



**JUDGMENT AND ORDER
FOR 60 DAY OR 360 DAY
INVOLUNTARY HOSPITALIZATION
OR INVOLUNTARY ADMISSION**

Case No. _____
Court _____ District _____
County _____
Division _____

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

* * * * *

WHEREAS, a Petition requesting hospitalization/admission having been filed for a 60 Day Involuntary Hospitalization (KRS 202A), 360 Day Involuntary Hospitalization (KRS 202A), Involuntary Admission (KRS 202B); a Preliminary Hearing having been held **OR** having been waived by the Respondent and Respondent's Counsel _____ and Respondent having been advised of his/her rights, with assistance of Counsel, and a jury trial having been requested or no jury trial having been requested;

THE COURT HAVING CONVENED for a hearing to determine if a judgment should be rendered in the above-styled case, and at which hearing, the Respondent:

- was present throughout the hearing; **OR**
- knowingly and intelligently waived the right to be present in Court; **OR**
- was brought to the Court, but was found by the Court to be so disruptive that the proceeding could not continue in a reasonable manner and was therefore ordered to be removed from the Court.

AND FURTHER, that the case having been submitted to:

A. THE COURT,

- and the Court having received the certifications of two Qualified Mental Health Professionals (one of whom is a Kentucky Licensed Physician), or two professionals (one of whom is a Qualified Intellectual Disabilities Professional and one of whom is a Kentucky Licensed Psychiatrist, Psychologist, or Physician with special training and experience in serving individuals with an intellectual disability) and having heard the testimony of _____ **which established** beyond a reasonable doubt that Respondent has a mental illness or by clear and convincing evidence that Respondent is a person with an intellectual disability who presents a danger or threat of danger to self, family or others as a result of this illness, and that hospitalization/admittance is the least restrictive alternative mode of treatment presently available, and that he/she can reasonably benefit from this treatment; **OR**
- and the Court having heard evidence **that did not** establish beyond a reasonable doubt that Respondent has a mental illness or by clear and convincing evidence that Respondent is a person with an intellectual disability who presents a danger or threat of danger to self, family or others as a result of this illness, for whom hospitalization/admittance would not be the least restrictive alternative mode of treatment presently available, and for whom no benefit would be received from treatment presently available to him/her;

(Use if proceeding is for a 360 Day only.)

- and, further, that the court finds that the Respondent has been hospitalized in a hospital or a forensic psychiatric facility for a period of thirty (30) days within the preceding six (6) months under the provisions of KRS 202A or 504.

B. THE JURY,

- and the Jury having heard evidence that established beyond a reasonable doubt for mental illness or by clear and convincing evidence for intellectual disability that the Respondent meets the aforesated criteria for involuntary hospitalization/admittance, and is therefore in need of detention for a period not to exceed (KRS 202A mental illness) 60 consecutive days from the date of this order or (KRS 202A mental illness) 360 consecutive days from the date of this order; or (KRS 202B intellectual disability) an indeterminate period;
- and the Jury having heard evidence that did not establish beyond a reasonable doubt for mental illness or by clear and convincing evidence for intellectual disability that the Respondent meets the criteria for involuntary hospitalization/admittance;

(Use if proceeding is for a 360 Day only.)

- and, further, that the Jury finds that the Respondent has been hospitalized in a hospital or a forensic psychiatric facility for a period of thirty (30) days within the preceding six (6) months under the provisions of KRS Chapter 202A or 504.

* * * * *

THEREFORE, IT IS ORDERED that:

- The Respondent be involuntarily hospitalized/admitted and ordered to accept treatment at _____ Hospital/Facility, located at _____, Kentucky, or another Hospital/Facility designated by the Cabinet for Health and Family Services (_____) for a period not to exceed (KRS 202A mental illness) **60 consecutive days from the date of this order** or (KRS 202A mental illness) 360 consecutive days from the date of this order, or (KRS 202B intellectual disability) **an indeterminate period, and the initial review is to be held within 5 years from the entry of this order, by _____ month/year.**
- Said Petition against the Respondent be **dismissed**;

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

TRANSPORTATION ORDER

TO THE SHERIFF OR OTHER PEACE OFFICER OF _____ COUNTY, KENTUCKY:

You are hereby ordered to transport the above named Respondent to _____
_____ Hospital/Facility, located at _____ Kentucky.

_____, _____
Date

Judge

Please print or type name of Judge in the space provided below

COPY DISTRIBUTION:

- Peace Officer (2)
- Hospital/Facility
- County Attorney
- Cabinet for Health and Family Services
- Respondent/Respondent's Attorney/Legal Guardian
- If Known: Spouse, Parent(s), Nearest Relative or Friend

NOTICE: The Respondent has the following right to:

- (1) have access to telephone communication at the facility where the individual is being evaluated;
- (2) have privacy maintained during the involuntary commitment process through a requirement that the individual's psychiatric condition or other personal information be kept confidential except from those who have the legal authority to obtain it;
- (3) have restraints applied during the holding and evaluation process only if the individual exhibits or is threatening to exhibit assaultive or self-injurious behavior;
- (4) be held a maximum of 18 hours pending certification by a QMHP pursuant to KRS 202A.041.