

PETITION FOR INVOLUNTARY/JUDICIAL ADMISSION FOR FORENSIC PROGRAMS

STATE OF ILLINOIS

CIRCUIT COURT FOR THE _____ JUDICIAL CIRCUIT

_____ COUNTY

IN THE MATTER OF

Docket No. _____

)
)
)
)
)

(name of person)

Who is asserted to be a person subject to _____ admission to a facility and for who this petition is initiated by reason of:

Individual is unfit to stand trial, remanded to the Department of Human Services for a hearing under the Mental Health and Developmental Disabilities Code. (725 ILCS 5/104-23(b)(3))

I asset that _____ is:
(name)

A person who is mentally ill and who because of his or her illness is reasonably expected to inflict serious physical harm upon himeslf or herself or another in the near future.

A person who is mentally ill and who because of his or her illness is unable to provide for his or her basic physical needs so as to guard himself or herself from serious physical harm.

A person who is mentally retarded and is reasonably expected to inflict physical harm upon himself or herself or othres in the near future.

In need of immediate hospitalization for the prevention of such harm.

I base the foregoing assertion on the following (provide a detailed statement including a description of any acts or significant threats supporting the assertion and the time and place fo their occurrence. Additional page(s) may be attached as necessary:

Below is a list of all witnesses by whom the facts asserted may be provided (include addresses and telephone numbers):

I do do not have a legal interest in this matter.

I do do not have a financial interest in this matter.

I am am not involved in litigation with respondent.

No certificate is attached because after diligent effort it was impossible to locate someone legally authorized to issue the certificate.

I have read and understood this petition and affirm that the statements made by me are true to the best of my knowledge.

Date: _____ Signed: _____

Time: _____ Printed Name: _____

Relationship to respondent

Address:

Listed below are the names and addresses of the spouse, parent, guardian, close relative, or, if none, a friend of the respondent. If names and addresses are not listed below, describe efforts made to identify and locate these individuals.

Signed: _____

Title: _____

Within 12 hours after admission to the facility under this status, I gave respondent a copy of this Petition. I have explained the "Rights of Admittee" to the respondent and have provided him or her with a copy of it. I have also provided him or her with a copy of "Rights of Individuals" and explained those right to him or her (405 ILCS 5/3-609).

Date: _____

Signed: _____

Time: _____

Title: _____

RIGHTS OF ADMITTEE

1. If you have been brought to this facility on the basis of this petition alone, you will not be immediately admitted, but will be detained for examination. You must be examined by a qualified professional within 24 hours or be released.
2. When you are first examined by a physician, clinical psychologist, qualified examiner, or psychiatrist, you do not have to talk to the examiner. Anything you say may be related by the examiner in court on the issue of whether you are subject to involuntary or judicial admission.
3. At the time that you have been certified you will be admitted to the facility and a copy of the petition and certificate will be filed with the court. A copy of the petition shall also be given to you.
- 4A. If you are alleged to be subject to involuntary admission (mentally ill) you must also be examined within 24 hours excluding Saturdays, Sundays, and holidays by a psychiatrist (different from the first examiner) or be released. If you are alleged to be subject to involuntary admission the court will set the matter for a hearing.
- 4B. If you are alleged to be subject to judicial admission (mentally retarded) the court will set a hearing upon receipt of the diagnostic evaluation which is required to be completed within 7 days.
- 5A. If you are alleged to be subject to involuntary admission (mentally ill) and if the facility director approves, you may be admitted to the facility as a voluntary admittee upon your request any time prior to the court hearing. The court may require proof that voluntary admission is in your best interest and in the public interest.
- 5B. If you are alleged to be subject to judicial admission (mentally retarded) and if the facility director approves, you may decide that you prefer to admit yourself to the facility rather than have the court decide whether you ought to be admitted. You may make the request for administrative admission at any time prior to the hearing. The court may require proof that administrative admission is in your best interest and the public interest.
6. You have the right to request a jury.
7. You have the right to request an examination by an independent physician, psychiatrist, clinical psychologist, or qualified examiner of your choice. If you are unable to obtain an examination, the court may appoint an examiner for you upon your request.
8. You have the right to be represented by an attorney. If you do not have funds or are unable to obtain an attorney, the court will appoint an attorney for you.
9. You have the right to be present at your court hearing.
10. As a general rule, you do not lose any of your legal rights, benefits, or privileges simply because you have been admitted to a mental health facility (see your copy of the "Rights of Individuals)". However, you should know that persons admitted to mental health facilities will be disqualified from obtaining Firearm Owner's Identification Cards, or may lose such cards obtained prior to admission.

