



429094

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
3/26/2008	.	
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	.	

1 The Committee on Children, Families, and Elder Affairs (Rich)
 2 recommended the following **amendment**:

Senate Amendment (with title amendment)

Delete line(s) 39-64

and insert:

Section 2. Subsection (2) of section 916.301, Florida Statutes, is amended to read:

916.301 Appointment of experts.--

(2) If a defendant's suspected mental condition is retardation or autism, the court shall appoint the following:

(a) At least one, or at the request of any party, two experts to evaluate whether the defendant meets the definition of retardation or autism and, if so, whether the defendant is competent to proceed; and.



429094

17 (b) A psychologist selected by the agency who is licensed
 18 or authorized by law to practice in this state, with experience
 19 in evaluating persons suspected of having retardation or autism,
 20 and a social service professional, with experience in working
 21 with persons with retardation or autism.

22 1. The psychologist shall evaluate whether the defendant
 23 meets the definition of retardation or autism and, if so, whether
 24 the defendant is incompetent to proceed due to retardation or
 25 autism.

26 2. The social service professional shall provide a social
 27 and developmental history of the defendant.

28
 29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 Delete line(s) 5-8

32 and insert:

33 "retardation"; amending s. 916.301, F.S.; revising
 34 requirements regarding the appointment of experts if a
 35 defendant's suspected mental condition is retardation or
 36 autism;