

SB 71 STAFF MEASURE SUMMARY

Senate Committee On Health Care

Action Date: 03/24/21

Action: Without recommendation as to passage and request referral to Rules.

Vote: 4-1-0-0

Yeas: 4 - Beyer, Knopp, Manning Jr, Patterson

Nays: 1 - Heard

Fiscal: Fiscal impact issued

Revenue: Revenue impact issued

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Meeting Dates: 3/24

WHAT THE MEASURE DOES:

Directs Oregon Health Authority to study issues related to fitness to proceed and to provide results of study to Legislative Assembly no later than December 31, 2021. Sunsets January 2, 2022. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Referral of bill to Committee on Rules

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Pretrial defendants who appear unable to aid and assist in their defense undergo a psychological evaluation to determine their competency. If the court determines that the defendant lacks fitness to proceed, the criminal proceeding against the defendant must be suspended and appropriate action taken, including commitment to the Oregon State Hospital, community restoration, release on supervision, protective proceedings, or dismissal of charges.

Senate Bill 71 directs the Oregon Health Authority to study issues related to fitness to proceed and report results of the study to the Legislative Assembly by December 31, 2021.