

Fiscal Note

State of Alaska
2023 Legislative Session

Bill Version: SB 53
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB53-FCS-IMH-API-2-17-2023
Title: FIVE-YEAR INVOLUNTARY COMMITMENTS
Sponsor: CLAMAN
Requester: Senate Health and Social Services

Department: Department of Family and Community Services
Appropriation: Inpatient Mental Health
Allocation: Alaska Psychiatric Institute
OMB Component Number: 311

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2024 Appropriation Requested	Included in Governor's FY2024 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2024	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2023) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2024) cost: 0.0 (separate capital appropriation required)

Does the bill create or modify a new fund or account? 0
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed? N/A

Why this fiscal note differs from previous version/comments:

Not applicable; initial version.

Prepared By: Scott York, Chief Executive Officer
Division: Alaska Psychiatric Institute
Approved By: Marian Sweet, Assistant Commissioner
Agency: Department of Family and Community Services

Phone: (907)269-7100
Date: 02/17/2023 01:00 PM
Date: 02/17/23

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2023 LEGISLATIVE SESSION

BILL NO. 33-LS0172\B

Analysis

SB53 requires the Department of Law to file a petition seeking involuntary commitment orders for defendants who remain incompetent to stand trial after all criminal competency restoration orders have expired, and extends the length of time between judicial reviews that the court may order patients who have been previously found incompetent to stand trial to be held under the Title 47 civil commitment process. Current statute limits these involuntary commitment orders for up to six months, SB53 would allow the court to extend commitment orders up to five years. The extended order length is limited to offenders who have a history of repeated felony offenses against a person. SB53 requires the Department of Family and Community Services to provide an annual report with information on the number of patients committed under this section. This reporting requirement will not have a fiscal impact on the department. The bill also requires that a discharge hearing be held before a patient held under this new provision is released from department custody.

This bill may increase the length of time that some patients spend in court ordered civil commitment at the Department of Family and Community Services, Alaska Psychiatric Institute (API). SB53 may indirectly affect bed capacity due to beds being occupied by some patients for longer lengths of stay, reducing bed availability for other patients. Because API is budgeted for full capacity of 80 patients, SB53 will have no fiscal impact on the department.