

HB 2405-A3
(LC 942)
5/9/23 (JLM/ps)

Requested by Senator GELSER BLOUIN

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2405**

1 On page 2 of the printed A-engrossed bill, line 15, after “(6)” insert
2 “(a)”.

3 After line 19, insert:

4 “(b) Notwithstanding paragraph (a) of this subsection, if the court re-
5 ceives notification from the superintendent of the state mental hospital or
6 director of the facility to which the defendant is committed that transition
7 services have been arranged for the defendant in a jurisdiction in which the
8 defendant previously resided that is not the jurisdiction in which the charges
9 were initiated, the court shall order that the defendant instead be trans-
10 ported to the jurisdiction in which services have been arranged, and shall
11 further order that jurisdiction to receive and process the release of the de-
12 fendant. The dismissal of charges shall take effect only upon the defendant’s
13 arrival in that jurisdiction.”.

14 On page 5, after line 34, insert:

15 “(d) Determine, when there is no substantial probability that, in the
16 foreseeable future, the defendant will gain or regain fitness to proceed,
17 whether transition services have been arranged for the defendant in a juris-
18 diction in which the defendant previously resided that is not the jurisdiction
19 in which the charges were initiated. If the superintendent or director deter-
20 mines that such services have been arranged, the superintendent or director
21 shall notify the court.”.

