

STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER ON COMPETENCY (DELINQUENCY PROCEEDINGS)	CASE NO.
		PETITION NO.
		JUDGE
ORI MI-	Court address	Court telephone no.

In the matter of _____
First and last name(s), alias(es)

CTN/TCN	SID
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1. Date: _____ Judge/Referee: _____

THE COURT FINDS:

2. Based upon the opinions expressed by a qualified juvenile forensic mental health examiner in a report to the court and any other evidence filed with the court or introduced ☐ at the hearing, ☐ after review, the juvenile is determined
- ☐ a. competent to proceed. (Check item 3.)
- ☐ b. incompetent to proceed. (Check appropriate option below.)
- ☐ There is a substantial probability that the juvenile will remain incompetent to proceed for the foreseeable future or within the period of a restoration order. (Check item 4.)
- ☐ There is a substantial probability that the juvenile is unable to be restored due to serious emotional disturbance. (Check item 4 or 6*.)
- ☐ The juvenile may be restored to competency in the foreseeable future. The offense for which the juvenile is charged is
- ☐ a traffic offense or an offense other than a serious misdemeanor. (Check item 4.)
- ☐ a serious misdemeanor. (Check item 4 or 5.)
- ☐ a felony. (Check item 5.) The least restrictive environment for completing restoration is as follows:

IT IS ORDERED:

- ☐ 3. The proceedings shall continue, and all reports submitted under MCL 712A.18n to MCL 712A.18q shall be sealed.
- ☐ 4. The charges against the juvenile are dismissed with prejudice and the juvenile is released to _____ . All reports submitted under MCL 712A.18n to MCL 712A.18q shall be sealed.
- ☐ 5. Further proceedings are suspended until such time as the juvenile is restored to competency or until it is determined that the juvenile cannot be restored to competency.
- a. The qualified restoration provider shall provide the following services to restore the juvenile to competency, if possible:
- b. This order is valid for 60 days from the initial finding of incompetency (the date in item 1) or until one of the following occurs, whichever is first: 1) the juvenile has regained competency, 2) the charges are dismissed by the prosecutor, or 3) the juvenile reaches 18 years of age.
- c. The qualified restoration provider shall submit a report to the court and the qualified juvenile forensic mental health examiner that includes the information required under MCL 712A.18p. The report shall be submitted every 30 days or sooner if and at the time either of the following occurs: 1) the qualified restoration provider determines the juvenile is competent to proceed, or 2) there is no substantial probability the juvenile will be competent to proceed within the period of this order.

☐ 6. Mental health services shall be provided to the juvenile by _____

for _____ days (not to exceed 60 days). The mental health provider shall submit a report regarding the juvenile to the court and the qualified juvenile forensic mental health examiner no later than 14 days before the expiration of the treatment ordered. *NOTE: The court may order mental health services at its discretion, except as provided under the youth rehabilitation act, MCL 803.301 to 803.309. Treatments may be renewed following review of the mental health provider's report for another period not to exceed 60 days. Treatment shall not exceed 120 days.

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Judge signature and date