

# Fiscal Note

State of Alaska  
2020 Legislative Session

Bill Version: HB 187  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: HB187-DOC-IDO-1-17-2020  
Title: RESTRICT OUT-OF-STATE CORRECTIONAL  
FACIL.  
Sponsor: FIELDS  
Requester: House State Affairs

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)

	FY2021 Appropriation Requested	Included in Governor's FY2021 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2021	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
Personal Services	***	***	***	***	***	***	***
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	***	***	***	***	***	***	***

## Fund Source (Operating Only)

None							
<b>Total</b>	***	***	***	***	***	***	***

## Positions

Full-time							
Part-time							
Temporary							

## Change in Revenues

None							
<b>Total</b>	0.0	0.0	0.0	0.0	0.0	0.0	0.0

**Estimated SUPPLEMENTAL (FY2020) cost:** 0.0 (separate supplemental appropriation required)

**Estimated CAPITAL (FY2021) 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If yes, by what date are the regulations to be adopted, amended or repealed?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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Agency: Office of Management and Budget

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Date: 01/17/20

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2020 LEGISLATIVE SESSION

BILL NO. HB187

### Analysis

This legislation changes the current authority of the Commissioner of Corrections when designating the placement of prisoners who are under the department's custody.

AS 33.30.031 (a) is amended to allow the placement of prisoners into an out of state facility only if it locates the prisoner closer to family or due to the prisoner's health issues.

This legislation eliminates the department's ability to place prisoners in other states under the Interstate Corrections Compact (ICC) agreement or through the competitive procurement contract process. The department currently places prisoners in other state or federal facilities, public or private, for "security" reasons such as when former law enforcement officers, high security or separatee prisoners are placed under the department's custody. If this legislation were passed, these prisoners would be required to remain within an Alaska prison and could jeopardize the safety and security of the staff, prisoners, and facility.

Additionally, as the prisoner population continues to grow, the department will not have the ability to absorb the increases without this flexibility. The offender population projections show a continued increase to the prison population and it is expected that current capacity will be exceeded by April 2020. If this legislation were passed, it is unknown the full financial impacts that could result from; facility overcrowding, increased staffing overtime, potential litigation, facility renovations and repairs, as well as other costs associated with identifying increased bed capacity; therefore, an indeterminate fiscal note is being submitted.

The Department will monitor for any future financial and population impacts if this legislation is passed.