

1.1 Senator moves to amend the delete-everything amendment (SCS2818A-1)
1.2 to S.F. No. 2818 as follows:

1.3 Page 88, after line 23, insert:

1.4 "Sec. 4. Minnesota Statutes 2022, section 253B.10, subdivision 1, is amended to read:

1.5 Subdivision 1. **Administrative requirements.** (a) When a person is committed, the
1.6 court shall issue a warrant or an order committing the patient to the custody of the head of
1.7 the treatment facility, state-operated treatment program, or community-based treatment
1.8 program. The warrant or order shall state that the patient meets the statutory criteria for
1.9 civil commitment.

1.10 (b) The commissioner shall prioritize patients being admitted from jail or a correctional
1.11 institution who are:

1.12 (1) ordered confined in a state-operated treatment program for an examination under
1.13 Minnesota Rules of Criminal Procedure, rules 20.01, subdivision 4, paragraph (a), and
1.14 20.02, subdivision 2;

1.15 (2) under civil commitment for competency treatment and continuing supervision under
1.16 Minnesota Rules of Criminal Procedure, rule 20.01, subdivision 7;

1.17 (3) found not guilty by reason of mental illness under Minnesota Rules of Criminal
1.18 Procedure, rule 20.02, subdivision 8, and under civil commitment or are ordered to be
1.19 detained in a state-operated treatment program pending completion of the civil commitment
1.20 proceedings; or

1.21 (4) committed under this chapter to the commissioner after dismissal of the patient's
1.22 criminal charges.

1.23 Patients described in this paragraph must be admitted to a state-operated treatment program
1.24 within 48 hours of the filing of the warrant or order for commitment. The commitment must
1.25 be ordered by the court as provided in section 253B.09, subdivision 1, paragraph (d).

1.26 (c) Upon the arrival of a patient at the designated treatment facility, state-operated
1.27 treatment program, or community-based treatment program, the head of the facility or
1.28 program shall retain the duplicate of the warrant and endorse receipt upon the original
1.29 warrant or acknowledge receipt of the order. The endorsed receipt or acknowledgment must
1.30 be filed in the court of commitment. After arrival, the patient shall be under the control and
1.31 custody of the head of the facility or program.

2.1 (d) Copies of the petition for commitment, the court's findings of fact and conclusions
2.2 of law, the court order committing the patient, the report of the court examiners, and the
2.3 prepetition report, and any medical and behavioral information available shall be provided
2.4 at the time of admission of a patient to the designated treatment facility or program to which
2.5 the patient is committed. Upon a patient's referral to the commissioner of human services
2.6 for admission pursuant to subdivision 1, paragraph (b), any inpatient hospital, treatment
2.7 facility, jail, or correctional facility that has provided care or supervision to the patient in
2.8 the previous two years shall, when requested by the treatment facility or commissioner,
2.9 provide copies of the patient's medical and behavioral records to the Department of Human
2.10 Services for purposes of preadmission planning. This information shall be provided by the
2.11 head of the treatment facility to treatment facility staff in a consistent and timely manner
2.12 and pursuant to all applicable laws."

2.13 Renumber the sections in sequence