

{III}--UNLESS--THE--COMMITMENT--IS--VOLUNTARY,--THE
INDIVIDUAL--PRESENTS--A--DANGER--TO--THE--LIFE--OR--SAFETY--OF--THE
INDIVIDUAL--OR--ANOTHER;

{3}--THERE--IS--NO--AVAILABLE--LESS--RESTRICTIVE--FORM--OF
INTERVENTION--THAT--IS--CONSISTENT--WITH--THE--WELFARE--AND--SAFETY--OF
THE--INDIVIDUAL,--AND

{4}--THE--ADMINISTRATION--HAS--IDENTIFIED--AN--APPROPRIATE
FACILITY--FOR--ADMISSION--OF--THE--INDIVIDUAL--AND--HAS--CERTIFIED--THAT
THE--FACILITY--HAS--AVAILABLE--SPACE--AND--ADEQUATE--STAFF.

8-518-

{A}-{1}--ON--MOTION--BY--OR--FOR--THE--INDIVIDUAL--FOR--WHOM
COMMITMENT--IS--SOUGHT--OR--ON--MOTION--OF--THE--COURT,--THE--COURT--SHALL
ORDER--A--HEARING--ON--THE--COMMITMENT--PETITION.

{2}--THE--ORDER--SHALL--BE--SERVED--ON--EACH--PARTY
INTERESTED--IN--THE--COMMITMENT--PETITION--AND--ON--ANY--OTHER--PERSON
THAT--THE--COURT--NAMES.

{B}-{1}--THE--HEARING--SHALL--BE--HELD--AT--THE--TIME--AND--PLACE
STATED--IN--THE--ORDER,--UNLESS--LATER--CHANGED--BY--THE--COURT.

{2}--THE--COURT--MAY--ISSUE--A--SUBPOENA--FOR--ATTENDANCE--OF
ANY--WITNESS--AT--THE--HEARING,--THE--INDIVIDUAL--IS--ENTITLED--TO--HAVE
SUBPOENAS--ISSUED--FOR--THAT--PURPOSE.

{3}--AT--THE--HEARING,--THE--INDIVIDUAL--IS--ENTITLED:

{I}--TO--OFFER--EVIDENCE,--AND

{II}--TO--CROSS--EXAMINE--ADVERSE--WITNESSES.

{4}--THE--INDIVIDUAL--MAY--BE--EXAMINED--AS--A--WITNESS.

{C}--THE--COURT--IMMEDIATELY--SHALL--COMMIT--THE--INDIVIDUAL--TO
THE--ADMINISTRATION--IF:

{1}--THE--COURT--FINDS,--ON--CLEAR--AND--CONVINCING
EVIDENCE,--THAT:

{I}--THE--INDIVIDUAL--IS--A--DRUG--ABUSER,

{II}--THE--INDIVIDUAL--NEEDS--CARE,--SUPERVISION,
AND--TREATMENT--BECAUSE--OF--DRUG--ABUSE,--AND

{III}--UNLESS--THE--COMMITMENT--IS--VOLUNTARY,--THE
INDIVIDUAL--PRESENTS--A--DANGER--TO--THE--LIFE--OR--SAFETY--OF--THE
INDIVIDUAL--OR--ANOTHER.