

Division	<b>TRIAL COURT OF MASSACHUSETTS JUVENILE COURT DEPARTMENT</b>	DOCKET NO.
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**APPLICATION FOR COMMITMENT OF ALCOHOLIC OR SUBSTANCE ABUSER  
G.L. c. 123, § 35**

<b>Applicant's Name:</b>	<b>Respondent's Name:</b>
	<b>Date of Birth:</b>

<b>Agency Name or Applicant's relationship to Respondent:</b> _____ _____ _____	<b>Respondent's address and telephone number:</b> _____ _____ _____
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<b>Applicant's address and telephone number:</b> _____ _____ _____ _____ <b>home no.</b> _____ <b>work no.</b> _____	(complete if respondent is a juvenile) <b>Name, address and telephone number of the Respondent's parent(s) or guardian(s):</b> <b>1.</b> _____ _____ _____ <b>home no.</b> _____ <b>work no.</b> _____
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(complete if respondent is a juvenile) <b>Has the child been the subject of a Juvenile Court proceeding?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No  <b>If yes, what type of proceeding:</b> <input type="checkbox"/> C&P <input type="checkbox"/> Delinquency <input type="checkbox"/> CHINS  <b>Name of Court:</b> _____	<b>2.</b> _____ _____ _____ <b>home no.</b> _____ <b>work no.</b> _____  <b>Who is the legal custodian of the child?</b> _____
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**Reason for application** (review back of the application):  
 **Alcoholic**                       **Substance Abuse**  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Do you have any information regarding respondent's medical condition?** \_\_\_\_\_  
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**Is respondent currently taking any medication?** \_\_\_\_\_

**Name or type of medication:** \_\_\_\_\_

<b>Date</b>	<b>Applicant's Signature</b>
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**INSTRUCTIONS FOR COMMITMENT OF ALCOHOLIC OR  
SUBSTANCE ABUSER FOR PURPOSES OF INPATIENT CARE**

**DEFINITION OF “ALCOHOLIC”:** “For the purposes of G. L. c. 123, § 35, ‘alcoholic’ shall mean a person who chronically or habitually consumes alcoholic beverages to the extent that (1) such use substantially injures his/her health or substantially interferes with his/her social or economic functioning or (2) he/she has lost the power of self-control over the use of such beverages.”

**DEFINITION OF “SUBSTANCE ABUSER”:** “For the purposes of G. L. c. 123, § 35, ‘substance abuser’ shall mean a person who chronically or habitually consumes or ingests controlled substances to the extent that (1) such use substantially injures his health or substantially interferes with his social or economic functioning or (2) he has lost the power of self-control over the use of such controlled substances.”

**STATUTORY BASIS FOR COMMITMENT:** “Any police officer, physician, spouse, blood relative, guardian or court official may petition in writing any district court or any division of the juvenile court department for an order of commitment of a person whom he has reason to believe is an alcoholic or substance abuser... The court shall order examination by a qualified physician or qualified psychologist. “If, after hearing, the court based upon competent medical testimony finds that said person is an alcoholic or substance abuser and there is a likelihood of serious harm as a result of his alcoholism or substance abuse, it may order such person to be committed for a period not to exceed thirty (30) days. Such commitment shall be for the purpose of inpatient care in a public or private facility approved by the department of public health under the provisions of G. L. c. 111B for the care and treatment of alcoholism or substance abuse. The person may be committed to the Massachusetts correctional institution at Bridgewater, if a male, or at Framingham, if a female, provided that there are not suitable facilities available under chapter 111B and provided further, that the person so committed shall be housed and treated separately from convicted criminals. A person so committed may be released prior to the expiration of the period of commitment upon determination by the superintendent that release of said person will not result in a likelihood of serious harm. Said person shall be encouraged to consent to further treatment and shall be allowed voluntarily to remain in the facility for such purposes.” See G. L. c. 123, § 35 (West 2001).