

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____

State of Oregon

Plaintiff

v.

Case No: _____

**ORDER FOLLOWING
HEARING ON PLACEMENT
AFTER COMMITMENT TO
OREGON STATE HOSPITAL**

Defendant

Chapter 559, §53 (2025 Laws)

This matter came before the Court on _____ (*date*) for a hearing on placement options following a notice from the Oregon State Hospital (OSH) that Defendant no longer needs a hospital level of care due to the acuity of symptoms of the defendant's qualifying mental disorder.

Defendant ☐ appeared (in person or remotely) / ☐ did not appear, represented by counsel (*name/ bar number*) _____.

The State appeared through (*name/ bar number*) _____.

As indicated below, the court addressed the following issues:

- ☐ Reconsideration of security level required for placement
- ☐ Objections to CMHP-proposed placement options
- ☐ Discontinuation of CMHP placement evaluations
- ☐ Placement confirmation and conditions of release
- ☐ Continuation of commitment

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

- ☐ Court file
- ☐ Notice(s) from OSH that Defendant no longer requires hospital level of care, dated _____
- ☐ Report from a local CMHP, dated _____
- ☐ Report of a certified evaluator, dated _____
- ☐ Court's inquiry and observation of Defendant at the hearing
- ☐ Statements from counsel
- ☐ Witness testimony from State's witnesses
- ☐ Witness testimony from Defendant's witnesses
- ☐ Other information:

☐ **1. Reconsideration of Security Level Required for Placement**

THE COURT FINDS:

Based on the criteria in OS 161.370 (7)(b), including the charges, primary and secondary release criteria as defined in ORS 135.230, public safety concerns, and other relevant information, Defendant ☐ needs/ ☐ does not need placement options, upon discharge from OSH to a lower level of care, to be limited to the most restrictive class under the classification system described in ORS 426.238.

THE COURT ORDERS:

Upon reconsideration of the determination in the Order of Commitment to Oregon State Hospital:

- ☐ Defendant may only be discharged to a facility that is of the most restrictive class under the classification system described in ORS 426.238.
- ☐ Defendant may be discharged to an appropriate placement at a less restrictive class.

☐ **2. Objections to CMHP-Identified Placement Options**

THE COURT FINDS:

- ☐ a. Based on the CMHP consultation report, the following proposed placements have been identified:

Placement Name	Location

- ☐ b. Appropriateness of placements subject to timely filed objections is as follows:

Placement Name	Party or Parties	Basis of Objection	Appropriateness of Placement
	<input type="checkbox"/> State <input type="checkbox"/> Defendant		<input type="checkbox"/> Appropriate <input type="checkbox"/> Not Appropriate
	<input type="checkbox"/> State <input type="checkbox"/> Defendant		<input type="checkbox"/> Appropriate <input type="checkbox"/> Not Appropriate
	<input type="checkbox"/> State <input type="checkbox"/> Defendant		<input type="checkbox"/> Appropriate <input type="checkbox"/> Not Appropriate
	<input type="checkbox"/> State <input type="checkbox"/> Defendant		<input type="checkbox"/> Appropriate <input type="checkbox"/> Not Appropriate
	<input type="checkbox"/> State <input type="checkbox"/> Defendant		<input type="checkbox"/> Appropriate <input type="checkbox"/> Not Appropriate

THE COURT ORDERS:

- a. The objection motions to proposed placements that are inappropriate are granted.
- ☐ b. Commitment is continued because no proposed placement options remain:
(Odyssey Code: ORCY)
- ☐ both parties objected to all CMHP proposed placements
 - ☐ no proposed placement options remain following the court's decision on objections
- c. The CMHP shall:
- ☐ continue to regularly evaluate placement options for Defendant, using guidance from the consultation report, and provide status updates to the court, in the form of a written memo or report, no less frequently than every 30 days.
 - ☐ discontinue attempts to identify appropriate placements for Defendant pending a new notice from OSH that is provided following a change in circumstances regarding Defendant or available placement options

☐ **3. Placement Confirmation and Conditions of Release**

THE COURT FINDS:

Based on notification from the CMHP, the following placement has been secured and has an anticipated availability date:

Placement	Location	Anticipated Availability Date

THE COURT ORDERS:

- a. The proposed placement listed above, which has been secured and has an anticipated availability date, ☐ is/ ☐ is not confirmed.
- b. Conditions of release are provided in a separate order.

☐ **4. Continuation of Commitment**

THE COURT FINDS:

- ☐ The CMHP did not propose any placement options.
- ☐ No CMHP-proposed placements are confirmed.
- ☐ A proposed placement has been confirmed.

THE COURT ORDERS:

Commitment to OSH:

- ☐ is continued (**Odyssey Code: ORCY**)
- ☐ will be terminated upon discharge. Transportation from OSH and conditions of release are provided in a **separate order**.

☐ Future hearing(s) on this case are set for *(date/time/location)*:

<input type="checkbox"/> Prepared by the Court	<input type="checkbox"/> Submitted by attorney for: <input type="checkbox"/> Defendant <input type="checkbox"/> State
	_____ Printed Name
	_____ Signature
	_____ OSB #

Judge Signature:
