

CAUSE NO: _____

THE STATE OF TEXAS
FOR THE BEST INTEREST

§

JUSTICE OF THE PEACE

AND PROTECTION OF

§

PRECINCT

§

CAMERON COUNTY, TEXAS

MENTAL HEALTH WARRANT FOR EMERGENCY DETENTION
SECTION 573.012

THE STATE OF TEXAS TO ANY HEALTH OR PEACE OFFICER IN THE STATE OF
TEXAS, GREETINGS:

YOU ARE HEREBY COMMANDED TO APPREHEND, THE PERSON OF:

NAME: _____ Address: _____

and to transport him/her to:

THE NEAREST APPROPRIATE MENTAL HEALTH FACILITY OR A PLACE
AUTHORIZED BY THE LOCAL MENTAL HEALTH AUTHORITY for the purpose of
Mental Health Evaluation.

HEREIN FAIL NOT, but of this Writ then and there due return showing how you have executed the same

Given under my hand this _____ day of _____ 2020

Judge

OFFICER'S RETURN

Received the _____ day of _____, _____ and executed by apprehending
the person _____ at said address _____
_____ and transporting him or her to _____
_____ (facility) for temporary acceptance for preliminary examination.

Executed on _____ 20____, at _____ .m.

Health or Peace Officer

CAUSE NO. _____

THE STATE OF TEXAS

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IN THE JUSTICE COURT

IN THE BEST INTEREST AND PROTECTION OF

PRECINCT NO. _____

_____ COUNTY, TEXAS

APPLICATION FOR EMERGENCY APPREHENSION AND DETENTION - (H & S Code sec. 573.011)

Now comes _____ (an adult person hereinafter referred to as "Applicant") on the _____ 20____ and makes application for the Emergency Apprehension and Detention of

The Applicant states that s/he has reason to believe and does believe that the above-named person evidences mental illness.

The Applicant has reason to believe and does believe that the above-named person evidences a substantial risk of serious harm to self or others, which risk of harm is specified and described:

The Applicant states that s/he has reason to believe and does believe that the risk of harm is imminent unless the above-named person is immediately restrained; and that the Applicant's beliefs are based upon specific recent behavior, overt acts, attempts, or threats which are specifically detailed:

Address of person to be detained: _____

Physical Description of person to be detained:

Sex: _____ Age: _____ Height: _____ Weight: _____ lbs.

Hair (color & length): _____ Eye Color: _____

Other identifying information: _____

Relationship of affiant to person who is to be detained (check one):

None Spouse Parent Friend Adult Child Neighbor

Other (please specify) _____

APPLICANT

Date

CAUSE NO. _____

THE STATE OF TEXAS § IN THE JUSTICE COURT
§
IN THE BEST INTEREST AND PROTECTION OF § PRECINCT NO. _____
§
_____ § _____ COUNTY, TEXAS

MAGISTRATE'S ORDER FOR EMERGENCY APPREHENSION AND DETENTION- (H & S Code sec. 573.012)

On the _____ day of _____, 20____, came to be considered an Application for Emergency Detention of the above-referenced person, presented to me by the Applicant therefor.

After examining the Application and any accompanying relevant information, and after having interviewed the Applicant if necessary, I find there is reasonable cause to believe: (1) that the person evidences mental illness; (2) that the person evidences a substantial risk of serious harm to self or others; (3) that the risk of harm is imminent unless the person is immediately restrained; and (4) that necessary restraint cannot be accomplished without emergency detention.

Thus I find that the person meets all four criteria for emergency detention as set forth in Title 7, Subtitle C, Section 573.012 of the Texas Health and Safety Code.

It is therefore ORDERED that a Warrant be issued for the immediate apprehension and detention of the person to the nearest appropriate in-patient mental health facility for a preliminary examination in accordance with the provisions of Section 573.012 of the Texas Health and Safety Code.

If the person is currently in an in-patient mental health or treatment facility, the person shall be detained there in accordance with Section 572.004 of the Texas Health and Safety Code, if the head of the facility consents to such detention. If not, the person shall be transported to a facility deemed suitable by the county under Section 573.012 of the Texas Health and Safety Code.

It is further ORDERED that copies of the application for Warrant and the Warrant itself be immediately transmitted to such facility and that the Warrant shall serve as an application for detention in the facility.

It is further ORDERED that the detention of the above-referenced person shall continue until such time that a physician conducts a preliminary examination, the results of which determine that the above-referenced person, in the written opinion of the examining physician meets the criteria for further detention pursuant to the appropriate provision of the Texas Health and Safety Code; or until 48 hours has expired from the time the above-referenced person has been apprehended under this ORDER and Warrant for Emergency Detention, unless an application for court-ordered treatment is filed and a written order for further detention is obtained pursuant to the provisions of the Texas Health and Safety Code.

It is further ORDERED that if the initial 48 hour period referenced above ends on a Saturday, Sunday, or legal holiday, then the above-referenced 48 hour period may continue for detention of the above-referenced individual until 4:00 o'clock p.m. on the next day that is not a Saturday, Sunday, or legal holiday.

MAGISTRATE