

Fiscal Note

State of Alaska
2019 Legislative Session

| | |
|---------------------|-----------|
| Bill Version: | HB 50 |
| Fiscal Note Number: | 4 |
| (H) Publish Date: | 2/20/2019 |

Identifier: 0030-DOA-PDA-01-18-19
Title: ARREST;RELEASE;SENTENCING;PROBATION
Sponsor: RLS BY REQUEST OF THE GOVERNOR
Requester: Governor

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)

| | 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 | | | | | | | |
| Total Operating | *** | 0.0 | *** | *** | *** | *** | *** |

Fund Source (Operating Only)

| | | | | | | | |
|--------------|-----|------------|-----|-----|-----|-----|-----|
| None | | | | | | | |
| Total | *** | 0.0 | *** | *** | *** | *** | *** |

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If yes, by what date are the regulations to be adopted, amended or repealed?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.

Prepared By: Quinlan Steiner, Public Defender
Division: Public Defender Agency
Approved By: Cheryl Lowenstein, Director
Agency: Office of Management and Budget

Phone: (907)334-4414
Date: 01/18/2019 12:00 PM
Date: 01/18/19

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2018 LEGISLATIVE SESSION**Analysis**

This bill eliminates the pre-trial services program which was designed to provide recommendations, based on risk assessments derived from objective and consistently applied criteria, for judges to use in making bail determinations. This bill also reinstates the wide-spread use of third-party custodians. These changes will likely increase incarceration, increase litigation, and increase overall case processing costs.

This bill increases limits on an incarcerated individual's ability to participate, in person, in their own court hearings, which will increase the necessity for travel to correctional institutions for defense attorneys and staff, and will result in increased litigation.

The bill increases incarceration by eliminating the use of electronic monitoring prior to conviction, reducing an accused's ability to engage in treatment programs, seek pro-social therapies, and maintain community and family engagement, all of which have been shown to reduce recidivism.

The Public Defender Agency anticipates an increase in workload and increased litigation and travel costs. The agency cannot accurately predict the extent of the fiscal impact of this legislation. Therefore, the agency submits an indeterminate fiscal note.