

Fiscal Note

State of Alaska
2019 Legislative Session

Bill Version:	SB 34
Fiscal Note Number:	3
(S) Publish Date:	1/23/2019

Identifier: LL0031-2-DOC-PP-01-22-19
Title: CRIMINAL
LAW;PAROLE;PROBATION;SENTENCING
Sponsor: RLS BY REQUEST OF THE GOVERNOR
Requester: (H) STA

Department: Department of Corrections
Appropriation: Population Management
Allocation: Probation and Parole Director's Office
OMB Component Number: 2684

Expenditures/Revenues

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

(Thousands of Dollars)

	FY2020 Appropriation Requested	Included in Governor's FY2020 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2020	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous	57.6		86.4	172.8	172.8	172.8	172.8
Total Operating	57.6	0.0	86.4	172.8	172.8	172.8	172.8

Fund Source (Operating Only)

1004 Gen Fund (UGF)	57.6		86.4	172.8	172.8	172.8	172.8
Total	57.6	0.0	86.4	172.8	172.8	172.8	172.8

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2019) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2020) cost: 0.0 (separate capital appropriation required)

Does the bill create or modify a new fund or account? No
(Supplemental/Capital/New Fund - 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If yes, by what date are the regulations to be adopted, amended or repealed?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/comments:

Not applicable, initial version.

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FISCAL NOTE ANALYSIS

STATE OF ALASKA
2019 LEGISLATIVE SESSION

Analysis

Section 3 allows the court to change the period of probation, but removes the ability to terminate probation. Section 4 removes the ability for a probation officer to recommend that probation be terminated. The department does not have data that would enable a projection of the fiscal impact of this change, but it seems likely that with fewer terminations allowed, offenders will spend longer on probation. The cost of probation is \$9.57 per day per probationer.

Section 6 reduces the earned compliance credits for probation to one-third the prior amount. Section 17 reduces the earned compliance credits (ECC) for parole to one-third the prior amount. The department's data combines probation and parole so the impact of these sections is presented together. With the reduction in ECC, the department projects that offenders will remain on probation and parole 93 additional days. In year one, this is projected to impact 65 offenders for a total of 6,018 additional days of supervision at a cost of \$57.6. In year two, this is projected to impact 97 offenders for a total of 9,027 additional days of supervision at a cost of \$86.4. In year three, this is projected to impact 195 offenders for a total of 18,054 additional days of supervision at a cost of \$172.8.

Section 7 stipulates that a probationer found in violation of the conditions of probation forfeits any credits earned thus extending the period of their probation at a cost of \$9.57 per day. The department does not have data that allow it to project the number of individuals impacted by this change.

Section 15 broadens the category of parole violations that necessitate a hearing to include technical violations. This will increase the number of hearings required of the parole board which may come with a cost. The department does not have data that allow it to project the number of additional hearings required and whether that would exceed the current capacity of the parole board.

Section 16 changes the manner in which toll time is calculated. While this is likely to have an impact on the department, it does not have sufficient data to project that impact.

Section 18 stipulates that a parolee found in violation of the conditions of parole forfeits any credits earned thus extending the period of their parole at a cost of \$9.57 per day. The department does not have data that allow it to project the number of individuals impacted by this change.

Section 20 repeals mandatory early termination of probation and returns discretion to the judge. This is likely to result in some probationers spending additional time on probation at a cost of \$9.57 per day. The department is unable to project how many probationers are likely to be impacted by this change or the change in the average length of probation.