

**EMERGENCY or C.P.E.P. EMERGENCY ADMISSION**  
(Sections 9.41, 9.45, 9.55 and 9.57 Mental Hygiene Law)

**Custody/Transport Of A Person  
Alleged To Be Mentally Ill To A Hospital Approved  
To Receive Emergency or C.P.E.P. Emergency Admissions**

Person's Name (Last, First, M.I.) "C" No.  
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Sex ..... Date of Birth .....  
Address

**I. §9.41 Mental Hygiene Law Custody/Transport By Certain Peace Officers and Police Officers**

I, \_\_\_\_\_, a Peace Officer/Police Officer of \_\_\_\_\_, hereby acknowledge that I have taken into custody \_\_\_\_\_, who appears to be mentally ill and is conducting him/herself in a manner which is likely to result in serious harm to him/herself or others.\*

A. I have removed or directed the removal of this person to \_\_\_\_\_ OR  
B. I am temporarily detaining this person at \_\_\_\_\_, a safe and comfortable place, pending examination or admission to \_\_\_\_\_. I am notifying \_\_\_\_\_ or \_\_\_\_\_ of \_\_\_\_\_ OR \_\_\_\_\_ of this detention/removal.

(Signature of Peace Officer/Police Officer) Title/Badge Number

Mo.	Day	Yr.	Hr.	Min.					

AM  PM

**II. § 9.45 Mental Hygiene Law Request By A Director of Community Services or Designee**

I, \_\_\_\_\_, am the Director of Community Services for \_\_\_\_\_ OR  
I, \_\_\_\_\_, am the designee of the Director of Community Services for \_\_\_\_\_

It has been reported to me that \_\_\_\_\_ has a mental illness for which immediate care and treatment in a hospital is appropriate and which is likely to result in serious harm to him/herself or others.\*

This information was reported to me by \_\_\_\_\_, who is:

a licensed physician  the health officer  the parent of the person  
 a licensed psychologist, a registered professional nurse, or certified social worker currently responsible for providing treatment services to the person  a peace or police officer  the adult sibling of the person  
 the spouse of the person  the committee of the person  
 the child of the person

I hereby direct, under the Mental Hygiene Law, that peace/police officers of \_\_\_\_\_ take this person into custody and transport him/her to \_\_\_\_\_ OR  
I hereby request, under the Mental Hygiene Law, that \_\_\_\_\_ transport this person to \_\_\_\_\_

Signature of Director of Community Services or Designee

Mo.	Day	Yr.	Hr.	Min.					

AM  PM

\* "Likely to result in serious harm" means: (a) a substantial risk of physical harm to the person as manifested by threats of or attempts at suicide or serious bodily harm or other conduct demonstrating that the person is dangerous to himself or herself ("other conduct" shall include the person's refusal or inability to meet his or her essential need for food, shelter, clothing, or health care, provided that such refusal or inability is likely to result in serious harm if there is not immediate hospitalization), or (b) a substantial risk of physical harm to other persons as manifested by homicidal or other violent behavior by which others are placed in reasonable fear of serious physical harm.

\*\* A hospital approved by the Commissioner of OMH, under MHL Section 9.39, as maintaining adequate staff and facilities for admitting patients on an emergency basis; or, a C.P.E.P. licensed by OMH to provide psychiatric emergency services to patients admitted under MHL Section 9.40.

<b>Custody/Transport Of A Person Alleged to be Mentally Ill To A Hospital Approved to Receive Emergency Admissions</b>	Name (Last, First, M.I.) _____
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<b>III. § 9.55 Mental Hygiene Law</b>	<b>Request By A Qualified Psychiatrist</b>
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I, \_\_\_\_\_, M.D., a qualified psychiatrist\*, am supervising or providing treatment for \_\_\_\_\_ at \_\_\_\_\_, a facility licensed or operated by the Office of Mental Health which does not have an inpatient psychiatric service. I have examined this person and am of the opinion that s/he appears to have a mental illness for which immediate observation, care and treatment in a hospital is appropriate and which is likely to result in serious harm to him/herself or others.\*\*

I hereby direct, under the Mental Hygiene Law, that peace/police officers of \_\_\_\_\_ (Department/Location) take into custody and transport this person to \_\_\_\_\_ (Name of §9.39 Hospital/ CPEP\*\*\*)

—OR—

I hereby request, under the Mental Hygiene Law, that \_\_\_\_\_ (Name of Ambulance Service) transport this person to \_\_\_\_\_ (Name of §9.39 Hospital/ CPEP\*\*\*)

Signature of Psychiatrist _____	<input type="checkbox"/> AM <input type="checkbox"/> PM			
Mo.	Day	Yr.	Hr.	Min.

<b>IV. § 9.57 Mental Hygiene Law</b>	<b>Request By An Emergency Room or C.P.E.P. Physician</b>
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I, \_\_\_\_\_, M.D., am an emergency room physician or provide emergency medical services at \_\_\_\_\_ (Name of Hospital), a general hospital which does not have an inpatient psychiatric service.

—OR—

I, \_\_\_\_\_, M.D., am a physician at \_\_\_\_\_ (Name of C.P.E.P.)

It is my opinion, based on an examination of \_\_\_\_\_ (Name of Person), that s/he appears to have a mental illness for which immediate care and treatment in a hospital is appropriate and which is likely to result in serious harm to him/herself or others.\*\*

I hereby request that the hospital, program director, or the director's designee direct the removal of such person to a hospital approved by the Commissioner of OMH under MHL Section 9.39 or to a comprehensive psychiatric emergency program. \*\*\*

Signature of Examiner _____	<input type="checkbox"/> AM <input type="checkbox"/> PM			
Mo.	Day	Yr.	Hr.	Min.

Based on the above request, I hereby direct under the Mental Hygiene Law that peace/police officers of \_\_\_\_\_ (Department/Location) take into custody and transport this person to \_\_\_\_\_ (Name of §9.39 Hospital /CPEP\*\*\*)

—OR—

Based on the above request, I hereby request under the Mental Hygiene Law that \_\_\_\_\_ (Name of Ambulance Service) transport this person to \_\_\_\_\_ (Name of §9.39 Hospital /CPEP\*\*\*)

Signature of Hospital Director/Designee _____	<input type="checkbox"/> AM <input type="checkbox"/> PM			
Mo.	Day	Yr.	Hr.	Min.

\* A qualified psychiatrist means a physician licensed to practice medicine in NY state, who: is a diplomate of the American Board of Psychiatry and Neurology or is eligible to be certified by that Board, or who is certified by the American Osteopathic Board of Neurology and Psychiatry or is eligible to be certified by that Board.

\*\* "Likely to result in serious harm" means: (a) a substantial risk of physical harm to the person as manifested by threats of or attempts at suicide or serious bodily harm or other conduct demonstrating that the person is dangerous to himself or herself ("other conduct" shall include the person's refusal or inability to meet his or her essential need for food, shelter, clothing, or health care, provided that such refusal or inability is likely to result in serious harm if there is not immediate hospitalization), or (b) a substantial risk of physical harm to other persons as manifested by homicidal or other violent behavior by which others are placed in reasonable fear of serious physical harm.

\*\*\* A hospital approved by the Commissioner of OMH, under MHL Section 9.39, as maintaining adequate staff and facilities for admitting patients on an emergency basis, or a CPEP licensed by OMH to provide psychiatric emergency services to patients admitted under MHL Section 9.40.