

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF LANE

STATE OF OREGON)
Plaintiff,)
v.)
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. 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.

4. 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).

DATED: _____

Defense Attorney
 Name: _____
 Email: _____
 Ph. No.: _____

Deputy District Attorney
 Name: _____
 Email: _____
 Ph. No.: _____