

1 read:

2 REPORT TO THE LEGISLATURE. (a) One year after the effective date of secs. 1 -  
3 37 and 39 of this Act, the Department of Health, the Department of Family and Community  
4 Services, and the Alaska Mental Health Trust Authority shall submit a joint report to the  
5 senate secretary and chief clerk of the house of representatives, notify the legislature that the  
6 report is available, and make the report available to the public. The report must

7 (1) include an assessment of the current state, federal, and accrediting body  
8 requirements for psychiatric patient rights, including patient grievance and appeal policies and  
9 procedures; the assessment must address the adequacy of these policies and procedures and  
10 the practical challenges patients face in availing themselves of these rights;

11 (2) identify and recommend any additional changes to state statutes,  
12 regulations, or other requirements that could improve patient outcomes and enhance patient  
13 rights, including items that could be added to AS 47.30.825, particularly involving  
14 involuntary admissions, involuntary medications, and the practical ability of patients to avail  
15 themselves of their rights;

16 (3) assess and recommend any needed changes to current processes for data  
17 collection and reporting of patient grievances and appeals, patient reports of harm and  
18 restraint, and the resolution of these matters and provide recommendations for making this  
19 information available to the public; and

20 (4) identify methods for collecting and making available to the legislature and  
21 the general public statistics recording

22 (A) the number, type, and cause of patient and staff injuries;

23 (B) the number, type, and resolution of patient and staff complaints;

24 and

25 (C) the number, type, and cause of traumatic events experienced by a  
26 patient; in this subparagraph, "traumatic event" means being administered medication  
27 involuntarily or being placed in isolation or physical restraint of any kind.

28 (b) The process used by the Department of Health, the Department of Family and  
29 Community Services, and the Alaska Mental Health Trust Authority to develop the  
30 assessment and recommendations under (a) of this section must include convening a diverse  
31 stakeholder group that includes members representing patients with lived experience, patient

1 advocates, the Disability Law Center of Alaska, providers of psychiatric services, the  
2 ombudsman, the Alaska Mental Health Board, the Department of Health, the Department of  
3 Family and Community Services, and the Alaska Mental Health Trust Authority. A draft  
4 assessment and any recommendations must be made available for public comment, and any  
5 comments must be given due consideration before the production and transmittal of the final  
6 report.

7 \* **Sec. 37.** The uncodified law of the State of Alaska is amended by adding a new section to  
8 read:

9           TRANSITION: LICENSING. Notwithstanding AS 47.32.010(b), as amended by sec.  
10 32 of this Act, the Department of Health shall consider a valid unexpired license issued before  
11 the effective date of sec. 32 of this Act to a facility identified as a crisis stabilization center as  
12 a license for a subacute mental health facility until that license is renewed, suspended, or  
13 revoked.

14 \* **Sec. 38.** The uncodified law of the State of Alaska is amended by adding a new section to  
15 read:

16           TRANSITION: REGULATIONS. The Department of Health and Social Services, the  
17 Department of Health, or the Department of Family and Community Services, as applicable,  
18 may adopt regulations to implement this Act. The regulations take effect under AS 44.62  
19 (Administrative Procedure Act) but not before the effective date of the law implemented by  
20 the regulation.

21 \* **Sec. 39.** The uncodified law of the State of Alaska is amended by adding a new section to  
22 read:

23           CONDITIONAL EFFECT. AS 47.30.708(d), enacted by sec. 16 of this Act, and  
24 AS 47.30.805(a)(1), as amended by sec. 20 of this Act, take effect only if sec. 35 of this Act  
25 receives the two-thirds majority vote of each house required by art. IV, sec. 15, Constitution  
26 of the State of Alaska.

27 \* **Sec. 40.** Section 38 of this Act takes effect immediately under AS 01.10.070(c).