

SB149\_L.041

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB26-149 be amended as follows:

1 Amend proposed committee amendment (SB149\_L.040), page 15 of the  
2 amendment, strike line 14 and substitute "THE PLACEMENT, UNLESS THE  
3 RESPONDENT IS PLACED INTO INPATIENT CARE AT THE DISCRETION OF  
4 CDHS OR HCPF;".

5 Page 15 of the amendment, strike lines 31 and 32 and substitute:

6 "(b) IF THE RESPONDENT IS NOT PLACED INTO INPATIENT CARE AT  
7 THE DISCRETION OF CDHS OR HCPF OR IF CDHS OR HCPF PROPOSES TO  
8 MOVE THE RESPONDENT INTO OR OUT OF INPATIENT CARE, THE COURT  
9 SHALL, PRIOR TO MODIFYING THE CIVIL COMMITMENT TO CHANGE THE  
10 RESPONDENT'S PROVIDER OR PLACEMENT, REVIEW THE".

11 Page 16 of the amendment, line 27, strike "AND".

12 Page 16 of the amendment, strike lines 31 through 36 and substitute  
13 "WILL REOCCUR WITHOUT INPATIENT TREATMENT;

14 (VIII) WHETHER THE RESPONDENT OPPOSES THE PLACEMENT;

15 (IX) WHETHER COMMUNITY-BASED PLACEMENT CAN BE  
16 REASONABLY ACCOMMODATED;

17 (X) THE LIMITED RESOURCES OF THE STATE AND THE NEEDS OF  
18 OTHERS; AND

19 (XI) THE PLACEMENT RECOMMENDATIONS OF ANY TREATING  
20 PROFESSIONALS.".

21 Reletter succeeding paragraphs accordingly.

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23 Page 17 of the amendment, line 13, strike "WITHIN CDHS," and substitute  
24 "INTO INPATIENT CARE AT THE DISCRETION OF CDHS OR HCPF,".

25 Page 17 of the amendment, line 28, after "SETTING" insert "OUTSIDE OF  
26 INPATIENT CARE".

27 Page 27 of the amendment, after line 21 insert:

28 "Page 164, line 9, strike "PLACEMENT;" and substitute "PLACEMENT,  
29 UNLESS THE RESPONDENT IS PLACED INTO INPATIENT CARE AT THE  
30 DISCRETION OF CDHS OR HCPF;".

31 Page 164, line 26, strike "PRIOR" and substitute "IF THE RESPONDENT IS  
32 NOT PLACED INTO INPATIENT CARE AT THE DISCRETION OF CDHS OR

- 1 HCPF OR IF CDHS OR HCPF PROPOSES TO MOVE THE RESPONDENT INTO  
2 OR OUT OF INPATIENT CARE, THE COURT SHALL, PRIOR".
- 3 Page 164, line 27, strike "THE COURT".
- 4 Page 165, line 1, strike "SHALL".
- 5 Page 166, line 12, strike "AND".
- 6 Page 166, line 16, strike "TREATMENT." and substitute "TREATMENT;".
- 7 Page 166, strike lines 17 through 26 substitute:
- 8           "(VIII) WHETHER THE RESPONDENT OPPOSES THE PLACEMENT;  
9           (IX) WHETHER COMMUNITY-BASED PLACEMENT CAN BE  
10 REASONABLY ACCOMMODATED;  
11           (X) THE LIMITED RESOURCES OF THE STATE AND THE NEEDS OF  
12 OTHERS; AND  
13           (XI) THE PLACEMENT RECOMMENDATIONS OF ANY TREATING  
14 PROFESSIONALS.".
- 15 Reletter succeeding paragraphs accordingly.
- 16 Page 167, line 1, after "SETTING" insert "OUTSIDE OF INPATIENT CARE, AS  
17 DEFINED IN SECTION 16-8.5-101,".
- 18 Page 167, line 19, strike "WITHIN HCPF," and substitute "INTO INPATIENT  
19 CARE, AS DEFINED IN SECTION 16-8.5-101, AT THE DISCRETION OF CDHS  
20 OR HCPF,".
- 21 Page 168, line 7, after "SETTING" insert "OUTSIDE OF INPATIENT CARE, AS  
22 DEFINED IN SECTION 16-8.5-101,".

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