

IN THE SUPREME COURT OF THE STATE OF ARIZONA  
ADMINISTRATIVE OFFICE OF COURTS

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In the Matter of: )  
 )  
ORDER REGARDING ) Administrative Directive  
INVOLUNTARY COMMITMENT ) No. 2024 - 05  
UNDER A.R.S. § 13-4521 )  
 )  
 )  
 )  
\_\_\_\_\_ )

On February 7, 2024, the Supreme Court issued Administrative Order No. 2024-38 ordering the Administrative Director of the Administrative Office of the Courts to provide courts with a model template order form to use for A.R.S. § 13-4521 proceedings.

Therefore, pursuant to Administrative Order No. 2024-38, and in the interest of the efficient administration of justice and good public service,

IT IS DIRECTED that the form in the attached Appendix is adopted for use by all Arizona courts for A.R.S. § 13-4521 proceedings.

Dated this 17th day of April, 2024.

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DAVID K. BYERS  
Administrative Director

# **APPENDIX**

For Clerks Use Only

**SUPERIOR COURT OF ARIZONA**  
**IN**  **COUNTY**

STATE OF ARIZONA, Plaintiff

Case Number:

-vs-

Defendant (FIRST, MI, LAST)

**ORDER REGARDING  
INVOLUNTARY COMMITMENT  
UNDER A.R.S. § 13-4521**

**SECTION 1. COURT FINDINGS**

Based upon the information presented to the Court, **THE COURT FINDS THAT** the defendant has been found incompetent and not restorable within twenty-one months, has been charged with an act that constitutes a serious offense as defined in A.R.S. § 13-706, there is proof evident or presumption great that the defendant committed the act that constitutes that serious offense, **AND:**

(only those items marked)

1.  The defendant **has** been found dangerous after a  bench trial,  jury trial

**AND**

- a.  The defendant **should** be involuntarily committed.  
b.  The defendant **should not** be involuntarily committed.

**OR**

2.  The defendant **has not** been found dangerous and shall not be involuntarily committed.

**SECTION 2. COURT ORDERS**

**IT IS THEREFORE ORDERED:**

- 1.  The charges in this matter are dismissed **without** prejudice.
- 2.  The defendant shall be involuntarily committed to the following secure state mental health facility:
- 3.  The defendant shall be involuntarily committed until the sooner of  [*date for presumptive sentence for highest charged offense*], a finding that the defendant is competent to stand trial, or a finding that the defendant is no longer dangerous.
- 4.  The Clerk of the Court is directed to open a civil case for all further proceedings under A.R.S. Title 36, Ch. 40 regarding the defendant’s treatment and any matters regarding the defendant’s release.

**OR**

- 5.  The defendant having been found not dangerous **or** there having been a finding that the defendant should not be involuntarily committed,
  - a.  Pursuant to A.R.S. § 13-4517(A)(1), the defendant shall be remanded to:  
  
*[evaluating agency]*  
for the institution of civil commitment proceedings pursuant to A.R.S. Title 36, Ch. 5. The prosecutor shall file a petition for evaluation and provide any known criminal history for the defendant.
  - b.  Pursuant to A.R.S. § 13-4517(A)(2),   
is appointed as a guardian ad litem to investigate whether the defendant is or may be in need of a guardian, a conservator or any other protective order pursuant to A.R.S. Title 14, Ch. 5.
  - c.  Pursuant to A.R.S. § 13-4517(A)(3), the defendant is released from custody and the charges in this case are dismissed without prejudice.

Judicial Officer

Date