

STATE OF MAINE
APPLICATION TO DISTRICT COURT FOR INVOLUNTARY COMMITMENT
TO A MENTAL HOSPITAL

TO THE DISTRICT COURT, District _____, Division of _____, State of Maine:

1. Application is made

- pursuant to 34-B M.R.S.A. §3863 (5) (B) and 3864 (initial hearing)
- pursuant to 34-B M.R.S.A. §3864 (8) (continuation hearing)

for a hearing to be held in accordance with 34-B M.R.S.A. §3864 to determine whether _____, who was admitted to _____

Patient Hospital with inpatient psychiatric service

on _____, shall continue to be involuntarily hospitalized there.

Date

2. The basis for seeking the involuntary hospitalization is as follows:

- A. The patient has a mental illness;
- B. Due to the patient's mental illness, the patient poses a likelihood of serious harm;
- C. Adequate community resources for care and treatment of the patient's mental illness are unavailable; and
- D. Inpatient hospitalization is the best available means for treatment of the patient.

3. The applicant therefore requests that the District Court:

- A. Within two days of filing of this application, cause written notice of this application to be mailed to the patient at _____;
Hospital name and mailing address
- B. Cause written notice of this application to be mailed to the patient's guardian

Patient's guardian, if any, or "N/A" if no guardian
at _____
Address of guardian, or N/A if no guardian
- C. Cause written notice of this application to be mailed to

Patient's spouse, parent, adult child, next of kin, or friend
at _____
Address of spouse, parent, adult child, next of kin, or friend
- D. At least three days after this application is filed, appoint legal counsel for the patient, if the patient is not represented by counsel;
- E. At least three days after this application is filed, cause the patient to be examined by an independent medical practitioner; and
- F. Schedule a hearing to be held within fourteen days from the date of this application.

Date

Printed name and title,
Commissioner's Designee

Signature

INSTRUCTIONS

Caption:

MaineGeneral Medical Center (Thayer) is in the District Seven, Division of Northern Kennebec.

Mid-Coast Hospital is in District Six, Division of Sagadahoc.

Penobscot Bay Medical Center is in District Six, Division of Knox.

Southern Maine Medical Center is in District Eight, Division of Androscoggin.

Spring Harbor Hospital is in District Nine, Division of Southern Cumberland.

St. Mary's Regional Medical Center is in District Ten, Division of Eastern York.

Togus VA Medical Center is in District Seven, Division of Southern Kennebec.

1. Hospital with inpatient psychiatric service is (i) a hospital licensed in Maine as a General Hospital with a Psychiatric Unit (Chapter XXIII of the hospital licensing regulations), (ii) a hospital licensed in Maine as Psychiatric Hospital (Chapter XXV of the hospital licensing regulations), or (iii) the Togus VA Medical Center. It is the hospital from which the District Court application for involuntary commitment originates.

2. By statute, the District Court is required to mail notice of the application and the date of hearing to the guardian, if any. The District Court is also required to mail the same information to the spouse, parent, adult child, or if none of those exists or can be located, to the patient's next of kin or friend. The District Court cannot fulfill this statutory obligation unless the hospital provides accurate information in Parts 3(B) and (C). If the hospital believes that notice to the spouse, parent, adult child, next of kin or friend would pose a risk of harm to the patient, the hospital should not name that individual to the court as the person to notify.