

_____ County

In The General Court Of Justice
District Court Division

IN THE MATTER OF

Name And Address Of Juvenile

**FINDINGS AND CUSTODY ORDER
INVOLUNTARY COMMITMENT**
(PRESIDING JUDGE FINDS REASONABLE GROUNDS TO
BELIEVE JUVENILE MEETS CRITERIA)
(For Offenses Committed On Or After Jan. 1, 2025)

G.S. 7B-2401.5(a); 122C-252, -261, -263, -283

Social Security No. Of Juvenile

Permit Or Driver's License No. Of Juvenile

State

Juvenile's Date Of Birth

Age

Race

Sex

I. FINDINGS

The juvenile having been found incapable to proceed and not likely to attain capacity in the foreseeable future, the Court conducted an additional hearing and considered the opinion of _____ (name of forensic evaluator) in the report dated _____. A copy of the evaluator's report is attached and incorporated by reference. Based on the evidence presented and from the facts on record and presented at that hearing, the Court determines there are reasonable grounds to believe the juvenile meets the criteria for involuntary commitment under Part 7 of Article 5 of Chapter 122C of the General Statutes and that the juvenile probably: (check all that apply)

1. has a mental illness and is dangerous to self or others or has a mental illness and is in need of treatment in order to prevent further disability or deterioration that would predictably result in dangerousness.
 In addition to probably having a mental illness, the juvenile also probably has an intellectual disability. (If this finding is made, see G.S. 122C-261(b) and (d) for special instructions.)
2. is a substance abuser and dangerous to self or others.
3. committed a violent crime. (including a crime involving assault with a deadly weapon)

II. CUSTODY ORDER**TO ANY LAW ENFORCEMENT OFFICER:**

- The juvenile allegedly committed a violent crime and was found incapable of proceeding. The Court ORDERS you to take the above named juvenile into custody **WITHIN 24 HOURS AFTER THIS ORDER IS SIGNED**, take the juvenile directly to a 24-hour facility as described in G.S. 122C-252, and deliver a copy of the forensic evaluation report referenced in the Findings above to the 24-hour facility.
- The Court ORDERS you to take the above named juvenile into custody **WITHIN 24 HOURS AFTER THIS ORDER IS SIGNED**, take the juvenile for examination by a person authorized by law to conduct the examination, and deliver a copy of the forensic evaluation report referenced in the Findings above to the commitment examiner. (A COPY OF THE COMMITMENT EXAMINER'S FINDINGS SHALL BE TRANSMITTED TO THE CLERK OF SUPERIOR COURT IMMEDIATELY.)
- ➔ IF the commitment examiner finds that the juvenile is NOT a proper subject for involuntary commitment, then you shall take the juvenile home and release him/her to the juvenile's parent, guardian, or custodian.
- ➔ IF the commitment examiner finds that the juvenile has a mental illness and is a proper subject for outpatient commitment, then you shall take the juvenile home and release him/her to the juvenile's parent, guardian, or custodian.
- ➔ IF the commitment examiner finds that the juvenile has a mental illness and is a proper subject for inpatient commitment, then you shall transport the juvenile to a 24-hour facility designated by the State for the custody and treatment of involuntary clients and present the juvenile for custody, examination and treatment pending a district court hearing.
- ➔ IF the commitment examiner finds that the juvenile is a substance abuser and subject to involuntary commitment, the commitment examiner must recommend whether the juvenile be taken to a 24-hour facility or released, and then you shall either release him/her to the juvenile's parent, guardian, or custodian or transport the juvenile to a 24-hour facility designated by the State for the custody and treatment of involuntary clients and present the juvenile for custody, examination and treatment pending a district court hearing.

Date

Time

 AM
 PM

Name Of Presiding Judge (type or print)

Signature Of Presiding Judge

This Order is valid throughout the State. If the juvenile is taken into custody, this Order is valid for seven (7) days from the date and time of issuance.

Original-File Copy-24-Hour Facility Copy-Special Counsel Copy-Attorney General
(for Return Of Service, see AOC-J-265 Return)

IN THE MATTER OF	_____ County	<i>File No.</i>
<i>Name Of Juvenile</i>	<i>Date And Time Of Issuance Of Custody Order</i>	NOTE: Use this page for the return of a Findings And Custody Order Involuntary Commitment.
III. RETURN OF SERVICE A. CUSTODY CERTIFICATION		
<input type="checkbox"/> Juvenile WAS NOT taken into custody for the following reason: <input type="checkbox"/> I certify that this Order was received and juvenile served and taken into custody as follows:		
<i>Date Juvenile Taken Into Custody</i>	<i>Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM	
<i>Name Of Law Enforcement Officer (type or print)</i>	<i>Signature Of Law Enforcement Officer</i>	
<i>Name Of Law Enforcement Agency</i>	<i>Badge No. Of Officer</i>	
NOTE TO LAW ENFORCEMENT OFFICER: If juvenile is not taken into custody within 24 hours after this Order is signed, check the appropriate box above and return to the Clerk of Superior Court immediately. If juvenile is served and taken into custody, complete return of service. When taking juvenile into custody you must inform him or her that he or she is not under arrest and has not committed a crime, but is being transported to receive treatment and for his or her own safety and that of others.		
B. FOR USE WHEN RESPONDENT CHARGED WITH VIOLENT CRIME		
<input type="checkbox"/> I transported the respondent directly to and placed him/her in the temporary custody of the facility named below.		
<i>Name Of 24-Hour Facility</i>	<i>Date Delivered</i>	<i>Time Delivered</i> <input type="checkbox"/> AM <input type="checkbox"/> PM <i>Date Of Return</i>
<i>Name Of Transporting Agency</i>	<i>Signature Of Law Enforcement Official</i>	
C. PATIENT DELIVERY TO FIRST EXAMINATION SITE		
The juvenile was presented to an authorized commitment examiner as shown below:		
<i>Date Presented</i>	<i>Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM	<i>Name Of Commitment Examiner (type or print)</i>
<i>Name Of Examining Facility</i>	<i>County Of Examining Facility</i>	
<i>Name Of Law Enforcement Officer (type or print)</i>	<i>Signature Of Law Enforcement Officer</i>	
<i>Name Of Law Enforcement Agency</i>	<i>Badge No. Of Officer</i>	
D. FOR USE WHEN TRANSPORTING AFTER FIRST EXAMINATION: PATIENT RELEASED OR DELIVERED TO 24-HOUR FACILITY		
<input type="checkbox"/> 1. The commitment examiner found that the juvenile does not meet the commitment criteria, or meets the criteria for outpatient commitment, or meets the criteria for substance abuse commitment and should be released pending a hearing. I returned the juvenile to his/her regular residence and released him/her to the juvenile's parent, guardian, or custodian.		
<input type="checkbox"/> 2. The commitment examiner found that the juvenile has a mental illness and meets the criteria for inpatient commitment, or meets the criteria for substance abuse commitment and should be held pending a district court hearing. I transported and placed the juvenile in the custody of the 24-hour facility named below for observation and treatment.		
<i>Name Of 24-Hour Facility</i>	<i>County Of 24-Hour Facility</i>	
<input type="checkbox"/> 3. Juvenile was temporarily detained under appropriate supervision at the site of first examination because the first commitment examiner recommended inpatient commitment and a 24-hour facility was not immediately available or medically appropriate. Upon further examination, a commitment examiner determined that the juvenile no longer meets inpatient commitment criteria or meets the criteria for outpatient commitment. I returned the juvenile to his/her regular residence and released him/her to the juvenile's parent, guardian, or custodian.		
<i>Date Delivered</i>	<i>Time Delivered</i> <input type="checkbox"/> AM <input type="checkbox"/> PM	<i>Name Of Commitment Examiner (type or print)</i>
<i>Name Of Examining Facility</i>	<i>County Of Examining Facility</i>	
<i>Name Of Law Enforcement Officer (type or print)</i>	<i>Signature Of Law Enforcement Officer</i>	
<i>Name Of Law Enforcement Agency</i>	<i>Badge No. Of Officer</i>	

NOTE TO LAW ENFORCEMENT OFFICER: Upon completing this section, immediately return this form and a copy of the commitment examiner's written report (Form No. DMH 5-72-19) to the Clerk of Superior Court of the county where this custody order was issued.