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POSITION PAPER

HOUSE BILL 171

"An Act relating to the treatment of involuntarily committed patients."

This bill seeks to specifically authorize evaluation facilities to administer medication and other treatment to an involuntarily committed patient as long as the treatment is consistent with the patient rights provisions under A.S. 47.30.825 - 47.30.865.

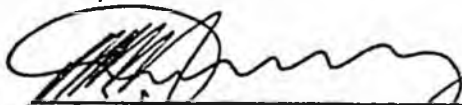
Under the existing statutes, A.S. 47.30.772 provides only that designated treatment facilities may administer medication or other treatment as long as it is consistent with the provisions of A.S. 47.30.825 - 865. This statute which specifically authorizes such treatment does not include evaluation facilities. In 1984, this specific section of the Involuntary Commitment Act was added, apparently in an effort to make clear that medication and treatment could be administered to involuntarily committed patients by designated treatment facilities as long as the rights of the patients, as enumerated under A.S. 47.30.825 - 865, were properly addressed.

By including evaluation facilities as authorized to administer medication and treatment to involuntarily committed patients under A.S. 47.30.772, it should provide clarification to those types of facilities with regards to their rights and obligations as well as the rights of patients under the law when providing treatment to involuntary committed patients.

It should be noted, however, that treatment by evaluation facilities under this proposed revision should be administered only after a respondent has been involuntarily committed under A.S. 47.30.735, 47.30.755, or 47.30.770 and only while awaiting transportation to a designated treatment facility. Treatment that may be necessary prior to the commitment hearing may be administered by an evaluation facility under the provisions of A.S. 47.30.725(e).

The Department of Health and Social Services supports the passage of House Bill 171 with the above noted qualification.

Recommended by:


Mel Henry, Ph.D., M.P.A., Director

Date:

2-13-85

Approved by:


John Pugh, Commissioner

Date:

2/15/85

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: HB 171
 Title: An Act relating to treatment of involuntarily committed patients
 Sponsor: Taylor
 Requestor: _____
 Date of Request: 2-07-85

FISCAL DETAIL

Department of Health
 Agency Affected: and Social Services
 Program Category Affected: Division of Mental Health and Developmental Disabilities
 BRU, Program or Subprogram(s) Affected: Regional Administration

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	0	0	0	0	0
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

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Division: Mental Health & Developmental Disabilities

Phone: 465-3370

Date: 2-12-85

Approved by Commissioner: John R. Coy

Agency: Health & Social Services

Date: 2/15/85 *JCC*

Distribution (by Agency preparing fiscal note):

Legislative Finance

Legislative Sponsor

Request

Office of Management and Budget