

laws of the State relating to incompetency and criminal responsibility in criminal cases and the commitment to and release from the Department of Health and Mental Hygiene of certain individuals, including the jurisdiction of the courts over commitment and release of certain individuals; defining certain terms and repealing the definition of "insane"; requiring the Secretary of the Department of Health and Mental Hygiene to adopt certain rules and regulations; requiring that certain information about certain individuals be reported to and included in the central computer of the criminal justice information system; changing the form of the verdict and the terminology in the test for criminal responsibility; providing that a defendant who pleads not criminally responsible has the burden of proving the plea by a preponderance of the evidence; clarifying the nature of the verdict if a defendant is found not criminally responsible by reason of insanity; providing automatic commitment to the Department of individuals found not criminally responsible; establishing procedures and criteria for conditional release and for revocation of conditional release; providing for certain examinations, evaluations, and reports with respect to individuals found not criminally responsible; establishing standards, conditions, and procedures for release and assigning the burden of proof to the committed individual to show by a preponderance of the evidence that the individual is no longer dangerous by reason of mental disorder or mental retardation before release; providing for certain administrative and judicial hearings relating to commitment and release; making it a felony subject to a penalty of confinement for up to 10 years for any individual committed under this title to escape from a facility of the Department or for any individual to aid or abet such an escape; making conforming changes to certain sections of Article 27 of the Code; providing for the effective date, construction, and applicability of this Act; and generally relating to incompetency to stand trial and criminal responsibility in criminal cases, and the commitment and release of individuals determined to be incompetent to stand trial or not criminally responsible.

BY repealing

Article - Health - General  
Title "Title 12. Incompetency and Insanity in Criminal Cases", in its entirety  
Annotated Code of Maryland  
(1982 Volume and 1983 Supplement)

BY adding to

Article - Health - General  
Title "Title 12. Incompetency and Criminal Responsibility in Criminal Cases"