

IN THE SUPERIOR COURT OF _____ COUNTY

STATE OF GEORGIA

THE STATE OF GEORGIA

vs.

: WARRANT / INDICTMENT
: # _____
:
: CHARGE(S)
:

ORDER FOR MENTAL EVALUATION
Re: COMPETENCY TO STAND TRIAL

WHEREAS, the mental competency to stand trial of the above defendant has been called into question, and evidence presented in the matter, and this court has found that it is appropriate for an evaluation to be conducted at public expense;

IT IS HEREBY ORDERED that the Department of Behavioral Health and Developmental Disabilities conduct an evaluative examination of said defendant, provide treatment of the defendant, if appropriate, and provide to this court a report of diagnosis, prognosis and its findings, with respect to:

Competency to Stand Trial. Whether the accused is capable of understanding the nature and object of the proceedings; whether the accused comprehends his or her own condition in reference to such proceedings; and, whether the accused is capable of rendering to counsel assistance in providing a proper defense.

IT IS FURTHER ORDERED that any Community Service Board, Prison Health Services Department, Agency for Persons with Disabilities, or any other medical/mental health treating agency, when requested, provide copies of the above named defendant’s clinical, psychiatric, psychological, and/or medical records, to include substance abuse treatment records, to the appointed/evaluating Forensic Services Department of the Georgia Department of Behavioral Health and Developmental Disabilities within three (3) days of receipt of this order in an effort to facilitate accurate and timely evaluation of the above named defendant. **This order is to serve in lieu of other permission/release of information forms required by any agency.**

IT IS FURTHER ORDERED that the department arrange with the county sheriff, or the sheriff’s lawful deputies, for the prompt evaluation of said defendant, either at the county jail or at a designated hospital, with transportation of the defendant to be provided by the sheriff, where necessary, with transportation costs to be borne by the county. Upon completion of the evaluation, the evaluating facility shall notify the sheriff, who shall promptly reassume custody of the defendant. If defendant is not incarcerated, but released on bond, the department will contact defendant’s attorney and establish an appointment date, time, and place for completion of the evaluation.

Unless otherwise ordered by the court, the department shall submit its report to the requesting judge and the defendant's attorney.

Copies of documents supporting this request are attached hereto, as follows:

- Indictment / Accusation
- Summary of previous mental health treatment
- Copy of arrest report
- Other _____

SO ORDERED, this the _____ day of _____, 20____.

Judge, Superior Court
South Georgia Judicial Circuit

SPECIMEN ORDER FOR MENTAL EVALUATION - REVISED 2013
RE: COMPETENCY TO STAND TRIAL