

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. Any law enforcement officer shall take the proposed patient into custody for the purpose of transporting the proposed patient to the hospital. This signed warrant authorizes law enforcement to enter the residence in order to be able to take into custody so that they can be transported to the Emergency Department for emergency examination.
4. 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.

5. 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.

6. 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.

7. 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.