NORTHERN KENTUCKY

GUIDE TO ADULT
MENTAL HEALTH
HOSPITALIZATIONS
UNDER KRS 202A

LAST UPDATED 01.27.2025

ACKNOWLEDGEMENTS:

This manual grew out of an effort by the Northern Kentucky district judges, county attorneys, county sheriffs, St. Elizabeth, SUN Behavioral Health, Northkey, Eastern State Hospital and others to address the 202A process in Northern Kentucky.

This manual was compiled by Kenton County Attorney Stacy Tapke with assistance from many others, but particular thanks to the following individuals:

Hon. Jordan Turner, Boone County Attorney

Hon. Jerod Metz, Assistant Boone County Attorney

Hon. Steven Dasenbrock, Chief Assistant Campbell County Attorney

Hon. Erin Sizemore, Campbell District Court Judge

Stacy Meyers, SUN Behavioral Health

HOW TO USE THIS GUIDE:

This guide is designed to assist parties to the involuntary hospitalization process with the procedures in Northern Kentucky, particularly Boone, Campbell and Kenton Counties. The guide is just that – a guide only and parties are responsible for reviewing the law for any updates. Please check with each individual jurisdiction for additional rules or procedures that may apply. Note that procedures for involuntary hospitalization may vary throughout Kentucky as different regions use different hospital systems.

This guide deals with adult mental health hospitalizations only. It does not go over the processes for 202B, 202C or AOT "Tim's Law" petitions.

For the most up to date AOC forms or district court clerk procedures, please see the Kentucky Administrative Office of the Courts website.

Please check the Kentucky legislative page for any statutory updates.

For changes or updates to this guide please email Stacy Tapke at stapke@kentoncoatty.com

GENERAL OVERVIEW

The pathway to a mental health hospitalization for a person over the age of 18 may occur as follows:

- 1) VOLUNTARY ADMISSION KRS 202A.021;
- 2) **WARRANTLESS ARREST KRS 202A.041:** a warrantless arrest by a peace officer who reasonably believes someone is suffering from mental illness and presents harm to themselves/others;
- 3) **HOSPITALIZATION BY COURT ORDER KRS 202A.028**: often initiated after a person is presented to the hospital by law enforcement under warrantless arrest;
- 4) **EMERGENCY ADMISSION A/K/A "PHYSICIAN HOLD" KRS 202.031**: Initiated by an authorized staff physician or health care provider which involves admitting a mentally-ill individual already present in a hospital into psychiatric care; or
- 5) **PETITION FOR 30 OR 360 DAY INVOLUNTARY HOSPITALIZATION** initiated when a qualified mental health professional, at county or commonwealth attorney, spouse, relative, friend, guardian, or other interested person files a petition (AOC Form 710) and, upon a finding that probable cause exists to order involuntary hospitalization the sheriff transfers the respondent to be evaluated.

JURISDICTION

KRS 202A.014: All proceedings for the involuntary hospitalization of mentally ill persons shall be initiated at in the District Court of the county where the person to be hospitalized resides or in which he may be at the time of filing.

DUTY OF THE COUNTY ATTORNEY

KRS 202A.016: In all proceedings under 202A, it shall be the duty of the county attorney to assist the petitioner and represent the interest of the Commonwealth and to assist the court in its inquiry by the presentation of evidence.

CRITERIA FOR INVOLUNTARY HOSPITILIZATION

KRS 202A.026: No person shall be involuntarily hospitalized unless such person is a mentally ill person:

- (1) Who presents a danger or threat of danger to self, family or others as a result of the mental illness;
- (2) Who can reasonably benefit from treatment; and
- (3) For whom hospitalization is the least restrictive alternative mode of treatment presently available.

CONFIDENTIALITY

202A.091 All involuntary hospitalization proceedings and records are confidential.

IMPORTANT DEFINITIONS:

For a full list please see KRS 202A.011

- (2) "Danger" or "threat of danger to self, family, or others" means substantial physical harm or threat of substantial physical harm upon self, family, or others, including actions which deprive self, family, or others of the basic means of survival including provision for reasonable shelter, food, or clothing;
- (9) **"Mentally ill person"** means a person with substantially impaired capacity to use self-control, judgment, or discretion in the conduct of the person's affairs and social relations, associated with maladaptive behavior or recognized emotional symptoms where impaired capacity, maladaptive behavior, or emotional symptoms can be related to physiological, psychological, or social factors;
- (11) "Petitioner" means a person who institutes a proceeding under this chapter;
- (12) "Qualified mental health professional" see the whole statute in the back of the manual
- (13) **"Residence"** means legal residence as determined by applicable principles governing conflicts of law;
- (14) **"Respondent"** means a person alleged in a hearing under this chapter to be a mentally ill person or an individual with an intellectual disability; and

WARRANTLESS ARREST PROCESS:

KRS 202A.041



Any peace officer with **REASONABLE** grounds to believe person is 1) **MENTALLY ILL**; and 2) presents a **DANGER** or **THREAT OF DANGER** to **SELF, FAMILY**, or **OTHERS** *if* not restrained **may** take the individual into custody and transport without unnecessary delay to a hospital or psychiatric facility designated by the Cabinet for an evaluation. Officer shall provide **WRITTEN DOCUMENTATION** describing the behavior which caused the person to be taken into custody.



The qualified mental health professional evaluates the individual.

- 1) If <u>QMHP does not find</u> the individual meets criteria the individual is released and transported back to their home county by appropriate transportation set out in KRS 202A.101, OR, if the person does not meet criteria and the officer has probable cause to believe the person committed a criminal offense, the peace officer may swear out a warrant.
- 2) If QMHP finds person **DOES MEET** criteria, appropriate proceedings under 202A shall be initiated.
- 3) The person may be held pending certification by a QMHP for a period not to exceed 18 hours.



After the respondent has been evaluated for a period not to exceed 18 hours, a QMHP will either release the respondent or **file** an **AOC Form 712** (Certification of Qualified Mental Health Professional) for a 72 hour hospitalization. An AOC Form 710 does not need to be filed with the AOC 712.

The Clerk will take the completed AOC Form 712 and a AOC Form 713 (Order Granting/Denying 72 hour hospitalization) to a district judge. If the judge finds that the person **MEETS CRITERIA** they may order the respondent hospitalized for a period not to exceed 72 hours, excluding weekends and holidays.

*Alternatively, upon arrival at a hospital or psychiatric facility, an authorized staff physician may order the respondent hospitalized for up to 72 hours. (KRS 202A.031)

LAW ENFORCEMENT FLOW CHART KRS 202A.041

Does law enforcement have probable cause to believe that the person is mentally ill and presents a danger or threat of danger to self, family, or others?

YES

May transport to hospital & complete CIT form.

NO

No. If conduct is criminal, may proceed as normal.

Hospital/QMHP evaluates – does individual meet criteria for involuntary hospitalization? (Note: hospital has up to 18 hours to evaluate).

YES

Hospital will file AOC 712 & if judge approves will issue AOC 713 ordering 72-hour hold. OR an authorized physician may order a 72-hour hold

NO

RELEASE – OR - if officer has PC to believe a criminal offense occurred, may swear out warrant and arrest.

INVOLUNTARY HOSPITALIZATION FOR 60 OR 360 DAY HOLDS BY INTERESTED PARTIES*

KRS 202A.051

PETITION FILED BY FAMILY/FRIENDS/INTERESTED PARTIES:

STEP ONE: The petition may be obtained from the appropriate County Attorney's Office, where it must be completed before it is filed with the Circuit Court Clerk's Office.

STEP TWO: Upon receipt of a petition, the District Court Judge will review the petition to determine whether to issue a mental health warrant. If so, the court will order law enforcement (typically the county sheriff) to serve the warrant on the respondent and will transport the respondent to a behavioral health hospital (most likely SUN) for evaluation and a seventy-two (72) hour hold.

STEP THREE: Sun Behavioral Health will perform two (2) evaluations of respondent, and a preliminary hearing will be scheduled for the appropriate county's involuntary hospitalization docket unless one or both of the evaluations indicate that further treatment is not necessary, then respondent will be released from treatment and the proceedings will be dismissed.

STEP FOUR: If both evaluations indicate further treatment is necessary, the County Attorney's Office will present the evaluations to the District Court Judge at the scheduled court hearing, and the Judge will determine if probable cause exists to refer the respondent for treatment longer than 72 hours.

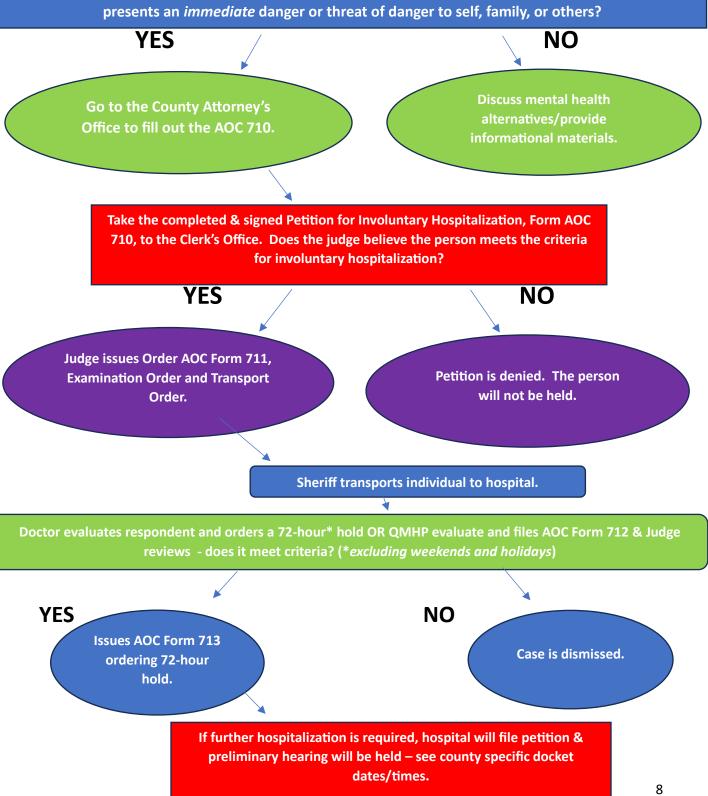
STEP FIVE: If a Judge finds that probable cause exists, the respondent will be referred to Eastern State Hospital in Fayette County, Kentucky, and the originating county's jurisdiction ends. If the Court finds no probable cause exists to involuntarily hospitalize longer than 72 hours, the proceedings will be dismissed, and the respondent will be released from treatment.

STEP SIX: For individuals transported to Eastern State Hospital, Fayette County has a final hearing to determine the period of hospitalization.

^{*} A petition for involuntary hospitalization may be filed by a qualified medical professional, police officer, jail staff, County or Commonwealth's Attorney, spouse, *relative, friend, guardian, or other interested person* in the county where the person to be hospitalized (known as the respondent) lives or is present at the time of filing.

60/360 DAY PETITION FOR INVOLUNTARY HOSPITALIZATION FILED BY INTERESTED PARTY (NOT FILED BY QMHP) KRS 202A.051

Does the interested party have reasonable grounds to believe that the person is mentally ill and presents an immediate danger or threat of danger to self, family, or others?



INVOLUNTARY HOSPITALIZATION FOR 30 OR 60 DAY HOLDS BY QMHP

PETITIONS FILED BY QMHP:

STEP ONE: Petitions generated by Sun Behavioral will be submitted to the Circuit Court Clerk's Office via email by the date designated by the appropriate county clerk.

STEP TWO: Sun Behavioral Health will perform two evaluations of respondent, and a preliminary hearing will be scheduled to be held in District Court within six (6) days.

STEP THREE: Sun Behavioral Health will perform two evaluations of respondent, and a preliminary hearing will be scheduled for the appropriate county's involuntary hospitalization docket unless one or both of the evaluations indicate that further treatment is not necessary, then respondent will be released from treatment and the proceedings will be dismissed.

STEP FOUR: If both evaluations indicate further treatment is necessary, the County Attorney's Office will present the evaluations to the District Court Judge at the scheduled court hearing, and the Judge will determine if probable cause exists to refer the respondent for treatment longer than 72 hours.

STEP FIVE: If a Judge finds that probable cause exists, the respondent will be referred to Eastern State Hospital in Fayette County, Kentucky, and the originating county's jurisdiction ends. If the Court finds no probable cause exists to involuntarily hospitalize longer than 72 hours, the proceedings will be dismissed, and the respondent will be released from treatment.

STEP SIX: For individuals transported to Eastern State Hospital, Fayette County has a final hearing to determine the period of hospitalization.

FREQUENTLY ASKED QUESTIONS

1. What is the Purpose of an Involuntary Petition (a/k/a "202A" or "Mental Inquest Warrant" MIW)?

To compel a psychiatric evaluation of the respondent where he or she refuses mental health treatment.

2. Who can file a petition?

Spouses, family members, friends, law enforcement. A person who files the 202A involuntary petition is called the "petitioner."

3. Who is the "respondent"?

The person who is believed by the petitioner or medical professionals to be in need of involuntary hospitalization. Per KRS 202A.012 the process applies to those 18 years and above.

4. Are there any filing fees?

No.

5. What if I want to file on a minor?

KRS 202A.021 addresses the hospitalization of minors and that process is not included in these materials.

6. What is the criteria for an involuntary hospitalization under 202A?

Must be a *mentally ill* person who:

- (1) Who presents a <u>danger</u> or <u>threat of danger</u> to self, family or others as a result of the mental illness;
- (2) Who can reasonably benefit from treatment; and
- (3) For whom hospitalization is the <u>least restrictive alternative</u> mode of treatment presently available.

7. What are common examples of behavior that meets the necessary criteria?

Common mental health diagnosis necessitating a 202A are schizophrenia, bi-polar, depression. Typical behaviors might be threatening suicide, hallucinations, delusions, threatening family members, not eating/sleeping/bathing, not taking prescribed medications.

<u>Danger to self</u>: obvious physical self-harm or threats of self-harm; not eating; significant isolation; mutism/refusal to communicate; behavioral symptoms that affect ability to meet basic needs (food, clothing, shelter) independently; behaviors that make them particularly at-risk or vulnerable to harm from others

<u>Danger to others</u>: physically aggressive acts directed toward or others or objects; verbally or physically acting out in a sexual manner; threats of harm to others; curing or other inappropriate behaviors that put them at risk for others; disrobing; any inappropriate behaviors involving bodily waste/fluids (i.e. smearing feces on wall; inability to clean up after oneself)

8. What is the difference between an Involuntary Petition for alcohol/drug (Casey's Law) and a 202A?

You must look at the underlying reason for the behavior. If the person is using heroin, meth, alcohol, etc., they may possibly have a dual diagnosis or have an untreated mental illness. However, THE main contributing factor would be the drug abuse, and the person would be more appropriate for a Casey's Law (ordered into a drug rehabilitation center) than a 202A where the person would be treated at a mental health hospital.

9. Can a law enforcement officer take someone directly to the mental health hospital, or does the officer need to file a petition with the court?

Law enforcement can make a warrantless arrest and immediately detain if the officer believes the individual meets the criteria for an involuntary hospitalization. Officers should take the individual directly to SUN Behavioral in Erlanger, unless the individual has obvious injuries, i.e. open wounds, admits to having just swallowed several pills, etc.

10. What is a "72 hour" hold?

When an individual is presented to a hospital the doctor will meet with him or her to determine whether an involuntary hospitalization is required. The doctor certifies the need for the involuntary admission, and the person must be released within seventy-two hours (excluding weekends and holidays) unless the doctor believes further treatment is required. If further treatment is needed, a preliminary hearing must be held within six days to determine if there is probable cause to be involuntarily hospitalized. The County Attorney assists the Court in presenting evidence during the preliminary hearing.

11. Where do I get a petition, and what do I need to know?

The County Attorney can assist you with filing out the petition. You will need to know the respondent's date of birth, residence, mental health diagnosis, if known, and why you think he or she is a danger to himself or others.

Boone County Attorney: 2970 Union Square Burlington KY 41005

Campbell County Attorney: 330 York Street, 3rd Floor, Newport, KY 41071

Kenton County Attorney: 1840 Simon Kenton Way Suite 4200 Covington, KY 41011

12. Where do I file a 202A petition?

The petition can be filed with the circuit court clerk in the county where the **respondent lives** or **is currently located**.

Boone County Courthouse: 6025 Rogers Lane Burlington, KY 41005 **Campbell County Courthouse**: 330 York Street Newport, KY 41071

Kenton County Courthouse: 230 Madison Avenue, Third Floor (Probate), Covington, KY 41011

13. I filed a petition on my spouse/child/parent/friend. What happens next?

If accepted, the Court will order the Sheriff to transport the individual from his/her location to the behavioral health unit. Once at the hospital, medical staff will determine whether the individual should be placed on a 72-hour hold.

14. When and where are 202A petitions heard?

Boone County – Thursdays at 11:30 pm, 6025 Rogers Lane Burlington, KY 41005
Campbell County – Wednesdays at 9:30 am, 330 York Street Newport, KY 41071
Kenton County – Wednesday, 8:30 am, 230 Madison Avenue Covington KY 41011
Be sure to double check your paperwork for the date, time, and specific location (i.e. courtroom) for your case.

15. What happens at the preliminary hearing?

A brief hearing will be held, either in person or via zoom, depending on the individual court's preference. There must be two certifications from at least 2 qualified mental health professionals. Both certifications must "match", i.e. support the need for involuntary hospitalization. Otherwise the proceeding must be terminated and the individual released.

16. Who attends the preliminary hearing?

If the certifications both indicate that further treatment is necessary, the County Attorney will present the evaluations and any necessary evidence, including testimony by the petitioner. The respondent will be present at the hearing and will be represented by court-appointed counsel, usually an attorney with the Department for Public Advocacy (DPA).

17. If I filed the petition do I need to attend the preliminary hearing?

Yes. Petitioners must be present.

18. What happens after the preliminary hearing?

If the court finds that probable cause exists, the Sheriff transports the individual down to Eastern State Hospital, a state-run mental health facility. The Sheriff will transport the individuals ordered for further treatment at the conclusion of the respective docket. Jurisdiction is then transferred to Fayette County where Eastern State Hospital is located. A final hearing will be held within 21 days, and the hearing is handled by the Fayette County Attorney's Office. If the court finds probable cause does not exist, the proceedings will be dismissed and the respondent will be released from treatment.

19. Does the person have to go to Eastern State? Why can't he or she stay at SUN Behavioral?

Once the probable cause hearing takes place, the Judge can only send the individual to Eastern State. SUN Behavioral has not been certified by CHFS to keep patients past the temporary hold period for involuntary patients.

20. Why won't anyone at the hospital speak to me about my spouse/child/parent/friend?

Unless the respondent authorizes the hospital to speak with you, the hospital will not provide information under HIPPA. However, remember that why they can't talk you about your loved one, there is no prohibition on you giving them information.

21. Why didn't the hospital keep my spouse/child/parent/friend?

Under the law once the medical provider determines that the respondent no longer meets the criteria for the involuntary hospitalization, the person must be released.

21. Will this cause my spouse/child/parent/friend to have a criminal record?

No. Proceedings under the KRS 202A statutes are confidential and the public is unable to see or obtain copies of the information.



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COMMONWEALTH OF KENTUCKY KENTUCKY CRISIS INTERVENTION REPORT

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Page 2 of 2 Incident Number: 25-0000000 Agency ORI: 0590500 Officer: Bush, Curtis

AOC-710 Doc. Code: PIH Case No. Rev. 8-17 Page 1 of 2 Court District Commonwealth of Kentucky County Court of Justice www.courts.ky.gov Division KRS 202A.051; 202B.100 IN THE INTEREST OF: VERIFIED PETITION Respondent FOR INVOLUNTARY HOSPITALIZATION (Mental Illness) Residence OR INVOLUNTARY ADMISSION Current Location (Intellectual Disability) Social Security Number / Date of Birth 1. PETITIONER, _______(Please print) _____, states that he/she is: County, Kentucky, at _____(Address) a reputable resident of ____, and is associated with the (Phone No.) Respondent as _____(Relationship) OR a Qualified Mental Health Professional a Qualified Intellectual Disabilities Professional located at ____, Kentucky, and is associated with the Respondent as ___ employed at ____ (Phone No.) (Hospital/Facility, etc.) 2. PETITIONER states that the Respondent: \square has been hospitalized in a hospital or a forensic psychiatric facility for a period of 30 days within the preceding six (6) months under the provisions of KRS 202A or 504 (if 360 day proceeding) 🗌 is a person with a mental illness 🔲 is a person with an intellectual disability, and that he/she presents a danger or threat of danger to self, family or others if not immediately restrained. 3. PETITIONER further states that the name, address, and residences of persons related to the Respondent are: (If unknown, so state) Parents or guardian: ____ Person having custody: Near relative: ___ Other: ____

AOC-710	
Rev. 4-23 Page 2 of 2	
 PETITIONER believes that the Respondent is ☐ a person with a mental illness ☐ a per intellectual disability because: (state reasons) 	son with an
 PETITIONER states the following facts to indicate belief that Respondent is a danger or threat self, family or others because: (state reasons) 	of danger to
 Intellectual Disability proceedings only: Petitioner must attach to this Petition documentation that the Respondent has an intellectual disability, INCLUDING the findings of a psychological or assessment completed in a reasonable time prior to the filing of this Petition that docum Scale IQ in the moderate to severe range of an intellectual disability. KRS 202B.100(4)(f). 	examination
PETITIONER requests that the Respondent be detained for examination, evaluation and ho admittance if he/she meets the criteria for:	spitalization/
 a) involuntary hospitalization and that Respondent be hospitalized for 60 Days or 3 b) involuntary admission and that Respondent be admitted for an indeterminate period, to within five (5) years of entry of this admission order. 	
Date Signature of Petitioner	
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SUBSCRIBED AND SWORN TO before me this day of	·
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Attach copy of Petition to copy of each Warrant; Summons; or Order Appointing Counsel, Setting Preliminary Hearing and Appointing Physician/QMHP/QIDP.

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Physician Assistant or its predecess and:	or or successor agencies, is practicing under a super-	ising physiciar	n as defined by KRS 311.840

b. Has been employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in the provision of mental health services or a regional community program for

b. Has been employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in the provision of mental health services or a regional community program for

a. Has three (3) years of clinical experience in the assessment, evaluation, and treatment of mental disorders; or

4. Holds a bachelor's degree, possesses a current physician assistant certificate issued by the board prior to July 15, 2002, is practicing

mental health and individuals with an intellectual disability for at least two (2) years; or

mental health and individuals with an intellectual disability for at least three (3) years.

under a supervising physician as defined by KRS 311.840, and:

20

Rev. 7-18 Page 2 of 3 2. Affiant states that he/she has examined the Respondent and in his/her opinion, Respondent \square is \square is not mentally ill and presents a danger to self, family or others; Respondent can reasonably benefit from this treatment and for whom hospitalization is the least restrictive alternative mode of treatment presently available. The facts that support Affiant's belief that Respondent is a danger or threat of danger to self, family or others if not hospitalized are: To whom does the Respondent represent a danger?__ Have they been notified? The facts that support Affiant's belief that hospitalization is the least restrictive alternative mode of treatment presently available for Respondent are: 3. Identifying data of Respondent: (if known) Social Security No. Date of Birth Age Sex Address Telephone No. Does the Respondent have a legally appointed guardian? yes no unknown Next of kin or interested party: __ Name Relationship Address Telephone No. Physical problems (present and previous):
_________ 5. Allergies: ___ 6. Diagnostic impressions: 7. Medications (include dosage and last time taken):

AOC -712

8. Interventions tried and result:

AOC -712 Rev. 7-18 Page 3 of 3			
Other factors contributing to need for hospitalize	zation:		
10. Goal of hospitalization and recommendation fo	r treatment:		
10. Coal of hospitalization and recommendation to	r troutmont.		
Date examination was performed: Further Affiant sayeth naught.			
Further Alliant Sayeth Haught.			
Date	Signatu	re and Title	
	Hospital	/Psychiatric Facility	
Subscribed and sworn to before me on this	day of		, 2 .
	,		
My Commission expires:		Notary Pul	olic
		County, Kent	ucky

AOC-713 Rev. 8-17 Page 1 of 1 Doc. Code: OGH or ODH

C

K



Case No		
Court _	District	
County _		
Division _		

RS 202A.028 72 HOUR HOSPITALIZATION IN THE INTEREST OF: RESPONDENT:	, ,		County
Residence: Current Location: The Respondent has been examined by	RS 202A.028		Division
Current Location: The Respondent has been examined by	IN THE INTEREST OF:		
Current Location: The Respondent has been examined by	RESPONDENT:		
The Respondent has been examined by	Residence:		
The Respondent has been examined by			
The Respondent has been examined by			
(Name) a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at	Current Location:		
(Name) a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at			
a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at	The Respondent has been exam	nined by	,
IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	a Qualified Mental Health Professional		hat the Respondent did not meet the
these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar	criteria or did meet the criteria for	involuntary hospitalization.	
the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	IT IS ORDERED that,		
and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar	these proceedings be	dismissed and the Respondent released fro	m holding; OR
Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar	the Respondent be ho	espitalized for a period not to exceed sevent	ty-two (72) hours, excluding weekends
	,		
	•		ver the Respondent to the above-named
IT IS FURTHER ORDERED that, if determined by the hospital to be consistent with the treatment plan of the individ	IT IS FURTHER ORDERED that,	if determined by the hospital to be consistent	with the treatment plan of the individual
released, the Sheriff or other peace officer of this county shall pick up the Respondent seventy-two (72) hours from	released, the Sheriff or other peace	officer of this county shall pick up the Respo	endent seventy-two (72) hours from the
time of admission (unless further held under KRS 202A) and return him/her to residence or current location.			
☐ Due to the Respondent being charged with the crime(s) of	_	,	
now pending in	_	g charged with the crime(s) of	idence or current location.
now pending in County. IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off	Due to the Respondent being	g charged with the crime(s) ofnow p	pending in
now pending in County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent bein	g charged with the crime(s) ofnow p that upon notification by the above-named ho	pending inpspital, the Sheriff or other peace officer
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off	Due to the Respondent bein	g charged with the crime(s) ofnow p that upon notification by the above-named ho	pending inpspital, the Sheriff or other peace officer
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent	g charged with the crime(s) ofnow pnow p that upon notification by the above-named ho dent to	pending inpspital, the Sheriff or other peace officer
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to Jail to answer said charge, 2, 2	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to Jail to answer said charge, 2,	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent Date	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2 Judge's Signature Please print or type na	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent Date	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2 Judge's Signature Please print or type na	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent Date (TO BE COMPLETED BY HOSPITA Date and time of admission:	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2 Judge's Signature Please print or type na	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent Date (TO BE COMPLETED BY HOSPITA Date and time of admission:	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2 Judge's Signature Please print or type na	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other peace off of this county shall return the Respondent to	Due to the Respondent being County, IT IS FURTHER ORDERED of this county shall return the Respondent Date (TO BE COMPLETED BY HOSPITA Date and time of admission: Date and time of pick up (unless oth Copy Distribution:	g charged with the crime(s) ofnow p that upon notification by the above-named ho dent to, 2 Judge's Signature Please print or type na L) erwise notified):	pending in
County, IT IS FURTHER ORDERED that upon notification by the above-named hospital, the Sheriff or other pe	Due to the Respondent bein	g charged with the crime(s) ofnow p that upon notification by the above-named ho	pending inpspital, the Sheriff or other pe
	•		ver the Respondent to the above-named
	,		
Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar			, ,
and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar	= ' '	·	•
the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	_	dismissed and the Respondent released fro	m holding: OP
these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nar	_	involuntary noophanzadom	
IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	_		· <u> </u>
IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at in in Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	a Qualified Mental Health Professional		hat the Respondent did not meet the
a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at	The Respondent has been exam	nined by(Name)	
(Name) a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at			
The Respondent has been examined by			
The Respondent has been examined by			
The Respondent has been examined by	Residence:		
Current Location: The Respondent has been examined by			
Current Location: The Respondent has been examined by			
Residence: Current Location: The Respondent has been examined by	IN THE INTEREST OF:		
Residence: Current Location: The Respondent has been examined by	RS 202A.028		
The Respondent has been examined by		OPDER GRANTING/DENVING	
ORDER GRANTING/DENYING 72 HOUR HOSPITALIZATION Division Division ORDER GRANTING/DENYING 72 HOUR HOSPITALIZATION Division Division The INTHE INTEREST OF: RESPONDENT: Residence: Current Location: The Respondent has been examined by (Name) a Qualified Mental Health Professional pursuant to KRS 202A.028, who has certified that the Respondent did not meet criteria or did meet the criteria for involuntary hospitalization. IT IS ORDERED that, these proceedings be dismissed and the Respondent released from holding; OR the Respondent be hospitalized for a period not to exceed seventy-two (72) hours, excluding weeken and holidays, at Kentucky and that the Sheriff or other peace officer of this county deliver the Respondent to the above-nare	Court of Justice www.courts.ky.gov		County

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AOC-715 Doc. Code: OAC Rev. 8-17 Page 1 of 1 Commonwealth of Kentucky

Attorney's Telephone No:

ORDER APPOINTING COUNSEL

Case No		
Court	District	
County		
Division		

Court of Justice www.courts.ky.gov	ORDER APPOINTING COUNSEL,	County
KRS 202A.051; 202A.056; 202A.061; 202A.071; 202B	SETTING PRELIMINARY HEARING, AND SETTING EXAMINATION	Division
IN THE INTEREST OF:		
	Respondent	
A petition having been filed in	the above-styled action, it is ORDERED t	hat
	be APPOINTED TO REPR	
	Hospital/Facility OR	
	Kentucky under KRS 202B, counsel should be app	Kentucky
(In intellectual disability proceedings	under KRS 202B, counsel should be app	ointed from a list of local attorneys
who are to be compensated as in	KRS 620.100(1)(a) unless the Respondent	retains private counsel. The public
	unless no other method of appointing coun	-
IT IS FURTHER ORDERED th	nat the PRELIMINARY HEARING be set for	Or,
, \(\sum \) AM \(\sum \) PM., which	nat the PRELIMINARY HEARING be set for is for mental illness proceedings pursuant to k	(RS Chapter 202A within six (6) days
from the date of Respondent's holdi	ng (if held), and/or examination (if not held), excluding weekends and holidays,
	gs pursuant to KRS Chapter 202B within fift	
of the petition, excluding weekends	and holidays, at(Location)	Kentucky, to determine
whether the Respondent should be	involuntarily nospitalized/admitted.	
(202A): IT IS FURTHER O	RDERED THAT	, M.D., a Kentucky Licensed
Physician, and	, a Kentucky Licens	ed Physician, or L other Qualified
	re appointed to examine the Respondent at _	
	report their findings to this Court within tw	venty-four (24) hours of the date of
examination (excluding weekends a		
(202B): IT IS FURTHER	ORDERED THAT	, a Qualified Intellectual
Disabilities Professional (QIDP), emplo	oyed at, and	
-	Psychologist, or Physician with speci-	-
individuals with an intellectual disabi	lity, employed at	, are appointed to examine
	("Hospital" or other	
	hours of the date of examination (excludi	
to that Hospital pending a Prelimina further, that Respondent meets the KRS 202B. In this case, the Autho- said Hospital. The Hospital is aut the provisions of 202A or 202B, for	n Authorized Staff Physician of a Hospital, iry Hearing if he/she believes that the Resp criteria for involuntary hospitalization pursu- orized Staff Physician shall notify this Court horized to further detain Respondent, who purposes of examination by the above-nar ing until released by the above-named Phys	condent should be hospitalized, and unit to provisions of KRS 202A or to fithe Respondent's admission to is presently being detained under med Physician and/or other QMHP/
Date	Judge	
Attorney's Address:	Please print or type below:	name of Judge in the space provided

Copy Distribution: Petitioner; Respondent/Respondent's Attorney; Legal Guardian, Spouse, Parent(s), Nearest Relative or Friend; if Respondent is detained, Peace Officer (5 copies for Respondent, Officer's File and Return, Hospital one each for appointed Physician/QMHP/QIDP, with a blank AOC form 712 attached); if Respondent is not detained, and no Peace Officer transports, Hospital (2 copies and 2 blank AOC form 712 for each Physician/QMHP/QIDP).

AOC-720 Doc. Code: OE or CEH		
Rev. 7-18 Page 1 of 4	ALL DE LA CONTRACTION OF THE PARTY OF THE PA	Case No
-		Court <u>District</u>
Commonwealth of Kentucky Court of Justice www.courts.ky.gov	January .	County
	Tor wer	Division
KRS 202A.051, 202A.056, 202A.061; 202B		
IN THE INTEREST OF:) CERTIF) HOSPIT	TION ORDER AND EXAMINATION ICATIONS FOR INVOLUNTARY CALIZATION (Chapter 202A) OR
Respondent) INVOLUN	TARY ADMISSION (Chapter 202B)
(Check the ap	opropriate block)	ntary Hospitalization 202A
	360 Day Involu KRS Chapter 2 has been certi been hospitaliz facility for a per	untary Hospitalization 202A (If this is a 360 day proceeding, it ified to this Court that the patient has led in a hospital or a forensic psychiatric riod of 30 days within the preceding six provisions of KRS 202A or 504.)
	Involuntary Adi KRS Chapter 2	
	* * * * * * *	
	ORDER	
	RED THAT	
-	, a Kentucky Licensed	-
	ointed to examine the Respondent at	
	report their findings to this Court within	twenty-four (24) hours of the date
of examination (excluding weekends OR	and holidays).	
	ERED THAT	a Qualified
	QIDP), employed at	
	Kentucky Licensed Psychiatrist, Psychiatrist	
	duals with an intellectual disability, employed	
	dent at	
	t within twenty-four (24) hours of the date	
and holidays), and that	, an <i>i</i>	Attorney of this Court, is appointed to
represent the Respondent. If the abo admit the Respondent to that Hospital hospitalized, and further, that Respond 202A or KRS 202B. In this case, the A said Hospital. The Hospital is authoriz of 202A or 202B, for purposes of exa	ove-named Physician is an Authorized State pending a Preliminary Hearing if he/she be dent meets the criteria for involuntary hospit Authorized Staff Physician shall notify this Cozed to further hold Respondent, who is presumination by the above-named Physician and above-named Physician or until further or	ff Physician of a Hospital, he/she may elieves that the Respondent should be alization pursuant to provisions of KRS Court of the Respondent's admission to sently being held under the provisions and/or other QMHP/QIDP pending the
	2	
Date	Judge	
	Please print or type n	name of Judge in the space provided below:

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CERTIFICATION

Note: (202A Proceedings) The Certifications attached must be completed by two "Qualified Mental Health Professionals". At least one certification must be completed by a physician.

"Qualified Mental Health Professional" under KRS 202A (mental illness) means:

- a. A physician licensed under the laws of Kentucky to practice medicine or osteopathy, or a medical officer of the government of the United States while engaged in the performance of official duties.
- b. A psychiatrist licensed under the laws of Kentucky to practice medicine or osteopathy, or a medical officer of the government of the United States while engaged in the practice of official duties, who is certified or eligible to apply for certification by the American Board of Psychiatry and Neurology, Inc.
- c. A psychologist with the health service provider designation, a psychological practitioner, a certified psychologist, or a psychological associate, licensed under the provisions of KRS Chapter 319.
- d. A licensed registered nurse with a master's degree in psychiatric nursing from an accredited institution and two (2) years of clinical experience with mentally ill persons; or a licensed registered nurse, with a bachelor's degree in nursing from an accredited institution, who is certified as a psychiatric and mental health nurse by the American Nurses Association and who has three (3) years of inpatient or outpatient clinical experience in psychiatric nursing and is currently employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in provision of mental health services or a regional community program for mental health and individuals with an intellectual disability.
- e. A licensed clinical social worker licensed under provisions of KRS 335.100, or a certified social worker licensed under the provisions of KRS 335.080 with three (3) years of inpatient or outpatient clinical experience in psychiatric social work and currently employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in the provision of mental health services or a regional community program for mental health and individuals with an intellectual disability.
- f. A marriage and family therapist licensed under the provisions of KRS 335.300 to 335.399 with three (3) years of inpatient or outpatient clinical experience in psychiatric mental health practice and currently employed by a hospital or forensic facility licensed by the Commonwealth, a psychiatric unit of a general hospital, a private agency or company engaged in providing mental health services, or a regional community program for mental health and individuals with an intellectual disability.
- g. A professional counselor credentialed under the provisions of KRS Chapter 335.500 to 335.599 with three (3) years of inpatient or outpatient clinical experience in psychiatric mental health practice and currently employed by a hospital or forensic facility licensed by the Commonwealth, a psychiatric unit of a general hospital, a private agency or company engaged in providing mental health services, or a regional community program for mental health and individuals with an intellectual disability.
- h. A physician assistant licensed under KRS 311.840 to 311.862, who meets one (1) of the following requirements:
 - 1. Provides documentation that he or she has completed a psychiatric residency program for physician assistants;
 - Has completed at least one thousand (1,000) hours of clinical experience under a supervising physician, as defined by KRS 311.840, who is a psychiatrist and is certified or eligible for certification by the American Board of Psychiatry and Neurology, Inc.;
 - Holds a master's degree from a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant or its predecessor or successor agencies, is practicing under a supervising physician as defined by KRS 311.840, and:
 - a. Has two (2) years of clinical experience in the assessment, evaluation, and treatment of mental disorders; or
 - Has been employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in the provision of mental health services or a regional community program for mental health and individuals with an intellectual disability for at least two (2) years; or
 - 4. Holds a bachelor's degree, possesses a current physician assistant certificate issued by the board prior to July 15, 2002, is practicing under a supervising physician as defined by KRS 311.840, and:
 - a. Has three (3) years of clinical experience in the assessment, evaluation, and treatment of mental disorders; or
 - b. Has been employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a private agency or company engaged in the provision of mental health services or a regional community program for mental health and individuals with an intellectual disability for at least three (3) years.

Note: (202B Proceedings) The Certifications attached must be completed by two professionals, one of whom must be a "Qualified Intellectual Disabilities Professional", and the other of whom must be a licensed psychiatrist, psychologist, or physician with special training and experience in serving individuals with an intellectual disability.

"Qualified Intellectual Disabilities Professional" under KRS 202B (Intellectual disability) means:

- a. A physician licensed under the laws of Kentucky to practice medicine or osteopathy, or a medical officer of the government of the United States while engaged in the performance of official duties.
- b. A psychologist with the health service provider designation, a psychological practitioner, a certified psychologist, or a psychological associate licensed under the provisions of KRS Chapter 319.
- c. A licensed registered nurse with a master's degree in psychiatric nursing from an accredited institution and two (2) years of clinical experience of which one (1) year is with individuals with an intellectual disability; or a licensed registered nurse, with a bachelor's degree in nursing from an accredited institution, who has three (3) years of inpatient or outpatient clinical experience of which one (1) year is in the field of individuals with an intellectual disability and is currently employed by a ICF/ID licensed by the cabinet, a hospital, a regional community program for mental health or individuals with an intellectual disability, or a private agency or company engaged in the provision of services to individuals with an intellectual disability.
- d. A licensed clinical social worker licensed under the provisions of KRS 335.100, or a certified social worker licensed under the provisions of KRS 335.080 with two (2) years of inpatient or outpatient clinical experience in social work of which one (1) year shall be in the field of individuals with an intellectual disability and is currently employed by an ICF/ID licensed by the cabinet, a hospital, a regional community program for mental health or individuals with an intellectual disability, or a private agency or company engaged in the provision of services to individuals with an intellectual disability.
- e. A marriage and family therapist licensed under the provisions of KRS 335.300 to 335.399 with three (3) years of inpatient or outpatient clinical experience in psychiatric mental health practice and currently employed by a hospital or forensic facility licensed by the Commonwealth, a psychiatric unit of a general hospital, a private agency or company engaged in providing mental health services, or a regional community program for mental health or individuals with an intellectual disability.
- f. A professional counselor credentialed under the provisions of KRS 335.500 to 335.599 with three (3) years of inpatient or outpatient clinical experience in psychiatric mental health practice and currently employed by a hospital or forensic facility licensed by the Commonwealth, a psychiatric unit of a general hospital, a private agency or company engaged in providing mental health services, or a regional community program for mental health or individuals with an intellectual disability.

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Numb	er 1 Certification
	AFFIANT states that he/she has examined the Respondent,
and in	his/her opinion, Respondent ☐ is or ☐ is not:
-	Mentally III or An individual with an intellectual disability, and presents a danger or threat of danger to self, or others; Respondent can reasonably benefit from this treatment; and hospitalization is the least restrictive alternative of treatment presently available.
1.	What facts support your belief that the Respondent is a danger or threat of danger to self, family or others if not hospitalized?
2	NAME of factors are an expense to the factor for the largest rectricitive electronstine mode of treatment presently
2.	What facts support your belief that hospitalization is the least restrictive alternative mode of treatment presently available?
3.	Diagnostic Impression:
٠.	a
	b
4.	Date Examination Performed:, 2
5-4-	, 2
Date	(Signature/Title)
	* * * * * * *
	SUBSCRIBED AND SWORN TO before me this day of , 2
Му со	mmission expires: Notary Public
	County, Kentucky

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Number 2 Certification	
	AFFIANT states that he/she has examined the Respondent,
and in	n his/her opinion, Respondent ☐ is or ☐ is not:
-	Mentally III or An individual with an intellectual disability, and presents a danger or threat of danger to self, y or others; Respondent can reasonably benefit from this treatment; and hospitalization is the least restrictive alternative of treatment presently available.
1.	What facts support your belief that the Respondent is a danger or threat of danger to self, family or others if not hospitalized?
2.	What facts support your belief that hospitalization is the least restrictive alternative mode of treatment presently available?
3.	Diana-dia laura-paine
э.	Diagnostic Impression: a.
	a b.
4.	Date Examination Performed:
	,2
	, 2
Date	(Signature/Title)
	* * * * * * *
	SUBSCRIBED AND SWORN TO before me this day of, 2
Му со	ommission expires: Notary Public
	Notary Public
	County, Kentucky

RESOURCES

TREATMENT:

 NORTHKEY – Community Mental Health Center WWW.NORTHKEY.ORG

24/7 Crisis Line/New Patients: 859-331-3292

Existing Clients: 859-578-3200

2. EASTERN STATE HOSPITAL www.ukhealthcare.uky.edu/ESH 1350 Bull Lea Rd. Lexington, KY 40511 859-246-8000

3. ST ELIZABETH

https://www.stelizabeth.com/care/activating-hope/mental-health/

FAMILY SUPPORT:

 NAMI (National Alliance on Mental Health) of NKY https://naminky.org/about-nami-northern-kentucky/

1002 Monmouth Street

Newport, KY 41071

Phone: 513-436-0010

info@naminky.org

2. MENTAL HEALTH AMERICA

https://www.mhankyswoh.org/Home

859-431-7077

3. FIND HELP NOW KENTUCKY

https://findhelpnow.org/ky

1-877-318-1871

JUDICIAL RESOURCES:

1. BOONE COUNTY ATTORNEY

WWW.BOONECOATTY.COM

2970 Union Square Burlington, KY 41005

Phone: 859-334-3200

2. BOONE COUNTY JUSTICE CENTER

6025 Rogers Lane Room 141

Burlington, KY 41005 Phone: 859-448-2900

3. CAMPBELL COUNTY ATTORNEY

WWW.CAMPBELLCOUNTYATTORNEY.COM

330 York Street, Third Floor

Newport, KY 41071 Phone: 859-581-8015

4. CAMPBELL COUNTY JUSTICE CENTER

330 York St.

Newport, KY 41071 Phone: 859-292-6314

5. KENTON COUNY ATTORNEY

WWW.KENTONCOATTY.COM

1840 Simon Kenton Way, Suite 4200

Covington, KY 41017 Phone: 859-491-0600

6. KENTON COUNTY JUSTICE CENTER

230 Madison Avenue Covington, KY 41011 Phone: 859-292-6524

7. KENTUCKY JUDICIAL COMMISSION ON MENTAL HEALTH:

https://www.kycourts.gov/Court-Initiatives/Pages/Kentucky-Judicial-Commission-on-Mental-Health.aspx

8. KENTUCKY LEGAL HELP CENTER WWW.KYCOURTS.GOV/LEGAL-HELP