

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Judiciary, to which was referred Senate Bill No. 98, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 3, delete "JULY 1, 1998]" and insert "UPON
- 2 PASSAGE]".
- 3 Page 2, line 11, after "**molesting**" insert "**as a Class A or Class B**
- 4 **felony**".
- 5 Page 2, line 26, delete "eighty days (180)" and insert "**twenty**
- 6 **(120) days**".
- 7 Page 2, line 31, delete "eighty (180) days" and insert "**twenty**
- 8 **(120) days**".
- 9 Page 3, delete lines 5 through 8.
- 10 Page 5, delete lines 2 through 5.
- 11 Page 5, line 6, delete "(4)" and insert "**(3)**".
- 12 Page 5, line 9, delete "(5)" and insert "**(4)**".
- 13 Page 5, line 17, after "10" insert "**of this chapter**".
- 14 Page 6, line 32, after "of" insert "**the**".
- 15 Page 8, line 8, after "health." insert "**The division of mental**
- 16 **health shall develop a plan for the treatment and care of the**
- 17 **defendant. The plan must provide for treatment that is likely to**
- 18 **change the person's mental abnormality to the extent that the**
- 19 **person is not likely to commit predatory acts of sexual violence.**
- 20 **The division of mental health shall provide for treatment and care**

1 **in conformity with the plan developed under this section. The**
2 **division of mental health shall at least annually review and revise,**
3 **as appropriate, the plan of treatment and care for a defendant."**

4 Page 9, line 21, delete "The notice must contain a waiver of".

5 Page 9, line 22, delete "rights".

6 Page 9, line 22, delete "and waiver form".

7 Page 12, after line 3, begin a new paragraph and insert:

8 "SECTION 2. [EFFECTIVE UPON PASSAGE] **IC 12-26-17, as**
9 **added by this act, applies to a person who may be a sexually violent**
10 **predator and is scheduled to be released from confinement after**
11 **August 31, 1998.**

12 SECTION 3. **An emergency is declared for this act."**

(Reference is to SB 98 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Finance.

Committee Vote: Yeas 9, Nays 2.

Bray

Chairperson