IN THE _____ COURT FOR _____ COUNTY, TENNESSEE

STATE OF TENNESSEE)
)
v.) No. _____
_____)

ORDER DIRECTING OUTPATIENT MENTAL EVALUATION OF DEFENDANT IN TENNESSEE DEPARTMENT OF CORRECTION'S CUSTODY

Upon the motion of the _____, the Court finds:

1. That the defendant is currently in the custody of the Tennessee Department of Correction (TDOC) at the _____ in _____, Tennessee.

2. That an outpatient evaluation is necessary to determine (Check one or both)

_____ Competency to Stand Trial: Whether the defendant has the ability to cooperate with one's attorney in one's own defense; has an awareness and understanding of the nature and object of the proceedings; and has an understanding of the consequences of the proceedings.

_____ Mental Condition at the Time of the Crime (Insanity Defense): Whether, at the time of the commission of the act (s) constituting the offense, the defendant, as a result of a severe mental disease or defect, was unable to appreciate the nature or wrongfulness of such act(s). The term "mental disease or defect" does not include any abnormality manifested only by repeated criminal or otherwise antisocial conduct.

Therefore, it is ORDERED that:

1. The TDOC shall contact the Forensic Coordinator at _____ mental health center and arrange a date for the outpatient evaluation.

2. A copy of this order shall be sent to the Forensic Coordinator at the appropriate mental health center, and to the appropriate TDOC Warden;

3. The TDOC shall make available to the staff of the appropriate mental health center all records in its possession related to the defendant, including but not limited to medical and/or psychiatric information;

4. The mental health center shall file with this Court a written report concerning the evaluation of the defendant.

5. That the defendant pay all or part of the costs and expenses for the evaluations and treatment, if the court finds the defendant financially able to pay.

ENTERED this the _____ day of _____, 20___.

_____
JUDGE

Approved for Entry:

_____
District Attorney General
Address
Telephone Number

_____
Defense Attorney
Address
Telephone Number

SAMPLE