

## CONFERENCE COMMITTEE REPORT SUMMARY

Measure HB 1109

Principal Authors: Representative Coody  
Senator David

General Subject Matter: Mental Health

General Description of **Major Differences** between the current report and the version last seen and voted on in the House and the sections in which such differences are located:

√ Changes from engrossed House measure which were made in the Senate and contained in conference committee report/substitute (applies *only* to House measures):

Removed the entirety of Section 1 of the engrossed version regarding the ability of the ODMHSAS commissioner to commission peace officers.

Section 1. Provides amendatory language stipulating after an initial appearance a person accused of a felony offense may be required to submit to an approved risk, mental health and substance abuse assessment and evaluation given by personnel certified by the Department of Mental Health and Substance Abuse Services. The court, district attorney, arrested person and their counsel will have access to the results. The results will not be admissible in court unless specifically waived by the defendant or for purposes of determining sentencing options for a defendant that pleads guilty and the punishment is to be determined at the discretion of the court. In such a case, the court and district attorney must consider the results of the assessment and evaluation in determining sentencing options.

√ Changes made in conference:

No substantive changes.

Date Prepared: May 16, 2013