

restoring either the defendants protections or restoring societys protections. Now, because the committee amendments embody, I think, a series of concepts that I think are basically sound and are in the direction that we want to work for, I will vote for them today and vote to advance the statute, or advance the bill, but, in the next week what we would like to do is subject this bill that we are advancing today to as thorough scrutiny as we can, on Select File bring in a set of amendments, if we feel they are necessary which will go even further, I think, in restoring the defendants protections and restoring societys protections. So, with those remarks I would support what the committee is trying to do here with a caveat that we may very well be back in a week from now with a pretty thorough rewrite of this particular proposal. Thank you, Mr. Speaker.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: Mr. Speaker and colleagues, I listened very closely to Senator Hoagland's discussion on this bill and I am more uncomfortable now than I was prior to his talking. He pretty loosely covered over some specific concerns that he has with this bill. He is talking about the loss of some defenses to the defendant in this area and I would like to ask him to be more specific in some of these areas that he sees concern in, maybe if there are an awful lot of them he could maybe just itemize four or five of his major concerns in this area and I would yield some of my time to him if he would be more specific.

SENATOR HOAGLAND: Let me outline two of my concerns, Senator Dworak, and I will be brief. In the current sexual sociopath law why the defendant at two or three stages in the criminal proceedings against him is entitled to a jury trial determination as to whether he is to be held for a longer period of time than the sanction provided for in the criminal statute. Now, in addition to that, the sexual sociopath statute in fairly intricate detail lays out the various procedures that the prosecutors in the courts are to undergo as these cases are processed under the criminal justice system. Now, that statute has been amended now to about four and a half double spaced pages of amendments which don't set out in nearly the detail those procedures, the procedures of prosecutors and the procedures that the courts are to follow. Now, I think that that combined with the fact that these jury trial protections are removed gives me some concern, the defendants are not receiving the protection that they had under the previous statute. I think that these are problems that we