

IN THE STATE OF THE STATE OF OREGON
FOR THE COUNTY OF LANE
125 E 8th Avenue, Eugene, OR 97401

State of Oregon

Plaintiff,

vs

Defendant.

DOB: _____

SID: _____

Case No. _____

**ORDER CONTINUING
COMMITMENT TO OREGON
STATE HOSPITAL (ORS
161.370)**

THIS MATTER came before the Court on _____ for a determination of Defendant's need for continued commitment to OSH. The Court received a Ready to Place Notice from OSH on (DATE). A community consultation was completed and submitted to the court on (DATE). Prior order finding Defendant unfit to proceed, on (DATE).

Crime Name	Crime ORS #	Felony/Misd/Viol

Based on the Court's review and consideration of (*check all that apply*):

- ☐ Recommendation from LCBH
- ☐ Information from the local entity that would be responsible for community treatment
- ☐ The Court's review of the file
- ☐ Witness testimony
- ☐ The parties' stipulation that suitable restoration services are not available in the community
- ☐ Other information provided: _____

THE COURT, being fully informed, **FINDS**:

1. Defendant remains not fit to proceed.
2. Defendant has not yet reached their maximum length of commitment to OSH under *Oregon Advocacy Center v. Mink*.

3. ☐ The most serious offense in the charging instrument is a FELONY.
4. Defendant, who is at least 18 years old, requires a hospital-level-of-care due to: (a) public safety concerns; **or** (b) the acuity of symptoms of Defendant's qualifying mental disorder; **and** (c) that the appropriate community restoration services are not present and available in the community.
5. ☐ The most serious offense in the charging instrument is a MISDEMEANOR
(check one)
 - ☐ The court received: (a) a recommendation from a certified evaluator that Defendant requires a hospital-level-of-care due to the acuity of symptoms of Defendant's qualifying mental disorder; **and** (b) a recommendation from LCBH that appropriate community restoration services are not present and available in the community for Defendant; **or**
 - ☐ The court finds that Defendant: (a) requires a hospital-level-of-care due to the acuity of symptoms of Defendant's qualifying mental disorder; (b) there are public safety concerns; **and** (c) appropriate community restoration services are not present and available in the community.

It is therefore **ORDERED**:

1. The criminal proceeding against Defendant remains suspended.
2. Defendant remains committed to the Oregon State Hospital pursuant to the order dated (DATE).

Defense Attorney

Deputy District Attorney _____

Name: _____

Name: _____

Email: _____

Email: _____

Ph. No.: _____

Ph. No.: _____