

Stewart-Marchman and Baker Act

RESEARCH GUIDE

Stewart-Marchman Act – Florida’s Substance Abuse Impairment Act provides assistance to individuals in need of emergency services and temporary detention due to substance abuse.

Baker Act – is a means of providing individuals with emergency services and temporary detention for mental health evaluation and treatment when required (often referred to as Ex Parte Order).

General Information

- ▶ Stewart-Marchman Act Behavior Healthcare Substance Abuse Hotline: 1-800-539-4228
- ▶ [Stewart-Marchman Act Behavioral Healthcare Webpage](#) and [Additional Resource Information](#)
- ▶ Mental Health Crisis and Baker Act – Ex Parte Information Contact Number: (386) 236-1729
- ▶ [Volusia County Clerk of Court Mental Health Services Information](#)

Statutes

- Florida Statutes: Stewart-Marchman Act [§397.6811- §397.6822](#) and Baker Act [§394.463](#)

Resources in the Law Library

The following forms are available at the Daytona Beach and DeLand Law Libraries:

- **Stewart-Marchman Act** – Petition and Affidavit Seeking Involuntary Assessment and/or Stabilization and the Petition for Involuntary Treatment
NOTE: If you are seeking a Petition for Treatment (the second step after Assessment/Stabilization), please contact the Stewart-Marchman Act Court Liaison at 386-236-3234.
- **Baker Act**– (Ex Parte)– Petition and Affidavit Seeking Ex Parte Order Requiring Involuntary Examination

Other Services Available in Volusia and Flagler Counties

- **Department of Children and Family Services (DCF):**
- [Adult Mental Services](#)
Phone: (386) 238-4755
- **Responsible Choices Outreach Center**
Phone: (386) 248-2228
- [Mental Health Association of Volusia County](#)
531 S. Ridgewood Avenue, Daytona Beach, FL. 32114
Phone: (386) 252-5785 or (386) 255-4491
- [Family Education Program \(FEP\)](#) (A free service provided in association with the Stewart-Marchman Act) **12-session support program available to:**
 - Those with an addiction
 - Family members
 - Others who have been affected by substance abuse and related problems**Contact:** Victoria Kress at (386) 254-1241 or email vkress@smabehavioral.org for more information.

NOTE: The above contact number is for support sessions only. Call 1-800-539-4228 if you are filing or have questions about filing a Stewart-Marchman Act petition.

NOTICE: This research guide is based on information gathered from the resources cited above. For more information on this or other legal topics visit the nearest branch of the Volusia County Law Library.

IF YOU ARE ACTING AS YOUR OWN ATTORNEY, YOU ARE RESPONSIBLE FOR EVERYTHING THAT INVOLVES YOUR CASE. Remember: Court and Clerk filing & service fees vary. Check with the Clerk of the Court for exact fees and court costs.