

## **Commitments and Admissions: Quick Summary**

### **Involuntary Commitment for Mental Health Treatment**

- Law applies to adults and minors
- District Court hearing within 10 days of date respondent taken into custody
- Maximum term of 90 days inpatient commitment at initial hearing
- Maximum term of 180 days inpatient commitment at first rehearing, and maximum of one year inpatient commitment at second and subsequent rehearings

### **Involuntary Commitment for Substance Abuse Treatment**

- Law applies to adults and minors
- District Court hearing within 10 days of date respondent taken into custody
- Commitment is to the treatment of an area authority or physician rather than to a 24-hour facility
- Treatment may be on either inpatient or outpatient basis, as determined by area authority or physician
- Maximum term of 180 days of substance abuse commitment, with maximum of one year substance abuse commitment at second and subsequent rehearings
- Maximum 45 consecutive days of inpatient treatment without a supplemental hearing

### **Outpatient Commitment**

- Law applies to adults and minors
- District Court hearing within 10 days of date respondent taken into custody
- Appointment of counsel in discretion of court
- Treatment on outpatient basis, not in a 24-hour facility
- Can be initiated either by physician or eligible psychologist, or recommended by examiner or attending physician at any stage in the involuntary commitment process

### **Voluntary Admission**

- By application of guardian of the person or general guardian of incompetent adult—judicial review required and attorney appointed
- By application of legally responsible person for minor—judicial review required and attorney appointed
- By application of competent adult—judicial review not required and no attorney appointed

### **Commitment and Admission through Criminal Justice System**

- Automatic commitment following verdict of not guilty by reason of insanity
- Defendant found incapable of proceeding
- Special provisions for commitment and admission of inmates and parolees

### **Admissions Not Requiring Judicial Review**

- By advance instruction
- By application of health agent appointed pursuant to health care power of attorney