

**COMPETENCY TO STAND TRIAL  
FINDING AND ORDER OF EXAMINATION**

JD-CR-6 Rev. 7-16

C.G.S. § 54-56d

**STATE OF CONNECTICUT  
SUPERIOR COURT**  
www.jud.ct.gov



- Instructions**
1. Telephone appointed examiner (see section II) and give notice of the following:
    - a. order of appointment and date thereof;
    - b. time period allowed to examine the defendant and file a written report of the findings;
    - c. fee schedule (if applicable).
  2. Attach a copy of the information and mail to the appropriate address.

**Section I — Finding By Court Upon Motion**

Name of Defendant	Location of Defendant (If confined name institution, if not name attorney and home address)	
Judicial District or Geographical Area	Address of Court	Docket Number

The court finds that the request for an examination is justified and that, in accordance with the procedures established by the judges of the Superior Court, there is probable cause to believe that the defendant has committed the crime for which the defendant is charged. Therefore, pursuant to subsection (d) of section 54-56d of the Connecticut General Statutes the court orders an examination of the defendant in this action as to the defendant's ability to understand the proceedings against the defendant and to assist in the defendant's own defense.

By Order of the Court (Name of Judge)	Signed (Assistant Clerk)	Date Signed
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**Section II — Appointment of Examiner(s)**

- TO THE COMMISSIONER OF MENTAL HEALTH AND ADDICTION SERVICES: You are hereby ordered to appoint either (1) a clinical team consisting of a physician specializing in psychiatry, a clinical psychologist and one of the following: a clinical independent social worker certified pursuant to chapter 383b or a psychiatric nurse clinical specialist holding a master's degree in nursing or (2) one or more physicians specializing in psychiatry, except that no employee of the department of mental health and addiction services who has served as a member of a clinical team in the course of such employment for at least five years prior to October 1, 1995 shall be precluded from being appointed as a member of a clinical team, to examine the defendant in this matter as to the defendant's ability to understand the proceedings against the defendant and to assist in the defendant's own defense and to make a written report to the court of the findings of the examination. Said report is to indicate, (1) if it is found that the defendant is unable to understand the proceedings against the defendant or to assist in the defendant's own defense, whether there is a substantial likelihood that the defendant, if provided with a course of

treatment, will regain competency within the maximum period of any placement order set forth in subsection (i)(1) of section 54-56d of the Connecticut General Statutes, (2) if the examiners determine that there is a substantial probability that the defendant, if provided with a course of treatment, will regain competency within the maximum period of any placement order under said section, whether the defendant appears to be eligible for civil commitment, with monitoring by the Court Support Services Division pursuant to subdivision (2) of subsection (h) of section 54-56d of the Connecticut General Statutes and (3) if the examiners determine that there is not a substantial likelihood that the defendant, if provided with a course of treatment, will regain competency within the maximum period of any placement order set forth in subsection (i)(1) of section 54-56d, whether the defendant appears to be eligible for civil commitment to a hospital for psychiatric disabilities pursuant to subsection (m) of section 54-56d, and make a recommendation to the court regarding the appropriateness of such civil commitment.

**Clerk or Assistant Clerk: Call immediately and send this form to the court clinic serving this court. If you have any questions concerning the name, address, or telephone number of the proper court clinic, please call (860) 262-5809.**

<input type="checkbox"/> To:	Name and address of Physician(s) Specializing in Psychiatry (If applicable)
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You are hereby appointed by the court (1) to examine the defendant in this matter as to the defendant's ability to understand the proceedings against the defendant and to assist in the defendant's own defense and (2) to make a written report to the court of the findings of the examination, which report is to indicate, if it is found that the defendant is unable to understand the proceedings against the defendant or to assist in the defendant's own defense, (a) whether there is a substantial likelihood that the defendant, if provided with a course of treatment, will regain competency within the maximum period of any placement order set forth in subsection (i)(1) of section 54-56d of the Connecticut General Statutes, (b) if you determine that there is a substantial probability that the

defendant, if provided with a course of treatment, will regain competency within the maximum period of any placement order under said section, whether the defendant appears to be eligible for civil commitment, with monitoring by the Court Support Services Division pursuant to subdivision (2) of subsection (h) of section 54-56d of the Connecticut General Statutes and (c) if you determine that there is not a substantial likelihood that the defendant, if provided with a course of treatment, will regain competency within the maximum period of any placement order set forth in subsection (i)(1) of section 54-56d, whether the defendant appears to be eligible for civil commitment to a hospital for psychiatric disabilities pursuant to subsection (m) of section 54-56d.

**Notice to Examiners**

Examination of the defendant must be completed within 15 business days of the Date of Order shown below. A physician specializing in psychiatry, a clinical psychologist, a clinical independent social worker certified pursuant to chapter 383b or a psychiatric nurse clinical specialist holding a master's degree in nursing selected by the defendant may be authorized by the court to observe the examination. Counsel for the defendant may also observe the examination.

A written report of the findings of the examination must be prepared and signed by you and filed with the court within 21 business days of the Date of Order shown below. Unless a hearing is waived by the defendant and the

defendant's counsel (because you have determined without qualification that the defendant is able to understand the proceedings against the defendant and to assist in the defendant's own defense), you will be notified by the court when to appear to testify with respect to the report.

If the written report is to be introduced into evidence, at least one of the examiners must be present to testify as to the determinations in the report, unless the examiner's presence is waived by the defendant and the State. Any member of the clinical team shall be considered competent to testify as to the team's determinations.

**Notice to Clerk**

**A hearing on the examiner's report shall be scheduled not later than 10 days from the date the report is received by the court. Upon receipt by the court of the report, immediately forward copies to the prosecuting authority and counsel for the defendant and give notice of the date of hearing. Unless the hearing is waived or unless the presence of the examiner is waived, notify the examiner(s) when and where to appear.**

Date of Order	By the Court (Name of Judge)	Signed (Assistant Clerk)	Date Signed
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