

# Fiscal Note

State of Alaska  
2021 Legislative Session

Bill Version: SB 2  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: SB002-DPS-APSC-03-19-21  
Title: PEACE OFFICERS: DE-ESCALATION,  
MISCONDUCT  
Sponsor: GRAY-JACKSON  
Requester: (S) State Affairs

Department: Department of Public Safety  
Appropriation: Alaska Police Standards Council  
Allocation: Alaska Police Standards Council  
OMB Component Number: 519

## Expenditures/Revenues

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

	FY2022 Appropriation Requested	Included in Governor's FY2022 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2022	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

## Fund Source (Operating Only)

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

## Positions

Full-time							
Part-time							
Temporary							

## Change in Revenues

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

**Estimated SUPPLEMENTAL (FY2021) cost:** 0.0 (separate supplemental appropriation required)

**Estimated CAPITAL (FY2022) 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? Yes  
If yes, by what date are the regulations to be adopted, amended or repealed? 01/01/22

## Why this fiscal note differs from previous version/comments:

Not applicable, initial version.

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Agency: Office of Management & Budget

Phone: (907)269-5618  
Date: 03/19/2021  
Date: 03/19/21

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2021 LEGISLATIVE SESSION

BILL NO. 0 \_\_\_\_\_

### Analysis

This bill gives APSC the power and authority to adopt regulations requiring officers first de-escalate and utilize nonlethal and less lethal methods of overcoming aggressive resistance before resorting to deadly force when safe to attempt. All police officers are now trained in de-escalation and use of less lethal options during their basic academy instruction and field training. Police departments already have operational policy mandating when the use of deadly force is authorized as a last resort to protect against an immediate threat of death or injury to another. The use of deadly force is narrowly authorized by law only in very specific circumstances where the officer reasonably believes the person:

- (1) has committed or attempted to commit a felony which involved the use of force against a person;
- (2) has escaped or is attempting to escape from custody while in possession of a firearm on or about the person; or
- (3) may otherwise endanger life or inflict serious physical injury unless arrested without delay.

The bill also gives APSC the authority to mandate portions of an operational use of force policy for municipal agencies.

This bill reflects policy, procedure, and training already in place and will not have a fiscal impact on the council.