

STATE OF VERMONT

SUPERIOR COURT

FAMILY DIVISION

\_\_\_\_\_  
Unit  
(County)

In re: \_\_\_\_\_  
(Proposed patient's name)

Date of Birth: \_\_\_\_\_

**WARRANT FOR EMERGENCY EXAMINATION**

Upon consideration of the Application and Supporting Affidavit for the Warrant for  
Emergency Examination of: \_\_\_\_\_, filed by  
(Name of Proposed Patient)

\_\_\_\_\_, the Court finds as follows:  
(Name and title of Officer or Mental Health Professional)

1. Probable cause exists to believe that the above-named proposed patient is a “person in need of treatment,” as defined by 18 V.S.A. § 7101(17), in that personal observation, by the Applicant or an eyewitness based upon a written statement of facts signed under the pains of perjury, of the conduct of the proposed patient constitutes reasonable grounds to believe that the proposed patient poses an immediate risk of serious injury to self or others if not restrained; and

2. Because of the emergency circumstances described in the application, it satisfactorily appears that a certification by a physician is not available without serious and unreasonable delay.

Accordingly, it is hereby ORDERED:

1. The proposed patient shall submit to an emergency examination at a hospital.
2. Any law enforcement officer shall take the proposed patient into custody for the purpose of transporting the proposed patient to the hospital.
3. Upon arrival at the hospital, the proposed patient shall be evaluated by a licensed physician as soon as possible to determine if the proposed patient should be certified for an emergency examination.
4. If, after evaluation, the physician determines that the proposed patient is a person in need of treatment, the physician shall issue an initial certificate, and the proposed patient shall be held for an emergency examination in accordance with 18 V.S.A. § 7508.

5. If the physician does not certify that the proposed patient is a person in need of treatment, the person shall immediately be discharged and returned that person's place of residence, or to such place as the person reasonably directs.

6. Authority to transport a person pursuant to this warrant shall expire if the person is not taken into custody and transported within 72 hours after the warrant is issued.

DATED at \_\_\_\_\_, Vermont, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.  
(Town) (Day) (Month) (Year)

TIME: \_\_\_\_:\_\_\_\_ a.m. / p.m.

\_\_\_\_\_  
Superior Court Judge

**Note to Applicant:** A copy of this warrant and the application MUST accompany the proposed patient when he or she is taken to the hospital.

STATE OF VERMONT

SUPERIOR COURT

FAMILY DIVISION

\_\_\_\_\_ Unit  
(County)

In re: \_\_\_\_\_  
(Proposed patient's name)

**APPLICATION FOR WARRANT FOR EMERGENCY EXAMINATION**

NOW COMES \_\_\_\_\_  
(Print full name of applicant)

of \_\_\_\_\_  
(Print complete address of applicant)

and makes application for the emergency examination of \_\_\_\_\_  
(Print full name of proposed patient)

of \_\_\_\_\_  
(Print complete address of proposed patient)

Applicant Telephone Number: \_\_\_\_\_ Date: \_\_\_\_\_

Relationship to, or interest in, proposed patient\* \_\_\_\_\_

Parent/Legal Guardian _____  _____ (Print Name and address of Parent/Legal Guardian)
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**\*NOTE:** Only the following persons may apply for a warrant for an individual's emergency examination: a law enforcement officer (i.e., a sheriff, deputy sheriff, constable, municipal police officer, or state police), or a mental health professional (i.e., a physician, psychologist, social worker, mental health counselor, nurse or other qualified person designated by the Commissioner of Mental Health).







10. Unavailability of Physicians Certificate (*Describe the emergency circumstances which lead you to believe that a certification by a physician is not available without serious and unreasonable delay.*)

11. Need for Hospitalization (*Provide a recommendation for disposition. Explain why the proposed patient needs hospitalization and cannot receive adequate treatment in the community.*)

Signed under the penalties of perjury pursuant to 18 V.S.A. Section 7612(d)(2):

\_\_\_\_\_  
**Date of Application**

\_\_\_\_\_  
**Signature of Applicant**

\_\_\_\_\_  
**Printed Name of Applicant**

**Note to Applicant:** A law enforcement officer who makes this application may take the proposed patient into temporary custody if the law enforcement officer has probable cause to believe that the person poses a risk of harm to self or others. If the judge is satisfied that a physician’s certificate is not available without serious and unreasonable delay, and that probable cause exists to believe that the proposed patient is in need of an emergency examination, the judge may order the proposed patient to submit to an evaluation by a physician. The court may issue an order authorizing any law enforcement officer to take the proposed patient into custody and to transport the patient to a hospital for examination. A copy of this application and the warrant MUST accompany the proposed patient when taken to the hospital.

Please fax a copy of this form to:

VPCH Admissions Office: Fax #: 802-828-2749

Phone #: 802-828-2799