOC-708.5, Order Scheduling Review Hearing & Setting Examination)*

OR

B. These proceedings are HEREBY DISMISSED and Respondent shall be IMMEDIATELY RELEASED from commitment and transported in accordance with KRS 202C.120. **(Doc Code: ODAR)**

THIS IS A FINAL ORDER AND THERE IS NO JUST REASON FOR DELAY.

_____, 2_____
Date

Judge

Please print or type name of Judge here:

Copy Distribution:

Commonwealth's Attorney
Respondent / Respondent's Attorney
Guardian ad Litem
Forensic Psychiatric Facility