

<b>STATE OF MICHIGAN</b> JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	<b>ORDER AFTER HEARING ON COMPETENCY (DELINQUENCY PROCEEDINGS)</b>	<b>CASE NO.</b> <b>PETITION NO.</b> <b>JUDGE</b>
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ORI \_\_\_\_\_ Court address \_\_\_\_\_ Court telephone no. \_\_\_\_\_  
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In the matter of \_\_\_\_\_  
First and last name(s), alias(es)

1. Date of hearing: \_\_\_\_\_ Judge/Referee: \_\_\_\_\_

**THE COURT FINDS:**

2. Based upon the opinions expressed by a qualified juvenile forensic mental health examiner in a report to the court and any other evidence filed with the court or introduced at the hearing, the juvenile is determined

- ☐ a. competent to proceed. (Check item 3.)
- ☐ b. incompetent to proceed. There is a substantial probability that the juvenile will remain incompetent to proceed for the foreseeable future or within the period of a restoration order. (Check item 4.)
- ☐ c. incompetent to proceed. The juvenile may be restored to competency in the foreseeable future. The offense for which the juvenile is charged is
- ☐ a traffic offense or an offense other than a serious misdemeanor. (Check item 4.)
- ☐ a serious misdemeanor. (Check item 4 or 5.)
- ☐ a felony. (Check item 5.) The least restrictive environment for completing restoration is as follows:

**IT IS ORDERED:**

- ☐ 3. The proceedings shall continue, and all reports submitted under MCL 712A.18n to MCL 712A.18q shall be sealed.
- ☐ 4. The charges against the juvenile are dismissed with prejudice and the juvenile is released to

\_\_\_\_\_. All reports submitted under MCL 712A.18n to MCL 712A.18q shall be sealed.

- ☐ 5. Further proceedings are suspended until such time as the juvenile is restored to competency or until it is determined that the juvenile cannot be restored to competency.
- a. The qualified restoration provider shall provide the following services to restore the juvenile to competency, if possible:
- b. This order is valid for 60 days from the initial finding of incompetency (the date in item 1) or until one of the following occurs, whichever is first: 1) the juvenile has regained competency, 2) the charges are dismissed by the prosecutor, or 3) the juvenile reaches 18 years of age.
- c. The qualified restoration provider shall submit a report to the court and the qualified juvenile forensic mental health examiner that includes the information required under MCL 712A.18p. The report shall be submitted every 30 days or sooner if and at the time either of the following occurs: 1) the qualified restoration provider determines the juvenile is competent to proceed, or 2) there is no substantial probability the juvenile will be competent to proceed within the period of this order.

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Judge signature and date