

IN THE SEVENTH JUDICIAL DISTRICT  
District Court Douglas County, Kansas

STATE OF KANSAS

Plaintiff,

Case No. \_\_\_\_\_-CR-\_\_\_\_\_

vs.

John Jones,

Defendant.

**ORDER FOR COMPETENCY EVALUATION AND TREATMENT**

**State Hospital**

(Pursuant to K.S.A. 22-3303)

NOW, on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the above-captioned matter comes on for hearing. The State of Kansas appears by and through \_\_\_\_\_, Assistant District Attorney. The Defendant appears in person and by counsel, \_\_\_\_\_. The Court, after reviewing the file, receiving the evidence, hearing the statements and arguments of counsel, and being otherwise fully and duly advised, finds and concludes:

1. That the Defendant herein is charged with  
\_\_\_\_ Misdemeanor Offense(s) OR \_\_\_\_ Felony Offense(s); or  
\_\_\_\_ Both Misdemeanor and Felony Offense(s)

and is found to be incompetent to stand trial. The proceedings shall remain stayed until further order of the Court.

2. After review of the relevant facts, the court finds that outpatient treatment is not an appropriate option at this time and Osawatomi State Hospital or its agent, or Larned State Hospital or its agent, is the appropriate state, county or private institution or facility to conduct the inpatient evaluation and restorative treatment.

**IT IS THEREFORE BY THE COURT, CONSIDERED, ORDERED, ADJUDGED AND DECREED:**

A. The Defendant is ordered to submit to competency evaluation and treatment for a period not to exceed 90 days after the commencement of inpatient treatment pursuant to K.S.A. 22-3303(e)(1), and amendments thereto, to be completed by Osawatomi State Hospital or its agent, or Larned State Hospital or its agent.

B. Within 90 days after the competency evaluation and treatment is commenced, Osawatomi State Hospital or its agent, or Larned State Hospital or its agent, shall certify to the Court pursuant to K.S.A. 22-3303 whether the Defendant has attained competency or if the Defendant has a substantial probability of attaining competency to stand trial in the foreseeable future.

C. A review hearing shall be held in this Court at \_\_\_\_\_ am/pm on \_\_\_\_\_, \_\_\_\_\_, 2024 OR \_\_\_ No review hearing is scheduled at this time.

D. During the period that Defendant is awaiting admission to a State Hospital pursuant to this Order, Bert Nash Mental Health is authorized to continue to assess the Defendant's amenability to outpatient treatment. In the event Bert Nash believes that the Defendant would be amenable to such treatment, a notice of such recommendation shall be provided to the Court, the prosecutor and Defendant's attorney of record. If there is no objection or request for hearing filed

within seven days of such notice being served, then the Court may enter its order authorizing outpatient treatment for competency evaluation and treatment without further hearing.

**IT IS FURTHER ORDERED** that a copy of this Order shall be provided to the Secretary of the Kansas Department for Aging and Disability Services by facsimile machine transmission to 785-296-0767 or email to [KDADS.LegalLiaison@ks.gov](mailto:KDADS.LegalLiaison@ks.gov).

**IT IS SO ORDERED.**

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**JUDGE OF THE DISTRICT COURT**

Approved by:

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Ass't County/District Attorney, S.Ct.# \_\_\_\_\_  
Fax#: \_\_\_\_\_

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Attorney for Defendant, S.Ct.# \_\_\_\_\_  
Fax#: \_\_\_\_\_