

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Lee

1 Amend the Judiciary Committee Report, dated April 12, 2019, page 1,
2 strike line 6 and substitute:

3 "Page 7, line 15, strike "(6)" and substitute "(6), (7), and (8)"."

4 Page 2 of the committee report, strike line 17 and substitute:

5 "(7) EACH COURT SHALL ALLOW FOR ANY COMPETENCY
6 EVALUATION CONDUCTED PURSUANT TO THE PROVISIONS OF SECTION
7 16-8.5-105 OR 16-8.5-106 TO BE SUBMITTED TO THE COURT THROUGH
8 ELECTRONIC MEANS.

9 (8) A COMPETENCY EVALUATOR IS NOT LIABLE FOR DAMAGES
10 IN"."

11 Page 4 of the committee report, after line 10 insert:

12 "Page 29, line 16, strike "CLINICAL".

13 Page 29, line 22, strike "PSYCHIATRISTS" and substitute "PSYCHIATRISTS,
14 ONE OF WHOM MUST BE A FORENSIC PSYCHIATRIST,".

15 Page 29, strike lines 24 through 26 and substitute:

16 "(b) TWO STATE-LICENSED FORENSIC CLINICIANS, ONE OF WHOM
17 MUST BE A FORENSIC PSYCHIATRIST CURRENTLY ABLE TO PRACTICE
18 MEDICINE IN THE STATE AND ONE OF WHOM MUST BE A FORENSIC
19 PSYCHOLOGIST LICENSED IN THE STATE, BOTH OF WHOM MUST BE
20 EMPLOYED BY THE DEPARTMENT;"."

21 Page 4 of the committee report, after line 11 insert:

22 "Page 30, line 25, strike "EVALUATORS." and substitute "EVALUATORS;
23 EXCEPT THAT COMPETENCY EVALUATORS WHO ARE FORENSIC
24 PSYCHIATRISTS CERTIFIED OR CERTIFICATION-ELIGIBLE BY THE AMERICAN
25 BOARD OF PSYCHIATRY AND NEUROLOGY AND FORENSIC PSYCHOLOGISTS
26 WHO ARE CERTIFIED OR CERTIFICATION-ELIGIBLE BY THE AMERICAN
27 BOARD OF FORENSIC PSYCHOLOGY MAY BE EXEMPT FROM ANY TRAINING
28 REQUIREMENTS AS OUTLINED IN THIS SECTION THROUGH AN EXEMPTION
29 PROCESS TO BE DEVELOPED BY THE DEPARTMENT."."

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