

# FISCAL NOTE

**STATE OF ALASKA**  
**2011 LEGISLATIVE SESSION**

Fiscal Note Number 2  
 Bill Version SB 86  
 (S) Publish Date 2/9/11

Identifier (file name) LL1722-DOA-OPA-2-8-11 Dept. Affected DOA  
 Title An Act relating to the protection of property of persons under Appropriation Legal and Advocacy Services  
disability . . . . Allocation Office of Public Advocacy  
 Sponsor Rules by Request  
 Requester Governor OMB Component Number 43

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

|                               | Appropriation<br>Required | Information |            |            |            |            |            |            |
|-------------------------------|---------------------------|-------------|------------|------------|------------|------------|------------|------------|
|                               |                           | FY 2012     | FY 2012    | FY 2013    | FY 2014    | FY 2015    | FY 2016    | FY 2017    |
| <b>OPERATING EXPENDITURES</b> |                           |             |            |            |            |            |            |            |
| Personal Services             |                           |             |            |            |            |            |            |            |
| Travel                        |                           |             |            |            |            |            |            |            |
| Services                      |                           |             |            |            |            |            |            |            |
| Commodities                   |                           |             |            |            |            |            |            |            |
| Capital Outlay                |                           |             |            |            |            |            |            |            |
| Grants                        |                           |             |            |            |            |            |            |            |
| Miscellaneous                 |                           |             |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b>        |                           | <b>0.0</b>  | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

|                             |  |  |  |  |  |  |  |  |
|-----------------------------|--|--|--|--|--|--|--|--|
| <b>CAPITAL EXPENDITURES</b> |  |  |  |  |  |  |  |  |
|-----------------------------|--|--|--|--|--|--|--|--|

|                           |  |  |  |  |  |  |  |  |
|---------------------------|--|--|--|--|--|--|--|--|
| <b>CHANGE IN REVENUES</b> |  |  |  |  |  |  |  |  |
|---------------------------|--|--|--|--|--|--|--|--|

**FUND SOURCE** (Thousands of Dollars)

|                          |  |            |            |            |            |            |            |            |
|--------------------------|--|------------|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts    |  |            |            |            |            |            |            |            |
| 1003 GF Match            |  |            |            |            |            |            |            |            |
| 1004 GF                  |  |            |            |            |            |            |            |            |
| 1005 GF/Program Receipts |  |            |            |            |            |            |            |            |
| 1037 GF/Mental Health    |  |            |            |            |            |            |            |            |
| Other (please identify)  |  |            |            |            |            |            |            |            |
| <b>TOTAL</b>             |  | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2011) cost 0.0

**POSITIONS**

|           |  |  |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |  |  |

Why this fiscal note differs from previous version (if initial version, please note as such)

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 Approved by John Cramer, Deputy Commissioner  
Department of Administration

Phone 907-269-3504  
 Date/Time 2/8/2011, 10:30 am.  
 Date 2/8/2011

## FISCAL NOTE #2

BILL NO. SB 86

STATE OF ALASKA  
2011 LEGISLATIVE SESSION

### Analysis

This bill will enhance the legal protections against fraud and financial abuse available to elders and vulnerable adults. The Office of Public Advocacy wishes to highlight two portions of the bill that will provide new emergency procedures to protect vulnerable adults who may be served by the agency's Elder Fraud or Probate practices.

In section 7, this bill creates two emergency judicial proceedings to stop and prevent financial exploitation of vulnerable adults. The first is a process for the appointment of temporary conservators. This will allow the court to impose emergency conservatorships to assist vulnerable individuals with their financial affairs to prevent imminent waste or fraudulent dissipation of their estates.

The second creates a process for the imposition of financial protective orders. Individual victims and other concerned parties will be able to apply for the protections of 20 day ex parte protective orders to stop or prevent financial exploitation. The initial ex parte order may be extended for up to six months after notice and a hearing at which the respondent may be heard.

The bill also provides for expanded reporting of financial abuse and enhanced penalties in criminal cases when there is an elderly victim. Additionally, the bill criminalizes violations of the financial protective orders.

The agency does not believe that this will result in significant cost increases to the agency.