

1 attorney's office, or other place arranged by the defense attorney or prosecutor unless the
2 evaluator determines that the examination should take place at WSH.

3 _____ For the purposes of expediting examination, the defendant waives the statutory
4 requirement of two evaluators.

5 If WSH shall conclude that the examination should take place at WSH, WSH staff shall
6 promptly notify the parties. The defendant shall then be committed to WSH for a period not to
7 exceed 15 days from the date of admission to the Hospital.

8 IT IS FURTHER ORDERED that WSH staff furnish a report of the results of the
9 evaluation to this court as soon as practicable, but if the defendant is evaluated at WSH in no
10 event less than 24 hours preceding the transfer of the defendant back to the jail. The report shall
11 set forth the findings of the staff including the defendant's mental condition, whether he/she is
12 competent to stand trial and to enter a plea to the charge(s). If the report concludes that the
13 defendant is incompetent to proceed, the report shall also indicate whether the staff is of the
14 opinion that psychotropic medications will be required to assist him/her to regain competency,
15 and if so whether any less intrusive form of treatment would likely be sufficient to restore
16 competency.

17 The report shall also include an opinion as to whether the defendant is a substantial
18 danger to others or presents a substantial likelihood of committing criminal acts jeopardizing
19 public safety or security, unless kept under further control by the Court or other persons or
20 institutions. If either of these risks is present, the report shall indicate whether any treatment less
21 restrictive than detention in a state mental hospital is appropriate and, if so, describe that
22 treatment. If neither risk is present, the report shall indicate whether the defendant nevertheless is
23 in need of supervision and, if so, specify appropriate terms of conditional release.

1 The report to the court shall include a recommendation as to whether the defendant
2 should be examined by a mental health professional for purposes of filing a petition under RCW
3 71.05.

4 Copies of the report shall be provided to the court, the attorney's for the parties, the King
5 County Department of Adult Detention (Psychiatric Service Administrator), and the County
6 Designated Mental Health Professional for King County.

7 IT IS FURTHER ORDERED that if the examination is to occur at WSH, the defendant
8 shall be transported to that hospital by the King County Department of Public Safety as soon as
9 possible and be returned to the King County Jail upon completion of such evaluation by the King
10 County Department of Public Safety.

11 IT IS FURTHER ORDERED that this action be stayed during this examination period
12 and until this Court enters an order finding the defendant to be competent to proceed.

13 THE NEXT HEARING in this case shall be:

14 DATE: _____ TIME: _____

15 PLACE: _____

17 DONE IN OPEN COURT this ____ day of _____, 200 ____.

20 _____
Judge

21 Presented by:
22 _____
23 Deputy Prosecuting Attorney, WSBA #

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Approved for entry; copy received:

Attorney for Defendant, WSBA#