

IN THE SUPERIOR COURT OF BULLOCH COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

v.

Case No.

_____,
Defendant.

**ORDER FOR MENTAL EVALUATION
RE: COMPETENCY TO STAND TRIAL**

WHEREAS the mental competency of the above defendant has been called into question, and evidence presented in the matter, and this court has found that it is appropriate for an evaluation to be conducted at public expense;

IT IS HEREBY ORDERED that the Department of Behavioral Health and Developmental Disabilities (DBHDD) conduct an evaluative examination of said defendant, provide treatment of the defendant, if appropriate, and provide to this court a report of diagnosis, prognosis and its findings, with respect to:

Competency to Stand Trial. Whether the accused is capable of understanding the nature and object of the proceedings, whether the defendant comprehends his/her own condition in reference to the proceedings against him/her; and whether the accused is capable of rendering to counsel assistance in providing a proper defense.

IT IS FURTHER ORDERED that any Medical/Mental Health Provider, Community Service Board, Jail or Prison Health/Mental Health Service, when requested, provide copies of the above-named defendant's clinical, psychiatric, psychological, and /or medical records, to include substance abuse treatment records, to the DBHDD within three (3) day of receipt of a copy of this order in an effort to facilitate accurate and timely evaluation of the above-named defendant. *This order is to serve in lieu of other permission/release of information forms required by any agency.*

IT IS FURTHER ORDERED that the department arrange with the county sheriff, or his/her lawful deputies, for the prompt examination of said defendant, either at the county jail or at a designated hospital, with transportation of the defendant to be provided by the sheriff, where necessary, with transportation costs

to be borne by the county. Upon completion of the examination, the examining facility shall notify the sheriff who shall promptly reassume custody of the defendant. The evaluation report is to be sent to this court.

IT IS FURTHER ORDERED that in instances where the defendant is on bond or otherwise not in the custody of the Sheriff, that it shall be the responsibility of defense counsel to facilitate the prompt examination of the defendant.

Copies of document supporting this request are attached hereto, as follows:

- DBHDD Referral Form
- Indictment/Accusation
- Police Reports
- Past medical records, if available
- Criminal history, if known
- Other: _____

IT IS FURTHER ORDERED that the Clerk shall provide a filed copy of this Order to defense counsel. Defense counsel shall, within 10 days of the filing of this Order, submit a copy of this Order to the Department of Behavioral Health and Developmental Disabilities, along with above-listed documents and the DBHDD Referral Form. Upon submission of the requisite documents to DBHDD, defense counsel shall certify to such by filing an affidavit into the court record.

SO ORDERED, this _____ day of _____, 20____.

F. Gates Peed
Chief Judge, Bulloch County Superior Court
Ogeechee Judicial Circuit

cc: Assistant District Attorney
Defense Counsel
DBHDD
Bulloch County Sheriff's Office
Clerk of Court