

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1047

Page 1, remove lines 11 and 12

Page 1, line 13, replace "4" with "3"

Page 1, line 17, replace "5" with "4"

Page 1, line 18, replace "6" with "5"

Page 2, line 1, replace "7" with "6"

Page 2, line 3, replace "8" with "7"

Page 2, line 4, replace "manifested a mental disorder" with "a congenital or acquired condition that is manifested by a sexual disorder, a personality disorder, or other mental disorder or dysfunction"

Page 2, line 7, after the first period insert "It is a rebuttable presumption that sexually predatory conduct creates a danger to the physical or mental health or safety of the victim of the conduct."

Page 2, line 8, replace "9" with "8"

Page 3, line 8, replace "10" with "9" and replace "mental disorder" with "congenital or acquired condition that is manifested by a sexual disorder, a personality disorder, or other mental disorder or dysfunction"

Page 3, line 10, replace "11" with "10"

Page 3, line 12, replace "12" with "11"

Page 4, line 2, replace "Any privilege between the respondent or committed individual and" with "The physician-patient privilege and psychotherapist-patient privilege do not apply to communications relevant to an issue in proceedings to commit an individual as a sexually dangerous person if the physician or psychotherapist in the course of diagnosis or treatment determines the patient is in need of commitment and to communications with a committed individual"

Page 4, remove lines 3 and 4

Page 4, line 5, remove "state's attorney or the court for proceedings pursuant to this chapter"

Page 6, line 1, replace "must be afforded an" with "has a right to be present,"

Page 6, line 2, remove "opportunity" and after "testify" insert a comma

Page 6, line 7, replace "mental disorder" with "congenital or acquired condition that is manifested by a sexual disorder, a personality disorder, or other mental disorder or dysfunction"

Page 6, line 12, replace "mental disorder" with "congenital or acquired condition that is manifested by a sexual disorder, a personality disorder, or other mental disorder or dysfunction"

Page 7, line 1, replace "must be afforded an" with "has a right to be present,"

Page 7, line 2, remove "opportunity" and after "testify" insert a comma

Page 7, line 7, replace "for treatment" with ". A treatment program must be available to the respondent at the facility or in the program in which the respondent is placed"

Page 7, line 19, replace "an existing mental disorder" with "a congenital or acquired condition that is manifested by a sexual disorder, a personality disorder, or other mental disorder or dysfunction"

Page 8, line 28, after the period insert "The notice must explain to the committed person when the committed person has a right to a hearing on the petition. The notice must inform the committed person of the rights this chapter affords the committed person at a discharge hearing."

Renumber accordingly