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H.19

Introduced by Representative Grad of Moretown

Referred to Committee on

Date:

Subject: Criminal procedures; competency to stand trial

Statement of purpose of bill as introduced: This bill proposes to permit the prosecution in a criminal proceeding to have its own psychiatrist examine the defendant when a court-ordered examiner has found the defendant incompetent to stand trial.

An act relating to competency to stand trial

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. Vermont Rule of Criminal Procedure 16.1 is amended to read:

RULE 16.1. DISCLOSURE TO THE PROSECUTION

(a) The Person of the Defendant.

(1) Notwithstanding the initiation of judicial proceedings, and subject to constitutional limitations, upon motion and notice a judicial officer may require the defendant to:

* * *

(H) provide specimens of ~~his~~ the defendant's handwriting; ~~and~~

