

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: SB 108
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB108CS(JUD)-DHSS-CSM-03-14-14
Title: LIMIT PUBLIC ACCESS TO CRIMINAL RECORDS
Sponsor: DYSON
Requester: Senate Judiciary Committee

Department: Department of Health and Social Services
Appropriation: Children's Services
Allocation: Children's Services Management
OMB Component Number: 2666

Expenditures/Revenues

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

(Thousands of Dollars)

	FY2015 Appropriation Requested	Included in Governor's FY2015 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2015	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
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 (FY2014) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2015) 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If yes, by what date are the regulations to be adopted, amended or repealed? 10/01/14

Why this fiscal note differs from previous version:

Addresses changes to SB 108 identified in version "R."

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Division:	Office of Children's Services	Date:	03/14/2014 04:15 PM
Approved By:	Sarah Woods, Deputy Director, Finance & Management Services	Date:	03/14/14
Agency:	Health & Social Services		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2014 LEGISLATIVE SESSION

BILL NO. CSSB108(JUD)

Analysis

Version "R" of this bill indicates that DHSS will adopt regulations to administer access by appropriate DHSS staff to records made confidential under proposed section 2, AS 22.35.020, *Records concerning criminal cases resulting in acquittal or dismissal confidential*. The section would make confidential records of criminal charges that have been acquitted and/or dismissed, in their entirety.

Currently, all records of dismissed and acquitted charges are available online in the publicly accessible database, CourtView. This bill would provide a protection of privacy to the public, by limiting access to confidential records pertaining to criminal charges, in which all charges are dismissed and/or acquitted; access would be granted only to essential employees in the Department of Health and Social Services, the Department of Public Safety, the Office of Public Advocacy, and prosecutors. Access to such records is essential for employees who are responsible for the health, safety, welfare, or placement of a child, a person with a physical or intellectual disability or a person with mental illness. As written, this bill would provide for the State of Alaska's ability to assess for and provide for safety of children and vulnerable populations.

This bill would not remove information from CourtView, the National Crime Information Center (NCIC), or the Alaska Public Safety Information Network (APSIN) databases.

This bill also identifies the Legislative Intent which would, to the extent possible, make confidential records of criminal cases in which all charges were dismissed and/or acquitted in their entirety, that were disposed before the effective date of this bill.

This bill would have no fiscal impact on DHSS.