



Open Government Impact Statement

80th Oregon Legislative Assembly
2019 Regular Session

Measure: SB 24

Only impacts on Original or Engrossed
Versions are Considered Official

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Date: 1/14/2019

SUMMARY

Modifies procedures related to criminal defendants lacking fitness to proceed. Provides that court-ordered consultation with community mental health program director or director's designee occur after examination and before court's determination of defendant's fitness to proceed.

Provides that defendant committed to state mental hospital or other facility for examination on issue of fitness to proceed or mental defense be transported to hospital or facility for examination, after which superintendent of hospital or director of facility may order defendant transported back or kept for treatment. Extends time period of commitment for mental defense examination from 30 days to 60 days.

Authorizes Oregon Health Authority to provide copy of evaluation or progress report concerning defendant's fitness to proceed to community mental health program director of county in which defendant is charged.

Restricts circumstances in which court may commit defendant lacking fitness to proceed to state mental hospital or other facility.

Provides that defendant committed for treatment to restore fitness to proceed receive credit for time served in jail both before and after commitment.

Directs authority to assign to each county maximum number of beds in state mental hospital or other facility to which defendants from county may be committed for purposes relating to fitness to proceed. Authorizes counties to enter into agreements with other counties for use of unoccupied beds and payment to authority of per diem fee.

NOTICE OF NO OPEN GOVERNMENT IMPACT