

AOC-398 Doc. Code: OCEO
Rev. 3-25
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Commonwealth of Kentucky
Court of Justice *www.kycourts.gov*
KRS 504.080, 504.100; RCr 8.06



**COMPETENCY EXAMINATION ORDER
(Outpatient)**

Case No. _____
Court _____
County _____
Division _____

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.

DEFENDANT

Pursuant to KRS 504.100, the Court having reasonable grounds to believe Defendant lacks the capacity to appreciate the nature and consequences of the proceedings against him/her or to participate rationally in his/her defense,

IT IS HEREBY ORDERED Defendant shall be examined on an outpatient basis by an examiner from a treatment facility designated to perform evaluations required by KRS Chapter 504.

IT IS HEREBY FURTHER ORDERED the examiner shall issue and deliver a report no later than 10 days after the completion of the examination, to be filed under seal with notice of filing to all parties, which shall state:

- A. the determination of the examiner as to whether or not Defendant is competent to stand trial; OR
- B. the determination of the examiner that an inpatient examination is needed.

If the examiner finds Defendant incompetent, the report shall also state (1) whether there is a substantial probability of Defendant attaining competency in the foreseeable future, and (2) what type of treatment the examiner recommends. Any report shall also be forwarded to: *(check all that apply)* Defense Prosecution.

(optional) IT IS HEREBY FURTHER ORDERED: _____

Date: _____

Judge's Signature

Judge's Name *(please print)*

Distribution:
Court File
Defendant/Attorney: _____
Prosecutor: _____
Treatment Facility