

STATE OF ILLINOIS
IN THE _____ JUDICIAL CIRCUIT
_____ COUNTY

(Rev. 4/3/17)

IN THE MATTER OF:

)
)
)

DOCKET NUMBER: _____

Respondent

ORDER FOR INVOLUNTARY ADMISSION

THIS MATTER COMING TO BE HEARD ON THE PETITION OF _____ (Petitioner)
FOR THE INVOLUNTARY ADMISSION OF _____ (Respondent), AND:

- The Petitioner who initiated this matter pursuant to 405 ILCS 5/3-701 is PRESENT in court and has received written notice, or waived notice, of his/her rights under 405 ILCS 5/3-902 to receive notice of the Facility Director's decision to discharge the Respondent.
- The Petitioner who initiated this matter pursuant to 405 ILCS 5/3-701 is NOT PRESENT in court and the Clerk of the Court is directed to mail to the Petitioner notice of his/her rights under 405 ILCS 5/3-902 to receive notice of the Facility Director's decision to discharge the Respondent.
- The Respondent is PRESENT in court.
- The Respondent is NOT PRESENT in court and his/her presence is waived by counsel.
- Notice of this hearing has been provided to the Respondent's guardian and all relevant persons pursuant to 405 ILCS 5/3-706.

AFTER A HEARING, THE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT: (check all that apply)

- A. The Respondent is subject to involuntary admission on an inpatient basis because, in accordance with Section 1-119 of the Mental Health and Developmental Disabilities Code, [405 ILCS 5/1-119] (hereinafter "the Code") he or she is a person with a mental illness who: (check all that apply)
 - 1. Because of his or her mental illness is reasonably expected, unless treated on an inpatient basis, to engage in conduct placing such person or another in physical harm or in reasonable expectation of being physically harmed.
 - 2. Because of his or her mental illness is unable to provide for his or her basic physical needs so as to guard himself or herself from serious harm without the assistance of family or others, unless treated on an inpatient basis.
 - 3. (i) Refuses treatment or is not adhering adequately to prescribed treatment; (ii) because of the nature of his or her mental illness, is unable to understand his or her need for treatment; and (iii) if not treated on an inpatient basis, is reasonably expected, based on his or her behavioral history, to suffer mental or emotional deterioration and is reasonably expected, after such deterioration, to meet the criteria of paragraph (1) or (2) above.

- B. The Respondent is subject to involuntary admission on an outpatient basis under Section 1-119.1 of the Code because he or she is a person with a mental illness who: (check all that apply)
 - 1. Would meet the criteria for admission on an inpatient basis as specified in Section 1-119 of the Code in the absence of treatment on an outpatient basis and for whom treatment on an outpatient basis can only be reasonably ensured by a court order mandating such treatment; or
 - 2. If such mental illness is left untreated, is reasonably expected to result in an increase in the symptoms caused by the illness to the point that the person would meet the criteria for commitment under Section 1-119 of the Code, and whose mental illness has, on more than one occasion in the past, caused that person to refuse needed and appropriate mental health services in the community.
- For the reasons stated in open court, the Respondent is:
 - 1. Not subject to involuntary admission on an inpatient basis under Section 1-119 of the Code.
 - 2. Not subject to involuntary admission on an outpatient basis under Section 1-119.1 of the Code.

THE COURT'S RULING IS BASED ON FINDINGS OF FACT AND CONCLUSIONS OF LAW AS STATED ON THE RECORD IN OPEN COURT.

THEREFORE, IT IS HEREBY ORDERED:

- THE PETITION IS GRANTED, AS FOLLOWS:** (check all that apply)
 - The Respondent be hospitalized at _____, a Department of Human Services mental health or development center, which is the least restrictive environment currently appropriate and available.
 - The Respondent be hospitalized at _____, a licensed private hospital which is the least restrictive environment currently appropriate and available.
 - The Respondent be hospitalized at a Department of Veterans Affairs facility, which is the least restrictive environment currently appropriate and available.
 - The Respondent undergo a program of alternative treatment as prescribed in the attached Addendum.
 - The Respondent be treated at _____, a private or community health facility which is the least restrictive environment currently available and appropriate.
 - The Respondent be placed in the care and custody of _____, and the custodian shall have only the authority granted in the Addendum to this Order.

The Facility Director of the named facility where the Respondent is to be hospitalized/receive treatment shall file a treatment plan with this Court as required by 405 ILCS 5/3-814 within 30 days of the date of this Order.

The period of hospitalization shall not exceed 90 180 days. (405 ILCS 5/3-813)

Other (please specify) _____

The Clerk of the Court shall forward copies of the ORDER TO NOTIFY THE ILLINOIS STATE POLICE OF AN ADJUDICATION OF A PERSON AS A MENTALLY DISABLED PERSON to the Department of State Police, Firearm Owner's Identification Department, as required by 430 ILCS 65/8.1.

This matter is continued to _____ at _____
(Date) (Time) (Court Location)

for (please specify): _____

APPEAL RIGHTS GIVEN: In open court, Respondent present; or To counsel, with instructions to advise the Respondent who was not present in court.

IT IS HEREBY ORDERED THAT THE PETITION IS DENIED AND DISMISSED FOR THE REASONS STATED IN OPEN COURT.

DATED: _____

ENTER: _____

Judge # _____

APPROVED AS TO FORM:

ASSISTANT STATE'S ATTORNEY

ATTORNEY FOR THE RESPONDENT

NOTICE TO THE RESPONDENT AND OTHER PERSONS

IF YOU ARE AFFECTED BY OR INTERESTED IN THIS ORDER, YOU SHOULD KNOW THAT:

1. **A FINAL ORDER MAY BE APPEALED.**
The court must notify you (the Respondent) either directly or through your counsel of your right to appeal and, if you are indigent, of your right to have free transcripts and counsel. If you wish to appeal and cannot obtain counsel, counsel will be appointed for you pursuant to Section 3-816 of the Mental Health and Developmental Disabilities Code.
2. **AN ORDER FOR ADMISSION IS INITIALLY VALID FOR NO MORE THAN 90 DAYS. A SUBSEQUENT ORDER MAY BE ENTERED FOR AN ADDITIONAL PERIOD OF 90 DAYS.**
Thereafter, an order may be valid for up to 180 days. If the Facility Director does not discharge you during that period or petition for a continued hospitalization, you must be released.
3. **RELATIVES OR FRIENDS MAY TRANSPORT YOU IF YOU HAVE BEEN ADMITTED BY ORDER.**
The court may authorize a relative or friend to transport you to the appropriate facility if such person can do so safely and humanely.
4. **UNWILLINGNESS OR INABILITY OF YOUR PARENT, GUARDIAN, OR PERSON *IN LOCO PARENTIS* TO PROVIDE FOR YOUR CARE OR RESIDENCE IS NOT GROUNDS FOR THE COURT'S REFUSING TO ORDER DISCHARGE.**
A petition may be filed under the Juvenile Court Act or Probate Act to ensure appropriate care and residence.
5. **THE COURT MAY MODIFY THIS ORDER IN THE FUTURE.**
If your treatment needs change, or if the facility or program cannot meet your needs, upon petition or other proper method of review, the court may modify this order and enter a revised order based on the new circumstances.

AT A MINIMUM, THESE PERSONS SHOULD RECEIVE THIS ORDER:

- (a) The Respondent;
- (b) The Respondent's attorney;
- (c) The director of the facility or program which will administer the treatment, if so ordered by the Court;
- (d) The person in whose care and custody the Respondent has been placed, if so ordered by the Court; and
- (e) The Department of State Police, Firearm Owner's Identification Department, if so ordered by the Court.