

Cause No. _____

IN THE MATTER OF: § IN THE ____ DISTRICT COURT

§ OF _____ COUNTY, TEXAS
DOB: MO/DA/YR § SITTING AS A JUVENILE COURT

**ORDER TO EXAMINE FOR LACK OF RESPONSIBILITY FOR CONDUCT AS
A RESULT OF MENTAL ILLNESS OR MENTAL RETARDATION**

The _____ (Ex. Austin Travis County Mental Health Mental Retardation Center or Texas Department of Mental Health Mental Retardation) is appointed to examine _____, a child, under §51.20 of the Texas Family Code with regard to whether she lacks responsibility for her conduct as a result of mental illness or mental retardation under §55.51 of the Texas Family Code.

_____ is ordered to submit to the exam. The examination must be performed by a doctor trained in making the mental illness and mental retardation evaluations for legal proceedings using the following definition:

“Lack of responsibility for conduct” means that the child is not responsible for the conduct if at the time of the conduct, the child, as a result of mental illness or mental retardation, lacked the substantial capacity either to appreciate the wrongfulness of the child’s conduct or to conform the child’s conduct to the requirements of the law.

The examination report shall include a description of the procedures and tests used in the examination and the examiner’s observations and findings pertaining to whether or not the child is responsible for the child’s conduct as a result of mental illness or mental retardation. If the results of the examination conclude that the child is not responsible for the child’s conduct, the report shall include an opinion as to whether the child has mental illness or mental retardation.

If the results of the examination conclude that the child is a person with mental illness and/or mental retardation, the report may include an opinion as to whether or not the child meets the criteria for court ordered in-patient mental health services or commitment to a residential care facility under Subtitles C and D, Title 7, Health & Safety Code.

Signed this _____ day of _____, 200__.

JUDGE PRESIDING