

AMENDMENT ①

By Sen. Begich
Sen. Rember

Passed 4/4

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

1 Page 11, following line 10:

2 Insert a new bill section to read:

3 **** Sec. 21.** AS 47.30.915(9) is amended to read:

4 (9) "gravely disabled" means a condition in which a person as a result
5 of mental illness

6 (A) is in danger of physical harm arising from such complete
7 neglect of basic needs for food, clothing, shelter, or personal safety as to render
8 serious accident, illness, or death highly probable if care by another is not
9 taken; or

10 (B) is so incapacitated that the person is incapable of
11 surviving safely in freedom [WILL, IF NOT TREATED, SUFFER OR
12 CONTINUE TO SUFFER SEVERE AND ABNORMAL MENTAL,
13 EMOTIONAL, OR PHYSICAL DISTRESS, AND THIS DISTRESS IS
14 ASSOCIATED WITH SIGNIFICANT IMPAIRMENT OF JUDGMENT,
15 REASON, OR BEHAVIOR CAUSING A SUBSTANTIAL
16 DETERIORATION OF THE PERSON'S PREVIOUS ABILITY TO
17 FUNCTION INDEPENDENTLY];"

18

19 Renumber the following bill sections accordingly.

20

21 Page 13, lines 1 - 2:

22 Delete "secs. 1 - 27"

23 Insert "secs. 1 - 28"

1

2 Page 13, lines 27 - 28:

3 Delete "sec. 23"

4 Insert "sec. 24"

5

6 Page 13, line 29:

7 Delete "sec. 23"

8 Insert "sec. 24"

9

10 Page 14, line 7:

11 Delete "Section 28"

12 Insert "Section 29"

AMENDMENT (2)

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Begich
Sen. Reinbold

Passed 4/4

1 Page 11, following line 1:

2 Insert new bill sections to read:

3 **** Sec. 19.** AS 47.30.839(b) is amended to read:

4 (b) An evaluation facility or designated treatment facility may seek court
5 approval for administration of psychotropic medication to a patient by filing a petition
6 with the court, requesting a hearing on the capacity of the person to give informed
7 consent and on the proposed use of psychotropic medication. The petition shall
8 provide specific information regarding the factors listed in AS 47.30.837(d)(2)(A)
9 - (E).

10 *** Sec. 20.** AS 47.30.839(g) is amended to read:

11 (g) If the court determines by clear and convincing evidence that the patient
12 is not competent to provide informed consent and [, BY CLEAR AND
13 CONVINCING EVIDENCE,] was not competent to provide informed consent at the
14 time of previously expressed wishes documented under (d)(2) of this section, that the
15 proposed use of medication is in the best interests of the patient considering at a
16 minimum the factors listed in AS 47.30.837(d)(2)(A) - (E), and that there is no
17 feasible less intrusive alternative, the court shall approve the facility's proposed use
18 of psychotropic medication. The court's approval under this subsection applies to the
19 patient's initial period of commitment if the decision is made during that time period.
20 If the decision is made during a period for which the initial commitment has been
21 extended, the court's approval under this subsection applies to the period for which
22 commitment is extended."
23

1 Renumber the following bill sections accordingly.

2

3 Page 13, lines 1 - 2:

4 Delete "secs. 1 - 27"

5 Insert "secs. 1 - 29"

6

7 Page 13, lines 27 - 28:

8 Delete "sec. 23"

9 Insert "sec. 25"

10

11 Page 13, line 29:

12 Delete "sec. 23"

13 Insert "sec. 25"

14

15 Page 14, line 7:

16 Delete "Section 28"

17 Insert "Section 30"

AMENDMENT ③

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Begich
Sen. Reinbold

1 Page 4, line 30, following the second occurrence of "that":

Passed 4/4

2 Insert "the respondent is suffering an acute behavioral health crisis and, as a result, is
3 likely to cause harm to self or others or is gravely disabled."

4

5 Page 4, line 31, following "center":

6 Insert ",,"

Conceptual A.1 to A.3

Pg 1, line 3

after "cause" insert "serious"

Failed 1/4

AMENDMENT

④

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Begich
Sen. Reinbold

Passed 4/4

- 1 Page 5, line 25, following "crisis":
- 2 Insert "and, as a result, is likely to cause harm to self or others or is gravely disabled,"

AMENDMENT (5)

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Begich
Sen. Reinbold

Passed 4/14

- 1 Page 13, line 10, following "could":
- 2 Insert "improve patient outcomes and"

AMENDMENT

⑥

By Sen. Wilson
by request
passed 4/4

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

1 Page 5, line 3:

2 Delete "AS 47.30.700"

3 Insert "this section"

4

5 Page 5, line 9:

6 Delete "under AS 47.30.700 - 47.30.707"

7

8 Page 5, line 22, following "obtained":

9 Insert "under AS 47.30.707"

10

11 Page 5, line 23:

12 Delete "AS 47.30.700"

13 Insert "this section"

14

15 Page 5, line 29, following "an":

16 Insert "ex parte"

AMENDMENT ⑦ By Sen. Wilson
by request
passed 4/4

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

- 1 Page 5, line 6, following "application":
- 2 Insert ", and the respondent may remain at the crisis stabilization center until
- 3 admission to a crisis residential center"

AMENDMENT ⑧

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Wilson
by request
passed 4/4

- 1 Page 12, line 26, following "days":
- 2 Insert "for an involuntary admission"

AMENDMENT ⑨

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

By Sen. Wilson
by request
withdrawn

- 1 Page 2, line 13, following the first occurrence of "officer":
- 2 Insert "and the arresting officer's employing agency"
- 3
- 4 Page 2, line 31, following "officer":
- 5 Insert "and the arresting officer's employing agency"
- 6
- 7 Page 3, line 20, following "officer's":
- 8 Insert "and the peace officer's employing agency's"
- 9
- 10 Page 3, line 21:
- 11 Delete "is"
- 12 Insert "and the peace officer's employing agency are [IS]"

AMENDMENT (10).1

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

BY SENATOR HUGHES

Moved by Sen. Wilson

Passed 4/4

1 Page 3, following line 24:

2 Insert a new bill section to read:

3 **** Sec. 11.** AS 47.30.693 is amended to read:

4 **Sec. 47.30.693. Notice to parent or guardian of minor or vulnerable adult.**

5 When a minor under 18 years of age or a vulnerable adult is detained at or admitted

6 or committed to a crisis stabilization center, crisis ^{Residential} evaluation center, evaluation

7 facility, or treatment facility, the center or facility shall inform the parent or guardian

8 of a minor or the guardian of a vulnerable adult, as applicable, of the location of

9 the minor or vulnerable adult as soon as possible after the arrival of the minor or

10 vulnerable adult at the center or facility. In this section, "vulnerable adult" has

11 the meaning given in AS 47.24.900."

12

13 Renumber the following bill sections accordingly.

14

15 Page 13, lines 1 - 2:

16 Delete "secs. 1 - 27"

17 Insert "secs. 1 - 28"

18

19 Page 13, lines 27 - 28:

20 Delete "sec. 23"

21 Insert "sec. 24"

22

23 Page 13, line 29:

1 Delete "sec. 23"

2 Insert "sec. 24"

3

4 Page 14, line 7:

5 Delete "Section 28"

6 Insert "Section 29"

AMENDMENT ⑪

withdrawn

OFFERED IN THE SENATE

TO: CSSB 124(HSS), Draft Version "B"

BY SENATOR HUGHES

*Moved by Sen.
Wilson.*

1 Page 11, following line 1:

2 Insert a new bill section to read:

3 **"* Sec. 19.** AS 47.30.840(a) is amended to read:

4 (a) A person undergoing evaluation or treatment under AS 47.30.660 -
5 47.30.915

6 (1) may not be photographed without the person's consent and that of
7 the person's guardian if a minor, except that the person may be photographed upon
8 admission to a facility for identification and for administrative purposes of the facility;
9 all photographs shall be confidential and may only be released by the facility to the
10 patient or the patient's designee unless a court orders otherwise;

11 (2) at the time of admission to an evaluation or treatment facility, shall
12 have reasonable precautions taken by the staff to inventory and safeguard the patient's
13 personal property; a copy of the inventory signed by the staff member making it shall
14 be given to the patient and made available to the patient's attorney and any other
15 person authorized by the patient to inspect the document;

16 (3) shall have access to an individual storage space for the patient's
17 private use while undergoing evaluation or treatment;

18 (4) shall be permitted to wear personal clothing, to keep and use
19 personal possessions including toilet articles if they are not considered unsafe for the
20 patient or other patients who might have access to them, and to keep and be allowed to
21 spend a reasonable sum of the patient's own money for the patient's needs and
22 comfort;

23 (5) shall be allowed to have visitors at reasonable times;

1 (6) shall have ready access to letter writing materials, including
2 stamps, and have the right to send and receive unopened mail;

3 (7) shall have reasonable access to a telephone, both to make and
4 receive confidential calls;

5 (8) has the right to be free of corporal punishment:

6 (9) has the right to reasonable opportunity for indoor and outdoor
7 exercise and recreation;

8 (10) has the right, at any time, to have a telephone conversation with or
9 be visited by an attorney;

10 (11) may not be retaliated against or subjected to any adverse change
11 of conditions or treatment solely because of assertion of rights under this section;

12 **(12) if the person is a minor or a vulnerable adult, may not be**
13 **transferred to a different evaluation or treatment facility before the facility**
14 **where the minor or vulnerable adult is currently undergoing evaluation or**
15 **treatment makes a good faith attempt to notify a parent or guardian of the minor**
16 **or the guardian of the vulnerable adult, as applicable, of the proposed transfer;**
17 **in this paragraph, "vulnerable adult" has the meaning given in AS 47.24.900."**

18
19 Renumber the following bill sections accordingly.

20
21 Page 13, lines 1 - 2:

22 Delete "secs. 1 - 27"

23 Insert "secs. 1 - 28"

24
25 Page 13, lines 27 - 28:

26 Delete "sec. 23"

27 Insert "sec. 24"

28
29 Page 13, line 29:

30 Delete "sec. 23"

31 Insert "sec. 24"

1

2 Page 14, line 7:

3 Delete "Section 28"

4 Insert "Section 29"

AMENDMENT (12).1

OFFERED IN THE SENATE

BY SENATOR BEGICH

TO: CSSB 124(HSS), Draft Version "B"

Sen. Reinbold

Passed 4/4

1 Page 13, line 4:

2 Delete "and"

3 Insert ","

4 Following "available":

5 Insert ", and make the report available to the public"

6

7 Page 13, line 10, following "rights.":

8 Insert "including items that could be ^{added to 47.30.825,"} ~~adopted as a Patient Bill of Rights,"~~

9

10 Page 13, line 15, following "matters":

11 Insert "and provide recommendations for making this information available to the
12 public"