

May 26, 2006

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have vetoed Senate Bill 807 – *Criminal Procedure - Criminal Defendants - Incompetency and Criminal Responsibility*.

This bill requires the court, under specified circumstances, to determine on evidence presented on the record whether a defendant is incompetent to stand trial for a violation of probation proceeding; authorizes a court to reconsider the question of whether a defendant is incompetent to stand trial at any time before final judgment; and requires that the victim or victim's representative be provided with a specified notification.

House Bill 795, which was passed by the General Assembly and signed by me, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 807.

Very truly yours,

Robert L. Ehrlich, Jr.
Governor