

## H.B. 241

### COMMITMENT FOR MENTAL RETARDATION

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 4, 2004 11:26 AM

Representative **Calvin G. Bird** proposes the following amendments:

1. *Page 4, Lines 100 through 106:*

100           **62A-5-302. Division responsibility.**

101           [(+)] The division is responsible **: (1)** for the supervision, care, and treatment of persons

102 with mental retardation in this state who are committed to ~~[[its-]]~~ **the division's** jurisdiction under the provisions

103 of this part ~~[[+]]~~ **: and**

104           [[+]] (2) [[+]] ~~[The division is also responsible]~~ [[+]] **to evaluate and determine** [[+]] [;

105 ~~after the voluntary~~ ~~commitment criteria described in Section 62A-5-303 have been found to exist,]~~ [[+]] **the most**

106 **appropriate, least restrictive setting for a mentally retarded individual.** [[+]]

2. *Page 12, Lines 342 through 345:*

342 determines that a transfer would be in the best interest of that resident. If a resident is

343 transferred, the administrator shall give immediate notice of the transfer to the resident's

344 spouse, guardian, parent, ~~[[+]]~~ **or advocate** ~~[[+]]~~ ~~[appointed under Section 62A-5-303]~~ or, if none of those

345 persons are known, to the resident's nearest known relative.