## Conditional Release and Competency Restoration Statutes - Comparison by State, May 10, 2007

State	CR?	Misdemeanors on CR?
Alabama	Yes	
Arkansas	Yes	
Colorado	No	
Connecticut	Yes	Yes. Only used for serious felonies
Florida	Yes	
Georgia	Yes	Yes
Illinois	Yes	Yes
Indiana	No	
Maine		
Maryland	Yes	Yes
Massachusetts		
Michigan		
Mississippi	Yes	
Missouri	Yes	Yes
Montana	Yes	
New Jersey	Yes	Yes
New Mexico		
New York	Yes	Yes
North Carolina	No	
Ohio	Yes	Yes
Oklahoma	Yes	
Tennessee		
Texas	No	
Utah	Yes	
Virginia	Yes	Yes
Wisconsin	Yes	Yes

Source: NASMHPD - State Forensic Directors

## Conditional Release and Competency Restoration Statutes - Comparison by State, May 10, 2007

Alabama No limit Arkansas 10 months Colorado No limit Connecticut Limit exists (unknown duration) Florida 5 years Georgia 90 days, then review - can be extended by 9 months, then civil commitment - unlimited Illinois 1 year, then discharge hearing 8 review every 60 days Indiana Two consequtive 90 day periods; then civil commitment Maine 1 year Maryland Massachusetts Maximum time of prison sentence Michigan 15 months Mississippi No statutory limit In practice: Lesser offense: 6 months; Capital offense: 18 months maximum Missouri Review every 180 days Montana Two consequtive 90 day periods; then civil commitment New Jersey New Mexico 9 months New Mexico 9 months New York Misdemeanor: If IST, charges dismissed. Felony: 1 year, review, then bi-annual review until 2/3 of maximum sentence, then dismissed. North Carolina Civil commitment - no time limit Ohio Misdemeanor: 30-60 days, Felony: 6 months - 1 year, denpending on the offense Not mere see Review every 6 months, no statutory limit (case law: 7 years) Not time frames Virginia 6 months, then review hearing - can be extended for 6 months	State	Max time for competency restoration?		
Colorado No limit Connectcut Limit exists (unknown duration) Florida 5 years Georgia 90 days, then review - can be extended by 9 months, then civil commitment - unlimited Illinois 1 year, then discharge hearing & review every 60 days Indiana Two consequtive 90 day periods; then civil commitment Maine 1 year Maryland Massachusetts Maximum time of prison sentence Michigan 15 months Mississippi No statutory limit. In practice: Lesser offense: 6 months; Capital offense: 18 months maximum Missouri Review every 180 days Montana Two consequtive 90 day periods; then civil commitment New Jersey New Mexico 9 months New York Misdemeanor: If IST, charges dismissed. Felony: 1 year, review, then bi-annual review until 2/3 of maximum sentence, then dismissed. North Carolina Civil commitment - no time limit Ohio Misdemeanor: 30-60 days, Felony: 6 months - 1 year, denpending on the offense Oklahoma Misdemeanor: 1 year, Felony. 2 years, maximum time they would serve if lower Tennessee Review every 6 months, no statutory limit (case law: 7 years) Texas No time frames Utah 90 days; then can be extended by 18 months; aggravated murder or murder can be extended by another 18 months	Alabama	No limit		
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Utah 90 days; then can be extended by 18 months + 18 months; aggravated murder or murder can be extended by another 18 months	Tennessee	Review every 6 months, no statutory limit (case law: 7 years)		
	Texas	No time frames		
Virginia 6 months, then review hearing - can be extended for 6 months				
	Virginia	6 months, then review hearing - can be extended for 6 months		
Wisconsin 1 year; then civil commitment	Wisconsin	1 year; then civil commitment		

Source: NASMHPD - State Forensic Directors