



184138

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/13/2010	.	
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The Committee on Criminal Justice (Dean) recommended the following:

Senate Amendment (with title amendment)

Delete lines 408 - 416
and insert:

(b) "Significantly subaverage general intellectual functioning," ~~for the purpose of this definition,~~ means performance that ~~which~~ is two or more standard deviations from the mean score on a standardized intelligence test specified in the rules of the agency. ~~"Adaptive behavior," for the purpose of this definition,~~ means the effectiveness or degree with which an individual meets the standards of personal independence and social responsibility ~~expected of his or her age, cultural~~



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13 ~~group, and community.~~

14
15 For purposes of the application of the criminal laws and
16 procedural rules of this state to matters relating to pretrial,
17 trial, sentencing, and any matters relating to the imposition
18 and execution of the death penalty, the terms "intellectual
19 disability" or "intellectually disabled" are interchangeable
20 with and have the same meaning as the terms "mental
21 retardation," or "retardation" and "mentally retarded" as
22 defined in s. 393.063 prior to July 1, 2010.

23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 Delete line 12

27 and insert:

28 the term "mental retardation"; clarifying in s.
29 393.063, that the meaning of the terms "intellectual
30 disability" or "intellectually disabled" is the same
31 as the meaning of the terms "mental retardation,"
32 "retarded," and "mentally retarded" for purposes of
33 matters relating to the criminal laws and court rules;
34 amending s. 400.960,