

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON COUNTY OF KING

In re the Detention of,

Respondent

Case No. _____

**CHEMICAL DEPENDENCY HEARING:
FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER COMMITTING
RESPONDENT FOR INVOLUNTARY
CHEMICAL DEPENDENCY TREATMENT**

(ORDRSP)

SIXTY-DAY HEARING

THIS MATTER having come before the Court on the petition for sixty days involuntary treatment filed in the above-entitled and numbered chemical dependency proceeding, the Petitioners being represented by the undersigned Deputy Prosecuting Attorney for King County, the Respondent being represented by counsel, and:

- Respondent present
- Respondent present via video link
- Respondent not present
- Respondent waived presence
 - Presence waiver signed below.
 - Respondent has orally waived his/her presence to defense counsel, and the Court accepts this waiver.
- G.A.L. present
- G.A.L. waived presence
- G.A.L. waived Respondent's presence
- Interpreter present
- Deputy Prosecuting Attorney _____ present
- Respondent's Attorney _____ present

the Court makes the following:

FINDINGS OF FACT

- Agreed Order.** The Respondent, after consultation and advice of rights by counsel, voluntarily agreed to the entry of an order of commitment for involuntary treatment, as no voluntary treatment options are currently available.

RCW 70.96A Grounds. The Court finds that the following facts have been proven by clear, cogent, and convincing evidence:

- The Respondent is chemically dependent and presents a likelihood of serious harm.
- The Respondent is gravely disabled.
- The Respondent has twice before in the preceding twelve months been admitted for detoxification, sobering services, or chemical dependency treatment pursuant to RCW 71.096A.110 or 70.96A.120 and is in need of a more sustained treatment program.
- The Respondent is chemically dependent and has threatened, attempted or inflicted physical harm on another and is likely to inflict physical harm on another unless committed.
- Other:** _____

CONCLUSIONS OF LAW

On the basis of the foregoing findings of fact and the records and files in this chemical dependency proceeding, the Court makes the following conclusions of law:

Jurisdiction. The Court has jurisdiction over the parties and subject matter of this chemical dependency proceeding; and

Remand for Treatment. The Court should order the Respondent remanded to an approved chemical dependency treatment facility for a period of sixty days unless sooner discharged.

- Other:** _____

ORDER

On the basis of the foregoing findings of fact and conclusions of law:

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that:

- Inpatient Treatment.** The Respondent is detained and remanded into the custody of:

- Pioneer Center North
- Other: _____

for involuntary chemical dependency treatment for a period of sixty days from the entry of the Respondent into said treatment unless sooner discharged.

- Escape and Recapture.** Any Peace Officer shall, in case of the escape of the Respondent from the treatment facility named herein, apprehend, detain, and return the Respondent to said treatment facility or the King County Detoxification Center.

- Remand to the Custody of Chemical Dependency Specialist or King County.** The Respondent is remanded into the custody of the Chemical Dependency Specialist or his/her designee and/or to the King County Department of Adult and Juvenile Detention for transportation and delivery to said treatment facility.

Notice to Department of Corrections. The Respondent is hereby notified (in person or through his/her counsel) that if he/she is, or becomes, subject to supervision by the Department of Corrections, he/she must notify his/her treatment provider and his/her mental health treatment information must be shared with the Department of Corrections for the duration of his/her incarceration and supervision, under RCW 70.96A. PROVIDED this order does not supersede any applicable Federal privacy statute. The Respondent may petition for a finding of good cause that public safety would not be enhanced by the sharing of this information.

- Other:** _____

Done in Open Court: _____

X _____

Judge / Commissioner

X _____

Deputy Prosecuting Attorney, Bar # _____

X _____

Attorney for Respondent, Bar # _____

RESPONDENT'S PRESENCE WAIVER

I am the Respondent in this matter. My lawyer has discussed this Order with me. I know I have the right to a hearing/trial and that if I elect a trial that I will remain in treatment until the trial is completed. I know I have the right to be present at the entry of this Order. I do not wish to be present in court. I consent to the entry of this Order. I understand that upon entry of this Order, I lose any right to possess, in any manner, a firearm as defined in RCW 9.41.010 and any concealed pistol license. I have been informed that if I am or become subject to the supervision of the Department of Corrections, the information from my mental health provider must be shared with the Department of Corrections unless I petition the court and the court finds that public safety would not be enhanced by sharing such information.

X _____

Respondent

Interpreter certifies that he/she has reviewed this order with Respondent.

X _____

Interpreter