

**IN THE SUPERIOR COURT OF BULLOCH COUNTY
STATE OF GEORGIA**

STATE OF GEORGIA

v.

Case No.

_____,
Defendant.

**ORDER FOR MENTAL EVALUATION
RE: DEGREE OF CRIMINAL RESPONSIBILITY
(or SANITY AT THE TIME OF THE ACT)**

WHEREAS the sanity of the above defendant at the time at which the defendant is alleged to have committed the offense(s) charged in the above indictment(s) has been called into question, and evidence presented in the matter, and this Court has found 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:

Degree of Criminal Responsibility or Sanity at the Time of the Act.
Whether the accused had the mental capacity to distinguish right from wrong in relation to the alleged act; whether the presence of a delusional compulsion overmastered the defendant's will to resist committing the alleged act.

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) days 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

