

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

IN THE MATTER OF THE CONDITION OF _____

Amended

Name of Subject

Date of Birth

Order of

Commitment

Extension of Commitment

Dismissal

(Fifth Standard Under §51.20(1)(a)2.e, Wis. Stats.)

Case No. _____

A hearing was held on [Date] _____.

THE COURT FINDS:

1. Grounds for commitment extension of commitment have not been established.

2. Grounds for commitment extension of commitment have been established.

The subject is

A. mentally ill and incompetent to make medication or treatment decisions.

B. dangerous because a substantial probability exists that:

- The subject is incapable of expressing an understanding of the advantages and disadvantages of accepting medication or treatment and the alternatives; or the subject is substantially incapable of applying an understanding of the advantages, disadvantages, and alternatives to his/her mental illness, after the advantages and disadvantages of any alternatives have been explained to the subject; and
- The subject needs care or treatment to prevent further disability, and
- If untreated, the subject will lack services necessary for his/her health or safety; and
- If left untreated, the individual will suffer severe mental, emotional, or physical harm that will result in the loss of the individual's ability to function independently in the community or the loss of cognitive or volitional control over his/her thoughts or actions; and
- There is no reasonable provision for the individual's care or treatment in the community or, if available, there is no reasonable probability that the individual will avail him/herself of these services.

As manifested by:

both the subject's treatment history and his/or recent acts or omissions under §51.20(1)(a)2.e, Wis. Stats.

a substantial likelihood, based on the subject's treatment record, that the individual would be a proper subject for commitment if treatment were withdrawn.

C. a proper subject for treatment.

D. a resident of

(1) _____ County, Wisconsin.

- (2) a nonresident of the State of Wisconsin.
- (3) an inmate of a Wisconsin state prison.

- 3. The subject has been adjudicated pursuant to 18 USC 922(g)(4) as a "mental defective" or committed to a mental institution.
- 4. Other: _____

THE COURT ORDERS:

- 1. This matter dismissed and the subject released from detention.
- 2. The subject is committed for _____ months from the date of this hearing
 from the expiration date of the prior commitment order
which is [Date] _____
to the care and custody of
 A. _____ County Department established under §§51.42 or 51.437, Wis. Stats.
 B. State of Wisconsin Department of Health Services.
- 3. The maximum level of treatment shall be
A. a locked unlocked inpatient facility.
Subject must be discharged not later than [Date] _____. (*Maximum 30 days from date of commitment*)
The reception facility shall be _____.
Transportation to the facility shall be provided by
 the sheriff.
 Other: _____
 B. outpatient with conditions. The conditions of outpatient commitment on the attached document are incorporated into this order. A violation of any condition may result in the subject being taken into custody by law enforcement for inpatient treatment for not more than 30 days. Medication and treatment may be administered to the subject regardless of his or her consent.
- 4. The subject is prohibited from possessing any firearm. Federal law provides penalties for, and you may be prohibited from possessing, transporting, shipping, receiving, or purchasing a firearm, including, but not limited to, a rifle, shotgun, pistol, revolver, or ammunition, pursuant to 18 U.S.C. 921(a)(3) and (4) and 922(g)(4). This prohibition shall remain in effect until lifted by the court. Expiration of the mental commitment proceeding does not terminate this restriction.
 A. Any firearm owned by subject shall be seized by _____.
The subject's firearms may be found at the following location(s): _____

Any person residing at the/these locations is required to cooperate with law enforcement attempts to seize firearms. Failure to cooperate may result in contempt sanctions.
 B. As an alternative to seizure, the following person is designated to store any firearm(s) until the firearm restriction order has been canceled: _____
C. The subject is informed of the requirements and penalties under §941.29, Wis. Stats., including imprisonment for up to 10 years, a fine not to exceed \$25,000 or both.
D. The court clerk shall notify the department of justice of the restriction unless the department has been previously informed of a prohibition for this subject.
- 5. Other: _____

THIS IS A FINAL ORDER FOR THE PURPOSE OF APPEAL.

DISTRIBUTION:

- 1. Court
- 2. Subject
- 3. Attorney
- 4. Treatment Provider
- 5. Detention facility (if different)