

# Fiscal Note

State of Alaska  
2020 Legislative Session

Bill Version:	HB 304
Fiscal Note Number:	2
(H) Publish Date:	2/28/2020

Identifier: 4257-2-DHSS-API-1-27-2020  
 Title: CRIMES: PSYCH EXAMS/CUSTODY;  
 COMPETENCY  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Governor

Department: Department of Health and Social Services  
 Appropriation: Alaska Psychiatric Institute  
 Allocation: Alaska Psychiatric Institute  
 OMB Component Number: 311

**Expenditures/Revenues**

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

	FY2021	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2021 Request	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
<b>OPERATING EXPENDITURES</b>	<b>FY 2021</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</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							

**Change in Revenues**

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>

**Estimated SUPPLEMENTAL (FY2020) cost:** 0.0 *(separate supplemental appropriation required)*

**Estimated CAPITAL (FY2021) cost:** 0.0 *(separate capital appropriation required)*

**Does the bill create or modify a new fund or account?** No  
*(Supplemental/Capital/New Fund - 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 If yes, by what date are the regulations to be adopted, amended or repealed? n/a

**Why this fiscal note differs from previous version/comments:**

Not applicable. Initial version.

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Division:	Alaska Psychiatric Institute	Date:	01/27/2020 10:00 AM
Approved By:	Sana Efird, Assistant Commissioner	Date:	01/27/20
Agency:	Office of Management and Budget		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2020 LEGISLATIVE SESSION**Analysis**

The proposed changes will not have a fiscal or programmatic impact on the Department of Health and Social Services, Alaska Psychiatric Institute (API).

The current statutory language requires two Board-certified forensic psychologists to conduct a psychiatric examination on a defendant who has filed notice of intention to rely on an affirmative defense of insanity. There are no Board-certified forensic psychologists in Alaska, and this has been the case for many years. Thus, in every case falling under this statute, Alaska Psychiatric Institute (API) files notice with the court that they do not have the required psychologists, essentially seeking an exemption to the statutory requirement.

This legislation would change the minimum requirements for psychiatrists and psychologists from being Board-certified to qualified psychiatrists and psychologists.