

# JUVENILE COMMITMENT

## TIMELINE AND RELEVANT SERVICES

**Parental Admission of minors younger than 14 and non-objecting minors 14 years or older**  
 16.1-338  
 Evaluation within **48 hours** of admission. Facility can file petition for involuntary commitment if consent revoked, otherwise minor must be released within 48 hours of revocation of consent.

**Emergency Admission – TDO**  
 16.1-340  
 TDO issued by magistrate. Same procedures as adults, *but juvenile commitment criteria now applies (§ 37.2-809)*. Hearing held within **24-96 hours** of issuance of TDO or filing of petition, whichever occurs later.

**Juveniles in Detention**  
 16.1-249.2  
 16.1-275  
 16.1-280  
 Court can order mental health screenings and treatment for juveniles in detention. *Minors in detention can now be voluntarily admitted, but are not eligible for mandatory outpatient treatment. Director of detention home must also provide information to facility, including charges against minor, names and addresses of parents and JDR court that ordered detention (§ 16.1-339.1)*

**Objecting Minors 14 years of age or older and incapable of giving consent.**  
 16.1-339  
 Evaluation within **24 hours** of admission. Facility files Petition for Judicial Approval within 24-96 hours of admission. Judge appoints GAL & counsel. Court determines whether admission criteria are met. If there is insufficient information, a hearing is scheduled and must be held within **96 hours**.

<b>Petition for Involuntary Commitment</b>	<b>Appointment of Counsel</b>	<b>Clinical Evaluation</b>	<b>Duties of Attorney</b>	<b>Involuntary Commitment Hearing</b>	<b>Involuntary Commitment Ordered</b>	<b>Treatment Plan</b>	<b>Predischarge Plan</b>
16.1-341 Petition filed where juvenile is located. Hearing must be held between <b>24-96 hours</b> of petition/TDO	16.1-341 Counsel & GAL appointed for juvenile at least <b>24 hours</b> prior to hearing	16.1-342 CSB shall arrange for evaluation. Written report submitted at least <b>24 hours</b> prior to hearing. <i>Evaluator not required to attend hearing in person, but must be available by via telephone or video conferencing.</i>	16.1-343 Interview minor and other witnesses, obtain independent experts, cross-examine, present witnesses, express wishes of minor.	16.1-344 16.1-345 Held within <b>24-96 hours</b> of petition being filed. Rules of evidence apply. <i>Evaluator's report admissible unless minor's counsel objects, in which case evaluator must attend hearing in person or by electronic communication.</i> Standard: Clear and convincing. <i>CSB rep must attend hearing.</i>	16.1-345 16.1-345.2-5 Not to exceed <b>90 days</b> without further review. <b>30 days</b> to appeal commitment. <i>New procedures for ordering and reviewing mandatory outpatient created in §16.1-345.2-5.</i>	16.1-346 Individualized plan must be presented within <b>10 days</b> of commitment.	16.1-346.1 Prepared prior to discharge. Specify services required and agencies which will provide treatment.