

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:

<b>Placement Name</b>	<b>Location</b>

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

<b>Placement Name</b>	<b>Party or Parties</b>	<b>Basis of Objection</b>	<b>Appropriateness of Placement</b>
	<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:

<b>Placement</b>	<b>Location</b>	<b>Anticipated Availability Date</b>

**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
- 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 <hr/> <p>Printed Name</p> <hr/> <p>Signature</p> <hr/> <p>OSB #</p>
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*Judge Signature:*

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