

FORM SUMMARY

Name of Form:	Order of Commitment for Treatment (Incompetency)
Form Number:	CR-206
Statutory Reference:	§971.14(5), Wisconsin Statutes
Benchbook Reference:	CR 12
Purpose of Form:	To order defendant committed to the DHS for treatment of incompetency.
Who Completes It:	The court.
Who Signs It:	BY THE COURT: Circuit Court Judge
Distribution of Form:	Original to file; copies to district attorney, defense attorney, DHS, sheriff. A copy of complaint should also be sent to the examiners.
Accompanying Forms:	Most recent criminal complaint and examiner's report.
New Form/Modification:	Modified; last update 11/19.
Modification:	Separated reasons for involuntary medication into sections for dangerousness and needed to regain competency. Updated factors in paragraph 4. Deleted automatic stay order upon filing notice of appeal. Added examiner has access to records under §146.82(2)(a)4, Wis. Stats.
Comments:	The findings in paragraph 4 are required under <i>Sell v United States</i> , 539 U.S. 166 (2003), <i>State v Fitzgerald</i> , 2019 WI 69, and §§971.14(3)(dm) and (4)(b), Wis. Stats., as clarified by <i>State v. Green</i> , 2021 WI App 18.
About this Form:	This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference. If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.