

**SENATE CHANGES TO HOUSE BILL**

1 TO THE HONORABLE SENATE:

2 The Committee on Judiciary to which was referred House Bill No. 555 entitled  
3 “An act relating to the commitment of a criminal defendant who is  
4 incompetent to stand trial because of a traumatic brain injury” respectfully  
5 reports that it has considered the same and recommends that the Senate  
6 propose to the House that the bill be amended by striking out all after the  
7 enacting clause and inserting in lieu thereof the following:

8 § 4801. TEST OF INSANITY IN CRIMINAL CASES

9 (a) The test when used as a defense in criminal cases shall be as follows:

10 (1) A person is not responsible for criminal conduct if at the time of  
11 such conduct, as a result of mental ~~disease or defect~~ illness, intellectual  
12 developmental disability, or traumatic brain injury, he or she lacks adequate  
13 capacity either to appreciate the criminality of his or her conduct or to conform  
14 his or her conduct to the requirements of law.

15 (2) The terms ~~“mental disease or defect”~~ “mental illness, intellectual  
16 developmental disability, or traumatic brain injury” do not include an  
17 abnormality manifested only by repeated criminal or otherwise anti-social  
18 conduct. ~~The terms “mental disease or defect” shall include congenital and~~  
19 ~~traumatic mental conditions as well as disease.~~

20 (b) The defendant shall have the burden of proof in establishing insanity as  
21 an affirmative defense by a preponderance of the evidence.

**SENATE CHANGES TO HOUSE BILL**

1 Sec. 2. 13 V.S.A. § 4814 is amended to read:

2 § 4814. ORDER FOR EXAMINATION

3 (a) Any court before which a criminal prosecution is pending may order the  
4 ~~department of mental health~~ Department of Mental Health to have the  
5 defendant examined by a psychiatrist at any time before, during or after trial,  
6 and before final judgment in any of the following cases:

7 (1) ~~When~~ when the defendant enters a plea of not guilty, or when such a  
8 plea is entered in the defendant's behalf, and then gives notice of the  
9 defendant's intention to rely upon the defense of insanity at the time of the  
10 alleged crime, or to introduce expert testimony relating to a ~~mental disease,~~  
11 ~~defect,~~ mental illness, intellectual developmental disability, traumatic brain  
12 injury or other condition bearing upon the issue of whether he or she had the  
13 mental state required for the offense charged;

14 (2) ~~When~~ when the defendant, the ~~state~~ State, or an attorney, guardian,  
15 or other person acting on behalf of the defendant, raises before ~~such~~ the court  
16 the issue of whether the defendant is mentally competent to stand trial for the  
17 alleged offense;

18 (3) ~~When~~ when the court believes that there is doubt as to the  
19 defendant's sanity at the time of the alleged offense; or

20 (4) ~~When~~ when the court believes that there is doubt as to the  
21 defendant's mental competency to be tried for the alleged offense.

**SENATE CHANGES TO HOUSE BILL**

1 (b) ~~Such~~ An order under this section may be issued by the court on its own  
2 motion, or on motion of the ~~state~~ State, the defendant, or an attorney, guardian,  
3 or other person acting on behalf of the defendant.

4 Sec. 3. 13 V.S.A. § 4815 is amended to read:

5 § 4815. PLACE OF EXAMINATION; TEMPORARY COMMITMENT

6 (a) It is the purpose of this section to provide a mechanism by which a  
7 defendant is examined in the least restrictive environment deemed sufficient to  
8 complete the examination and prevent unnecessary pre-trial detention and  
9 substantial threat of physical violence to any person, including a defendant.

10 (b) The order for examination may provide for an examination at any jail or  
11 correctional center, or at the ~~State~~ Vermont Psychiatric Care Hospital or a  
12 designated hospital, ~~or at its successor in interest~~, or at such other place as the  
13 Court shall determine, after hearing a recommendation by the Commissioner of  
14 Mental Health.

15 (c) A motion for examination shall be made as soon as practicable after a  
16 party or the Court has good faith reason to believe that there are grounds for an  
17 examination. An attorney making such a motion shall be subject to the  
18 potential sanctions of Rule 11 of the Vermont Rules of Civil Procedure.

19 (d) Upon the making of a motion for examination, the Court shall order a  
20 mental health screening to be completed by a designated mental health  
21 professional while the defendant is still at the Court.

**SENATE CHANGES TO HOUSE BILL**

1 (e) If the screening cannot be commenced and completed at the courthouse  
2 within two hours from the time of the defendant's appearance before the Court,  
3 the Court may ~~forego~~ forgo consideration of the screener's recommendations.

4 (f) The Court and parties shall review the recommendation of the  
5 designated mental health professional and consider the facts and circumstances  
6 surrounding the charge and observations of the defendant in court. If the Court  
7 finds sufficient facts to order an examination, it may be ordered to be  
8 completed in the least restrictive environment deemed sufficient to complete  
9 the examination, consistent with subsection (a) of this section.

10 (g)(1) Inpatient examination at the Vermont ~~State~~ Psychiatric Care  
11 Hospital, ~~or its successor in interest,~~ or a designated hospital. The Court shall  
12 not order an inpatient examination unless the designated mental health  
13 professional determines that the defendant is a person in need of treatment as  
14 defined in 18 V.S.A. § 7101(17).

15 (2) Before ordering the inpatient examination, the ~~court~~ Court shall  
16 determine what terms, if any, shall govern the defendant's release from  
17 custody under sections 7553-7554 of this title.

18 (3) An order for inpatient examination shall provide for placement of the  
19 defendant in the custody and care of the ~~commissioner of mental health~~  
20 Commissioner of Mental Health.

**SENATE CHANGES TO HOUSE BILL**

1           (A) If a Vermont ~~State~~ Psychiatric Care Hospital psychiatrist, ~~or a~~  
2 ~~psychiatrist of its successor in interest~~, or a designated hospital psychiatrist  
3 determines prior to admission that the defendant is not in need of inpatient  
4 hospitalization ~~prior to admission~~, the Commissioner shall release the  
5 defendant pursuant to the terms governing the defendant's release from the  
6 Commissioner's custody as ordered by the Court. The Commissioner of  
7 Mental Health shall ensure that all individuals who are determined not to be in  
8 need of inpatient hospitalization receive appropriate referrals for outpatient  
9 mental health services.

10           (B) If a Vermont ~~State~~ Psychiatric Care Hospital psychiatrist, ~~or a~~  
11 ~~psychiatrist of its successor in interest~~, or designated hospital psychiatrist  
12 determines that the defendant is in need of inpatient hospitalization:

13           (i) The Commissioner shall obtain an appropriate inpatient  
14 placement for the defendant at the Vermont ~~State~~ Psychiatric Care Hospital  
15 psychiatrist, ~~or a psychiatrist of its successor in interest~~, or a designated  
16 hospital and, based on the defendant's clinical needs, may transfer the  
17 defendant between hospitals at any time while the order is in effect. A transfer  
18 to a designated hospital outside the no refusal system is subject to acceptance  
19 of the patient for admission by that hospital.

20           (ii) The defendant shall be returned to court for further appearance  
21 on the following business day if the defendant is no longer in need of inpatient

**SENATE CHANGES TO HOUSE BILL**

1 hospitalization, unless the terms established by the ~~court~~ Court pursuant to  
2 subdivision (2) of this section permit the defendant to be released from  
3 custody.

4 (C) The defendant shall be returned to court for further appearance  
5 within two business days after the Commissioner notifies the ~~court~~ Court that  
6 the examination has been completed, unless the terms established by the Court  
7 pursuant to subdivision (2) of this section permit the defendant to be released  
8 from custody.

9 (4) If the defendant is to be released pursuant to subdivision (3)(A),  
10 (3)(B)(ii), or (3)(C) of this subsection and is not in the custody of the  
11 Commissioner of Corrections, the defendant shall be returned to the  
12 defendant's residence or ~~such other~~ to another appropriate place within the  
13 State of Vermont by the Department of Mental Health at the expense of the  
14 ~~court~~ Court.

15 (5) If it appears that an inpatient examination cannot reasonably be  
16 completed within 30 days, the Court issuing the original order, on request of  
17 the ~~commissioner~~ Commissioner and upon good cause shown, may order  
18 placement at the hospital extended for additional periods of 15 days in order to  
19 complete the examination, and the defendant on the expiration of the period  
20 provided for in such order shall be returned in accordance with this subsection.

**SENATE CHANGES TO HOUSE BILL**

1           (6) ~~For the purposes of~~ As used in this subsection, “in need of inpatient  
2           hospitalization” means an individual has been determined under clinical  
3           standards of care to require inpatient treatment.

4           (h) Except upon good cause shown, defendants charged with misdemeanor  
5           offenses who are not in the custody of the Commissioner of Corrections shall  
6           be examined on an outpatient basis for mental competency. Examinations  
7           occurring in the community shall be conducted at a location within 60 miles of  
8           the defendant’s residence or at another location agreed to by the defendant.

9           (i) As used in this section:

10           ~~(1) “No, “no refusal system”~~ means a system of hospitals and intensive  
11           residential recovery facilities under contract with the Department of Mental  
12           Health that provides high intensity services, in which the facilities shall admit  
13           any individual for care if the individual meets the eligibility criteria established  
14           by the Commissioner in contract.

15           ~~(2) “Successor in interest” shall mean the mental health hospital owned~~  
16           ~~and operated by the State that provides acute inpatient care and replaces the~~  
17           ~~Vermont State Hospital.~~

18           Sec. 4. 13 V.S.A. § 4816 is amended to read:

19           § 4816. SCOPE OF EXAMINATION; REPORT; EVIDENCE

20           (a) Examinations provided for in the preceding section shall have  
21           reference to:

**SENATE CHANGES TO HOUSE BILL**

1           (1) ~~Mental~~ mental competency of the person examined to stand trial for  
2 the alleged offense; and

3           (2) ~~Sanity~~ sanity of the person examined at the time of the alleged  
4 offense.

5           (b) A competency evaluation for an individual thought to have **a**  
6 **developmental** ~~an intellectual~~ disability or traumatic brain injury shall include  
7 a current evaluation by a psychologist or other appropriate medical  
8 professional skilled in assessing individuals with ~~developmental disabilities~~  
9 those conditions.

10          (c) As soon as practicable after the examination has been completed, the  
11 examining psychiatrist or psychologist, if applicable, shall prepare a report  
12 containing findings in regard to each of the matters listed in subsection (a) of  
13 this section. The report shall be transmitted to the Court issuing the order for  
14 examination, and copies of the report shall be sent to the ~~state's attorney~~  
15 State's Attorney, and to the respondent's attorney if the respondent is  
16 represented by counsel.

17          (d) No statement made in the course of the examination by the person  
18 examined, whether or not he or she has consented to the examination, shall be  
19 admitted as evidence in any criminal proceeding for the purpose of proving the  
20 commission of a criminal offense or for the purpose of impeaching testimony  
21 of the person examined.



**SENATE CHANGES TO HOUSE BILL**

1 (e) The relevant portion of a psychiatrist's report shall be admitted into  
2 evidence as an exhibit on the issue of the person's mental competency to stand  
3 trial, and the opinion therein shall be conclusive on the issue if agreed to by the  
4 parties and if found by the Court to be relevant and probative on the issue.

5 (f) Introduction of a report under subsection (d) of this section shall not  
6 preclude either party or the Court from calling the psychiatrist who wrote the  
7 report as a witness or from calling witnesses or introducing other relevant  
8 evidence. Any witness called by either party on the issue of the defendant's  
9 competency shall be at the state's expense, or, if called by the Court, at the  
10 Court's expense.

11 Sec. 5. 13 V.S.A. § 4817 is amended to read:

12 § 4817. COMPETENCY TO STAND TRIAL; DETERMINATION

13 (a) A person shall not be tried for a criminal offense if he or she is  
14 incompetent to stand trial.

15 (b) If a person indicted, complained, or informed against for an alleged  
16 criminal offense, an attorney or guardian acting in his or her behalf, or the ~~state~~  
17 State, at any time before final judgment, raises before the court before which  
18 ~~such~~ the person is tried or is to be tried, the issue of whether ~~such~~ the person is  
19 incompetent to stand trial, or if the court has reason to believe that ~~such~~ the  
20 person may not be competent to stand trial, a hearing shall be held before ~~such~~  
21 the court at which evidence shall be received and a finding made regarding his

**SENATE CHANGES TO HOUSE BILL**

1 or her competency to stand trial. However, in cases where the court has reason  
2 to believe that ~~such~~ the person may be incompetent to stand trial due to a  
3 mental ~~disease or mental defect, such illness,~~ **intellectual developmental**  
4 **disability, or traumatic brain injury,** the hearing shall not be held until an  
5 examination has been made and a report submitted by an examining  
6 psychiatrist in accordance with sections 4814-4816 of this title.

7 (c) A person who has been found incompetent to stand trial for an alleged  
8 offense may be tried for that offense if, upon subsequent hearing, ~~such~~ the  
9 person is found by the court having jurisdiction of his or her trial for the  
10 offense to have become competent to stand trial.

11 Sec. 6. 13 V.S.A. § 4819 is amended to read:

12 § 4819. ACQUITTAL BY REASON OF INSANITY

13 When a person tried on information, complaint, or indictment is acquitted  
14 by a jury by reason of insanity at the time of the alleged offense, the jury shall  
15 state in its verdict of not guilty that the ~~same is given for such cause~~ acquittal is  
16 for that reason.

17 Sec. 7. 13 V.S.A. § 4820 is amended to read:

18 § 4820. HEARING REGARDING COMMITMENT

19 ~~When a person charged on information, complaint, or indictment with a~~  
20 ~~criminal offense:~~

**SENATE CHANGES TO HOUSE BILL**

1           (1) Is reported by the examining psychiatrist following examination  
2 pursuant to sections 4814-4816 of this title, to have been insane at the time of  
3 the alleged offense; or

4           (2) Is found upon hearing pursuant to section 4817 of this title to be  
5 incompetent to stand trial due to a mental disease or mental defect; or

6           (3) Is not indicted upon hearing by grand jury by reason of insanity at  
7 the time of the alleged offense, duly certified to the court; or

8           (4) Upon trial by court or jury is acquitted by reason of insanity at the  
9 time of the alleged offense; the court before which such person is tried or is to  
10 be tried for such offense, shall hold a hearing for the purpose of determining  
11 whether such person should be committed to the custody of the commissioner  
12 of mental health.

13           (a) The court before which a person is tried or is to be tried for a  
14 criminal offense shall hold a hearing for the purpose of determining whether  
15 the person should be committed to the custody of the Commissioner of Mental  
16 Health or, as provided in Chapter 206 of Title 18, to the Commissioner of  
17 Disabilities, Aging, and Independent Living, if the person is charged on  
18 information, complaint, or indictment with the offense and:

19           (1) reported by the examining psychiatrist following examination  
20 pursuant to sections 4814-4816 of this title to have been insane at the time of  
21 the alleged offense;

**SENATE CHANGES TO HOUSE BILL**

1           (2) found upon hearing pursuant to section 4817 of this title to be  
2           incompetent to stand trial due to a mental illness, intellectual disability, or  
3           traumatic brain injury;

4           (3) not indicted upon hearing by grand jury by reason of insanity at the  
5           time of the alleged offense, duly certified to the court; or

6           (4) upon trial by court or jury is acquitted by reason of insanity at the  
7           time of the alleged offense.

8           (b) Such A person subject to a hearing under subsection (a) of this section  
9           may be confined in jail or some other suitable place by order of the court  
10           pending hearing for a period not exceeding 15 days.

11       Sec. 8. 13 V.S.A. § 4821 is amended to read:

12       § 4821. NOTICE OF HEARING; PROCEDURES

13           The person who is the subject of the proceedings, his or her attorney, the  
14       legal guardian, if any, the ~~commissioner of mental health or the commissioner~~  
15       ~~of disabilities, aging, and independent living, and the state's attorney~~  
16       Commissioner of Mental Health or the Commissioner of Disabilities, Aging,  
17       and Independent Living, and the State's Attorney or other prosecuting officer  
18       representing the ~~state~~ State in the case, shall be given notice of the time and  
19       place of a hearing under the preceding section. Procedures for hearings for  
20       persons who are mentally ill shall be as provided in 18 V.S.A. chapter 181 ~~of~~  
21       Title 18. Procedures for hearings for persons who are ~~mentally retarded~~

**SENATE CHANGES TO HOUSE BILL**

1 intellectually disabled or have a traumatic brain injury shall be as provided in  
2 18 V.S.A. chapter 206, subchapter 3 ~~of chapter 206 of Title 18.~~

3 Sec. 9. 13 V.S.A. § 4822 is amended to read:

4 § 4822. FINDINGS AND ORDER; MENTALLY ILL PERSONS

5 (a) If the Court finds that ~~such~~ the person is a person in need of treatment  
6 or a patient in need of further treatment as defined in 18 V.S.A. § 7101, the  
7 ~~court~~ Court shall issue an order of commitment directed to the Commissioner  
8 of Mental Health, which shall admit the person to the care and custody of the  
9 Department of Mental Health for an indeterminate period. In any case  
10 involving personal injury or threat of personal injury, the committing Court  
11 may issue an order requiring a court hearing before a person committed under  
12 this section may be discharged from custody.

13 (b) ~~Such~~ The order of commitment shall have the same force and effect as  
14 an order issued under 18 V.S.A. §§ 7611-7622, and persons committed under  
15 such an order shall have the same status, and the same rights, including the  
16 right to receive care and treatment, to be examined and discharged, and to  
17 apply for and obtain judicial review of their cases, as persons ordered  
18 committed under 18 V.S.A. §§ 7611-7622.

19 (c) Notwithstanding the provisions of subsection (b) of this section, at least  
20 10 days prior to the proposed discharge of any person committed under this  
21 section the Commissioner of Mental Health shall give notice thereof to the

**SENATE CHANGES TO HOUSE BILL**

1 committing Court and ~~state's attorney~~ State's Attorney of the county where the  
2 prosecution originated. In all cases requiring a hearing prior to discharge of a  
3 person found incompetent to stand trial under section 4817 of this title, the  
4 hearing shall be conducted by the committing Court issuing the order under  
5 that section. In all other cases, when the committing Court orders a hearing  
6 under subsection (a) of this section or when, in the discretion of the  
7 Commissioner of Mental Health, a hearing should be held prior to the  
8 discharge, the hearing shall be held in the Family Division of the Superior  
9 Court to determine if the committed person is no longer a person in need of  
10 treatment or a patient in need of further treatment as set forth in subsection (a)  
11 of this section. Notice of the hearing shall be given to the Commissioner, the  
12 ~~state's attorney~~ State's Attorney of the county where the prosecution  
13 originated, the committed person, and the person's attorney. Prior to the  
14 hearing, the ~~state's attorney~~ State's Attorney may enter an appearance in the  
15 proceedings and may request examination of the patient by an independent  
16 psychiatrist, who may testify at the hearing.

17 (d) The Court may continue the hearing provided in subsection (c) of this  
18 section for a period of 15 additional days upon a showing of good cause.

19 (e) If the ~~court~~ Court determines that commitment shall no longer be  
20 necessary, it shall issue an order discharging the patient from the custody of

**SENATE CHANGES TO HOUSE BILL**

1 the ~~department of developmental and mental health services~~ Department of  
2 Mental Health.

3 (f) The Court shall issue its findings and order not later than 15 days from  
4 the date of hearing.

5 Sec. 10. 13 V.S.A. § 4823 is amended to read:

6 § 4823. FINDINGS AND ORDER; PERSONS WITH ~~MENTAL~~  
7 ~~RETARDATION~~ INTELLECTUAL DISABILITY OR  
8 TRAUMATIC BRAIN INJURY

9 (a) If the court finds that ~~such~~ the person is a person in need of custody,  
10 care, and habilitation as defined in 18 V.S.A. § 8839, the court shall issue an  
11 order of commitment directed to the Commissioner of Disabilities, Aging, and  
12 Independent Living for care and habilitation of such person for an indefinite or  
13 limited period in a designated program.

14 (b) ~~Such~~ The order of commitment shall have the same force and effect as  
15 an order issued under 18 V.S.A. § 8843 and persons committed under ~~such an~~  
16 the order shall have the same status, and the same rights, including the right to  
17 receive care and habilitation, to be examined and discharged, and to apply for  
18 and obtain judicial review of their cases, as persons ordered committed under  
19 18 V.S.A. § 8843.

20 (c) Section 4822 of this title shall apply to persons proposed for discharge  
21 under this section; however, judicial proceedings shall be conducted in the

**SENATE CHANGES TO HOUSE BILL**

1 Criminal Division of the Superior Court in which the person then resides,  
2 unless the person resides out of state in which case the proceedings shall be  
3 conducted in the original committing Court.

4 Sec. 11. 18 V.S.A. § 8839 is amended to read:

5 § 8839. DEFINITIONS

6 As used in this subchapter:

7 \* \* \*

8 (3) “Person in need of custody, care, and habilitation” means:

9 (A) a ~~mentally retarded~~ person with an intellectual disability or a  
10 person with a traumatic brain injury;

11 (B) who presents a danger of harm to others; and

12 (C) for whom appropriate custody, care, and habilitation can be  
13 provided by the ~~commissioner~~ Commissioner in a designated program.



**SENATE CHANGES TO HOUSE BILL**

1       Sec. 12. CONSTRUCTION

2           This act’s replacement of the terms “mental disease or mental defect” with  
3       the terms “mental illness,” “intellectual disability,” or “developmental  
4       disability” in 13 V.S.A. chapter 157 shall not be construed to alter the  
5       substance or effect of existing law or judicial precedent. These changes in  
6       terminology are merely meant to reflect evolving attitudes toward persons with  
7       disabilities.

8       Sec. 13. REPORTS

9           (a) On or before September 1, 2014 the Court Administrator shall report to  
10       the House and Senate Committees on Judiciary the House Committee on  
11       Human Services, and the Senate Committee on Health and Welfare on the  
12       number of cases from July 1, 2011 through June 30, 2013 in which the Court  
13       ordered the Department of Mental Health to examine a defendant pursuant to  
14       13 V.S.A. § 4814 to determine if he or she was insane at the time of the  
15       offense or is incompetent to stand trial. The report shall include a break-down  
16       indicating how many orders were based on mental illness, intellectual  
17       developmental disability, and traumatic brain injury, and shall include the  
18       number of persons who were found to be in need of custody, care, and  
19       habilitation under 13 V.S.A. § 4823. A copy of the report shall be provided to  
20       the Department of Disabilities, Aging, and Independent Living.

**SENATE CHANGES TO HOUSE BILL**

1        (b)(1) On or before September 1, 2014, the Department of Sheriffs and  
2        State’s Attorneys shall report to the House and Senate Committees on  
3        Judiciary regarding the charging practices of State’s Attorneys for persons with  
4        traumatic brain injury.

5                (2) The report shall describe the number of cases from July 1, 2011  
6        through June 30, 2013, broken down by the type of criminal charge, in which a  
7        person with traumatic brain injury was:

8                        (A) charged with a criminal offense, including the disposition of the  
9        offense;

10                      (B) charged with a criminal offense and the charges were dismissed  
11        because the person was suffering from a traumatic brain injury; and

12                      (C) arrested for, or otherwise believed to be responsible for, a crime  
13        and criminal charges were not brought because the person was suffering from a  
14        traumatic brain injury.

15                (3) A copy of the report shall be provided to the Department of  
16        Disabilities, Aging, and Independent Living.

17                (c) On or before October 1, 2014 and on or before February 1, 2015, the  
18        Department of Disabilities, Aging, and Independent Living shall report to the  
19        House and Senate Committees on Judiciary, the House Committee on Human  
20        Services, and the Senate Committee on Health and Welfare on the status of the  
21        Department’s progress toward implementation of this act. The status reports

**SENATE CHANGES TO HOUSE BILL**

1 shall include updates on the Department’s progress in evaluating best practices  
2 for treatment of persons with traumatic brain injuries who are unable to  
3 conform their behavior to the requirements of the law, and in identifying  
4 appropriate programs and services to provide treatment to enable those persons  
5 to be fully reintegrated into the community consistent with public safety. The  
6 status reports shall also include updates on the Department’s progress  
7 developing on the design of the programs and services needed to treat persons  
8 with traumatic brain injuries who have been found not guilty by reason of  
9 insanity or incompetent to stand trial as required by this act.

10 **Sec. 14. IMPLEMENTATION**

11 (a) On or before April 30, 2015, the Department of Disabilities, Aging, and  
12 Independent Living shall request approval and funding from the Senate and  
13 House Committees on Judiciary and on Appropriations for the Department’s  
14 plan to implement this act. The Department shall commence implementation of  
15 the plan, including requesting that it be included under the Global  
16 Commitment Waiver by the Centers for Medicare and Medicaid Services, if  
17 the plan is approved by a majority vote of the Senate and House Committees  
18 on Judiciary and funded by a majority vote of the Senate and House  
19 Committees on Appropriations.

20 **Sec. 15. APPROPRIATION**

**SENATE CHANGES TO HOUSE BILL**

1        The amount of \$50,000.00 is appropriated in fiscal year 2014 from the  
2        Global Commitment Fund to the Department of Disabilities, Aging, and  
3        Independent Living to research and design a program that satisfies this act’s  
4        requirement that the Department treat persons with traumatic brain injuries  
5        who have been found not guilty by reason of insanity or incompetent to stand  
6        trial. To the maximum extent possible, the Department shall design the  
7        program to be integrated into the Department’s existing framework of services.

8        Sec. 16. EFFECTIVE DATES

- 9        (a) Secs. 1–12 shall take effect on ~~July 1, 2015~~ July 1, 2017.  
10       (b) Secs. 13, 14, 15 and this section shall take effect on passage.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

(Committee vote: \_\_\_\_\_)

\_\_\_\_\_

Senator \_\_\_\_\_

FOR THE COMMITTEE