

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	SB552
Version:	ENGR
Request Number:	
Author:	Worthen
Date:	4/10/2023
Impact:	Please see previous summary of this measure

Research Analysis

SB 552 provides that the reasonable period of time during which a person may receive treatment for the purpose of restoring competency for trial may not exceed 2 years or the maximum length of the sentence if the sentence is less than 2 years. The measure requires the court to notify the Department of Mental Health and Substance Abuse Services within 72 hours of filing an order of commitment. The Department is to provide a report to the court on any recommended treatment to attain competency. The measure also provides that treatment to restore competency may be administered in the jail or detention facility where the person is being held if the defendant is charged with a violent misdemeanor. Transportation is to be provided by the county sheriff of the county where the person is charged. Non-violent offenders deemed to be incompetent and in need of treatment shall have charges dismissed without prejudice and shall instead be subject to civil commitment proceedings. If competency is restored, the criminal proceedings are to be resumed by setting a competency hearing within 20 business days.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.