

State of South Dakota

IN CIRCUIT COURT

COUNTY OF _____

ss.

_____ JUDICIAL CIRCUIT

GUARDIANSHIP OF

_____,
A PERSON ALLEGED TO NEED PROTECTION.

GDN No. _____

ORDER APPOINTING EVALUATOR

<PETITIONER> has filed a petition alleging that <APP> is a person in need of protection, and with leave of Court, without an evaluation report.

IT IS ORDERED:

1. <EVALUATOR> is appointed to examine <APP> to determine the nature, type, and extent of incapacity of the person alleged to need protection, and submit a written report of the results of the evaluation to the Court.
2. The evaluator shall examine <APP> and submit a written report within fifteen thirty sixty days of the date of this Order.
3. The evaluation report shall include:
 - a. The nature, type, and extent of <APP>'s incapacity, including the person's specific cognitive and functional limitations.
 - b. An evaluation of <APP>'s mental and physical condition, and, where appropriate, educational condition, adaptive behavior, and social skills.
 - c. A description of the services, if any, currently being provided for <APP>'s health, care, safety, habilitation, or therapeutic needs; a recommendation as to the most suitable living arrangements; and, if appropriate, a treatment or habilitation plan and the reasons for it.
 - d. An opinion as to whether the appointment of a guardian is necessary, and the type and scope of the guardianship needed and the reasons for it.
 - e. An opinion as to whether <APP>'s attendance would be detrimental to person's health, care, or safety.
 - f. A statement of any medications <APP> is on that may affect [his/her] actions, demeanor, and participation at the hearing.

The report must be filed with this Court and sent to the attorney for the petitioner and the person alleged to need protection to the attorney for the person alleged to need protection the court representative.

4. The evaluator shall have access to <APP> and all medical, legal, and financial records of <APP>. All persons having custody, control, or access to <APP> or [his/her] records are directed to make <APP> and [his/her] records immediately available to the evaluator for private consultation, inspection, and review.
5. The clerk of this court shall provide to the evaluator copies of this Order and the petition for appointment of guardian.

Dated _____

BY THE COURT:

<CIRCUIT JUDGE>

ATTEST:

Clerk of Courts
(Seal)