

12-106. REPORT ON DEFENDANTS COMMITTED AS INCOMPETENT.

(A) REPORT TO COURT.

(1) IN ADDITION TO ANY OTHER REPORT REQUIRED UNDER THIS TITLE, THE DEPARTMENT SHALL REPORT ANNUALLY TO EACH COURT THAT HAS ORDERED COMMITMENT OF AN INDIVIDUAL UNDER § 12-104 OF THIS TITLE.

(2) THE REPORT SHALL CONTAIN:

(I) A LIST OF THE INDIVIDUALS HELD UNDER COMMITMENT ORDERS; AND

(II) ANY RECOMMENDATIONS THAT THE DEPARTMENT CONSIDERS APPROPRIATE.

(B) DISTRIBUTION OF REPORT.

(1) THE DEPARTMENT SHALL SEND A COPY OF THE REPORT TO THE CLERK OF COURT AND EACH STATE'S ATTORNEY WHO BROUGHT CHARGES AGAINST AN INDIVIDUAL IN THE REPORT.

(2) THE CLERK OF COURT SHALL GIVE THE LAST COUNSEL FOR EACH INDIVIDUAL, AS SHOWN BY THE COURT RECORDS, NOTICE THAT THE CLIENT IS LISTED IN THE REPORT AND A COPY OF ANY RECOMMENDATION THAT RELATES TO THE CLIENT.

(C) RECOMMENDATIONS OF STATE'S ATTORNEY.

(1) WITHIN 30 DAYS AFTER A STATE'S ATTORNEY RECEIVES THE REPORT, THE STATE'S ATTORNEY SHALL SEND A RECOMMENDATION ON DISPOSITION OF CHARGES AGAINST EACH INDIVIDUAL WHO HAS BEEN HELD LONG ENOUGH TO BE ELIGIBLE FOR RELEASE UNDER § 12-105 OF THIS TITLE.

(2) THE STATE'S ATTORNEY SHALL SEND THE RECOMMENDATION ABOUT AN INDIVIDUAL:

(I) TO THE COURT THAT ORDERED COMMITMENT OF THE INDIVIDUAL; AND

(II) TO THE LAST COUNSEL FOR THE INDIVIDUAL.

REVISOR'S NOTE: This section is new language derived without substantive change from the second through the fifth sentences of former Article 59, § 24(b).

The introductory clause of subsection. (a)(1) of this section, "in addition to any other report required under this title," is new language added as a general reference to the reports required under § 12-116 of this title.