

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3743 Of the printed Bill
Page _____ Section _____ Lines _____ Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted:

Amendment submitted by: Erick Harris

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 PROPOSED POLICY
4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3743

7
8 By: Harris

PROPOSED POLICY COMMITTEE SUBSTITUTE

9 An Act relating to criminal procedure; amending 22
10 O.S. 2021, Sections 1175.1, as last amended by
11 Section 1, Chapter 364, O.S.L. 2025, 1175.3, as
12 amended by Section 2, Chapter 73, O.S.L. 2024,
13 1175.4, as amended by Section 3, Chapter 73, O.S.L.
14 2024, 1175.6b, as amended by Section 4, Chapter 73,
15 O.S.L. 2024, 1175.7 and 1175.8 (22 O.S. Supp. 2025,
16 Sections 1175.1, 1175.3, 1175.4 and 1175.6b), which
17 relate to competency determinations; updating name of
18 forensic examiners; providing for evaluations of
19 individuals rather than examinations; directing
20 courts to appoint medical supervisors under certain
21 circumstances; providing for inpatient or outpatient
22 care; requiring medical supervisors to provide
23 periodic reports of progress; authorizing the payment
24 of medical supervisor services from court funds;
providing procedures for determining appropriate
treatment for persons found incompetent and committed
to the Department of Mental Health and Substance
Abuse Services; requiring individuals to consent and
comply with certain terms and conditions when
participating in community-based outpatient
competency restoration programs; directing providers
to submit reports concerning compliance or
violations; allowing modification of court orders
under certain circumstances; providing for inpatient
care when necessary; authorizing participating
individuals to receive additional treatment or
support services; prohibiting courts from committing
persons who are currently serving active sentences;
providing an exception; making provisions applicable

1 regardless of when criminal sentencing occurred;
2 providing conflict of laws provision; providing for
3 the appointment of medical supervisors under certain
4 circumstances; allowing for inpatient or outpatient
5 treatment; requiring periodic progress reports to the
6 court; authorizing payment of services from court
7 funds; permitting the use of private treatment
8 facilities; directing courts to conduct additional
9 competency hearings within certain number of days
10 after receiving reports of competency; and providing
11 an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 22 O.S. 2021, Section 1175.1, as
14 last amended by Section 1, Chapter 364, O.S.L. 2025 (22 O.S. Supp.
15 2025, Section 1175.1), is amended to read as follows:

16 Section 1175.1. As used in Sections 1175.1 through 1176 of this
17 title:

18 1. "Competent" or "competency" means the present ability of a
19 person arrested for or charged with a crime to understand the nature
20 of the charges and proceedings brought against him or her and to
21 effectively and rationally assist in his or her defense;

22 2. "Criminal proceeding" means every stage of a criminal
23 prosecution after arrest and before judgment, including, but not
24 limited to, interrogation, lineup, preliminary hearing, motion
 dockets, discovery, pretrial hearings and trial;

1 3. "Dangerous" means a person who is a person requiring
2 treatment as defined in Section 1-103 of Title 43A of the Oklahoma
3 Statutes;

4 4. "Incompetent" or "incompetency" means the present inability
5 of a person arrested for or charged with a crime to understand the
6 nature of the charges and proceedings brought against him or her and
7 to effectively and rationally assist in his or her defense;

8 5. "Public guardian" means the Office of Public Guardian as
9 established under the Oklahoma Public Guardianship Act in Section 6-
10 101 et seq. of Title 30 of the Oklahoma Statutes;

11 6. "Qualified forensic examiner evaluator" means any:

12 a. psychiatrist with forensic training and experience,
13 b. psychologist with forensic training and experience, or
14 c. a licensed mental health professional whose forensic
15 training and experience enable him or her to form
16 expert opinions regarding mental illness, competency
17 and dangerousness and who has been approved to render
18 such opinions by the court; provided, however, a
19 licensed mental health professional shall not be
20 qualified to issue expert opinions as to competency or
21 dangerousness in cases in which a person is alleged to
22 be incompetent due to intellectual disability; and

23 7. "Reasonable period of time" means a period not to exceed the
24 lesser of:

- a. the maximum sentence specified for the most serious offense with which the defendant is charged, or
- b. a maximum period of two (2) years.

Any time period where the defendant refuses medication prescribed or ordered that is designed to restore the defendant to competency shall not be used in the calculation of a reasonable period of time.

8 SECTION 2. AMENDATORY 22 O.S. 2021, Section 1175.3, as
9 amended by Section 2, Chapter 73, O.S.L. 2024 (22 O.S. Supp. 2025,
10 Section 1175.3), is amended to read as follows:

11 Section 1175.3. A. Upon filing of an application for
12 determination of competency, the court shall set a hearing date,
13 which shall be as soon as practicable, but at least one (1) day
14 after service of notice as provided by Section 1175.2 of this title.

15 B. The court shall hold a hearing on the date provided. At the
16 hearing, the court shall examine the application for determination
17 of competency to determine if it alleges facts sufficient to raise a
18 doubt as to the competency of the person. Any additional evidence
19 tending to create a doubt as to the competency of the person may be
20 presented at this hearing.

21 C. If the court finds there is no doubt as to the competency of
22 the person, it shall order the criminal proceedings to resume.

23 D. 1. a. If the court finds there is a doubt as to the
24 competency of the person, it shall order the person to

1 be ~~examined~~ evaluated by the Department of Mental
2 Health and Substance Abuse Services or by a qualified
3 forensic ~~examiner~~ evaluator designated by the
4 Department to perform competency ~~examinations~~
5 evaluations.

6 b. In addition, the Developmental Disabilities Services
7 Division and the Office of Public Guardian of the
8 Department of Human Services shall receive written
9 notice from the district attorney who filed the
10 criminal petition, and be authorized by order of the
11 court to have a psychologist or other appropriate
12 clinician participate with professionals assigned by
13 any other public or private agency in any competency
14 evaluation where developmental or intellectual
15 disability may be involved. The psychologist or
16 clinician employed, by contract or otherwise, by the
17 Department of Human Services may issue a separate
18 opinion and recommendation to the court. In such
19 cases where intellectual disability may be involved,
20 the Office of Public Guardian shall have standing to
21 participate in any stage of the proceedings as deemed
22 necessary by the Office.

23 2. The person shall be ~~examined~~ evaluated by a qualified
24 forensic ~~examiner~~ evaluator on an outpatient basis prior to referral

1 for any necessary inpatient evaluation, as ordered by the court.

2 The outpatient ~~examination~~ evaluation may be conducted in the
3 community, the jail or detention facility where the person is held.

4 3. If the court determines that the person whose competency is
5 in question may be dangerous as defined in Section 1175.1 of this
6 title, it shall order the person retained in a secure facility until
7 the completion of the competency hearing provided in Section 1175.4
8 of this title. If the court determines the person may be dangerous
9 as defined in Section 1175.1 of this title because the individual is
10 a person requiring treatment as defined in Section 1-103 of Title
11 43A of the Oklahoma Statutes, it may commit the person to the
12 custody of the Department of Mental Health and Substance Abuse
13 Services or any other state agency or private facility for the
14 ~~examination~~ evaluation required by this subsection. The person
15 shall be required to undergo ~~examination~~ evaluation for a period of
16 time sufficient for the qualified forensic ~~examiner~~ evaluator or
17 ~~examiners~~ evaluators to reach a conclusion as to competency, and the
18 court shall impose a reasonable time limitation for such period of
19 ~~examination~~ evaluation.

20 E. The qualified forensic ~~examiner~~ evaluator or ~~examiners~~
21 evaluators shall receive instructions that they shall ~~examine~~
22 evaluate the ~~patient~~ person to determine:

23 1. If the person is able to appreciate the nature of the
24 charges made against such person;

1 2. If the person is able to consult with the lawyer and
2 rationally assist in the preparation of the defense of such person;

3 3. If the person is unable to appreciate the nature of the
4 charges or to consult and rationally assist in the preparation of
5 the defense, whether the person can attain competency within a
6 reasonable period of time as defined in Section 1175.1 of this title
7 if provided with a course of treatment, therapy or training;

8 4. If the person is a person requiring treatment as defined by
9 Section 1-103 of Title 43A of the Oklahoma Statutes;

10 5. If the person is incompetent because the person is
11 intellectually disabled as defined in Section 1408 of Title 10 of
12 the Oklahoma Statutes;

13 6. If the requirements of paragraphs 4 and 5 of this subsection
14 are not established, the reasoning for which the defendant is
15 otherwise incompetent; and

16 7. If the person were released, whether such person would
17 presently be dangerous as defined in Section 1175.1 of this title.

18 F. Upon completion of the competency evaluation, the Department
19 of Mental Health and Substance Abuse Services or qualified forensic
20 examiner evaluator designated by the Department to perform
21 competency examinations evaluations shall notify the court of its
22 findings. If the person is in the custody of the Department of
23 Mental Health and Substance Abuse Services, the person shall be
24 returned to the court in the customary manner within five (5)

1 business days. If the person is not returned within that time, the
2 county in which the proceedings are to be held shall pay the costs
3 of maintaining the person at the institution or facility for the
4 period of time the person remains at the institution or facility in
5 excess of the five-day period.

6 SECTION 3. AMENDATORY 22 O.S. 2021, Section 1175.4, as
7 amended by Section 3, Chapter 73, O.S.L. 2024 (22 O.S. Supp. 2025,
8 Section 1175.4), is amended to read as follows:

9 Section 1175.4. A. A hearing to determine the competency of
10 the person whose competency is in question shall be held within
11 thirty (30) days after the qualified forensic ~~examiner~~ evaluator or
12 ~~examiners~~ evaluators have made the determination required in Section
13 1175.3 of this title. In such cases where intellectual disability
14 may be involved, the Office of Public Guardian shall have standing
15 to participate in any stage of the proceedings as deemed necessary
16 by the Office.

17 B. The court, at the hearing, shall determine by a
18 preponderance of the evidence if the person is incompetent. Such
19 determination shall include consideration of all reports prepared by
20 the qualified forensic ~~examiner~~ evaluator or ~~examiners~~ evaluators;
21 provided, however, in any case where intellectual disability may be
22 involved, the recommendations of ~~examiners~~ evaluators set forth in
23 subparagraph b of paragraph 1 of subsection D of Section 1175.3 of
24 this title shall be considered by the court. The person shall be

1 presumed to be competent for the purposes of the allocation of the
2 burden of proof and burden of going forward with the evidence. If
3 the court deems it necessary, or if the person alleged to be a
4 person requiring treatment, or any relative, friend, or any person
5 with whom he may reside, or at whose house the person may be, shall
6 so demand, the court shall schedule the hearing on the application
7 as a jury trial to be held within seventy-two (72) hours of the
8 request, excluding weekends and legal holidays, or within as much
9 additional time as is requested by the attorney of the person whose
10 competency is in question, upon good cause shown. The jury shall be
11 composed of six (6) persons having the qualifications required of
12 jurors in courts of record, summoned to determine the questions of
13 the ~~person's~~ competency of the person and need for treatment.

14 Whenever a jury is required, the court shall proceed to the
15 selection of such jury in the manner as provided by law and such
16 jury shall determine the questions of the competency and need for
17 treatment of the person whose competency is in question. The jurors
18 shall receive fees for attendance and mileage as are allowed by law.

19 C. The person whose competency is in question shall have the
20 right to be present at the hearing on the petition unless it is made
21 to appear to the court that the presence of the person makes it
22 impossible to conduct the hearing in a reasonable manner. The court
23 may not decide in advance of the hearing, solely on the basis of the
24 certificate of the ~~examining doctor or doctors~~ qualified forensic

1 evaluator, that the person whose competency is in question should
2 not be allowed to appear. It shall be made to appear to the court
3 based on clear and convincing evidence that alternatives to
4 exclusion were attempted before the court renders ~~the person's~~
5 removal of the person for that purpose or the ~~person's~~ appearance of
6 the person at such hearing improper and unsafe.

7 D. All witnesses shall be subject to cross-examination in the
8 same manner as is provided by law. If so stipulated by counsel for
9 a person whose competency is in question, the district attorney and
10 the court, testimony may be given by telephone or other electronic
11 transmitting device approved by the court. No statement, admission
12 or confession made by the person whose competency is in question
13 obtained during the ~~examination~~ evaluation for competency may be
14 used for any purpose except for proceedings under Section 1175.1 et
15 seq. of this title. No such statement, admission or confession may
16 be used against such person in any criminal action whether pending
17 at the time the hearing is held or filed against such person at any
18 later time, directly, indirectly or in any manner or form.

19 E. If the question of competency is submitted to a jury, the
20 court shall instruct the jury as to the law regarding competency,
21 and the findings they are to make. If the trial of the question is
22 to the court, the court shall make the required findings.

23
24

1 SECTION 4. AMENDATORY 22 O.S. 2021, Section 1175.6b, as
2 amended by Section 4, Chapter 73, O.S.L. 2024 (22 O.S. Supp. 2025,
3 Section 1175.6b), is amended to read as follows:

4 Section 1175.6b. A. If the person is found to be incompetent
5 primarily because the person is intellectually disabled, as defined
6 in Section 1408 of Title 10 of the Oklahoma Statutes, and is also
7 found by the court to be dangerous, as defined by Section 1175.1 of
8 this title, the court shall suspend the criminal proceedings and
9 place the person into the custody of the Office of Public Guardian.
10 The Office of Public Guardian shall act with all powers set forth in
11 the Oklahoma Public Guardianship Act, and:

12 1. The Office of Public Guardian shall place any person placed
13 in its custody under this title in a facility or residential
14 setting, private or public, willing to accept the individual and
15 that has a level of supervision and security that is appropriate to
16 the needs of the person;

17 2. Such placements shall be within the sole discretion of the
18 Office of Public Guardian;

19 3. All such placements made by the Office of Public Guardian
20 shall be made within six (6) months of the date of the order
21 awarding custody to the Office of Public Guardian;

22 4. The Office of Public Guardian shall report to the court at
23 least every six (6) months as to the status of the person including,
24 but not limited to, the type of placement, services provided, level

1 of supervision, the medical and psychological health of the person,
2 whether the person would be dangerous if conditionally released into
3 a nonsecure environment, the assistance and services that would be
4 required for such conditional release and whether the person has
5 achieved competency;

6 5. If the person is determined by the Office of Public Guardian
7 to have regained competency or that conditional release to a private
8 guardian or other caretaker is appropriate, a hearing shall be
9 scheduled within twenty (20) days. If found competent by the court
10 or a jury after such rehearing, criminal proceedings shall be
11 resumed. If the court finds conditional release to be appropriate,
12 the court shall make an appropriate order for conditional release;
13 and

14 6. The provisions of subsections C, H and I of Section 6-101 of
15 Title 30 of the Oklahoma Statutes shall not apply to custody orders
16 arising under this title.

17 B. If the person is found to be incompetent for reasons other
18 than the person is a person requiring treatment as defined by
19 Section 1-103 of Title 43A of the Oklahoma Statutes and is found to
20 be not dangerous as defined by Section 1175.1 of this title, the
21 court shall suspend the criminal proceedings and either refer the
22 person to the Department of Human Services for consideration of
23 voluntary assistance or conditionally release the person as set
24 forth in this section.

1 1. For any person recommended for conditional release, a
2 written plan for services shall be prepared by the Department of
3 Human Services and filed with the court. In its order of
4 conditional release, the court shall specify the conditions of
5 release and shall direct the appropriate agencies or persons to
6 submit annual reports regarding the ~~person's~~ compliance of the
7 person with the conditions of release and progress:

- 8 a. to be eligible for conditional release, the person
9 shall agree, in writing, that during the period the
10 person is granted conditional release and is subject
11 to the provisions thereof, there shall be free
12 transmission of all pertinent information, including
13 clinical information regarding the person, among the
14 ~~person's~~ treatment providers of the person, the
15 appropriate district attorneys, law enforcement and
16 court personnel. To effect this agreement, the person
17 shall execute any releases required by law to allow
18 for the dissemination of this information,
- 19 b. the ~~court's~~ order of the court placing the person on
20 conditional release shall include notice that the
21 ~~person's~~ conditional release of the person may be
22 revoked upon good cause,
- 23 c. the district attorney, as well as any agency or
24 individual involved in providing services with regard

1 to the ~~person's~~ conditional release of the person, may
2 prepare and file an affidavit under oath if the
3 district attorney, agency, or individual believes that
4 the person has failed to comply with the conditions of
5 release. The court shall then conduct a hearing to
6 determine if the person has violated the conditions of
7 release. Notice of the hearing shall be issued, at
8 least twenty-four (24) hours before the hearing, to
9 the Department of Human Services, the person, trial
10 counsel for the person, and the client advocate
11 general of the Department of Human Services. After
12 reviewing the evidence concerning any alleged
13 violation of the conditions of the release, the
14 ~~person's~~ progress of the person, treatment
15 alternatives, and the need for public safety, the
16 court may order no change to the conditions for the
17 ~~person's~~ release of the person or modify the
18 conditions of release, and
19 d. the person placed on conditional release shall remain
20 in a conditional release status until the reviewing
21 court issues a full release from all conditions.

22 2. If the person is not committed to the custody of the

23 Department of Mental Health and Substance Abuse Services, the court
24 shall appoint a medical supervisor for a course of treatment. The

1 medical supervisor of treatment may be any person or agency that
2 agrees to supervise the course of treatment. The proposed treatment
3 may be either inpatient or outpatient care depending on the
4 facilities and resources available to the court and the type of
5 disability sought to be corrected by the court order. The court
6 shall require the medical supervisor to provide periodic progress
7 reports to the court and may pay for the services of the medical
8 supervisor from court funds.

9 3. If the person is determined by the Department of Human
10 Services to have regained competency, a hearing shall be scheduled
11 within twenty (20) days:

- 12 a. if found competent by the court or a jury after such
13 rehearing, criminal proceedings shall be resumed,
- 14 b. if the person is found to continue to be incompetent,
15 the person shall be returned to either conditional
16 release or referred to the Department of Human
17 Services for consideration of voluntary assistance.

18 C. The Office of Public Guardian shall have standing to
19 participate in any proceeding held pursuant to this section as
20 deemed necessary by the Office.

21 SECTION 5. AMENDATORY 22 O.S. 2021, Section 1175.7, is
22 amended to read as follows:

23 Section 1175.7. A. If the person is found incompetent and is
24 committed to the Department of Mental Health and Substance Abuse

1 Services pursuant to Section 1175.6a of this title, but capable of
2 achieving competency within a reasonable period of time, ~~as defined~~
3 ~~by the court~~, the court shall order such person to undergo such
4 treatment, therapy or training which is calculated to allow the
5 person to achieve competence. In determining the appropriate form,
6 setting, and conditions of such treatment, the court shall consider
7 the recommendation of a qualified forensic evaluator, including
8 whether competency restoration may be safely and effectively
9 provided through a structured jail-based restoration program,
10 community-based outpatient competency restoration program, or
11 inpatient restoration program. All restoration programs, no matter
12 the venue, shall provide the structured, curriculum driven education
13 which is to be maintained by the Department.

14 B. ~~If the person is not committed to the custody of the~~
15 ~~Department of Mental Health and Substance Abuse Services, the~~ When
16 ~~the court shall appoint a medical supervisor for a course of~~
17 ~~treatment. The medical supervisor of treatment may be any person or~~
18 ~~agency that agrees to supervise the course of treatment. The~~
19 ~~proposed treatment may be either inpatient or~~ orders an individual
20 to participate in community-based outpatient care depending on the
21 facilities and resources available to the court and the type of
22 disability sought to be corrected by the court's competency
23 restoration based on a recommendation of a qualified forensic
24 evaluator, the order. The court shall require the ~~supervisor to~~

1 ~~provide periodic progress reports to the court and may pay for the~~
2 ~~services of the medical supervisor from court funds consent of the~~
3 individual and compliance with all terms and conditions of the
4 community-based outpatient competency restoration program of the
5 Department of Mental Health and Substance Abuse Services and any
6 other court-ordered release conditions. If the individual is in a
7 county jail, such consent and compliance shall be conditions for
8 release.

9 1. The individual shall maintain at least ninety percent (90%)
10 attendance at all scheduled competency restoration education
11 appointments with a local Department facility or a locally certified
12 provider.

13 2. The individual shall maintain at least eighty-five percent
14 (85%) compliance with prescribed medication, as recommended by the
15 treating Department facility or locally certified provider, to
16 prevent symptom relapse or clinical deterioration.

17 3. The community-based outpatient competency restoration
18 provider shall submit a written report to the court once per month
19 regarding the compliance and progress of the individual, or lack
20 thereof. The report shall be submitted no later than the fifteenth
21 day of each month for the participation of the individual during the
22 preceding month.

23 4. If the individual fails or refuses to participate in the
24 ordered community-based outpatient competency restoration treatment,

1 as provided in this section, the provider shall report the violation
2 to the court within seventy-two (72) hours of the violation. The
3 report shall include a description of the violation. Upon receipt
4 of the report, the court shall issue a warrant for the individual,
5 who shall be taken into custody and returned to the county jail
6 pending further order of the court.

7 5. If community-based outpatient competency restoration is
8 unsuccessful, the court shall modify its order to require the
9 individual to participate in inpatient competency restoration
10 treatment. Upon issuance of the modified order, the court shall set
11 a date certain for the individual to report to an inpatient forensic
12 competency restoration program designated by the Department. If the
13 individual is in the county jail, the individual shall be
14 transported to the designated inpatient forensic competency
15 restoration program.

16 6. If, at any time, the Department determines that an
17 individual committed to community-based outpatient competency
18 restoration requires an inpatient level of care, the Department
19 shall notify the court. Upon receipt of such notice, the court
20 shall issue an order requiring inpatient competency restoration
21 treatment. Upon issuance of the order, the individual shall report
22 to or be transported to an inpatient forensic competency restoration
23 program designated by the Department.

24

1 7. Nothing in this section shall prohibit an individual
2 participating in community-based outpatient competency restoration
3 from receiving additional treatment or support services including
4 peer support, case management, or therapy, as determined to be
5 clinically appropriate or beneficial based on an assessment by the
6 local Department facility or a locally certified provider.

7 C. The court ~~may shall~~ not commit ~~to the incompetent person to~~
8 the custody of the Department of Mental Health and Substance Abuse
9 Services ~~unless the person is a person requiring treatment as~~
10 ~~defined by Title 43A of the Oklahoma Statutes for the purpose of~~
11 competency evaluation or restoration, any person who is currently
12 serving an active sentence without a motion to accelerate or motion
13 to revoke having been filed in the associated case.

14 The provisions of this subsection shall apply to all persons
15 subject to such terms regardless of whether the criminal sentencing
16 of the person occurred before or after the effective date of this
17 act. In the event of a conflict between subsection M of Section
18 1005.1 of this title, the provisions of this section shall control.

19 D. The court ~~may allow the person to receive treatment from~~
20 ~~private facilities if such facilities are willing, and neither the~~
21 ~~state nor the court fund is required to directly pay for such care.~~

22 E. In no event shall an individual deemed incompetent
23 individual by reason of mental illness be involuntarily committed to

1 the legal custody of the Department of Human Services or any of its
2 facilities.

3 1. If the person is not committed to the custody of the
4 Department of Mental Health and Substance Abuse Services, the court
5 may appoint a medical supervisor for a course of treatment. The
6 medical supervisor of treatment may be any person or agency that
7 agrees to supervise the course of treatment. The proposed treatment
8 may be either inpatient or outpatient care depending on the
9 facilities and resources available to the court and the type of
10 disability sought to be corrected by the order of the court. The
11 court shall require the medical supervisor to provide periodic
12 progress reports to the court and may pay for the services of the
13 medical supervisor from court funds.

14 2. The court may allow the person to receive treatment from
15 private facilities if such facilities are willing. Neither the
16 state nor the court fund shall be required to directly pay for such
17 care.

18 SECTION 6. AMENDATORY 22 O.S. 2021, Section 1175.8, is
19 amended to read as follows:

20 Section 1175.8. If ~~the medical supervisor reports a report from~~
21 a qualified forensic evaluator opines that the person appears to
22 have achieved competency after a finding of incompetency, the court
23 shall hold another competency hearing within twenty (20) days of
24 receipt of the evaluation to determine if stipulate that the person

1 has achieved competency. If competency has been achieved, the
2 criminal proceedings shall be resumed.

3 SECTION 7. This act shall become effective November 1, 2026.

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