



INTERIM JUDICIARY COMMITTEE
NDCC 25-03.1 CIVIL COMMITMENT

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NORTH
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| Human Services

MODEL COMMITMENT COMPONENTS



FLEXIBLE DEFINITION OF NEED



FLEXIBLE PETITIONER GROUP



HOSPITAL COMMITMENT



OUTPATIENT COMMITMENT



INVOLUNTARY TREATMENT



RIGHTS PROTECTION

NORTH DAKOTA COMPARES FAVORABLY

GRADE	STATE
A	Arkansas, Louisiana, Michigan, North Dakota , Vermont, Wisconsin, Wyoming,
B	Arizona, Georgia, Idaho, Illinois, Indiana, Iowa, North Carolina, Ohio, Oregon, South Carolina, Mississippi, Missouri, Virginia, Washington,
C	Florida, Hawaii, Kansas, Kentucky, Oklahoma, Maine, New Hampshire, New Mexico, New York, South Dakota , Texas, Utah,
D	Alaska, California, Colorado, Minnesota , Nebraska, New Jersey, West Virginia,
F	Alabama, Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, Montana , Pennsylvania, Rhode Island, Tennessee



FLEXIBLE DEFINITION OF NEED

- Clear definition of harm to self or others
- Harm or endangerment must not be imminent
- Loss of cognitive or volitional control allowed
- Patterns in treatment history allowed



FLEXIBLE PETITIONERS

- Any responsible adult may petition for commitment
- Clear guidance regarding necessary procedures
- Range of qualified individuals may petition emergently



INPATIENT COMMITMENT

- Only one professional assessment is required
- 72 hours allowed for initial assessment of need



OUTPATIENT COMMITMENT

- Hospital commitments can be converted
- Renewal of outpatient commitment allowed



INVOLUNTARY TREATMENT

- Provisions for court ordered involuntary medication
- Provisions for guardians to require medication



RIGHTS PROTECTED

- Least restrictive requirement criteria
- Initial timelines specified and reasonable
- Renewal process expressly specified

<https://www.treatmentadvocacycenter.org/storage/documents/grading-the-states-executive-summary.pdf>

<https://www.treatmentadvocacycenter.org/storage/documents/grading-the-states.pdf>

<https://www.treatmentadvocacycenter.org/storage/documents/2014-state-survey-abridged.pdf>

<https://www.treatmentadvocacycenter.org/storage/documents/State Standards Charts for Assisted Treatment - Civil Commitment Criteria and Initiation Procedures.pdf>

<https://www.samhsa.gov/sites/default/files/civil-commitment-continuum-of-care.pdf>

<https://www.ndcourts.gov/legal-self-help/mental-health-commitment>

<https://www.legis.nd.gov/files/resource/committee-memorandum/19060.pdf><https://mentalillnesspolicy.org/national-studies/state-standards-involuntary-treatment.html>



Thank You

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