

Cause No. _____

THE STATE OF TEXAS

IN THE COUNTY COURT

Vs.

§

AT LAW OF

§

MEDINA COUNTY, TEXAS

DEFENDANT

§

ORDER FOR COMPETENCY EVALUATION

TEX. CODE CRIM. PROC. ARTS. 46B.022, 46B.024, 46B.025, 46B.026

Having considered the Motion for a Competency Examination, by

- ____ The Court, on its on motion,
- ____ The State of Texas by and through the Medina County Criminal District Attorney or Assistant District Attorney,
- ____ The Attorney for the Defendant,

The Court Finds that sufficient evidence exists to suggest that the Defendant may be incompetent to stand trial. Accordingly, the Court appoints (check one)

_____, a Licensed Psychologist, who meets Tex. Code Crim. Proc. Art. 46B.022 criteria, to examine the defendant and to file a written report with the court in accordance with Chapter 46B, of the code of criminal procedure, considering the factors listed in Tex. Code Crim. Proc. Art. 46B.024/.025, and other issues he or she determines relevant. This court order is to be e-filed with the County Clerk’s office.

OR

_____, Telephone # _____, a disinterested psychologist or psychiatrist, licensed in the state of Texas and meeting Tex. Code. Crim. Proc. Qualifications as an expert experienced and qualified in mental health and intellectual disability, to examine the defendant and to file a written report with the court in accordance with Chapter 46B/46C of the code of criminal procedure, considering the factors listed in Tex. Code Crim. Proc. Art. 46B.024/.025, and other issues he or she determines relevant. The Court further authorizes the payment of a reasonable and allowable expert fee pursuant to Tex. Cod. Crim Proc. Art. 46B.027/46C.106, not to exceed _____, save upon further Order from this Court.

The Court **Orders** the examiner in this case to examine Defendant and to prepare a written report in accordance with Tex. Code Crim. Proc. Art. 46B.025 and submit it to this Court within thirty (30) days of the date of this order, Tex. Code Crim. Proc. Art. 46B .026. The Court further **Orders** the expert to consider the factors listed in Tex. Code Crim. Proc. Art. 46B.024, and other issues he or she determines relevant.

(If the Defendant is on bail/bond)

- The Court Finds Defendant is free on bail, and orders Defendant to submit to an examination conducted by the disinterested expert, no later than _____. The Court further **Orders** the disinterested expert to immediately notify the Court orally or in writing if Defendant fails to appear or submit to an examination.
- The Defendant is **Ordered** to contact the office of the designated expert at _____ within three (3) days of the signing of this order and schedule an appointment for this court-ordered evaluation.

Signed on this the ____ day of _____, 20____.

JUDGE PRESIDING