

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Carson

1 Amend printed bill, page 4, line 12, strike "(2)(d)(I)" and substitute
2 "(2)(d)(I); and **add** (2)(e)".

3 Page 7, after line 3, add:

4 "(e) (I) THE TRIAL COURT WITH CONTINUING JURISDICTION OVER
5 THE DEFENDANT WHILE THE DEFENDANT IS RECEIVING TREATMENT AND
6 ENGAGING IN REHABILITATION ACTIVITIES INVOLVING COMMUNITY
7 PLACEMENT OR TEMPORARY PHYSICAL REMOVAL FROM THE INSTITUTION
8 SHALL HOLD A HEARING AT LEAST ONCE EVERY TWELVE MONTHS WHILE
9 THE DEFENDANT IS IN COMMUNITY PLACEMENT OR TEMPORARILY
10 PHYSICALLY REMOVED FROM THE INSTITUTION. THE COURT SHALL
11 CONSIDER THE REPORT PREPARED BY THE DEPARTMENT OF HUMAN
12 SERVICES PURSUANT TO SUBSECTION (2)(e)(II) OF THIS SECTION AND ANY
13 OTHER RELEVANT TESTIMONY OR INFORMATION.

14 (II) THE COURT SHALL ORDER THE DEPARTMENT OF HUMAN
15 SERVICES TO PREPARE A WRITTEN REPORT CONTAINING INFORMATION
16 PROVIDED BY THE MENTAL HEALTH PROFESSIONALS THAT ARE TREATING
17 THE DEFENDANT, DETAILING THE DEFENDANT'S COMPLIANCE WITH THEIR
18 TREATMENT PROGRAM, THE DEFENDANT'S CURRENT RISK FACTORS, AND
19 A MENTAL HEALTH EVALUATION OF THE DEFENDANT."

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