

SENATE BILL NO. 321

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Introduced: 4/4/96

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to civil commitment of a criminal defendant who is found to
2 be mentally incompetent."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 47.30.915(12) is amended to read:

5 (12) "mental illness" means an organic, mental, or emotional
6 impairment that has substantial adverse effects on an individual's ability to exercise
7 conscious control of the individual's actions or ability to perceive reality or to reason
8 or understand; **in general,** mental retardation, epilepsy, drug addiction, and alcoholism
9 do not per se constitute mental illness, although persons suffering from these
10 conditions may also be suffering from mental illness; **however, for the limited**
11 **purpose of applying AS 47.30.700 - 47.30.915 to civil commitment of mentally**
12 **incompetent defendants as authorized under AS 12.47.110(b), "mental illness"**
13 **includes a mental disease or defect as defined in AS 12.47.130;**