

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 13

BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL
3 TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF IDAHO LAWS
4 RELATING TO INVOLUNTARY COMMITMENT FOR THE CUSTODY, CARE, AND TREATMENT
5 OF PERSONS WITH MENTAL ILLNESSES, NEUROCOGNITIVE DISORDERS, AND TRAU-
6 MATIC BRAIN INJURIES.

7 Be It Resolved by the Legislature of the State of Idaho:

8 WHEREAS, the laws of the State of Idaho relating to involuntary commit-
9 ment for the custody, care, and treatment of persons with mental illnesses,
10 neurocognitive disorders, and traumatic brain injuries appear in numerous
11 areas of Idaho Code, including Title 18, Title 56, and Title 66, Idaho Code;
12 and

13 WHEREAS, these laws are lacking in coordinated objectives for the cus-
14 tody, care, and treatment of persons with mental illnesses, neurocognitive
15 disorders, and traumatic brain injuries, while the medical community rec-
16 ognizes that persons with these conditions require similar facilities, set-
17 tings, treatments, and provision of care; and

18 WHEREAS, establishing an interim committee will provide an opportunity
19 to review and update Idaho Code as appropriate to address problems with the
20 involuntary commitment process throughout the state.

21 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-
22 sion of the Sixty-eighth Idaho Legislature, the House of Representatives and
23 the Senate concurring therein, that the Legislative Council is authorized to
24 appoint a committee to undertake and complete a study of Idaho laws relat-
25 ing to involuntary commitment for the custody, care, and treatment of per-
26 sons with mental illnesses, neurocognitive disorders, and traumatic brain
27 injuries. The Legislative Council shall determine the number of legislators
28 and membership from each house appointed to the committee and shall autho-
29 rize the committee to receive input, advice, and assistance from interested
30 and affected parties who are not members of the Legislature.

31 BE IT FURTHER RESOLVED that nonlegislative members of the committee may
32 be appointed by the cochairs of the committee who are appointed by the Leg-
33 islative Council. Such nonlegislative members may include attorneys, medi-
34 cal providers, employees of the Idaho Department of Health and Welfare, psy-
35 chiatrists, or other professionals with relevant experience. Nonlegisla-
36 tive members of the advisory committee shall not be reimbursed from legisla-
37 tive funds for per diem, mileage, or other expenses and shall not have voting
38 privileges regarding the committee's recommendations or proposed legisla-
39 tion.

40 BE IT FURTHER RESOLVED that the committee shall report its findings,
41 recommendations, and proposed legislation, if any, to the Second Regular
42 Session of the Sixty-eighth Idaho Legislature.