

BAKER ACT PROCESS

Voluntary Admission

Person presents self at receiving facility for medical exam and treatment and has a physical exam within 24 hours.

Exam determines if person is able to make well reasoned, willful, knowing mental health decisions.



Able

Not Able

Patient enters treatment and continues until improvement has been sufficiently achieved, consent is revoked or patient requests discharge



Involuntary Admission



Started by Court Order, Law Enforcement, or Professional Certificate



Medical exam to determine if the person is able to make well reasoned, willful, knowing mental health decisions.



Not Able

Able



Petition for treatment. Appointment of guardian. Health care proxy notified

Not Required

Mandatory exam by clinical psychologist or physician to determine if inpatient or outpatient care is required.

Required

Discharged or transferred to voluntary status if no criminal charges.

Not Required

If first exam wasn't done by a psychiatrist, a 2nd exam is mandatory



Not Required

Second opinion by another psychiatrist



Required

NO

Meets all criteria from exams and the courts

YES

Patient is involuntarily placed in inpatient / outpatient treatment for 6 months before discharge evaluation.

