

# Fiscal Note

State of Alaska  
2014 Legislative Session

Bill Version: CSHB 366(JUD)  
Fiscal Note Number: 6  
(H) Publish Date: 3/24/14

Identifier: HB366CS(STA)-DOA-OPA-03-14-2014  
Title: INVOLUNTARY COMMITMENT  
Sponsor: PRUITT  
Requester: House Judiciary

Department: Department of Administration  
Appropriation: Legal and Advocacy Services  
Allocation: Office of Public Advocacy  
OMB Component Number: 43

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2015	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2015 Request	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
<b>OPERATING EXPENDITURES</b>	<b>FY 2015</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
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>

## Fund Source (Operating Only)

None							
<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>

## Positions

Full-time							
Part-time							
Temporary							

<b>Change in Revenues</b>							
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**Estimated SUPPLEMENTAL (FY2014) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2015) cost:** 0.0 *(separate capital appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? **No**  
If yes, by what date are the regulations to be adopted, amended or repealed?

## Why this fiscal note differs from previous version:

Updated for new committee substitute
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Division: <u>Office of Public Advocacy</u>	Date: <u>03/14/2014 09:45 PM</u>
Approved By: <u>Curtis Thayer, Commissioner</u>	Date: <u>03/14/14</u>
Agency: <u>Department of Administration</u>	

**FISCAL NOTE ANALYSIS #6**

**STATE OF ALASKA  
2014 LEGISLATIVE SESSION**

**BILL NO. CSHB 366(JUD)**

**Analysis**

This legislation amends AS 44.41, concerning involuntary commitment proceedings, in several aspects. The effect of the bill would be to strengthen the role of the Department of Public Safety (DPS) in involuntary commitment proceedings, eliminate the option of expungement of the proceedings records for the person post-commitment and allow the person, post-commitment, to seek relief from the disability of being prohibited from owning a firearm.

The bill if enacted would impact both the persons who are committed and the general public, in that the question of such persons being able to possess firearms post-commitment would be able to be brought and litigated in the courts. The bill specifically allows for a person to appeal from an adverse ruling to the state supreme court under a de novo standard of review. Agencies affected would include the departments of Law, Public Safety, Administration and the Alaska Court System. Attorneys from the Office of Public Advocacy (OPA) and/or the Public Defender Agency (PD) assigned to represent a person in involuntary commitment proceedings would also be affected.

If enacted as most recently amended, the bill would likely have some impact on the caseloads of those Office of Public Advocacy (OPA) attorneys working those cases. The bill would likely not have any material impact upon the operations, administration or overall budget of OPA therefore, OPA submits a zero fiscal note.