

AMENDMENT

#1 Adopted

OFFERED IN THE HOUSE

BY REPRESENTATIVE CLAMAN

TO: CSHB 172(JUD), Draft Version "W"

1 Page 4, lines 23 - 24:

2 Delete "or crisis residential center; psychotropic medication; rights; notification"

3

4 Page 6, line 3:

5 Delete "and"

6

7 Page 6, line 4:

8 Delete "or"

9 Insert "and"

10

11 Page 6, line 15, following the first occurrence of "for":

12 Insert "seven-day"

13

14 Page 6, line 16, following "for":

15 Insert "seven-day"

16

17 Page 7, line 8, following "for":

18 Insert "seven-day"

19

20 Page 7, line 9, following "for":

21 Insert "seven-day"

AMENDMENT

#2 Adopted

OFFERED IN THE HOUSE

BY REPRESENTATIVE CLAMAN

TO: CSHB 172(JUD), Draft Version "W"

1 Page 3, line 6:

2 Delete "AS 47.30.915"

3 Insert "AS 47.32.900"

4

5 Page 3, line 9:

6 Delete "AS 47.30.915"

7 Insert "AS 47.32.900"

8

9 Page 11, lines 20 - 23:

10 Delete all material and insert:

11 "(21) "crisis residential center" has the meaning given in  
12 AS 47.32.900;

13 (22) "crisis stabilization center" has the meaning given in  
14 AS 47.32.900;"

15

16 Page 12, lines 27 - 30:

17 Delete all material and insert:

18 "(A) "crisis residential center" means a subacute mental health  
19 facility that has a maximum stay of seven days;

20 (B) "crisis stabilization center" means a subacute mental health  
21 facility that has a maximum stay of 23 hours and 59 minutes."

AMENDMENT

#3 Withdrawn

OFFERED IN THE HOUSE

BY REPRESENTATIVE KURKA

TO: CSHB 172(JUD), Draft Version "W"

1 Page 1, line 2, following "facilities;":

2 Insert "relating to the duties of the Department of Health and Social Services;"

3

4 Page 3, following line 24:

5 Insert a new bill section to read:

6 "\*\* Sec. 11. AS 47.30.350(a) is amended to read:

7 (a) The department shall

8 (1) develop and submit to the Surgeon General of the United States  
9 Public Health Service a comprehensive program for the constructing and equipping of  
10 hospitals and other facilities for the examination, observation, care, and treatment of  
11 the mentally ill;

12 (2) develop and submit to the Surgeon General plans and specifications  
13 for the constructing and equipping of the hospitals and other facilities;

14 (3) construct and equip the hospitals and other facilities in accordance  
15 with the program, plans, and specifications approved by the Surgeon General;  
16 construction and equipping under this paragraph is governed by AS 36.30 (State  
17 Procurement Code);

18 (4) cooperate, coordinate, and contract, wherever indicated and  
19 desirable, with other state boards, departments and agencies, and agencies of the  
20 United States in the construction program, and hire necessary personnel and enter into  
21 contracts with private individuals and companies, to the end that the hospitals and  
22 other facilities are constructed in the most economical and expeditious manner;  
23 contracting and construction under this section are governed by AS 36.30 (State

1 Procurement Code);  
2 **(5) twice each calendar year, conduct an on-site inspection at each**  
3 **designated treatment facility in the state."**  
4

5 Renumber the following bill sections accordingly.  
6

7 Page 13, lines 3 - 4:

8 Delete "sec. 23"

9 Insert "sec. 24"

10

11 Page 13, line 5:

12 Delete "sec. 23"

13 Insert "sec. 24"

14

15 Page 13, line 14:

16 Delete "Section 27"

17 Insert "Section 28"

- 1 Page 13, line 14:
- 2 Delete "Section 27"
- 3 Insert "Section 28"

AMENDMENT

#4 Failed  
As amended 3-4

OFFERED IN THE HOUSE

BY REPRESENTATIVE KURKA

TO: CSHB 172(JUD), Draft Version "W"

1 Page 1, line 3, following "facilities;":

2 Insert "relating to patient grievance procedures;"

3

4 Page 11, following line 2:

5 Insert a new bill section to read:

6 "\*\* Sec. 19. AS 47.30.847(b) is amended to read:

7 (b) An evaluation facility and a designated treatment facility shall have an *internal*

8 uniform formal grievance and appeal procedure for patient grievances brought under

9 (a) of this section. The facility shall inform each patient of the existence and contents

10 of the grievance procedure and shall submit a copy of the grievance procedure to

11 the department. The department shall keep a copy of the grievance procedure on

12 file."

13

14 Renumber the following bill sections accordingly.

15

16 Page 13, lines 3 - 4:

17 Delete "sec. 23"

18 Insert "sec. 24"

19

20 Page 13, line 5:

21 Delete "sec. 23"

22 Insert "sec. 24"

23

AMENDMENT

#5 Adopted

OFFERED IN THE HOUSE

TO: CSHB 172(JUD), Draft Version "W"

1 Page 12, following line 31:

2 Insert a new bill section to read:

3 **"\* Sec. 26.** The uncodified law of the State of Alaska is amended by adding a new section to  
4 read:

5 REPORT TO THE LEGISLATURE. (a) One year after the effective date of this Act,  
6 the Department of Health and Social Services and the Alaska Mental Health Trust Authority  
7 shall submit a joint report to the senate secretary and chief clerk of the house of  
8 representatives and notify the legislature that the report is available. The report must

9 (1) include an assessment of the current state, federal, and accrediting body  
10 requirements for psychiatric patient rights, including patient grievance and appeal policies and  
11 procedures; the assessment must address the adequacy of these policies and procedures and  
12 the practical challenges patients face in availing themselves of these rights;

13 (2) identify and recommend any additional changes to state statutes,  
14 regulations, or other requirements that could enhance patient rights, particularly involving  
15 involuntary admissions, involuntary medications, and the practical ability of patients to avail  
16 themselves of their rights; and

17 (3) assess and recommend any needed changes to current processes for data  
18 collection and reporting of patient grievances and appeals, patient reports of harm and  
19 restraint, and the resolution of these matters.

20 (b) The process used by the Department of Health and Social Services and the Alaska  
21 Mental Health Trust Authority to develop the assessment and recommendations under (a) of  
22 this section must include convening a diverse stakeholder group that includes members  
23 representing patients with lived experience, patient advocates, the Disability Law Center of

1 Alaska, providers of psychiatric services, the ombudsman, the Alaska Mental Health Board,  
2 the Department of Health and Social Services, and the Alaska Mental Health Trust Authority.  
3 A draft assessment and any recommendations must be made available for public comment,  
4 and any comments must be given due consideration before the production and transmittal of  
5 the final report."

6

7 Renumber the following bill sections accordingly.

8

9 Page 13, line 14:

10 Delete "Section 27"

11 Insert "Section 28"