

Certification of Individual's Competence To Provide Express and Informed Consent

I have personally examined _____, an individual being served at _____
_____ facility on _____, 20____ at _____ am pm.

Express and informed consent means consent voluntarily given in writing, by a competent individual, after sufficient explanation and disclosure of the subject matter involved to enable the individual to make a knowing and willful decision without any element of force, fraud, deceit, duress, or other form of constraint or coercion.

This individual is 18 years of age or older, is not now known to be incapacitated with a guardian, is not now known to be incompetent to consent to treatment with a guardian advocate and does not have a health care surrogate or proxy currently making medical treatment decisions. I have found this individual to be one of the following:

- Competent to provide express and informed consent, as defined above, for voluntary admission to this facility and is competent to provide express and informed consent for treatment. He/she has the consistent capacity to make well reasoned, willful, and knowing decisions concerning his or her medical or mental health treatment. The individual fully and consistently understands the purpose of the admission for examination/placement and is fully capable of personally exercising all rights assured under section 394.459, F.S.
- Incompetent to provide express and informed consent to voluntary admission and thus is incompetent to provide express and informed consent to treatment. The individual must be transferred to involuntary status and a petition for a guardian advocate filed with the Circuit Court.
- Refusing to provide express and informed consent to voluntary admission but is competent to provide express and informed consent for treatment. The person must be discharged or transferred to involuntary status.

Signature of Physician

License Number

Typed or Printed Name of Physician

Date

Time am pm

Form shall be completed within 24 hours of an individual's arrival at the receiving facility and filed in the clinical record of each individual:

1. Admitted on a voluntary basis
2. Permitted to provide express and informed consent to his/her own treatment.
3. Allowed to transfer from involuntary to voluntary status
4. Prior to permitting an individual to consent to his or her own treatment after having been previously found incompetent to consent to treatment.

BAKER ACT