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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	16
(S) Publish Date:	4/8/2016

Identifier: SSSB091-DOA-OPA-04-04-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Administration
Appropriation: Legal and Advocacy Services
Allocation: Office of Public Advocacy
OMB Component Number: 43

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Updated for new sponsor substitute.

Prepared By: Richard Allen, Director
Division: Office of Public Advocacy
Approved By: Sheldon Fisher, Commissioner
Agency: Department of Administration

Phone: (907)269-3504
Date: 04/04/2016 01:00 PM
Date: 04/04/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

The bill is the product of several years of work by all branches of state government, a specific state government commission and various interested private and public entities on the subject of criminal justice and corrections reform. The cited need is to find effective alternatives to long-term incarceration and lengthy sentences, with attendant costs, in criminal justice administration, sentencing and corrections. If enacted as drafted, the bill would not likely change or alter the mission or operations of the Office of Public Advocacy, but would likely have noticeable impact upon the agency's criminal defense clients. With regard to classification and prosecution of certain non-violent offenses, misdemeanors and certain drug offenses, the bill would re-orient criminal justice administration away, in some respects, from costly long-term incarceration and toward treatment, rehabilitation and community-based corrections.

The Office of Public Advocacy submits a zero fiscal note.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	17
(S) Publish Date:	4/8/2016

Identifier: SSSB091CS(FIN)-DOA-PDA-04-04-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Administration
Appropriation: Legal and Advocacy Services
Allocation: Public Defender Agency
OMB Component Number: 1631

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed? No

Why this fiscal note differs from previous version:

Updated for new version of the bill.

Prepared By: Quinlan Steiner
Division: Public Defender Agency
Approved By: Sheldon Fisher, Commissioner
Agency: Department of Administration

Phone: (907)334-4414
Date: 04/04/2016 12:00 AM
Date: 04/04/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

This bill implements recommendations developed from multi-agency collaboration designed to lower recidivism and incarceration costs. The bill provides incentives for successful completion of treatment programs by allowing for credit against terms of imprisonment. Additionally, provides opportunities for defendants to regain driving privileges in some circumstances.

The Public Defender Agency does not anticipate a financial impact from this CS. The agency, therefore, submits a zero fiscal note.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB 91 HFIN-DOA-DMV 4-21-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: House Finance

Department: Department of Administration
Appropriation: Motor Vehicles
Allocation: Motor Vehicles
OMB Component Number: 2348

Expenditures/Revenues

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

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 07/01/17

Why this fiscal note differs from previous version:

House Finance Committee restored the previous zero fiscal note. This fiscal note is one page.

Prepared By: Representative Neuman
House Finance Committee
Representative Thompson
House Finance Committee

Phone: (907)465-2679
Date: 04/21/2016

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	18
(S) Publish Date:	4/8/2016

Identifier: CSSSSB091-DOC-IT-04-07-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: (S)FINANCE

Department: Department of Corrections
Appropriation: Administration and Support
Allocation: Information Technology MIS
OMB Component Number: 698

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 1,500.0 (separate capital appropriation required)
(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?
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

This fiscal note has updated to reflect the Capital Project status.

Prepared By: April Wilkerson
Division: Administrative Services - Department of Corrections
Approved By: Dean Williams
Agency: Department of Corrections

Phone: (907)465-3460
Date: 04/07/2016 07:40 AM
Date: 04/07/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION**Analysis**

This legislation will require changes to the Time Accounting module within the department's Alaska Corrections Offender Management System and to the Victim Information Notification System.

Probation and Parole incentive reductions

This section allows probationers to receive earned compliance credit when the probationer successfully complies with all conditions of probation or parole allowing for early termination. This will require revisions to the department's current inmate time accounting system.

Board of Parole

This section establishes automatic Administrative Parole allowing offenders a limited category of automatic release without a hearing if the prisoner has met the conditions of imprisonment, is not excluded by court order, has agreed to the conditions of parole, the victim does not request a hearing, and the prisoner has met the requirements of the case plan. This section is anticipated to reduce the overall institutional population and is included in the department's population projections.

Revisions to both the department's Victim Information Notification (VIN) System and the Time Accounting System will be required with this legislation and one-time funding is anticipated to be approximately \$1,500.0 to meet the necessary changes.

This request is reflected in the Department's FY2017 Capital Budget request.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB91HCSCSSSSB(JUD)-DOC-IDO-04-15-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: (H) Finance

Department: Department of Corrections
Appropriation: Population Management
Allocation: Institution Director's Office
OMB Component Number: 1381

Expenditures/Revenues

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

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services	(2,055.0)		(11,422.8)	(12,831.8)	(12,062.0)	(11,106.7)	(9,924.5)
Travel	(1,503.9)		(8,359.4)	(9,390.5)	(8,827.2)	(8,128.1)	(7,263.0)
Services	(601.3)		(3,342.5)	(3,754.8)	(3,529.6)	(3,250.0)	(2,904.1)
Commodities	(367.8)		(2,044.4)	(2,296.5)	(2,158.7)	(1,987.7)	(1,776.1)
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	(4,528.0)	0.0	(25,169.1)	(28,273.6)	(26,577.5)	(24,472.5)	(21,867.7)

Fund Source (Operating Only)

1004 Gen Fund	(4,528.0)		(25,169.1)	(28,273.6)	(26,577.5)	(24,472.5)	(21,867.7)
Total	(4,528.0)	0.0	(25,169.1)	(28,273.6)	(26,577.5)	(24,472.5)	(21,867.7)

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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?
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

This fiscal note has been updated and reflects adopted amendments from HCSCSSSSB91(JUD).

Prepared By: April Wilkerson
Division: Administrative Services - Department of Corrections
Approved By: Dean Williams
Agency: Department of Corrections

Phone: (907)465-3460
Date: 04/15/2016 10:15 AM
Date: 04/15/16

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB 91

Analysis

This legislation makes several changes to sentencing, probation, parole and bail statutes. The changes to the sentencing and bail statutes will reduce and limit the sentence length of imprisonment of those individuals placed under the department's custody.

The current projected changes to the offender population are:

FY2017 reduced population by (299) for a generated savings of (\$4,528.0),
FY2018 reduced population by (1,363) for a generated savings of (\$20,641.1),
FY2019 reduced population by (205) for a generated savings of (\$3,104.5),
FY2020 increased population by 112 for an adjusted cost of \$1,696.1,
FY2021 increased population by 139 for an adjusted cost of \$2,105.0 and
FY2022 increased population by 172 for an adjusted cost of \$2,604.8.

These projections are accumulative of all changes reflective throughout the legislation based on a total Justice Reinvestment package and would result in an overall reduction of the prisoner population of (1,444) and general fund savings of (\$21,867.7) through FY2022. The anticipated impacted population is based on actual population trends incurred during FY2013 and FY2014. Annual savings are calculated using a marginal cost rate of \$41.49 per day per person.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	20
(S) Publish Date:	4/8/2016

Identifier: CSSSSB091-DOC-SWPP-04-07-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: (S)FINANCE

Department: Department of Corrections
Appropriation: Population Management
Allocation: Statewide Probation and Parole
OMB Component Number: 2826

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 06/30/17

Why this fiscal note differs from previous version:

This fiscal note has been revised to reflect the need for regulation requirements as identified in this legislation.

Prepared By: April Wilkerson
Division: Administrative Services - Department of Corrections
Approved By: Dean Williams
Agency: Department of Corrections

Phone: (907)465-3460
Date: 04/07/2016 12:30 PM
Date: 04/07/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

This legislation makes several changes to sentencing, probation, parole and bail statutes.

Probation and Parole incentive reductions

This legislation will require the department to establish administrative sanctions and an incentive program to facilitate swift and effective responses to probationer's compliance with or violation of conditions of probation. This decision-making matrix will assist in determining the most suitable responses to both negative and positive behaviors and will set incarceration limits for probation violations.

This bill also reduces probation and parole lengths as well as allowing probationers to receive earned compliance credit when the probationer successfully complies with all conditions of probation or parole allowing for early termination.

It is anticipated this section will reduce the number of Probation caseloads; however, this reduction will be offset through the expected increases associated with the population that are releasing from prisons. Therefore the department anticipates no significant financial impact at this time but will monitor and track for future reductions.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB91-HFIN-DOC-CRC-4-21-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: House Finance

Department: Department of Corrections
Appropriation: Population Management
Allocation: Community Residential Centers
OMB Component Number: 2244

Expenditures/Revenues

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

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services	300.0		500.0	1,000.0	1,000.0	1,000.0	1,000.0
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	300.0	0.0	500.0	1,000.0	1,000.0	1,000.0	1,000.0

Fund Source (Operating Only)

1246 RecidReduc	300.0		500.0	1,000.0	1,000.0	1,000.0	1,000.0
Total	300.0	0.0	500.0	1,000.0	1,000.0	1,000.0	1,000.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 07/01/18

Why this fiscal note differs from previous version:

This revised fiscal note requests funding for Community Residential Centers to provide rehabilitative programming to include comprehensive treatment for substance abuse, cognitive behavioral disorders, and other criminal risk factors, including aftercare support. This is a one-page fiscal note.

Prepared By: Representative Neuman Phone: (907)465-2679
House Finance Committee Date: 04/21/2016
Representative Thompson
House Finance Committee

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FISCAL NOTE

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Bill Version SB91
Fiscal Note Number _____
() Publish Date _____

Identifier (file name) SB91HCSCSSS(JUD)-DOC-PB-04-22-16 Dept. Affected Department of Corrections
Title OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS Appropriation Population Management
Allocation Parole Board
Sponsor SENATOR COGHILL, Ellis, McGuire, Costello, Bishop, Micciche, Eg
Requester (H) Finance OMB Component Number 695

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

	FY17 Appropriation Requested	Included in Governor's FY17 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY17	FY17	FY18	FY19	FY20	FY21	FY22
Personal Services	605.9		605.9	605.9	605.9	605.9	605.9
Travel	10.0		10.0	10.0	10.0	10.0	10.0
Services	75.0		75.0	75.0	75.0	75.0	75.0
Commodities	85.0		10.0	10.0	10.0	10.0	10.0
Capital Outlay							
Grants, Benefits							
Miscellaneous							
TOTAL OPERATING	775.9	0.0	700.9	700.9	700.9	700.9	700.9

FUND SOURCE	(Thousands of Dollars)						
1002 Federal Receipts							
1003 GF Match							
1004 GF	775.9		700.9	700.9	700.9	700.9	700.9
1005 GF/Prgm (DGF)							
1007 I/A Rcpts (Other)							
1178 temp code (UGF)							
	775.9	0.0	700.9	700.9	700.9	700.9	700.9

POSITIONS							
Full-time	5		5	5	5	5	5
Part-time							
Temporary							

CHANGE IN REVENUES							
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Estimated SUPPLEMENTAL (FY16) operating costs 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY17) costs 0.0 (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended, or repealed? 6/30/2017 Discuss details in analysis section.

Why this fiscal note differs from previous version (if initial version, please note as such)

This fiscal note has been revised with an updated analysis.

Prepared by April Wilkerson
Division Administrative Services - Department of Corrections
Approved by Dean Williams
Agency Department of Corrections

Phone 465-3460
Date/Time 4/22/16 11:00 AM
Date 4/22/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB91

Analysis

This legislation makes several changes to sentencing, probation, parole and bail statutes.

Probation and Parole incentive reductions

This section allows probationers to receive earned compliance credit when the probationer successfully complies with all conditions of probation or parole allowing for early termination.

Board of Parole

This section establishes automatic Administrative Parole allowing offenders a limited category of automatic release without a hearing if the prisoner has met the conditions of imprisonment, is not excluded by court order, has agreed to the conditions of parole, the victim does not request a hearing, and the prisoner has met the requirements of the case plan. This section is anticipated to reduce the overall institutional population and is included in the above population projections. Revisions to the departments Victim Information Notification (VINE) System may be required.

This section will also expand and streamline the use of discretionary parole. It is anticipated this will increase the number of offenders who are eligible to apply for parole as well as streamline the decision making process. A conservative estimate is this recommendation would double the number of discretionary parole hearings conducted by the board. This recommendation does not allow for "automatic" releases onto discretionary parole as with the administrative parole.

In addition, it implements specialty parole options for the oldest cohort of inmates. This section will create a new category of parole eligible inmates: all inmates over the age of 60 and have served at least 10 years in prison are now eligible to apply for discretionary parole, regardless of the offense or length of sentence. At this time there are approximately 65 inmates that could meet this section. The board anticipates an increase in the requested hearings associated with this section.

It is anticipated each of these increases will impact the number of hearings held annually increasing the board member Honoria. The Honoria is calculated based on work days and file reviews. Each additional work day is \$250.00 per board member and \$16.00 per file review. It is anticipated that this will increase the number of work days to 200 for each board member from 140 days per Board Member. This increases the personal services costs by \$110,000.00 for the Parole Board Member Honoria (\$100,000.00 for the increased work days for the 5 board members and \$10,000.00 for the increased file reviews).

Reduces the pre-hearing length of stay and caps the overall incarceration time for revocations on technical violations of supervision. This recommendation will limit incarceration lengths for parole violations and require a shorter response time by the board for technical violations. Currently board members have 15 working days to conduct an initial hearing for remanded parolees this changes the timeframe and requires a hearing within 3 days for the first violation. This will require the Parole Board to re-configure the current violation response process in order to meet this timeframe. Currently the board members are part-time employees, in order to respond timely to remanded parolees four additional full-time hearing officer positions will be needed. The anticipated cost for these four Hearing Officer positions is: \$415.2 – Personal Services, \$ 10.0 – Travel and training, \$ 60.0 – Contractual Services (including indirect costs), \$ 68.0 – Supplies (including \$60.0 OTI startup costs), for a total need for FY2017 of \$553.2

Establishes a system of earned compliance credits. The board or a staff member designated by the board will review and calculate the parole eligibility date of a case brought to the board's attention and will notify the prisoner and department in writing of the correct calculation date. This calculation by the board or designated staff member is the official eligibility date. Currently there is no dedicated position within the Parole Board certified in time accounting. With the anticipated increases in the number of expected discretionary hearings and also calculating earned compliance credits which will consistently reduce parole expiration dates, the board will need a certified time accounting position. The anticipated cost for one Criminal Justice Technician I/II is: \$ 80.7 – Personal Services, \$ 15.0 – Contractual Services (including indirect costs), \$ 17.0 – Supplies (including \$15.0 OTI startup costs), for a total need for FY2017 of \$112.7

It is anticipated these changes will require a total of 5 new positions and \$775.9 in FY2017.

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FISCAL NOTE

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Bill Version SB 91
Fiscal Note Number _____
() Publish Date _____

Identifier (file name) SB91HCSCSSS(JUD)-DOC-PTS-04-19-16 Dept. Affected Department of Corrections
Title OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS Appropriation Population Management
Allocation Pre-Trial Services
Sponsor SENATOR COGHILL, Ellis, McGuire, Costello, Bishop, Micciche, Eg
Requester (H)FINANCE OMB Component Number 3121

Expenditures/Revenues

(Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

	FY17 Appropriation Requested	Included in Governor's FY17 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY17	FY17	FY18	FY19	FY20	FY21	FY22
Personal Services	2,293.8		7,168.0	7,168.0	7,168.0	7,168.0	7,168.0
Travel	43.2		134.9	134.9	134.9	134.9	134.9
Services	577.6		1,805.0	1,805.0	1,805.0	1,805.0	1,805.0
Commodities	345.5		1,079.8	1,079.8	1,079.8	1,079.8	1,079.8
Capital Outlay							
Grants, Benefits							
Miscellaneous							
TOTAL OPERATING	3,260.1	0.0	10,187.7	10,187.7	10,187.7	10,187.7	10,187.7

FUND SOURCE		(Thousands of Dollars)					
1002	Federal Receipts						
1003	GF Match						
1004	GF	3,260.1	10,187.7	10,187.7	10,187.7	10,187.7	10,187.7
1005	GF/Prgm (DGF)						
1007	I/A Rcpts (Other)						
1178	temp code (UGF)						
TOTAL		3,260.1	10,187.7	10,187.7	10,187.7	10,187.7	10,187.7

POSITIONS							
Full-time		29		*	*	*	*
Part-time							
Temporary							

CHANGE IN REVENUES							
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Estimated SUPPLEMENTAL (FY16) operating costs _____ (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY17) costs _____ (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended, or repealed? 12/31/2017 Discuss details in analysis section.

Why this fiscal note differs from previous version (if initial version, please note as such)

This fiscal note has been revised to reflect indeterminate positions for FY2018.

Prepared by April Wilkerson
Division Administrative Services - Department of Corrections
Approved by Dean Williams
Agency Department of Corrections

Phone 465-3460
Date/Time 4/20/16 9:15 AM
Date 4/20/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB 91

Analysis

This legislation makes several changes to sentencing, probation, parole and bail statutes and establishes Pre-Trial Services within the Department of Corrections.

Pre-Trial Services

This section establishes a Pre-trial Services Program within the Department of Corrections. This program requires pre-trial risk assessments for all defendants to be submitted to the Courts within 24 hours of arrest and may include basic community supervision. This requires the adoption of a pre-trial risk assessment tool that does not require a defendant to be interviewed, but instead relies only on factors that could be found in public safety and court records; A pre-trial officer will conduct risk assessment scoring on all defendants prior to their first appearance before a judicial officer; and make recommendations to the court regarding the release/detain decision, and appropriate conditions of release; provide basic supervision through phone contact to monitor compliance with release conditions for higher-risk defendants and some moderate-risk defendants who have been released; and provide "enhanced supervision" which involves face-to-face supervision or state-monitored electronic monitoring for highest-risk defendants who are released.

The following assumptions were made to calculate pre-trial costs and represent the minimum needs to successfully implement the program and includes assumptions to partner with local entities to assist with remote supervision as appropriate.

Approximately 32,000 persons would be processed annually and require a risk assessment, of which 70% (or 22,500 persons) would release pre-trial. Of the pre-trial releases approximately 66% (or 14,850 persons) would release to basic supervision with an average length of supervision of 4.66 months (based on current Department of Corrections reporting) for 5,767 persons on supervision at any given time. In addition, this legislation allows for enhanced supervision of which it is assumed that approximately 10% of the population released pre-trial population (or 2,250 persons) would release to enhanced supervision or electronic monitoring with an average length of supervision of 4.66 months (based on Department of Corrections data) for 874 persons on enhanced supervision at any given time.

It is anticipated this program will require 80 full-time positions and \$10,187.7 in funding (or 49 full-time positions and \$5,845.7 without enhanced supervision/electronic monitoring) over two years allowing for the establishment of policy and training criteria for the program. Three regional offices would be established in Anchorage, Juneau and Palmer to oversee the persons placed into this Program. Based on these assumptions above the funding break-out for each of these areas is anticipated to be:

Offender Assessments of 32,000 persons annually (required within 24-hours / no face to face interviews):

\$1,793.9 – Personal Services
\$ 30.0 – Travel and training
\$ 451.5 – Contractual Services (including indirect costs)
\$ 105.0 – Supplies (excludes OTI startup costs)
\$2,380.4 – Total

19 Positions would include:

1-Pre-Trial Director (range 21),
3-Pre-Trial Officer Supervisors for each regional office (range 18),
12-*Pre-Trial Officer positions (range 16) ,
3-Criminal Justice Technician I/II (range 12/14)

*Pre-Trial Officers would assist with basic supervision.

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB 91

Analysis Continued

Pre-Trial Services (continued)

Basic Supervision of 14,850 persons annually (estimated 5,767 daily with 175 caseloads per officer):

\$2,619.0 – Personal Services

\$ 52.4 – Travel and training

\$ 644.0 – Contractual Services (including indirect costs)

\$ 149.8 – Supplies (excludes one-time start-up costs)

\$3,465.2 - Total

30 Positions would include:

21-Pre-Trial Officer positions,

6-Criminal Justice Technician I/II,

3-Office Assistant

Enhanced Supervision of 2,250 persons annually (estimated 874 daily with 45 caseloads per officer):

\$2,755.0 – Personal Services

\$ 52.5 – Travel and training

\$ 709.5 – Contractual Services (including indirect costs)

\$ 825.1 – Supplies (excludes one-time start-up costs)

\$4,342.1 - Total

31 Positions would include:

3-Pre-Trial Officer Supervisors to oversee each regional office,

19-Pre-Trial Officer positions,

6-Criminal Justice Technician I/II,

3-Office Assistant

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB 91

Analysis Continued

Pre-Trial Services (continued)

In FY2017 the department would require partial funding (approximately 30%) to establish programmatic policy and training criteria needs. This would require the following:

\$2,293.8 – Personal Services
\$ 43.2 – Travel and training
\$ 577.6 – Contractual Services (including indirect costs)
\$ 345.5 – Supplies (excludes one-time start-up costs)
\$3,260.1 – Total

Initial 29 positions would include:

1-Pre-Trial Director,
3-Pre-Trial Officer Supervisors to oversee each regional office,
18-Pre-Trial Officer positions (6 for each regional office),
3-Criminal Justice Technician I/II,
4-Office Assistant

The remaining funding and positions would be necessary in FY2018 to fully deploy the program. This would require the following:

\$4,874.2 – Personal Services
\$ 91.7 – Travel and training
\$1,227.4 – Contractual Services (including indirect costs)
\$ 734.3 – Supplies (excludes one-time start-up costs)
\$6,927.6 – Total

Remaining 51 positions would include:

3-Pre-Trial Officer Supervisors to oversee enhanced supervision within each regional office,
34-Pre-Trial Officer positions,
12-Criminal Justice Technician I/II,
2-Office Assistant

Additional positions needed for FY2018 would be offset by positions made available through the reduction of the incarcerated population, however, the department is currently unable to identify how many positions could potentially be transferred to the new Pre-Trial Services component to reduce the future increment request.

(10)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB91-HFIN-DOC--Substance Abuse-4-21-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: House Finance

Department: Department of Corrections
Appropriation: Health and Rehabilitation Services
Allocation: Substance Abuse Treatment Program
OMB Component Number: 2974

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services	700.0		1,000.0	1,000.0	1,000.0	1,000.0	1,000.0
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	700.0	0.0	1,000.0	1,000.0	1,000.0	1,000.0	1,000.0

Fund Source (Operating Only)

1246 RecidReduc	700.0		1,000.0	1,000.0	1,000.0	1,000.0	1,000.0
Total	700.0	0.0	1,000.0	1,000.0	1,000.0	1,000.0	1,000.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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?
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

This revised fiscal note requests funding for institutional substance abuse treatment programs within the Department of Corrections.

Prepared By: Representative Neuman
House Finance Committee
Representative Thompson
House Finance Committee

Phone: (907)465-2679
Date: 04/21/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB91

Analysis

This fiscal note will expand the institutional substance abuse treatment programs within the Department of Corrections. Using evidence based programs, this will increase rehabilitation services through comprehensive treatment for substance abuse, cognitive behavioral disorders, and other criminal risk factors by providing institutional outpatient treatment programs to shorter-sentenced offenders who are able to benefit from less intensive treatment while incarcerated.

This funding will expand the number of statewide assessments, increase the number of offenders served, expand the number of female services in several pre-trial settings and incorporate intervention services for pre-trial offenders. It will also allow each institution to ensure a smooth referral, programming, and release procedure that adequately balances the needs for security with the desire for reformatory opportunities by increasing participant's ability to remain active with substance abuse treatment services within the institution.

It is anticipated this change will require an increase of \$1,000.0 total with an initial \$700.0 being requested in FY2017 and an additional \$300.0 in FY2018. These funds will meet the anticipated contract increases based on current programming costs within the department.

11

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: CSSSB 91(FIN)
Fiscal Note Number: 25
(S) Publish Date: 4/8/2016

Identifier: SB091CSSS(FIN)-DHSS-BHTRG-4-7-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Health and Social Services
Appropriation: Behavioral Health
Allocation: Behavioral Health Treatment and Recovery
Grants
OMB Component Number: 3099

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
			FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
OPERATING EXPENDITURES	FY 2017	FY 2017					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits	1,000.0		2,000.0	1,625.0	1,625.0	1,625.0	1,625.0
Miscellaneous							
Total Operating	1,000.0	0.0	2,000.0	1,625.0	1,625.0	1,625.0	1,625.0

Fund Source (Operating Only)

1246 RecidReduc	1,000.0		2,000.0	1,625.0	1,625.0	1,625.0	1,625.0
Total	1,000.0	0.0	2,000.0	1,625.0	1,625.0	1,625.0	1,625.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed? N/A

Why this fiscal note differs from previous version:

Corrected fund source references in the Analysis.

Prepared By: Randall Burns, Director
Division: Behavioral Health
Approved By: Sana Efird, Asst. Commissioner, Finance and Management Services
Agency: Health and Social Services

Phone: (907)269-5948
Date: 04/07/2016 11:00 AM
Date: 04/07/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Section 156 of SB 91 requires that the Recidivism Reduction Program administered by the department increase access to evidence-based rehabilitation programs and support offender transition and re-entry.

The department will reinvest a portion of the savings from the criminal justice reforms implemented under SB 91 to fund grants for reentry support services for returning offenders. The strategies and services that will be supported are documented to reduce recidivism, and are based on the Alaska Prisoner Reentry Initiative and the Mental Health Trust Authority's Alaska Prisoner Reentry Initiative Framework. Reentry services are based on an assessment and prioritization of each individual's needs, and can include:

- Substance use, alcohol, and/or mental health treatment, including medication assisted therapy
- Housing
- Job readiness and employment services
- Primary health care
- Peer and recovery support services
- Case management
- Life skills training
- Moral Reconnection Therapy (a SAMHSA approved treatment strategy to increase moral reasoning)
- Other support services, such as birth certificates, driver's licenses or state IDs, bus passes, etc.

There is currently just one reentry center operating in Alaska, but there are also reentry coalitions in a number of communities that work together to connect transitioning offenders to needed services. Grant funds for this reinvestment will support expansion of the operations of the current reentry center, technical assistance and center design and development for communities seeking to establish a reentry center, and services provided through reentry coalitions. In future years, the grant funds will support ongoing operations of the existing and new reentry centers. An estimated 870 additional individuals will be provided reentry services through this reinvestment in FY2017, increasing to 2,826 by FY2022.

Grants, Benefits: \$1,000.0 (Recidivism Reduction Fund) in FY2017; \$2,000.0 Recidivism Reduction Fund in FY2018; \$1,625 Recidivism Reduction Fund in FY2019 & beyond

Grants will be provided to the existing reentry center and to community reentry coalitions to expand access to treatment and support services. Grants will also fund design and development of new reentry centers, and services provided by those new centers in future years. The services provided by these grants will be for coordination, referral and case management to connect individuals with the right services as quickly as possible to facilitate efficient and effective reentry into communities.

(12)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSB 91(FIN)
Fiscal Note Number:	26
(S) Publish Date:	4/8/2016

Identifier: SB091CSSS(FIN)-DHSS-ASAP-4-6-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Health and Social Services
Appropriation: Behavioral Health
Allocation: Alcohol Safety Action Program (ASAP)
OMB Component Number: 305

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities	30.3		29.2	29.2	29.2	29.2	29.2
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	30.3	0.0	29.2	29.2	29.2	29.2	29.2

Fund Source (Operating Only)

1004 Gen Fund	30.3		29.2	29.2	29.2	29.2	29.2
Total	30.3	0.0	29.2	29.2	29.2	29.2	29.2

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 07/01/17

Why this fiscal note differs from previous version:

Responsive to draft CS version "F".

Prepared By: Randall Burns, Director
Division: Behavioral Health
Approved By: Sana Efird, Asst. Commissioner, Finance and Management Services
Agency: Health and Social Services

Phone: (907)269-5948
Date: 04/06/2016 05:00 PM
Date: 04/06/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Sections 151, 152, and 153 of the bill change the criteria used for the courts and the Division of Motor Vehicles (DMV) to refer offenders to an ASAP provider. The Division of Behavioral Health anticipates that referrals to the ASAP providers would decrease by an estimated 30-40% if the referrals to ASAP are confined to specific offenses ordered by the court under AS 28.35.028, AS 28.35.030, or AS 28.35.032, or referred by the DMV in connection with a driver's license action involving the use of alcohol or a controlled substance only.

Sections 152 and 153: Require the department to develop ASAP regulations that ensure:

- screenings are conducted using a validated risk tool, and
- both public and private ASAP programs monitor ASAP participants appropriate to the level of risk of reoffense as determined by the screening conducted.

The reduction in referrals would allow ASAP providers the additional time necessary to screen ASAP participants for their risk to reoffend. Based on the screening, ASAP providers would be responsible for making the appropriate referrals for needed substance use treatment/education, and be responsible to assist offenders in identifying additional service needs for mental health, co-occurring disorders, or other cognitive behavioral services. The ASAP providers would be responsible for an appropriate level of monitoring of each offender, based on the results of the offender's screening for risk.

It is assumed that the majority of these misdemeanor offenders would meet the criteria for a *low risk to offend* and require only a referral and minimal monitoring. There will be a portion of offenders who would meet the *medium to high level of risk to offend* and they would require a more intensive level of monitoring by the ASAP Offices.

Assuming the adoption of regulations that limit the ASAP-monitored referrals to just those individuals ordered by the court under statute, we believe the bill requires 1) both the public and private ASAP providers to be trained on the use of the screening tool, and 2) the purchase of a validated screening tool.

ASSUMPTIONS

All Public and Private ASAP Offices - The Anchorage Adult ASAP office received 3,969 new cases in FY2015 while the private grantee ASAP offices received another 3,079 new adult cases in FY2015. With the referral criteria limited by newly proposed statute and the development of administrative regulations, there should be closer to 4,000 referrals per year, total, under that scenario.

The anticipated cost would be for the following screening tools and associated training:

Screening tool	FY2017	FY2018-FY2022
14 Manuals @ \$80.00 =	\$ 1,120	\$ 0
Interview Guides = \$ 1.80 @ 4,000 =	\$ 7,200	\$ 7,200
Quickscore Forms = \$ 3.00 @ 4,000 =	\$12,000	\$12,000
Training	<u>\$10,000</u>	<u>\$10,000</u>
Total Cost:	\$30,320	\$29,200

13

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: CSSSSB 91(FIN)
Fiscal Note Number: 27
(S) Publish Date: 4/8/2016

Identifier: SB091CSSS(FIN)-DHSS-PS draft-4-4-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Health and Social Services
Appropriation: Juvenile Justice
Allocation: Probation Services
OMB Component Number: 2134

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? no
If yes, by what date are the regulations to be adopted, amended or repealed? n/a

Why this fiscal note differs from previous version:

Updated to reflect SFIN version.

Prepared By: Rob Wood, Director
Division: Juvenile Justice
Approved By: Sana Efird, Asst. Commissioner, Finance and Management Services
Agency: Health and Social Services

Phone: (907)465-2212
Date: 04/04/2016 12:00 AM
Date: 04/04/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION**Analysis**

The changes proposed to criminal statute to increase the monetary threshold for certain property crimes will apply to juvenile offenders under the jurisdiction of the Division of Juvenile Justice. The changes will not negatively impact the work with juvenile offenders because the services provided by Division of Juvenile Justice are based upon risk and need, rather than purely on the level of criminal offense for which they were referred. The effort to update the threshold level, train staff, update written materials, and reprogram the Division of Juvenile Justice offender database can be accomplished using existing resources.

The changes proposed to reduce various criminal offenses to violations will have little negative impact on the work of the Division of Juvenile Justice. Very few youth are currently referred to the division for these offenses. The change to direct the court system to accept an affirmative defense to the crime of prostitution, if the person can prove they were the victim of sex trafficking at the time of the prostitution charge, will not result in any fiscal impact on the Division of Juvenile Justice.

14

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: CSSSB 91(FIN)
Fiscal Note Number: 28
(S) Publish Date: 4/8/2016

Identifier: SB091CSSS(FIN)-DHSS-BHMS-4-7-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance

Department: Department of Health and Social Services
Appropriation: Medicaid Services
Allocation: Behavioral Health Medicaid Services
OMB Component Number: 2660

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits				1,500.0	1,500.0	1,500.0	1,500.0
Miscellaneous							
Total Operating	0.0	0.0	0.0	1,500.0	1,500.0	1,500.0	1,500.0

Fund Source (Operating Only)

1002 Fed Rcpts				1,125.0	1,125.0	1,125.0	1,125.0
1246 RecidReduc				375.0	375.0	375.0	375.0
Total	0.0	0.0	0.0	1,500.0	1,500.0	1,500.0	1,500.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? no
If yes, by what date are the regulations to be adopted, amended or repealed? n/a

Why this fiscal note differs from previous version:

Corrected fund source references in analysis.

Prepared By: Randall Burns, Director
Division: Behavioral Health
Approved By: Sana Efird, Asst. Commissioner, Finance and Management Services
Agency: Health and Social Services

Phone: (907)269-5948
Date: 04/07/2016 11:00 AM
Date: 04/07/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Section 156 of SB 91 requires that the Recidivism Reduction Program administered by the department increase access to evidence-based rehabilitation programs and support offender transition and re-entry.

The department will reinvest a portion of the savings from the criminal justice reforms implemented under SB 91 to fund grants for reentry support services for returning offenders. The strategies and services that will be supported are documented to reduce recidivism, and are based on the Alaska Prisoner Reentry Initiative and the Mental Health Trust Authority's Alaska Prisoner Reentry Initiative Framework. Reentry services are based on an assessment and prioritization of each individual's needs, and can include:

- Substance use, alcohol, and/or mental health treatment, including medication assisted therapy
- Housing
- Job readiness and employment services
- Primary health care
- Peer and recovery support services
- Case management
- Life skills training
- Moral Reconciliation Therapy (a SAMHSA approved treatment strategy to increase moral reasoning)
- Other support services, such as birth certificates, driver's licenses or state IDs, bus passes, etc.

There is currently just one reentry center operating in Alaska, but there are also reentry coalitions in a number of communities that work together to connect transitioning offenders to needed services. Grant funds for this reinvestment will support expansion of the operations of the current reentry center, technical assistance and center design and development for communities seeking to establish a reentry center, and services provided through reentry coalitions.

By FY2019 the department will redesign the behavioral health system such that a portion of reentry center services will be billable to Medicaid.

Grants, Benefits: \$1,500.0 (75% Fed/25% Recidivism Reduction Fund) in FY2019 and beyond

Reentry centers will bill Medicaid beginning in FY2019 for Medicaid-billable referral and case management services to expand access to treatment and support services.

The FMAP (federal match) assumes a blended rate of 75%.

(15)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SSSB91HCSCS(JUD)-LAW-CRIM-04-14-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: House Finance

Department: Department of Law
Appropriation: Criminal Division
Allocation: Criminal Justice Litigation
OMB Component Number: 2202

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

This version differs from the initial submission as this fiscal note reflects the changes made in House Judiciary.

Prepared By: Valerie Rose, Budget Analyst
Division: Administrative Services Division
Approved By: Craig W. Richards, Attorney General
Agency: Department of Law

Phone: (907)465-3674
Date: 04/14/2016 03:39 PM
Date: 04/15/16

Analysis

This legislation makes significant changes to the current criminal code and incorporates policy recommendations from the Alaska Criminal Justice Commission.

Reduction in Sentence Length

The legislation reduces felony sentences and establishes a maximum imprisonment of 30 days for most misdemeanor cases. This maximum 30-day sentence can be exceeded if a jury finds that the conduct was among the most serious for that type of offense, if the defendant is convicted for an offense and has been convicted of similar offenses in the past, or if the conviction is for assault in the fourth degree.

The Department of Law anticipates an increase in the number of trials as well as an increase in the amount of work required for misdemeanors due to these changes. The increased work results from being required to prove aggravators for misdemeanors. This will involve litigating, first in the trial courts and then in the appellate courts, how these new aggravators will be applied and interpreted. It is unclear how many cases will fall into the categories requiring additional time, therefore the department is unable to quantify the impact of these sections at this time. The Department of Law will attempt to absorb these costs.

Bail Reform

The legislation makes significant changes to the bail process. Under the legislation, a judge is required to order a person released on their personal recognizance for most offenses unless they find on the record that there is clear and convincing evidence that less restrictive conditions will not reasonably ensure that the person will appear in court or protect the safety of the victims and the community.

Under current law a judge may not consider the person's inability to pay the bail when setting or amending bail. This legislation reverses that limitation and specifically requires a judge to consider whether a person has ability to post the bail amount.

Another new requirement is a risk assessment by a pretrial services officer. That assessment along with recommendations on conditions of release must be presented to the judge, prosecutor, and defense attorney before each person is arraigned. How those assessments are conducted, interpreted and applied may result in new litigation.

Because inability to pay would be an allowable basis for requesting a bail review hearing, bail review hearings will be available to a larger group of people and may result in an increase in hearings. It is unclear exactly how many more hearings or how much new litigation will result from these sections. Therefore, the department is unable to quantify the impact of these sections at this time. The Department of Law will attempt to absorb these costs.

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB 91

Analysis Continued

Capping Time Imposed for Technical Violations of Probation

The legislation caps the amount of time a person can serve for first, second, and third technical violations of probation.

The Department of Law does not anticipate a fiscal impact from these sections at this time.

Drug Offenses

This legislation reduces the penalties for certain conduct related to controlled substances. It makes it a class B felony to manufacture or deliver 2.5 grams or more of a schedule IA (heroin), IIA (methamphetamine), or IIIA (zolazepam) controlled substance. It also makes it a class C felony to manufacture or deliver less than 2.5 grams of a schedule IA (heroin), IIA (methamphetamine), or IIIA (zolazepam) controlled substance. The legislation also reduces the penalty for possessing these substances to a class A misdemeanor.

The Department of Law does not anticipate a fiscal impact from these sections at this time.

Suspended Entry of Judgment

The legislation establishes a new judicial procedure in which a person is found guilty or pleads guilty to a crime and the judgment is not immediately entered. The person would be put on probation for a certain period of time. If the person successfully completes probation the judgment would not be entered and there would never be a formal entry of guilt for the person.

The Department of Law does not anticipate a fiscal impact from this section at this time.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: CSSSSB 91(FIN)
Fiscal Note Number: 30
(S) Publish Date: 4/8/2016

Identifier: CSSSSB091(JUD)-DPS-AST-03-25-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Finance

Department: Department of Public Safety
Appropriation: Alaska State Troopers
Allocation: Alaska State Trooper Detachments
OMB Component Number: 2325

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Revised to reflect changes made by the Senate Judiciary committee.

Prepared By: Lt. David Hanson
Division: Alaska State Troopers
Approved By: Gary Folger, Commissioner
Agency: Public Safety

Phone: (907)269-5587
Date: 03/25/2016 10:15 AM
Date: 03/25/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

This bill makes numerous changes to criminal laws and procedures based on recommendations made by the Alaska Criminal Justice Commission.

The Division of Alaska State Troopers does not initially foresee any direct fiscal impact from this legislation, and therefore submits a zero fiscal note.

(17)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	31
(S) Publish Date:	4/8/2016

Identifier: CSSSSB091(FIN)-DPS-CDVSA-04-06-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Finance

Department: Department of Public Safety
Appropriation: Council on Domestic Violence and Sexual Assault
Allocation: Council on Domestic Violence and Sexual Assault
OMB Component Number: 521

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services							
Travel	50.0		50.0	50.0	50.0	50.0	50.0
Services	200.0		300.0	300.0	525.0	300.0	300.0
Commodities	50.0		50.0	50.0	50.0	50.0	50.0
Capital Outlay							
Grants & Benefits	700.0		1,600.0	1,600.0	1,375.0	1,600.0	1,600.0
Miscellaneous							
Total Operating	1,000.0	0.0	2,000.0	2,000.0	2,000.0	2,000.0	2,000.0

Fund Source (Operating Only)

1246 RecidReduc	1,000.0		2,000.0	2,000.0	2,000.0	2,000.0	2,000.0
Total	1,000.0	0.0	2,000.0	2,000.0	2,000.0	2,000.0	2,000.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

The annual appropriation requested has been reduced, and immediate expansion of violence prevention programming and victim services has been replaced with a more graduated approach.

Prepared By: Lauree Morton, Executive Director
Division: Council on Domestic Violence and Sexual Assault
Approved By: Gary Folger
Agency: Commissioner

Phone: (907)465-5503
Date: 04/06/2016 06:00 PM
Date: 04/06/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Section 163 of this bill implements reforms identified and recommended by the Alaska Criminal Justice Commission (ACJC) in its Justice Reinvestment Report by adding uncodified language instructing the Council on Domestic Violence and Sexual Assault (CDVSA) to create or expand community-based violence prevention programming and services for victims of a crime involving domestic violence or sexual assault. This section was added in direct response to the concerns and concepts expressed during the Justice Reinvestment Initiative Victim Service Roundtables and interviews with victims. Victims and survivors of domestic violence and sexual assault, Alaska Native elders, victim service providers, system advocates, and representatives from the criminal and civil justice systems came together and agreed on ten recommendations to address violence prevention, services, and victims rights. The recommendations were rolled up into the ACJC report as priorities for violence prevention and victims services in rural/remote areas of Alaska.

Funds will still be used for previously listed projects but at a reduced pace than what would be possible at a higher level of funding. Changing societal norms to make violence unacceptable in communities is ultimately what will lead to reduction in crimes costs across all systems. Investing now while citizens believe change is possible is critical.

Funds to strengthen efforts in communities currently implementing prevention strategies such as Green Dot, Coaching Boys into Men, COMPASS, Girls on the Run/Boys Run, Fourth R, Teens Acting Against Violence, LeadOn! for Peace and Equality, and/or Talk Now Talk Often will be granted out. These grants will serve to enhance existing community based, coalition driven work that address the primary prevention of sexual assault, intimate partner violence and/or teen dating violence. Grantees are building the foundation on which reductions in violence will occur. Outcomes for these projects are organized into four categories of programming: capacity building, policy, youth protective factors and bystander engagement.

Funds will be used for continued implementation of Green Dot AK across the state. A comprehensive prevention strategy is one that is coordinated across multiple settings and populations within each community. Comprehensive strategies are more likely to change the behaviors, beliefs and norms that impact the incidence of domestic violence and sexual assault.

Funds will be used to support local communities in expanding readiness to implement prevention services most applicable to their own community. Peer to peer support and ownership of problem-identification and resolution are integral steps to successful prevention campaigns. CDVSA will provide technical assistance and opportunities for skills building within and between communities to organically grow social norms change.

To address the victim service priorities, funds will be used to provide outreach to increase awareness of available victim services in FY2017; resources to village elders engaging in these efforts and to support safe home expansion in FY2018; and to increase services for child victims and witnesses in each year where possible.

Another priority of the victim service roundtables was to provide sexual assault forensic exams to victims through community health aides and/or public health nurses. CDVSA will bring together a workgroup of stakeholders including victim service providers, health aides, tribal health consortiums, public health, law enforcement and law to address this issue and prepare a plan for implementation by FY18.

Funds will also be used for evaluation. The ability to build research/evaluation steps into each of these projects is necessary to gauge effectiveness, to provide opportunities to course correct early in processes when required, and to responsibly continue to support programs that work and/or move focus to other strategies if one proves ineffective. FY 2020 sees an increase in the services line to conduct the third statewide Alaska Victimization Survey.

(18)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSB 91(FIN)
Fiscal Note Number:	32
(S) Publish Date:	4/8/2016

Identifier: SB091CSSB(FIN)-ACS-TRC-04-04-16
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Finance Committee

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)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
OPERATING EXPENDITURES							
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Finance Committee substitute; revisions had minimal effect on Alaska Court System. Fiscal impact is unchanged from initial version.

Prepared By: Nancy Meade, General Counsel
Division: Alaska Court System
Approved By: Nancy Meade for Christine Johnson, Administrative Director
Agency: Alaska Court System

Phone: (907)463-4736
Date: 04/04/2016 11:00 AM
Date: 04/04/16

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

The Senate Finance Committee Substitute for the Sponsor Substitute for Senate Bill 91 (version F) makes changes to numerous areas of criminal law and procedure, including changes to bail decision-making, sentencing, probation practices, and driver license revocations and reinstatements. Many of the revisions in the bill stem from recommendations made by the Alaska Criminal Justice Commission, created in 2014 through SB 64. The majority of the changes made in SB 91 directly affect either the Department of Corrections (changes in probation supervision practices, risk assessments, and re-entry programs for prisoners) or another state agency.

The changes in SB 91 that do affect the court system's procedures or cases will be incorporated into the court's normal handling of cases and hearings with no fiscal impact. Some sections of the bill may increase the court's workload, while others may decrease it. Overall, the court system anticipates that the changes in the bill will balance, leading to this zero fiscal note.

For example, the court may see more bail review hearings because the standard for getting a hearing will include the inability to pay the bail amount that was set; we may also see an increase in petitions to revoke probation since probation officers may be encouraged to file a petition for any and all violations of conditions. The court system will need to develop new procedures in cooperation with the Department of Corrections to enable the Pretrial Services Officers to transmit needed risk assessment reports and recommendations to the courts around the state, a project that will take time and coordination. The court system will also be required to establish a mechanism for sending additional reminder notices to defendants with information about their hearings (direct court rule amendment in section 158).

On the other hand, the bill may lead to some hearings being eliminated because some criminal misdemeanors will become violations, and some felonies will become misdemeanors. It is not fully clear whether the limited license provisions will result in additional hearings for individuals whose DUI cases are fully closed, and who wish to reinstate their driving licenses.

On balance, with the changes in the CS, the court system continues to anticipate that it can implement the changes called for in CSSSSB 91(FIN) without fiscal impact.

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Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	33
(S) Publish Date:	4/8/2016

Identifier: SB91
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Judiciary

Department: Judiciary
Appropriation: Judicial Council
Allocation: Judicial Council
OMB Component Number: 771

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services	67.9	126.3	194.2	194.2	194.2	194.2	
Travel		27.5	27.5	27.5	27.5	27.5	
Services		38.4	38.4	38.4	38.4	38.4	
Commodities		1.6	1.6	1.6	1.6	1.6	
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	67.9	193.8	261.7	261.7	261.7	261.7	0.0

Fund Source (Operating Only)

1004 Gen Fund	67.9	193.8	261.7	261.7	261.7	261.7	
Total	67.9	193.8	261.7	261.7	261.7	261.7	0.0

Positions

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

Change in Revenues

Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed? n/a

Why this fiscal note differs from previous version:

This note is revised to reflect small changes in the new CS: adding one more duty to the commission's work, and section renumbering.
The amount of funding is not changed.

Prepared By: Susanne DiPietro, Executive Director
Division: Alaska Judicial Council
Approved By: Susanne DiPietro, Executive Director
Agency: Alaska Judicial Council

Phone: (907)279-2526
Date: 04/07/2016 11:30 PM
Date: 04/07/2016

REPORTED OUT OF
SFC 04/07/2016

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Several sections of the CS to SB91 affect the Criminal Justice Commission, which is staffed by the Judicial Council. The CS extends the operation of the Alaska Criminal Justice Commission until June 30, 2021 (the commission currently is scheduled to sunset on June 30, 2017). The bill also adds to the existing duties of the commission. It adds a new requirement for the commission to make recommendations to the governor and the legislature about how savings from criminal justice reform should be reinvested to reduce recidivism. Also the CS authorizes the commission to create a working group to report to the commission on the status of implementation of criminal justice reforms, and to enter into data sharing agreements to assist with its work. The bill adds to the commission's data and analysis responsibilities by requiring it to receive and analyze data collected by agencies and entities charged with implementing criminal justice reform initiatives, to track and assess outcomes of such recommendations, and to request, receive, and review data and reports on criminal justice reform outcomes, and a new requirement to study sex offenses. The bill adds items to be included in the commission's annual report: a summary of savings achieved by criminal justice reform, recommendations on how those savings should be reinvested, performance metrics and outcomes from the recommendations in the commission's December 2015 report, recidivism rates, and recommendations for additional reforms. The CS sets Nov. 1 as the due date for annual reports. The CS designates the commission (instead of the commissioner of corrections) as the entity with whom the commissioner of HSS cooperates when providing funding for reentry programs. The bill requires the commission to research and report on the relationship between offenses on a person's criminal record and barriers to successful re-integration into the community, and to report on the role of expungement in successful re-entry. All these provisions take effect on July 1, 2016, and the barrier offenses report is due Nov. 1, 2017.

The commission is currently staffed by the Alaska Judicial Council with one 30 hour per week project attorney and one 20 hour per week research analyst. Because the part-time attorney has been unable to complete all the required work, additional professional support has been provided as possible by existing Judicial Council staff. Similarly, existing Council administrative staff have as possible assisted with clerical tasks, but the lack of consistent administrative support has decreased the productivity and efficiency of the project attorney, who now must spend time on clerical and administrative tasks.

The Council anticipates that it could continue to support the commission's work with the new requirements by slightly increasing the existing staffing level, beginning in FY17. The request is to increase the existing 30-hour/week attorney position to full time (37.5 hours/week); to add 9 hours per week to the research analyst's time (increasing the hours from 20/week to 29/week); and to add 7.5 hours per week of administrative support. A full-time attorney is needed to be a consistent liaison between the commissioners, policy makers, and the public, to guide the work of the commission, and to provide information to state policy makers as requested. The research analyst will work with the attorney, the agencies and other entities, the commissioners, and the working group members to collect and analyze the data and the new performance measures, including designing databases, coordinating data collection, and statistical analysis. The 7.5 hours per week of administrative support will be added to an existing 30 hour per week position at the Judicial Council to help schedule meetings and commissioner travel, manage the web site, generate meeting materials, and handle inquiries from the public.

A 29-hour-per-week Research Analyst at Range 18A is \$71,100 per year, a full-time Project Attorney at Range 20A is \$109,900 per year, and 7.5 hours per week of administrative support at Range 13E is \$13,200 per year. The Council will need to rent office space for the Research Analyst (\$29,000 year), and parking for two employees (\$1,800 per year). This note continues the existing travel budget for commissioners to attend four in-person meetings per year, including a small amount (\$1,500/year) for staff travel in anticipation that one meeting per year will be held in Juneau (total travel estimated at \$27,500/year). The Council will continue to arrange and pay for travel costs for the thirteen commission members as authorized for boards and commissions under AS 39.20.180.

(20)

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version: SB 91

Fiscal Note Number:

() Publish Date:

Identifier: CSCSSSSB091(JUD)-DOA-PERS-04-15-16

Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS

Sponsor: COGHILL

Requester: House Finance

Department: State Retirement Payments

Appropriation: PERS State Assistance

Allocation: All Other PERS

OMB Component Number: 2866

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services	174.0		183.0	194.0	204.0	215.0	226.0
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	174.0	0.0	183.0	194.0	204.0	215.0	226.0

Fund Source (Operating Only)

1004 Gen Fund	174.0		183.0	194.0	204.0	215.0	226.0
Total	174.0	0.0	183.0	194.0	204.0	215.0	226.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 (separate capital appropriation required)
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By: Michele Michaud, Chief Health Official
Division: Retirement and Benefits
Approved By: Sheldon Fisher, Commissioner
Agency: Department of Administration

Phone: (907)465-3225
Date: 04/15/2016 04:00 PM
Date: 04/15/16

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

BILL NO. SB91

Analysis

The purpose of Sections 161 - 172 of this bill is to provide system-paid major medical coverage for PERS survivors of Peace Officer/Firefighters whose death occurs before the member's retirement and while in the performance and within the scope of the member's duties (occupational deaths). Surviving spouses and dependents would be allowed to commence subsidized medical coverage immediately upon the occupational death of a current member. This change did not impact Tier 1 members of PERS nor any members of PERS "All Others" or Teachers.

Under the existing PERS Defined Contribution Plan, no person is eligible for 100% system-paid major medical benefits. The draft bill would allow for a 100% premium subsidy for major medical benefits for eligible persons who are survivors of employees who were peace officers or firefighters. The 100% premium subsidy changes to a normal premium subsidy at Medicare age (e.g., 65). The HRA can then be used to fund the portion of the premium for which the spouse is responsible.

The PERS Defined Contribution Plan requires members to "retire directly from the plan" in order to be eligible for medical benefits. The bill removes that language from the plan only as it applies to eligible survivors of a peace officer and firefighter whose death occurs as a result of the job.

Sections 161 - 172 are retroactive to January 1, 2013.

The impact to the normal cost rate for the DB plan for this change was 0.01% for peace/fire only and 0.00% overall; the impact did increase the past service cost amortization resulting in a 0.01% impact to the total rate. Similarly for the DCR plan this change was a 0.08% increase to the normal cost rate for peace/fire members and 0.01% overall. The total contribution rate increased 0.10% for peace/fire and 0.01% overall. These results are slightly lower than the estimates in 2015 and reflect June 30, 2015 valuation results and the premium cost-sharing upon Medicare eligibility in the DCR plan.

An actuarial analysis of this bill by Buck Consultants also found:

- That the total additional accrued actuarial liability for addition of this benefit is \$265,000 for DB and \$292,000 for DC (total of \$557,000); amortizing this cost results in an annual payment fluctuate between \$36,000 and \$46,000 in the first five years. (See below)
- Based on the health benefit changes in the rates calculated for the Occupational Death payment the projected increase in contributions associated with the new benefit varies between \$138,000 and \$180,000, between FY17 and FY22 (See below)

See page 4 of Buck Consultants Actuarial analysis for details

Total cost of the bill over the period (in thousands)

	FY17	FY18	FY19	FY20	FY21	FY22
Past service costs	\$36	\$38	\$40	\$42	\$45	\$46
Increase in contributions	\$138	\$145	\$154	\$162	\$170	\$180
Total costs	\$174	\$183	\$194	\$204	\$215	\$226