

_____ Court _____ County _____ Tennessee	UNIFORM ORDER TO MENTAL HEALTH EVALUATION (TCA § 33-7-305)	Case Number
_____ vs. _____		

The above-styled matter was before the Court, and the Court finds the defendant was convicted of one or more of the following offenses and is ordered to undergo a mental health evaluation prior to the defendant's sentencing hearing—pursuant to T.C.A. § 33-7-305 (*check one or more*):

- ☐ T.C.A. 39-13-111. Domestic Assault.
- ☐ T.C.A. § 39-15-401. Child Abuse.
- ☐ T.C.A. § 39-15-402. Aggravated Child Abuse.
- ☐ T.C.A. § 39-14-202. Cruelty to Animals.
- ☐ T.C.A. § 39-14-212. Aggravated Cruelty to Animals.

Judge must check one of the following:

☐ I hereby find that the above-named defendant is **NOT indigent** and does not qualify for financial assistance to pay costs associated with the evaluation and court-ordered treatment. Payment for the evaluation must be made to the clerk of court for remittance to the person, agency, or facility to whom compensation is due prior to the evaluation.

OR

☐ I hereby find that the above-named defendant **IS indigent** and, subject to availability of funds, qualifies for financial assistance to pay costs associated with the evaluation and court-ordered treatment, if applicable. The TN Dept of Mental Health & Substance Abuse Services (DMHSAS) shall pay the community health center or qualified mental health professional designated by the commissioner of DMHSAS for the cost of the evaluation and court-ordered treatment, if applicable.

It is therefore ordered that:

- 1) Prior to the defendant's sentencing hearing, the defendant shall undergo an outpatient mental health evaluation by _____ [INSERT NAME OF CMHC OR QMHP], a Community Mental Health Center that has contracted with DMHSAS or a qualified mental health professional (QMHP) designated by the commissioner of DMHSAS.
- 2) If the defendant is NOT Indigent, the defendant must pay the clerk of court the cost associated with the evaluation prior to scheduling the evaluation.
- 3) The defendant shall provide a copy of this Court Order to _____ [INSERT NAME OF CMHC OR QMHP] at the time of the mental health evaluation.
- 4) _____ [INSERT NAME OF CMHC OR QMHP] shall submit to the court an evaluation report with any recommended mental health services for the defendant; and
- 5) If mental health services are recommended as part of the evaluation report, then the court may include such mental health recommendations as part of sentencing.

ENTERED THIS THE _____ DAY of _____, _____.

Judge