

Fiscal Note

State of Alaska
2021 Legislative Session

Bill Version:	HB 155
Fiscal Note Number:	2
(H) Publish Date:	4/9/2021

Identifier: HB155-JUD-ACS-03-31-2021
 Title: COURT SYSTEM PROVIDE VISITORS & EXPERTS
 Sponsor: TUCK
 Requester: House Judiciary

Department: Judiciary
 Appropriation: Alaska Court System
 Allocation: Trial Courts
 OMB Component Number: 768

Expenditures/Revenues

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

	FY2022 Appropriation Requested	Included in Governor's FY2022 Request	Out-Year Cost Estimates				
			FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
OPERATING EXPENDITURES	FY 2022	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Personal Services		104.7	104.7	104.7	104.7	104.7	104.7
Travel							
Services		854.4	854.4	854.4	854.4	854.4	854.4
Commodities		1.5	1.5	1.5	1.5	1.5	1.5
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	960.6	960.6	960.6	960.6	960.6	960.6

Fund Source (Operating Only)

1004 Gen Fund (UGF)		960.6	960.6	960.6	960.6	960.6	960.6
Total	0.0	960.6	960.6	960.6	960.6	960.6	960.6

Positions

Full-time		1.0	1.0	1.0	1.0	1.0	1.0
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2021) cost: 0.0 *(separate supplemental appropriation required)*

Estimated CAPITAL (FY2022) cost: 0.0 *(separate capital appropriation required)*

Does the bill create or modify a new fund or account? 0
(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? 0
 If yes, by what date are the regulations to be adopted, amended or repealed?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:

Initial version.

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Division: Alaska Court System	Date: 03/31/2021 10:00 AM
Approved By: Douglas Wooliver for Stacey Marz, Administrative Director	Date: 03/31/21
Agency: Alaska Court System	

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2021 LEGISLATIVE SESSION

Analysis

House Bill 155 would transfer from the Office of Public advocacy (OPA) to the court system the duty to provide court visitors in guardianship cases, and in cases involving the involuntary administration of psychotropic medication. This fiscal note reflects the cost of that transfer, which is based on the most recent costs incurred by OPA for this work, plus one additional staff person to oversee the training, supervision, and scheduling of court visitors.

But statute, Judges appoint court visitors provided by OPA to assess the needs and conditions of respondents in guardianship proceedings. Visitors are neutral evaluators who submit their assessment directly to the judge in the case. Visitors also make reports on the continuing appropriateness of the guardianship by conducting a follow-up reviews every three years. Finally, court visitors are appointed in cases where an evaluation or treatment facility requests that a court order a person in their care to receive psychotropic medication. The visitor's role in that type of appointment is to assess the competency of the person to consent, or not, to the administration of the drug.

In cooperation with the executive branch, the court system included the funding for this transfer of responsibility in its FY2022 budget request and this amount is included in the FY2022 Governor's Request. The court system has been advised that if HB155 is passed, that the funding for this operational change will be reflected in the fiscal note section of the appropriation bill (HB 69) versus in the FY2022 Governor's Request.