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HOUSE REPUBLICAN STAFF ANALYSIS

Bill: Senate File 2259 Committee: Human Resources Floor Manager: Rep. Gustafson Date: May 11, 2016 Staff: Carrie Malone (5-2063)	House Committee: PASSED on March 9 (21-0) House Floor: PASSED on April 6 (96-0) Senate Floor: PASSED on March 1 (49-0) Governor: Signed on April 21, 2016
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Serious Mental Illness

- The bill creates a new option for treatment for people in outpatient treatment after an involuntary commitment. If a person is under court order to undergo outpatient treatment for mental illness after they are involuntarily committed and they do not comply and their behavior is determined to result in harm to themselves or others, they may be given the option of being treated by the use of an injectable antipsychotic medication.

Section by Section Analysis

Section 1

This section relates to outpatient treatment of a person with a serious mental impairment who fails to comply with an outpatient treatment order. If the respondent is ordered to undergo outpatient treatment and they do not comply and their behavior is likely to result in physical injury to themselves or others, all of the following shall occur:

1. The respondent’s mental health professional shall notify the committing judge or the committing court. The just shall enter an order directing the respondent be taken into custody by the sheriff and be taken to a facility.
2. Once in protective custody, the respondent shall be given the choice of being treated by medication, which can include the use of injectable antipsychotic medicine.
3. Following the notice and hearing, the court may order the respondent treated on an inpatient basis requiring full-time custody, care, and treatment in a hospital.

The bill requires a Mental Health and Disability Services (MHDS) region to contract with mental health professionals to provide outpatient treatment by the appropriate medication which may include treatment by the use of injectable antipsychotic medicine.