

McDaniel v. State

Prior to a hearing on whether to revoke the defendant's probation, the defense entered a request for a hearing to determine competency of the defendant. After ordering an examination, which resulted in a determination that the defendant was competent, the trial judge denied the motion without a hearing. The defendant appealed, arguing that the court should have convened a jury hearing to determine the question of competency. In upholding the decision of the trial court, the Court of Criminal Appeals held that a competency hearing is not required unless the movant presents evidence which raises a reasonable question as to the party's competency. In this case, the expert's report and the court's own observations supported a finding of competency and the defense had introduced no evidence supporting its claim.