


MEMORANDUM

DATE	July 24, 2017
TO	Board of Psychology
FROM	 Konnor Leitzell Central Services Student Assistant
SUBJECT	Agenda Item #5(b)(2)(VV) – SB 684 (Bates) Incompetence to Stand Trial: Conservatorship: Treatment

Background:

Existing law prohibits a person from being tried or adjudged to punishment while that person is mentally incompetent. This bill would allow the initiation of conservatorship proceedings on the basis that the defendant is gravely disabled due to a condition in which the person, as a result of a mental health disorder, is unable to provide for his or her basic personal needs for food, clothing, or shelter.

Location: Senate Floor

Status: 7/20/2017 In Senate, concurrence in Assembly amendments pending.

Votes: 7/20/2017 Assembly Floor (67-0-12)
 7/11/2017 Assembly Committee on Public Safety (7-0-0)
 5/31/2017 Senate Floor (40-0-0)
 4/18/2017 Senate Committee on Public Safety (7-0-0)

Action Requested:

No action is required at this time. Staff will continue to watch SB 684 (Bates) to follow how these changes broaden the definition of incompetence, impact the existing conservatorship process, and impact mental health providers and resources available to treat incompetent inmates at facilities operated by the Department of State Hospitals and California Department of Corrections and Rehabilitation.