**CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**THE STATE OF TEXAS § IN THE \_\_\_\_\_\_\_\_\_ COURT OF**

**§**

**V. §**

**§**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ § \_\_\_\_\_\_\_\_\_ COUNTY, TEXAS**

**ORDER ON STATE’S MOTION TO COMPEL INVOLUNTARY ADMINISTRATION OF COURT-ORDERED MEDICATION PURSUANT TO 46B.086**

On this the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 202\_\_\_, came on to be considered the State’s Motion to Compel Involuntary Administration of Court-Ordered Medication in the above-referenced cause pursuant to Article 46B.086 of the Texas Code of Criminal Procedure, after Defendant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ having been previously found incompetent.

**I.**

In accordance with the Texas Code of Criminal Procedure Article 46B.086, upon the submission and consideration of the requisite physicians’ testimony, the Court finds the following by clear and convincing evidence that:

1. the prescribed medication is medically appropriate, is in the best medical interest of the defendant, and does not present side effects that cause harm to the defendant that is greater than the medical benefit to the defendant;
2. the state has a clear and compelling interest in the defendant obtaining and maintaining competency to stand trial;
3. no other less invasive means of obtaining and maintaining the defendant's competency exists; and
4. the prescribed medication will not unduly prejudice the defendant's rights or use of defensive theories at trial.

**II.**

Pursuant to these findings shown by clear and convincing evidence, it is hereby ORDERED, ADJUDGED, AND DECREED that the program and/or treatment provider or his designee at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, or whichever appropriate facility of the State Hospital Section that the Defendant/patient may be transferred, is authorized to administer the following classes of court-ordered medication, by reasonable force if necessary, as provided by Article 46B.086 of the Texas Code of Criminal Procedure:

* Antidepressants;
* Antipsychotics;
* Anxiolytics/sedatives/hypnotics;
* Mood stabilizers;
* Mono-amine oxidase inhibitors;
* Stimulants.

Signed this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 202\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

JUDGE PRESIDING