

IN THE CIRCUIT COURT OF THE
SECOND JUDICIAL CIRCUIT, IN
AND FOR LEON COUNTY, FLORIDA

STATE OF FLORIDA

vs.

SPN:

Case No(s):

Division: B

Defendant
_____ /

ORDER OF COMMITMENT OF DEFENDANT FOUND
NOT GUILTY BY REASON OF INSANITY

THIS CAUSE having come to be heard subsequent to the competent to proceed Defendant having been found Not Guilty By Reason of Insanity; and the court having reviewed the reports of _____, and _____, who examined the Defendant and reported to the Court on whether the defendant meets the criteria for commitment to the Department of Children and Families as provided in s. 916.15(1), Fla. Stat.; and the court having received:

the written reports

the oral testimony

both written reports and oral testimony

of the above-named experts and others in relation to the issue of whether the Defendant meets the criteria for commitment, the court hereby makes the following Findings of Fact and

Conclusions of Law:

FINDINGS OF FACTS

1. The Defendant suffers from Bipolar Disorder and because of the current treatment for this disorder, she presents as a danger to herself and others.

2. The Defendant is at risk for further decompensation if allowed to remain in the community.
3. The Defendant is in need of inpatient care and should be transferred from the jail, to a State forensic facility as soon as possible with highest priority handling.

CONCLUSIONS OF LAW

A. The defendant is found not guilty of the offense or found not in violation of probation or community control for the cause of insanity, due to mental illness as defined in s. 916.106(11), Fla. Stat.

B. The Defendant currently meets the criteria for involuntary commitment to the Department of Children and Families as provided in s. 916.15, Fla. Stat., and in Rule 3.218, Fla. R. Crim. P., in that the defendant, because of mental illness, is manifestly dangerous to himself or herself or others.

Based upon the FINDINGS OF FACTS and CONCLUSIONS OF LAW, it is ORDERED AND ADJUDGED that:

1. The Defendant is not guilty by reason of insanity.
2. The Defendant is hereby committed to the Department of Children and Families to be placed in a mental health treatment facility.
3. The Defendant meets the criteria for commitment to a treatment facility of the Department of Children and Families as provided in s. 916.15, Fla. Stat.
4. The Clerk of the Court is directed to forthwith forward a certified copy of this Order along with copies of any written reports submitted to this Court by experts appointed by the Court relating to the issues of mental illness, manifest dangerousness and commitment;

copies of any other psychiatric, psychological or social work reports submitted to the court relative to the mental state of the defendant; and a copy of the charging instrument and all supporting affidavits or other documents used in the determination of probable cause to:

Forensic Program Coordinator
Department of Children and Families
Mental Health Program Office
1317 Winewood Boulevard
Tallahassee, FL 32399-0700

5. Upon notification of an admission date by the Department of Children and Families, the Sheriff of Leon County shall, on the date specified, forthwith transport and deliver the Defendant to a treatment facility designated by the Department, together with a certified copy of this Order and the other documentation outlined in paragraph 4 above.

6. The Department, through the Administrator of the facility to which the Defendant is admitted, shall report directly to this Court, with copies to the attorneys for the State and the Defense on the issue of the need for continued commitment as provided in Rule 3.218, Fla. R. Crim. P., and s. 916.15(2), Fla. Stat.

7. In the event the Defendant's presence is required at any hearings in this cause, this Court shall issue an Order to Transport, directing the Sheriff of Leon County, or his designee to resume custody of and transport the Defendant back to the jurisdiction of this Court.

8. This Court retains jurisdiction in this cause, pursuant to s. 916.16, Fla. Stat., and the Defendant shall not be discharged or released from commitment within the Department of Children and Families without further Order of this Court.

DONE AND ORDERED at _____, _____
County, Florida, this _____ day of _____, 20__.

CIRCUIT JUDGE

Copies furnished to:

Office of the State Attorney –
Defense Attorney –

Beth Mueller, LCSW – DCF District 2 Mental Health Program Office, 2383 Phillips Rd,
Tallahassee, FL. 32308

Office of the Sheriff: Bailiff Unit

Kendra Brown – MHC Court Administration, Rm 203, Leon County Courthouse

Alfred Solomon – Forensic Supervisor, Apalachee Center Inc, 2634 Capital Circle NE,
Tallahassee, Fl 32308

Sally Cunningham – Program Director, ADM, DCF