

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend the Appropriations Committee Report, dated April 18, 2023, page  
2 1, strike lines 3 through 8 and substitute:

3 ""(3) (a) THE COURT SHALL CONSIDER THE LEAST RESTRICTIVE  
4 ALTERNATIVE THAT IS IN THE BEST INTEREST OF THE CHILD WHEN  
5 DETERMINING DETENTION OR INCARCERATION OF A PREGNANT OR  
6 POSTPARTUM DEFENDANT. SUBJECT TO SUBSECTION (5) OF THIS SECTION  
7 AND IF THE".

8 Page 1 of the report, line 15, strike "APPLY THE" and substitute "CONSIDER  
9 THE LEAST RESTRICTIVE ALTERNATIVE".

10 Page 1 of the report, strike line 16.

11 Page 2 of the report, strike lines 7 through 11 and substitute:

12 ""(3) (a) THE COURT SHALL CONSIDER THE LEAST RESTRICTIVE  
13 ALTERNATIVE THAT IS IN THE BEST INTEREST OF THE CHILD WHEN  
14 DETERMINING DETENTION OR COMMITMENT OF A PREGNANT OR  
15 POSTPARTUM JUVENILE. SUBJECT TO".

16 Page 2 of the report, line 19, strike "APPLY THE REBUTTABLE"." and  
17 substitute "CONSIDER THE LEAST RESTRICTIVE ALTERNATIVE".

18 Page 2 of the report, strike lines 31 and 32.

19 Strike "SPECIFIC" on: **Page 1**, line 12; and **Page 2**, line 16.

20 Amend the reengrossed bill, page 7, line 1, strike "PRESUMPTION".

21 Page 9 of the bill, line 25, strike "APPLY THE PRESUMPTION" and  
22 substitute "CONSIDER THE LEAST RESTRICTIVE ALTERNATIVE".

23 Page 18 of the bill, line 9, strike "PRESUMPTION".

24 Page 21 of the bill, line 3, strike "APPLY THE PRESUMPTION" and  
25 substitute "CONSIDER THE LEAST RESTRICTIVE ALTERNATIVE".

26 Strike "APPLY THE PRESUMPTION" and substitute "CONSIDER THE LEAST  
27 RESTRICTIVE ALTERNATIVE" on: **Page 10**, line 24; and **Page 22**, line 2.

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