



896320

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/15/2009	.	
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The Committee on Criminal Justice (Wilson) recommended the following:

Senate Amendment to Amendment (666560) (with title amendment)

Delete lines 593 - 596
and insert:

purpose of holding a competency hearing, unless the defendant can be transported directly to the competency hearing without first returning to a county jail.

(c) A competency hearing must be held within 30 days after the court receives notification that the defendant is competent to proceed or no longer meets criteria for continued commitment.



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12 (d) In preparation for a competency hearing, all parties,
13 including community forensic case managers and department
14 forensic coordinators when applicable, shall attempt to prepare
15 and propose to the court a community treatment plan that shall
16 be considered during the same court appearance as the competency
17 hearing whenever feasible. Specific conditions in a proposed
18 community treatment plan may be adapted to pretrial release
19 orders, conditional release orders, plea and sentencing orders
20 of probation, and modifications of conditional release. Whenever
21 feasible, a defendant should be released to community placement
22 without returning to a county jail.

23 (e) A defendant being discharged from state treatment
24 facilities under this chapter shall be provided a 30-day supply
25 of psychotropic medications to accommodate continuity of care at
26 the level of treatment which successfully prepared the defendant
27 for competency or to no longer meet the requirement for
28 continued commitment.

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

31 And the title is amended as follows:

32 Delete lines 801 - 803

33 and insert:

34 evaluator registry; amending s. 916.13, F.S.;

35 providing timeframes for competency hearings to be

36 held; requiring forensic case managers and

37 coordinators to attempt to prepare a community

38 treatment plan to the court for a competency hearing;

39 requiring certain defendants to be supplied a

40 specified amount of psychotropic medications; amending



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s. 916.15, F.S.; providing timeframes