H.B. 23-1086 Asset forfeiture reports - appropriation. The act requires that a report related to a seizure and forfeiture include the estimated value and equity of the property and information on the outcome of the forfeiture proceeding.

The act appropriates $22,549 to the department of local affairs that is reappropriated to the office of the governor for use by the office of information technology and includes 0.2 FTE.

APPROVED by Governor June 7, 2023 **EFFECTIVE** September 1, 2023

NOTE: This act was passed without a safety clause.

H.B. 23-1135 Indecent exposure - felony if in view of a child - appropriation. The act makes indecent exposure a class 6 felony if committed when the person who commits indecent exposure knew there was a child under 15 years of age in view of the exposure and the person is more than 18 years of age and more than 4 years older than the child.

The act appropriates $54,797 to the judicial department from the general fund for the 2023-24 state fiscal year for probation programs and capital outlay.

APPROVED by Governor June 7, 2023 **EFFECTIVE** June 7, 2023

H.B. 23-1138 Competency evaluations and reports - when defendant is found to be imminent danger to self or others - removal to behavioral health administration's care coordination services - civil certification - petition. The act removes the requirement that if a defendant is in jail or an inpatient setting, a finding that the defendant is an imminent danger to the defendant's self or others is required for the competency evaluation and report. If the competency evaluation determines that the defendant meets the criteria for civil certification and inpatient services, the behavioral health administration (BHA) shall, directly or through a contract, provide care coordination services for the defendant. If the court orders, as a condition of bond, that restoration to competency take place on an outpatient basis, the department of human services is responsible for the oversight of restoration education and coordination of services.

Under specific conditions, the act allows that upon petition of the district attorney, a professional person, a representative of the BHA, a representative of the office of civil and forensic mental health, or other responsible person, a court may certify a respondent for short-term treatment in the custody of the BHA for not more than 3 months without requiring an emergency 72-hour hold. A court shall not accept a petition for certification for short-term treatment unless the respondent has a documented refusal to certified treatment.

Upon filing of the petition, the court shall immediately appoint an attorney to represent the respondent. The respondent's attorney may request a jury trial within 14 days after receipt of the petition. The respondent has the right to an attorney for all proceedings conducted related to the respondent's competency and certification for treatment and services.

The respondent may, at any time, file a written request to contest the petition, in which case the court shall set the hearing no later than 14 days after the petition was filed. If, after hearing all of the relevant evidence, the court finds grounds for certification have been established by clear and convincing evidence and that the BHA is able to provide adequate and appropriate treatment for the