

# **One Hundred Fifth Legislature - Second Session - 2018**

## **Introducer's Statement of Intent**

### **LB1010**

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**Chairperson: Senator Laura Ebke**

**Committee: Judiciary**

**Date of Hearing: February 21, 2018**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB1010 provides that in any county containing a city of the primary class, a judge should order a defendant be committed to the least restrictive treatment alternative when found to be mentally incompetent to stand trial. This includes commitment for treatment at an outpatient treatment provider unless the defendant is charged with an offense for which bail is prohibited or if the judge determines the public's safety would be at risk.

The bill also creates steps for court approval of the treatment alternative or for a change in the provider if the court finds a change in placement is appropriate.

Currently, those found incompetent to stand trial must be committed to a state hospital or facility until treatment is available and provided, even if they are otherwise eligible for bail had they not been found incompetent.

**Principal Introducer:** \_\_\_\_\_

Senator Matt Hansen