

**IN THE PROBATE COURT _____ COUNTY
STATE OF GEORGIA**

IN RE: _____ **Patient** * **FILE NO.** _____
SSN or Patient # _____ *

PETITION FOR ORDER TO APPREHEND NON-COMPLIANT PATIENT

The undersigned physician, psychologist, clinical social worker or clinical nurse/specialist in psychiatric/mental health in charge of the aforesaid patient's individualized service plan for outpatient treatment, or his/her designee, now comes and petitions the Court as follows:

The patient, who has a diagnosis of _____ and who, by order of the Court dated _____, was ordered to comply with involuntary outpatient treatment pursuant to O.C.G.A. § 37-3-81.1 or § 37-7-81.1, has failed or refused, without good cause, to comply with the service plan as ordered. The patient may be found at: _____.

This petition is being filed in: (check one)

- the court originally ordering the outpatient treatment.
 - the court in which the patient is a resident; a copy of the original order is attached.
 - the court in which the patient is found; a copy of the original order is attached.

The Court is requested, pursuant to O.C.G.A. § 37-3-82 (b) or § 37-7-82 (b), to order any peace officer to take the said patient into custody and deliver that person to _____ (phone _____), the community Mental Health Center in charge of the patient's outpatient treatment, if a physician, psychologist, clinical social worker or nurse/specialist in psychiatric/mental health is available there to examine the patient, or if no such person is available, to the nearest emergency receiving facility serving the county in which the patient is found.

Petitioner's Signature

Petitioner's Work Address

Work Phone No.

I hereby certify that the facts stated in the foregoing petition are true and correct to the best of my knowledge and belief.

**Sworn to and subscribed before me
this day of , .**

Petitioner's Signature

Notary Public

IN THE PROBATE COURT _____ COUNTY
STATE OF GEORGIA

IN RE: _____ * FILE NO. _____
Patient * SSN/Patient # _____

ORDER

TO: (1) ANY PEACE OFFICER OF SAID COUNTY
(2) MENTAL HEALTH CENTER OR EMERGENCY RECEIVING FACILITY

(1) You are commanded to take into custody _____, a patient who has a diagnosis of _____ and who, by order of the Court dated _____, was ordered to comply with involuntary outpatient treatment pursuant to O.C.G.A. § 37-3-81.1 or § 37-7-81.1.

In accordance with O.C.G.A. § 37-3-82 (b) or § 37-7-82 (b), you shall take the said patient into custody and deliver that person to: _____

_____ the community Mental Health Center in charge of the patient's outpatient service plan, if a physician, psychologist, clinical social worker or clinical nurse/specialist in psychiatric/mental health is available there to examine the Patient, or to the nearest emergency receiving facility serving the county in which the patient is found if no such person is available. The phone number of the Mental Health Center is _____. The patient may be found at: _____.

(2) At such mental health center or emergency receiving facility the patient shall be given such emergency or other medical treatment as is indicated by good medical practice.

The patient shall be released from the community Mental Health Center within 4 hours or from the emergency receiving facility within 48 hours after being taken into the custody of the center or the emergency facility unless the examining physician, psychologist, clinical social worker or nurse/specialist concludes that, because of a change in the Patient's condition, the least restrictive alternative which would accomplish the treatment goals is hospitalization of the patient, and he/she executes a certificate to that effect. The certificate, if any, must be executed within 48 hours of examining the patient. The certificate shall expire seven days after it is executed.

Within 24 hours of the execution of a certificate by emergency receiving facility personnel recommending hospitalization, the patient shall be transported to an evaluating facility. Within 72 hours of receiving such a certificate executed by mental health center personnel, any peace officer must make diligent efforts to take the patient into custody and to deliver him or her to the nearest emergency receiving facility serving the county in which the patient is found.

SO ORDERED this _____ day of _____, _____.