

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB21-1211 be amended as follows:

1 Amend reengrossed bill, page 6, strike lines 24 through 27 and substitute:

2 "(I) ANY INDICATION OF PSYCHOLOGICAL DISTRESS IS PRESENT  
3 AND:

4 (A) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A  
5 LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL AGREED  
6 TO THE TRANSFER, THE LOCAL JAIL TRANSFERRED THE INDIVIDUAL TO THE  
7 HEALTH-CARE FACILITY, AND THE HEALTH-CARE FACILITY SUBSEQUENTLY  
8 DISCHARGED THE INDIVIDUAL;

9 (B) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A  
10 LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL  
11 REFUSED, AND THE JAIL COMMUNICATED WITH A LOCAL HOSPITAL OR  
12 OTHER TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY TO  
13 DETERMINE IF THE FACILITY WOULD ACCEPT THE INDIVIDUAL FOR  
14 EVALUATION AND MENTAL HEALTH TREATMENT, THE HEALTH-CARE  
15 FACILITY OR MENTAL HEALTH CRISIS FACILITY INDICATED IT WOULD  
16 ACCEPT THE INDIVIDUAL FOR MENTAL HEALTH EVALUATION AND  
17 TREATMENT, THE JAIL TRANSPORTED THE INDIVIDUAL TO THE FACILITY,  
18 AND THE FACILITY SUBSEQUENTLY DISCHARGED THE INDIVIDUAL; OR

19 (C) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A  
20 LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL  
21 REFUSED, AND THE JAIL COMMUNICATED WITH A LOCAL HOSPITAL OR  
22 OTHER TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY TO  
23 DETERMINE IF THE FACILITY WOULD ACCEPT THE INDIVIDUAL FOR  
24 EVALUATION AND MENTAL HEALTH TREATMENT, AND THE HEALTH-CARE  
25 FACILITY OR MENTAL HEALTH CRISIS FACILITY REFUSED TO ACCEPT THE  
26 INDIVIDUAL FOR MENTAL HEALTH EVALUATION AND TREATMENT; AND".

27 Page 7, strike line 1.

28 Page 7, line 3, strike "OTHERS; AND" and substitute "OTHERS OR REMAINS  
29 AN IMMINENT DANGER TO THEMSELVES OR OTHERS AFTER BEING  
30 DISCHARGED FROM A HEALTH-CARE FACILITY, LOCAL HOSPITAL, OR OTHER  
31 TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY AND RETURNS TO  
32 THE LOCAL JAIL; AND".

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