

IN THE _____ COURT OF CHEROKEE COUNTY

STATE OF GEORGIA

STATE OF GEORGIA

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FILE NO. _____

vs.

_____ ,

Defendant

CONSENT ORDER

This defendant has requested and is being placed in the Cherokee County Mental Health Court Program as a condition of their probation. This is being done with the consent of defendant, defendant’s attorney and the prosecuting attorney. The following are special conditions agreed upon by the parties:

1. Defendant shall be subject to random tests for drugs and alcohol at the request of the probation officer and/or as directed by the Court. Defendant is prohibited from ingesting any alcohol or illegal drugs while in the Program and may be further restricted from taking some over-the-counter and prescribed medications unless approved by the court.
2. If applicable, defendant shall comply with all required mental health therapy prescribed through defendant’s attending physicians, including but not limited to, compliance with prescribed medicines, counseling; and any programs, treatment or therapy as directed by the Court;
3. Defendant will be required to return to court for judicial review of their case and treatment compliance. Additionally, defendant agrees to follow program guidelines.

By signing below, defendant consents and agrees that the assigned court officer, court coordinator and presiding judge may obtain information, documents and records from any drug or alcohol treatment providers and any mental health treatment providers (including psychiatrists, psychologists, psychotherapists, counselors, and clinical nurse practitioners) regarding any court ordered evaluations, assessments, treatment and counseling so that they can monitor attendance, participation, and compliance with these programs which are court-mandated as an integral part of the probation order in this case.

The documents and information covered by this release and consent to obtain information include dates of treatment, drug information, alcohol information, mental health information, individual service plans, history and physicals, discharge summaries, diagnosis, psychiatric/psychologist evaluation reports, lab reports, medications and reports regarding program compliance.

This consent for information shall remain in force until further order of the court. The consent is given voluntarily as the defendant has requested to be placed in the program in order to avail themselves of treatment options.

This consent is given pursuant to applicable Federal and State Law and regulations, including but not limited to 42 USC §290 dd-2 et.seq.; 42 CFR 2.64 and 2.65; OCGA §24-9-21; People v. Silkworth, 538 N.Y.S. 2d. 692 (1989); People v. Lane 689 N.Y.S. 2d. 325 (1999).

Defendant's Signature

Date

Prosecutor

Date

Consented to by Defense Attorney

Date

SO ORDERED this _____ day of _____, 20 _____.

Presiding Judge
Cherokee County Mental Health Court