

## MANDATORY OUTPATIENT TREATMENT FOR JUVENILES

Involuntary Commitment Hearing	Involuntary Commitment Criteria	MOT Criteria	MOT Orders	MOT Comprehensive Plan	Services Not Available	Motion for Review	Review Hearing	Failure to Appear	Continuation of MOT
§16.1-344	§16.1-345	§16.1-345.2 (A)	§16.1-345.2 (C), (F), (G)	§ 16.1-345.2 (D)	§16.1-345.2 (E)	§16.1-345.3	§16.1-345.4 (A), (D)	§16.1-345.4 (B), (C)	§ 16.1-345.5
If minor is being considered for MOT, CSB where minor resides must also attend hearing or arrange for local CSB to cover hearing. If local CSB covers hearing, local CSB must notify CSB where minor resides of disposition.	If minor meets commitment criteria and inpatient treatment is not least restrictive alternative, court may consider ordering MOT. Minors in detention are not eligible for MOT.  “Court” includes special justice.	Court may order MOT if: commitment criteria are met, minor & parents agree to abide by plan, have capacity to understand plan and comply with plan.  “Court” includes special justice	MOT order must (i) include treatment plan from CSB, which identifies services, providers, and initial contact, and (ii) require CSB to monitor plan and report non-compliance.  <b>Clerk of JDR Court</b> shall send final order to minor, GAL, parents, CSB attorney. CSB must acknowledge receipt of order to Court.  “Court” means JDR Court, not special justice.	No later than 5 days after entry of MOT order, CSB must file with court for approval comprehensive plan. Upon approval, plan incorporated into MOT final order.  “Court” means JDR Court, not special justice.	If the CSB responsible for comprehensive plan determines services are NOT actually available, CSB must notify court within 5 days. Court must notify minor, CSB, parents, and attorney and hold review hearing. See § 16.1-345.4.  “Court” means JDR Court, not special justice.	CSB must monitor plan compliance. If CSB determines there is material non-compliance, it shall file motion for review in court where minor resides within 3 days of determination or 24 hours, if minor in under TDO. If minor meets criteria and there is material non-compliance, CSB shall seek ECO or TDO. If CSB determines treatment is not necessary, it may file motion for review.  “Court” means JDR Court, not special justice.	Court shall hold hearing within 15 days of receiving motion for review; provide notice to minor, parents, CSB, all providers in treatment plan, and original petitioner; appoint GAL and counsel for minor. Court may order new evaluation. Court may order inpatient commitment, renew, modify or rescind MOT order.  “Court” means JDR Court, not special justice.	If minor fails to appear at court-ordered evaluation, court shall issue mandatory exam order and civil show cause summons. Minor may be detained up to 4 hours, until TDO is issued or minor is released. If minor fails to appear at review hearing, court may reschedule hearing or issue ECO or TDO.  “Court” means JDR Court, not special justice.	Any time 30 days prior to expiration of MOT order, CSB may file motion for review to continue order up to 90 days No hearing is required if minor/parents agree. If no agreement, review hearing must be held by court. See § 16.1-345.4  “Court” means JDR Court, not special justice.

CSB – Community Services Board  
MOT – Mandatory outpatient treatment  
ECO – Emergency Custody Order  
TDO – Temporary Detention Order