

*Tom Coburn* S.L.C.

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

IN THE SENATE OF THE UNITED STATES—112th Cong., 2d Sess.

**S. 3525**

To protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. COBURN (FOR HIMSELF, AND Mr. WEBB, Mr. WICKER, Mr. INHOFE, Mr. ROBERTS, Mr. BLUNT, Mr. ENZI, Mr. HATCH, AND Ms. COLLINS)

Viz:

1 At the end of title I, add the following:

2 **Subtitle D—Other Matters**

3 **SEC. 131. CONDITIONS FOR TREATMENT OF CERTAIN PER-**  
4 **SONS AS ADJUDICATED MENTALLY INCOM-**  
5 **PETENT FOR CERTAIN PURPOSES.**

6 (a) IN GENERAL.—Chapter 55 of title 38, United  
7 States Code, is amended by adding at the end the fol-  
8 lowing new section:

1 **“§ 5511. Conditions for treatment of certain persons**  
2 **as adjudicated mentally incompetent for**  
3 **certain purposes**

4 “In any case arising out of the administration by the  
5 Secretary of laws and benefits under this title, a person  
6 who is mentally incapacitated, deemed mentally incom-  
7 petent, or experiencing an extended loss of consciousness  
8 shall not be considered adjudicated as a mental defective  
9 under subsection (d)(4) or (g)(4) of section 922 of title  
10 18 without the order or finding of a judge, magistrate,  
11 or other judicial authority of competent jurisdiction that  
12 such person is a danger to himself or herself or others.”.

13 (b) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of chapter 55 of such title is amended  
15 by adding at the end the following new item:

“5511. Conditions for treatment of certain persons as adjudicated mentally in-  
competent for certain purposes.”.