

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF MENTAL HEALTH
NOTICE OF RIGHTS**

(Health Care Agent)
Temporary Involuntary Hospitalization
M.G.L. Chapter 123, Section 12 (b)

The principal under a properly invoked health care proxy has been admitted to this facility under M.G.L. c. 123, s. 12 (b) for a period of up to three (3) business days. By the end of the third (3rd) business day, if the Superintendent or other head of the facility decides that the patient's release would create a likelihood of serious harm to himself/herself or others by reason of mental illness, he or she may file a petition for the patient's civil commitment to the facility for a period of up to six months. If a petition is filed, the District Court will begin the hearing within five (5) business days, not including Saturday, Sunday or holidays, during which time the patient will have to remain in the facility.

At your request, we will notify the Committee for Public Counsel Services (CPCS) of you and the patient's name and location. CPCS will then appoint an attorney to meet with you and the patient. Would you like us to contact CPCS on the patient's behalf at this time?

Yes

No

If you say No and change your mind later, we will notify CPCS for you and the patient at that time.

If you have reason to believe that the patient's admission to this facility under M.G.L. c. 123, s. 12 (b) is the result of an abuse or misuse of the admissions process, you may request, on your own or through counsel, an emergency hearing in the District Court in whose jurisdiction this facility is located. If you wish to file such a request, the facility will provide you with the appropriate form.

I have received and read this Notice:

Parent/Guardian's Name

Date

Patient Name

Staff witness signature

Date