

2006 SESSION

INTRODUCED

063479136

HOUSE BILL NO. 790

Offered January 11, 2006

Prefiled January 10, 2006

A *BILL to amend and reenact § 19.2-182.10 of the Code of Virginia, relating to revocation of conditional release.*

Patrons—Melvin, Brink and Morgan

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-182.10 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-182.10. Release of person whose conditional release was revoked.

If an acquittee is returned to the custody of the Commissioner for inpatient treatment pursuant to revocation proceedings, and his condition improves to the degree that, within ~~thirty~~60 days of resumption of custody following the hearing, the acquittee, in the opinion of hospital staff treating the acquittee and the supervising community services board, is an appropriate candidate for conditional release, he may be, with the approval of the court, conditionally released as if revocation had not taken place. If treatment is required for longer than ~~thirty~~60 days, the acquittee shall be returned to the custody of the Commissioner for a period of hospitalization and treatment which is governed by the provisions of this chapter applicable to committed acquittees.

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