

Fiscal Note

State of Alaska
2023 Legislative Session

Bill Version:	CSSB 53(HSS)
Fiscal Note Number:	3
(S) Publish Date:	3/10/2023

Identifier: SB053-DOA-PDA-2-17-23
Title: COMPETENCY; INVOLUNTARY CIVIL
COMMITMENTS
Sponsor: CLAMAN
Requester: (S) HSS

Department: Department of Administration
Appropriation: Legal and Advocacy Services
Allocation: Public Defender Agency
OMB Component Number: 1631

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	373.5		373.5	373.5	373.5	373.5	373.5
Travel	9.4		9.4	9.4	9.4	9.4	9.4
Services	73.6		73.6	73.6	73.6	73.6	73.6
Commodities	8.0		8.0	8.0	8.0	8.0	8.0
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	464.5	0.0	464.5	464.5	464.5	464.5	464.5

Fund Source (Operating Only)

1004 Gen Fund (UGF)	464.5		464.5	464.5	464.5	464.5	464.5
Total	464.5	0.0	464.5	464.5	464.5	464.5	464.5

Positions

Full-time	2.0						
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? No
(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If yes, by what date are the regulations to be adopted, amended or repealed?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.

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Agency: Department of Administration

Phone: (907)334-4414
Date: 02/17/2023
Date: 2/17/23

REPORTED OUT OF
SFC 05/05/2023

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2023 LEGISLATIVE SESSION

Analysis

This legislation creates a five-year commitment term for individuals determined mentally incompetent to stand trial in felony prosecutions. There may be additional litigation and fact finding related to allegations of prior conduct that is used to justify a long-term commitment determination.

This bill eliminates the ability of the medical professionals to independently release a respondent when the respondent no longer meets commitment criteria; instead, it requires a respondent to petition the court for early release.

The Public Defender Agency will need to handle these commitment proceedings, monitor these clients, their treatment, and requests or petitions for early release. This will require additional staffing and expense for the Agency:

<u>Add an Attorney 1-4 (Anchorage Range 24 Step C)</u>	&	<u>Add an Attorney 5 (Anchorage Range 25 Step C)</u>
Personal Services - \$181.0		Personal Services - \$192.5
Indirect rates - \$13.7		Indirect rates - \$13.7
Case costs (experts, transcripts, etc.) - \$23.1		Case costs (experts, transcripts, etc.) - \$23.1
Travel -\$4.7		Travel - \$4.7
Commodities - \$4.0		Commodities - \$4.0