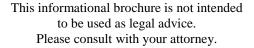
Outline of Involuntary Commitments

Presented as a public service by:

Keith Wood, Judge John Cline, Assoc. Judge

Cherokee County Probate Court 90 North Street, Suite 340 Cherokee County Justice Center Canton, Georgia 30114 www.cherokeega.com/Probate-Court/

Main office number: 678/493-6160





Emergency Evaluations

Who:

A patient who is in danger of harming him or herself or others and should be taken to an "emergency receiving facility" to be evaluated by a professional.

What is filed:

Affidavit signed under oath by two persons.

When:

Within **48 hours** of having physically observed the patient in this condition.

Where:

Probate Court with informal, ex parte hearing.

How:

By filing documents and answering questions by the Court concerning the Patient.

Why:

Evaluation of the individual. Following evaluation and based on a determination of need, other services may be available at the direction of medical professionals.

How long:

Apprehension must occur within 7 days; the emergency receiving facility may keep a patient up to 72 hours for evaluation; length of stay thereafter, if any, is in the discretion of the facility.

Others with commitment authority:

- Certain health professionals who actually evaluate the patient.
- Law enforcement personnel who observe a crime has been or is being committed.

Outpatient Commitment

Who:

Patient who is noncompliant with medical orders <u>and</u> would benefit from a program requiring outpatient medical treatment <u>and</u> the agency is able to devise and carry out a plan for the patient.

What is filed:

Petition by a local mental health agency, along with an evaluation and treatment plan the agency proposes to carry out.

When:

At the agency's discretion and willingness to do so.

Where:

Probate Court, which schedules a hearing based on due process.

How filed:

Sworn petition, no filing fees are required, an attorney is appointed to represent the patient, notice of the hearing and rights is given.

Why:

To enable the patient to approach "normalcy," even hold employment.

How long:

Order is good for one year; can be renewed.

Others with authority to file:

Private institutions which are willing to carry out the plan.