

Introduced: 2/24/89  
Referred: Health, Education and  
Social Services

go00879s

1 IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2

SENATE BILL NO. 189

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to examination of intoxicated or  
7 incapacitated persons in protective custody."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 47.37.170(c) is amended to read:

10 (c) A person who voluntarily appears or is brought to an ap-  
11 proved public treatment facility shall be examined by a licensed  
12 physician or other qualified health practitioner as soon as possible.  
13 The department may, by regulation, establish the scope of the ex-  
14 amination to be performed and determine the minimum qualifications for  
15 health practitioners to be authorized to perform the examination.  
16 After the examination, the person may be admitted as a patient or  
17 referred to another health facility. The approved public treatment  
18 facility which refers the person shall arrange for transportation.

19 \* Sec. 2. AS 47.37.180(b) is amended to read:

20 (b) The certifying physician, spouse, guardian, or relative of  
21 the person to be committed, or any other responsible person, may make  
22 a written application for commitment under this section, directed to  
23 the administrator of the approved public treatment facility. The  
24 application shall state facts to support the need for emergency treat-  
25 ment and be accompanied by a physician's certificate supporting the  
26 need for emergency treatment and stating that the physician or other  
27 qualified health practitioner has examined the person sought to be  
28 committed within two days before the certificate's date, and that the  
29 certifying physician has reviewed the results of the examination

- 1 before executing the certificate in support of the application for
- 2 emergency commitment.