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GENERAL ORDER 00-8 - MENTAL HEALTH HEARINGS
(Formerly General Order 97-18)

Based upon 405 ILCS 5/3-805 and the expressed availability of the Illinois Guardianship and Mental Health Advocacy Commission for representation of mental health respondents, it is hereby Ordered that beginning April 28, 2000 General Order 97-18 shall be rescinded. It is further Ordered:

Section 1. With respect to hearings required to Ch. 405 ILCS Sec. 5/3-611 (emergency admissions upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill) and Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

Section 2. With respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge) and Ch. ILCS 5/3-509 (review of minors admission) concerning the settling of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition: as they determine the time in which the hearing must be held.

Section 3. With respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502(c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

Section 4. With respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Illinois Guardianship and Mental Health Advocacy Commission shall be and hereby is appointed upon the filing of the requisite document specified in the respective statute, and once so appointed shall have access to the court filed and record and copies thereof may be furnished to said attorney without further order of court.

Enter this 20 day of April, 2000.

 Chief Judge

FILED _____
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2000 APR 20 P 1:41
DEBORAH SEYLLER
CIRCUIT COURT CLERK
TAMM COUNTY, IL

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