



# Alaska State Legislature

## Representative Matt Claman

Session: State Capitol, Rm 118 Juneau, AK 99801 Phone: 465-4919

Interim: 1500 W. Benson Blvd., Anch, AK 99503 Phone: 269-0130

### House Bill 290

#### Sectional Analysis — Version E

##### **Section 1**

*AS 12.25.030. Grounds For Arrest By Private Person or Peace Officer Without Warrant*

Amends AS 12.25.030 by adding a new section providing peace officers with an alternative to arrest. An officer may, at their discretion, deliver a person to a crisis stabilization center or evaluation facility instead of arresting them if the officer believes that the person is suffering from an acute episode of mental illness or if the person voluntarily agrees to be taken to a crisis stabilization center or evaluation facility. Taking an individual to a crisis stabilization center or evaluation facility, as provided for in this section, does not bar prosecution of the individual for alleged criminal activity or on charges for the original grounds for arrest.

##### **Section 2**

*AS 18.65.530 Mandatory Arrest For Crimes Involving Domestic Violence, Violation of Protective Orders, and Violation of Conditions of Release.*

Amends AS 18.65.530(c) by adding a subsection providing that a peace officer is not required to make an arrest under AS 18.65.530(a) if the officer has authorization from a prosecuting attorney in the jurisdiction in which the offense under investigation arose to deliver the person to a crisis stabilization center or an evaluation facility as provided in AS 12.25.031(b) because the person is subject to involuntary commitment under AS 47.30.705.

##### **Section 3**

*AS 18.65.530*

Adds a new subsection (g) to AS 18.65.530 that requires a peace officer who delivers a person to a crisis stabilization center or evaluation facility to leave their contact information with the crisis stabilization center or evaluation facility and, if notified of a release from crisis stabilization under AS 12.25.031(d), to make reasonable efforts to inform the victim of a crime under (a)(1) and (2) of AS 18.65.530.

##### **Section 4**

*AS 47.30.705 Mental Health Emergency Detention for Evaluation*

Amends AS 47.30.705 by clarifying that a person who is gravely disabled or suffering from mental illness and poses immediate harm to self or others may be delivered to a crisis stabilization center or to an evaluation center pursuant to AS 47.30.700.

##### **Section 5**

*AS 47.30.710 Mental Health Examination*

Amends AS 47.30.710(a) to provide for an examination by a medical professional within three hours for those brought to crisis stabilization centers.

##### **Section 6**

*AS 47.32.010 Centralized Licensing and Related Administrative Procedures Purpose and Applicability*

Amends AS 47.32.010(b) to allow licensing of crisis stabilization centers under Chapter 32.

**Section 7**

*AS 47.32 Centralized Licensing and Related Administrative Procedures*

Amends AS 47.32.900 (22) to expand the definition of crisis stabilization centers to include 23-hour crisis stabilization, crisis residential centers, and sub-acute facilities.

**Section 8**

*Uncodified Law of the State of Alaska*

Amends sec. 6 of this act to allow the Department of Health and Social Services, before a crisis stabilization center is licensed under AS 47.32.010(b), to issue a provisional license to or reimbursement to a crisis stabilization center.