



OFFICE OF THE COMMISSIONER

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The Honorable Jesse Kiehl
Chair, Senate Finance Subcommittee
Alaska State Legislature
State Capitol, Room 518
Juneau, AK 99801-1182

This letter serves as the Department of Corrections' (DOC) written response to questions asked during the Senate Finance Subcommittee hearing on February 29, 2024. **On March 20, 2024, following the committee's receipt of responses to the initial questions, additional information was requested of the Department. The responses to these additional questions are in bold below.** The DOC responses are as follows:

- *Senator Wilson asked about the percent of beds filled by facility.*

	February 29, 2024 count by facility					
	MEN Sent.	MEN Unsent	WOMEN Sent.	WOMEN Unsent	TOTAL	% filled
ACC	124	691	0	0	815	94%
Anvil Mt. (Nome)	8	89	0	10	107	84%
Fairbanks CC	3	33	9	172	217	84%
Goose Creek CC	533	649	0	0	1182	80%
Hiland Mt. CC	0	0	110	229	339	84%
Ketchikan CC	5	38	0	6	49	84%
Lemon Creek CC*	44	48	3	8	103	79%
MatSu Pre-Trial	16	67	0	1	84	82%
Palmer CC	323	0	0	0	323	96%
PCC Min	169	0	0	0	169	96%
Pt. Mac**	66	0	0	0	66	52%
Spring Creek CC	330	39	0	0	369	67%
Wildwood CC	296	40	0	0	336	93%
Wildwood PT	12	82	2	10	106	91%
YKCC (Bethel)	40	85	2	8	135	68%
Total	1969	1861	126	444	4,400	
		Unsent		Sent.		
Total		2305		2095	4,400	
		52%		48%		

*Beds offline due to facility construction (maxed at 124)

**Capacity limited due to septic system failure (maxed at 75)

- *Senator Kawasaki asked for a breakout of the \$15.4 million supplemental in the Institution Director's Office, by types of expense.*

FY2024 Institution Director's Office Supplemental Detail				
	Personal Services	Contractual	Commodities	Supplemental
Anchorage Correctional Complex	613.4	989.1	400.0	2,002.5
Anvil Mountain Correctional Center	213.3	0.0	389.0	602.3
Correctional Academy	52.8	0.0	100.0	152.8
Fairbanks Correctional Center	1,360.6	0.0	0.0	1,360.6
Goose Creek Correctional Center	1,598.0	184.4	62.3	1,844.7
Hiland Mountain Correctional Center	1,451.2	0.0	394.7	1,845.9
Institution Director's Office	25.9	1,115.7	7.6	1,149.2
Ketchikan Correctional Center	0.0	0.0	297.1	297.1
Lemon Creek Correctional Center	186.9	0.0	0.0	186.9
Mat-Su Pretrial	0.0	47.8	542.1	589.9
Palmer Correctional Center	127.6	0.0	157.8	285.4
Point Mackenzie Correctional Farm	551.2	0.0	351.9	903.1
Spring Creek Correctional Center	0.0	652.1	900.0	1,552.1
Inmate Transportation	1,200.4	110.5	0.0	1,310.9
Wildwood Correctional Center	0.0	230.0	1,001.3	1,231.3
Yukon-Kuskokwin Correctional Center	118.7	34.2	3.6	156.5
	7,500.0	3,363.8	4,607.4	15,471.2
Personal Services includes salary, benefits, overtime, premium pay, recruitment/education incentives				
Contractual includes fuel and utility increases, contracts for food workers due to vacancies,				
Commodities include food, clothing, and other operational supplies				

Question regarding Institution Director's office: can you clarify the \$4.6 million supplemental on commodities? What drove up the cost of food, clothing, and supplies so significantly?

Costs have continued to increase based on nationwide supply chain issues as well as inflation associated with food, clothing, and housing supplies. This supplemental replaces the funding moved out of the commodity line in the FY2024 budget.

- *Senator Kiehl asked for five examples of an individual being placed on electronic monitoring.*

Five examples are attached.

Question regarding pre-trial electronic monitoring: are these example cases where the judge ordered electronic monitoring without either party requesting it?

Due to the volume of cases typically heard at arraignments, the arguments are brief and non-specific, primarily circling around the present offense and criminal history. Attorneys are just being assigned at that point and usually there are a block of cases in which one defense attorney and one prosecutor is representing an entire block of cases. As a general practice, log notes are not produced during these hearings which, if we were able to pull, would illustrate exactly what was said and by whom. We provided written orders that did not indicate either party requested electronic monitoring. Sometimes it is written on the order that a party

requested it. That being said, because this is information we do not have in our files, we cannot say if either party requested it. We assume, due to no notes on the order, that it was not requested. In addition to what we provided, there is a brief synopsis attached sharing how long a defendant has been on electronic monitoring (for their charge) and if violations occurred. It should be noted that placement decisions are that of the Court.

- *Senator Kiehl asked if it would be helpful to receive more positions with no additional funding.*

At this time, the department is focused on filling current vacancies and retention efforts to determine appropriate staffing levels before considering adding additional positions.

- *What is the timeline of the 1115 waiver?*

We are working with the Department of Health, as well as the Alaska Mental Health Authority on the 1115 Reentry Waiver. There is not a timeline for the waiver.

Question regarding the 1115 waiver: could you help us understand the process a bit more? If you can't give a timeline, can you tell us what steps need to be completed and who needs to approve each step?

On April 17, 2023, the Center for Medicare, and Medicaid Services (CMS) released a State Medicaid Director Letter (SMDL), "Opportunities to Test Transition-Related Strategies to Support Community Reentry and Improve Care Transitions for Individuals Who Are Incarcerated." This opened the door for states to apply for an 1115 Medicaid waiver for the reentry population. States who apply will be required to include case management to assess and address physical and behavioral health needs, and health-related social needs, Medication Assisted Treatment (MAT), and a 30-day supply of all prescription medications at the point of release. The state may also elect to include additional services such as treatment for Hepatitis C, screenings for common health conditions such as diabetes, high blood pressure, and HIV, and Rehabilitative or preventative services. In this application the state can choose to include all reentrants who qualify for Medicaid or a more limited population such as those reentrants living with a substance use disorder. The state must determine if eligibility for this population will begin at 30 days prior to release or up to 90 days. The process will include a large amount of actuarial work to determine cost neutrality, which groups and services to include to achieve cost neutrality, and how to reinvest "savings." **Reinvestment cannot be used to provide correctional services such as additional corrections officers or to construct new jails/prisons. This process can be very lengthy and will include legislation granting permission to the Department of Health to apply for a new 1115 reentry waiver. It is important to note that the current 1115 behavioral health waiver took years and millions of dollars to be granted by CMS.

A second option may be to amend the current 1115 behavioral health waiver to include the reentry population and the services as mandated by CMS. The Department of Health, Department of Corrections, and the Alaska Mental Health Trust are currently exploring the options and are working on a Request for Information (RFI) that will help with contract

actuarial and professional services to assist us with this process and determining the best way forward for Alaska.

- *Senator Tobin asked for health care costs by age brackets.*

DOC does not currently track in-custody health care costs in this fashion. However, we are able to extract the costs by age bracket for outside medical services from the Electronic Health Records System (EHR). Please see the following breakout:

Below are the health care costs based of the age on the patient
Average Age Cost per Age Group

18-29	\$1,199,147.39
30-39	\$3,961,792.50
40-49	\$3,055,427.13
50-59	\$3,178,534.77
60-64	\$2,022,219.18
65+	\$3,241,035.62 (less than 5% of the DOC population)
Total cost of outside health care	\$16,658,156.59

Question regarding health care costs by age bracket: can you let us know the percent of DOC population in each age bracket?

Here are the counts by age from the 2023 offender profile:

Counts by Age	
Age Group	Count
Under 20	35
20-29	867
30-39	1,660
40-49	971
50-59	571
Over 60	421

- *The committee would like to see copies of the RFPs for the new residential housing as an alternative to CRCs.*

The DOC is looking to expand the current existing “treatment” placement process for those that meet the furlough criteria. This option does not require an RFP as no state funds are expended. Placement is based on risk needs, offender classification and is covered through the Medicaid Program, private insurance or as a self-pay process.

Question regarding treatment placement process: can you help us understand how many individuals may be able to take advantage of treatment placements? How many of these people would otherwise go to CRCs? What steps need to be taken to increase treatment placements? What is the estimated timeline to increase treatment placements?

This is not an easily identifiable number. It is our belief that over 80 percent of our population suffers from substance abuse addiction. It would be a manual lift/calculation to determine how many individuals may be able to take advantage of treatment placements. Each individual case is reviewed, and specific criteria would need to be met (e.g. length of time to serve, crime, custody level, escape risk) before determining. If they are eligible for a treatment placement, they are likely eligible for a CRC. Unless they are in a specific area that prohibits them, due to their crime (i.e. sex offenders inside the city limits of Anchorage or someone with an arson background inside a CRC). In addition to DOC identifying the individuals who meet community placement criteria, the inmate has to be willing to accept the placement and agree to the rules, and there needs to be beds/resources available. This is a moving target, but we are working on these placements daily. For your information, we have individuals at Clitheroe Center, Akeela, Alaska Addiction Rehabilitation Services, True North Recovery, Set Free Recovery, and Tlingit & Haida.

- *What is the anticipated overtime cost for the rest of the year? What is the fund source for this? (Please break out how much is supplemental, how much is lapsed personal services, how much comes from other funds)*

DOC FY2024 Dept-Wide PS Projections					
	Budgeted	Expended *	Projected *	Total	Difference
Regular Pay	161,183.3	96,388.1	44,787.9	141,176.0	20,007.3
Benefits	112,830.1	71,349.7	38,881.0	110,230.7	2,599.4
Premium Pay	4,633.4	4,046.7	405.7	4,452.4	181.0
Other Premium Pay	7,872.1	22,758.2	11,450.0	34,208.2	(26,336.1)
Incentives		2,545.8	1,029.9	3,575.7	(3,575.7)
Pay Adjustments		262.8	113.2	376.0	(376.0)
	286,518.9	197,351.3	96,667.7	294,019.0	(7,500.1)

*16.5 pay periods expended with 9.5 projected

The anticipated overtime costs through the rest of FY2024 are projected to be \$11.5 million and is primarily general funds. The amount of the supplemental is \$7.5 million, which is needed to meet the overtime shortfall.

Question regarding overtime: With \$11.5 million in projected overtime and \$7.5 million in the supplemental, how will you pay for the additional \$4 million in projected overtime? Can you clarify the difference between premium pay and other premium pay?

The difference is being pulled from the amount budgeted for Regular Pay from the vacant positions as identified on the funding allocation summary above.

- *What are the estimated CRC cost increases for the month of June after the contracts expire?*

The department is coordinating monthly extensions on the contracts at the current rates while the procurement process is followed. Based on a three-month utilization average the June payments to CRCs are projected to be \$1,978.8.

Question regarding CRCs: Has the CRC contractor agreed to the monthly extensions at current rates?

We are coordinating with Department of Administration (DOA), Office of Procurement and Property Management (OPPM) for approval to extend the current contract.

- *When will the first round of Project 2025 reports be complete?*

The first round was a pilot project of four locations across the state (Palmer Correctional Center, Fairbanks Correctional Center, Mat-Su Pretrial, and Highland Mountain Correctional Center). The site visits are complete, and the initial reports are being finalized.

Question regarding Project 2025: When will the reports be finalized?

The DOC team has completed site visits at Hiland Mountain Correctional Center, Palmer Correctional Center, Mat-Su Pretrial, and the Fairbanks Correctional Center for the Project 2025 pilot project. We have finalized the initial reports for the facilities, including the checklists, barriers, highlights, and system wide considerations. We have a tentative schedule to conduct the same process with the remaining facilities and will have those site visits completed by the end of July 2024. Following completion of this process with the remaining facilities the DOC team will produce a system wide report with the findings and common themes/suggestions for improvement for all DOC facilities. Due to the length of time it will take to complete this process, the Alaska DOC will provide a briefing document to the committee on or before April 30, 2024 on the project and the facility reports completed to date.

- *For the inmate safety funding added in subcommittee last year, how much of that money has been spent so far? What was it spent on? What will the remaining money be spent on and when will it be spent?*

To date, this funding has not been spent. DOC is planning to utilize the funding on any minor recommendations proposed in the Project 2025 reports. Additionally, DOC is exploring medical and mental health accreditation through the National Commission on Correctional Health Care (NCCHC).

Question regarding inmate safety funding: Can you please provide the steps, funding needs, and timeline for medical and mental health accreditation?

We are currently in negotiations with NCCHC and have received an initial quote for these services. Initial accreditation would be \$121.0 which would be valid for three years. This could potentially be met by using the funded inmate wellness funding in the FY2024 budget. Certification is then required at \$60.0 annually and would be absorbed within existing budgets through identified efficiencies. Any higher cost items would be requested through the budget process. The next step is to enter into a contract for the reviews to begin. We are at the beginning of this process and do not yet have a solid timeline to complete all accreditations of each facility.

- *Please provide an update on the reentrant housing funding added in subcommittee last year. How much has been spent to date? What is the spend plan for the remainder of the year?*

DOC has entered into an RSA with the Alaska Housing Finance Corporation (AHFC). AHFC is dispersing the money to six reentry coalitions and communities in Ketchikan, Juneau, Mat-Su, Fairbanks, Nome, and Dillingham. DOC is waiting for the initial billings from AHFC.

Question regarding reentrant housing: Can you please reach out to AHFC and see if they've sent out any funds yet? Has anyone been housed?

There have been no expenditures made by AHFC to-date. They issued the intent to award on March 18th, and funds are anticipated to start going out by the end of the month.

- *Does the Department have a plan to add temporary housing at Spring Creek? What is the timeline for that project and what fund source is identified?*

The Department is currently providing housing through long-term rental agreements. This bunk-style housing is provided through the use of studio apartments and Department of Labor AVTEC housing units. Additionally, DOC has approval to provide relocation housing up to 120 days for those employees that are relocating to Seward. These efforts are budgeted and funded within the Spring Creek Correctional Center's operating budget using general funds.

Question regarding Spring Creek housing: The City of Seward mentioned you've reached out about permits for housing in the Spring Creek parking lot. Is this plan still in motion? If so, what's the timeline?

DOC reached out approximately five years ago but found the current housing alternative through apartment leases and AVTEC housing are helping with the housing issue at this time. The parking lot at the SCCC facility continues to be used by employees using their personal RVs.

- *Could you please provide an update on the use of prisoner welfare funds by institution?*

FACILITY	AS OF:	FUNDS REC'D	FUNDS SPENT	
ACC	2/26/2024	15,575.33	6274.53	
AMCC	3/12/2024	2,877.19	1319.2	
FCC	3/14/2024	4,211.61	4381.3	
GCCC	2/29/2024	122,289.37	137,143.85	
HMCC	3/13/2024	166,411.60	82,523.85	
KCC	No activity due to vacancies			
LCCC	3/13/2024	78,780.31	86,936.80	
MSPT	3/1/2024	650	600	
PCC	1/31/2024	35,231.45	18,768.54	
PMCF	3/14/2024	99,479.96	79,583.97	
SCCC	12/31/2023	271,671.20	264,437.87	
WCC	3/1/2024	282,602.23	147,852.10	
YKCC	3/7/2024	3,758.57	3,468.91	
	Totals:	1,083,538.82	833,290.92	
Inmate Welfare funds are expended on the following efforts:				
Release clothing, small appliances, entertainment (books, games, movies, etc), education, community donations, recreational supplies, fans, store inventory, TVs, fitness equipment, special event banquets/meals, club supplies, fundraisers, cable TV, etc.				

Question regarding prisoner welfare funds: We heard there was an issue with these funds. Is this accurate? Can you provide more clarification on what the funds were spent on?

A contract has been put into place to assist the DOCs Forensic Audit Unit to review each facility's IWF accounts as well as accounting practices and use of the funds. These reviews were kicked off during the week of March 18th starting in Juneau and Fairbanks and remaining accounts to be completed by the end of April 2024. These reviews will ensure the integrity and use of all IWF accounts.

Thank you for your continued support of the Department of Corrections.

Sincerely,



Jen Winkelman
Commissioner
Department of Corrections

Palmer Pretrial:

Douglas McLaren #108939 case number 3AN-18-09494CR: Low risk. 1st time OUI. He was on PED for a total of 1473 days for a charge that carries a maximum sentence of 3 days. McLaren spent a total of 19 days in jail during his time on Palmer Pretrial Services which would have satisfied the max sentence six times over. Coming in for UAs was difficult for him due to finances and vehicle issues.

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

Municipality of Anchorage vs. Douglas James McLaren Sworn

CASE NO: 3AN-18-09494CR

DL/ID: _____ ST: _____ DOB: 12/30/1959 ATN: 116662401 APSIN: _____

☐ VICTIM CASE (if known)
☐ TF-880 to Victim

Original Charge(s): CTN-001 OUI

Amended Charge(s): _____

D#(907)887-3751

LOC <u>Courtroom B-1, Nesbett Courthouse</u> LOG # <u>950 00</u> DATE <u>11/14/2018</u> TIME <u>9:00 am</u>	<u>Franciosi</u> Judicial Officer Clerk: <u>LEague/Todd</u> Arraignment: Muni/City (Out of Custody) Type of Hearing _____	<u>Stenson</u> Present for State/MOA Present for Defendant DEFENDANT: <input type="checkbox"/> Veteran <input type="checkbox"/> Not Present <input checked="" type="checkbox"/> Present <input type="checkbox"/> In-Custody <input checked="" type="checkbox"/> Not In Custody	RIGHTS BY: <input checked="" type="checkbox"/> Video <input type="checkbox"/> Court FINGERPRINTS: <input type="checkbox"/> Taken <input type="checkbox"/> Ordered CRIMINAL RULE 39: <input type="checkbox"/> \$200 <input type="checkbox"/> \$250 <input type="checkbox"/> Other <input type="checkbox"/> No PED report received
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PRE SET BAIL: PED Monitoring w/ PPT

☐ SET ☐ CONT'D ☐ EXONERATED ☐ FORFEITED ☐ REINSTATED

PLEA: ☒ Not Guilty, CTN ☐ Guilty, CTN ☐ No Contest, CTN
☐ Dismiss Per R.: ☐ 5 ☐ 43(a)(1) ☐ 43(a)(2) ☐ 43(b)(2) ☐ _____, CTN _____

PETITION TO REVOKE PROBATION: ☐ Admit ☐ Deny

CR R 5 & 45: ☐ Runs ☐ Topped ☐ Days Run _____ ☐ Rule 45 Expires _____
 From _____ to _____

☒ COUNSEL APPOINTED
 The attorney appointed to represent you is:
☐ Public Defender
☐ Office of Public Advocacy
☒ Denali Law Group
☐ _____
****More attorney instructions on handout****

Δ Finances

DLC Appointed

NG Plea Entered, PTC Set

Order of Conditions Attached

☒ CONDITIONS OF RELEASE: Effective immediately, defendant to obey the conditions checked below.

☒ Obey all laws; attend all hearings.

☒ Maintain contact with PED officer, if any, and follow all PED officer instructions.

☒ Maintain contact with attorney.

☒ Notify attorney, or PED officer, or court w/in 24 hrs if change residence.

☒ Notify attorney, or PED officer, or court of new phone or email address by next business day.

☐ Do not leave _____ w/o cd permission

☒ Do not drive without a valid operator's license, registration, and insurance.

☒ No alcohol, illegal drugs, bars, liquor stores

☐ Be tested ☐ per PED or ☐ _____

☐ No direct or indirect contact w/ _____

☐ Do not return to: _____

☐ Not possess firearms or ammunition

THESE ARE YOUR NEXT COURT DATES.

You must appear at all hearings listed below unless your attorney notifies you that you do not need to be present. A warrant for your arrest will be issued if you fail to appear for any hearing.

Type of Hearing	Date & Time	Type of Hearing	Date & Time
Arraignment		Representation Hearing	
Adjudication / Disposition		Trial Call / Trial	
Bail / Change of Plea / Sentencing		Wellness / Veteran/CRP	
Pre-Indictment / Pretrial Conference	<u>12-24-18 9:00am</u>	Report to Jail / Remand	

TEMPORARY ORDER: INSTRUCTIONS TO JAIL

☐ Defendant is NOT in custody on this charge

☐ COMMITMENT. It is ordered that the above-named defendant be held in custody:

☐ pending action by this court or until bail is posted as previously ordered.

☐ pending action by this court or until bail is posted in the amount of \$ _____

☐ CRC W/PASSES ☐ CONCURRENT WITH _____ ☐ TPC _____

☐ pending receipt of formal judgment. Defendant was sentenced as follows: _____

☐ RELEASE. This is your authority to release the defendant _____

☐ TRANSPORTATION or ☐ OTHER INSTRUCTIONS: _____

Judicial Officer _____

Date _____

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA AT ANCHORAGE

☐ State of Alaska ☒ Municipality of Anchorage CASE NO. 3AN-18-09404(R)
 vs. Defendant: Douglas J. McQueen DOB: 2-3-59 ☐ Victim (if known) ☐ No PED report

ORDER AND CONDITIONS

IT IS ORDERED that effective now, defendant shall follow the conditions checked below.

- ☒ Follow all court orders and all federal, state, and local laws. Make all court proceedings.
☒ Maintain contact with your lawyer, if represented. Defendant's contact phone number is _____
☒ Tell your lawyer, PED officer, or court of any change in contact phone number or address within the next business day.
☐ Do not leave ☐ Alaska ☐ _____ without court permission.
☐ Have no direct or indirect contact with _____ at any time, including while defendant is in jail.
☐ Stay away at least _____ feet from ☐ the residence ☐ the workplace of _____
☐ Stay away from _____
☒ Do not drive without a valid driver's license, registration, and insurance. ☐ Do not possess firearms or ammunition.
☒ Do not possess or consume ☒ alcohol ☐ illegal drugs. Do not enter any bars or liquor stores.
☐ PED Supervision, no monitoring equipment required. Report to PED office by 10 a.m. the next business day for instructions.
☐ PED Supervision, testing at PED office for ☐ alcohol, up to _____ times per week, ☐ illegal drugs, up to _____ times per week.
☒ PED Supervision, alcohol monitoring: ☒ portable breath testing ☐ transdermal testing (ankle bracelet) with/without house arrest. — To report within 5 days to report to PED
☐ PED Supervision, location monitoring:
☐ House arrest ☐ 24 hours per day ☐ from _____ a.m./p.m. to _____ a.m./p.m. at a residence determined by PED. Passes allowed for emergency medical and court/lawyer; other allowed passes: ☐ work ☐ treatment ☐ other passes at PED discretion. All passes to be verified by PED.
☐ Exclusion zone: PED to enforce the "stay away" orders above.
☐ Mobile monitoring: PED to monitor the defendant's location at all times by GPS.
☒ Follow all PED officer instructions, and maintain contact with PED officer. The PED office is at 619 E. Ship Creek Avenue, Suite 249, Anchorage, AK 99501. Phone number: 833-500-5090.
☐ PED can enter defendant's residence to verify/maintain monitoring equip.; defendant is to remain in custody until monitor is given.
☐ Testing by 24/7 program at defendant's expense for ☐ alcohol _____ times per day, ☐ illegal drugs _____ times per week.

- ☐ OWN RECOGNIZANCE. ☐ Mandatory per AS 12.30.011(b) or (c).
☐ TECHNICAL PTRP. Release defendant _____ days from remand.
 [Bail limits: 1st revocation=3 days; 2nd=5 days; 3rd=10 days; >3=remainder of suspended sentence.]
☐ BONDS. Defendant to post the following bonds:
☐ Appearance Bond \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash/surety
☐ Performance Bond \$ _____ ☐ unsecured ☐ 100% cash ☐ _____ % cash

NEXT COURT HEARING. Date: _____ Time: _____ City: _____
 [If technical PTRP on felony, hearing must be set before assigned judge absent good reason otherwise.]

11/17/12 Date [Signature] Judge/Magistrate Judge Francis

AGREEMENT BY DEFENDANT. I read and understand the above conditions. I promise to appear at all hearings unless excused by the court, and comply with all these conditions. I understand that I may be arrested without a warrant for any violation of these conditions. The court may enter a judgment against me for the amount of the bond posted and any unsecured bond.

Douglas J. McQueen Defendant's Signature
3705 ARCTIC Blvd #851 City ANCH State AK ZIP 99503 Reliable Phone #s 887-371

I certify that on _____ a copy of this order was given to: Defendant, Prosecutor, Def's Attorney ☐ AASAP
☐ PED ☐ Jail ☐ _____ by Clerk: _____

IN THE DISTRICT COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT ANCHORAGE

MUNICIPALITY OF ANCHORAGE,

Plaintiff,

vs.

DOUGLAS JAMES MCLAREN,
3705 ARCTIC BLVD #851
ANCHORAGE, AK 99503
DOB: 12/30/1959
APSN: 5085120
DL: 5085120 (AK)

Defendant.

FILED IN OPEN COURT

11-14-18 *LEagle*

ATN: 116662401

APD No. 18-40340

Case No. 3AN-18-9494 CR

INFORMATION

VRA CERTIFICATION

I certify that this document and its attachments do not contain (1) the name of a victim of a sexual offense listed in AS 12.61.140 or (2) a residence or business address or telephone number of a victim of or witness to any crime unless it is an address used to identify the place of the crime or it is an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.
DOMESTIC VIOLENCE OFFENSES Per AS 18.66.990 (3) and (5) ☐ ALL COUNTS ☒ NONE ☐ SPECIFIED BELOW

**CTN 001 – OPERATING UNDER THE INFLUENCE
AMC 9.28.020(A)**


The Municipality of Anchorage, by and through its undersigned attorney, charges that on or about the 6th day of October, 2018 at or near 10638 Old Seward Hwy Anchorage, Alaska, Douglas James McLaren did commit the offense of: OPERATING UNDER THE INFLUENCE, to wit: DOUGLAS JAMES MCLAREN did unlawfully operate a motor vehicle while under the influence, which is in violation of Anchorage Municipal Code 9.28.020(A).

PC STATEMENT: Per APD reports, APD responded to a REDDI report regarding Defendant and the vehicle driven by Defendant. APD stopped Defendant in his vehicle after observing him

drive outside his lane partially on the shoulder and commit a red light violation. Upon contact APD observed that Defendant had difficulty complying with commands, a strong smell of alcohol about his person, and bloodshot watery eyes with pinpoint pupils. Defendant turned his vehicle off with a screwdriver and the plates did not match the vehicle registration. Defendant had poor balance, was slow to respond to commands, repeated himself and kept asking APD about his wallet. APD administered SFSTs and Defendant performed poorly. Defendant was arrested and provided a breath sample containing 0.182 grams of alcohol per 210 liters of breath.

DATED at Anchorage, Alaska this 13th day of November, 2018.

MUNICIPALITY OF ANCHORAGE
Rebecca A. Windt Pearson
Municipal Attorney

By: 
Heather Stenson
Assistant Municipal Prosecutor
Alaska Bar No. 1205039

Theresa Schmitt #762495 case number 3AN-M22-9196CR: Low risk. 1st time DUI. Alcohol EM.
Anchorage Pretrial Services for 389 days. 1 VCOR.

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

Municipality of Anchorage vs. Theresa Michelle Schmitt

CASE NO: 3AN-22-09196CR

DL/ID: 7935400 ST: AK

DOB: 06/28/1963

ATN: 118976049

APSIN: 9246142

☐ TF-980 to Victim

Original Charge(s): 001: OUI; 002: Refusal

Amended Charge(s):

LOC Courtroom B-1, Nesbett Courthouse	<u>Nesbett</u> Judicial Officer	<u>Dwyer</u> Present for State/MOA	RIGHTS BY: <input checked="" type="checkbox"/> Video <input type="checkbox"/> Court
LOG # <u>95629</u>	<u>Lesores</u> Clerk	Present for Defendant	FINGERPRINTS: <input type="checkbox"/> Taken <input type="checkbox"/> Ordered
DATE <u>02/07/2023</u>	Arraignment: Muni/City (Out of Custody)	DEFENDANT: <input type="checkbox"/> Veteran <input type="checkbox"/> Not Present	CRIMINAL RULE 39: <input type="checkbox"/> \$200 <input type="checkbox"/> \$250 <input type="checkbox"/> Other
TIME <u>9:00 am</u>		<input checked="" type="checkbox"/> Present <input type="checkbox"/> In-Custody	<input type="checkbox"/> No PED report received

PRE SET BAIL:

☐ SET ☐ CONT'D ☐ EXONERATED ☐ FORFEITED ☐ REINSTATED
☐ PED SUPERVISION ☐ concludes now. ☐ continues until remand.

PLEA: ☒ Not Guilty, CTN 1 ☐ Guilty, CTN ☐ No Contest, CTN
☐ Dismiss Per R.: ☐ 5 ☐ 43(a)(1) ☐ 43(a)(2) ☐ 43(b)(2) ☐ , CTN

PETITION TO REVOKE PROBATION: ☐ Admit ☐ DenyCR R 5 & 45: ☐ Runs ☐ Tolloed ☐ Days Run From to ☒ COUNSEL APPOINTED

The attorney appointed to represent you is:

☐ Public Defender☐ Office of Public Advocacy☒ Denali Law Group907 276-1145****More attorney instructions on
handout.****CONDITIONS OF RELEASE: Effective
immediately, defendant to obey below conditions:

- ☒ Obey all laws; attend all hearings.
☒ Maintain contact with PED officer, if any, and follow all PED officer instructions.
☒ Maintain contact with attorney.
☒ Notify attorney, or PED officer, or court w/in 24 hrs if change residence.
☒ Notify attorney, or PED officer, or court of new phone or email address by next business day.
☐ Do not leave w/o ct permission
☒ Do not drive without a valid operator's license, registration, and insurance.
☒ No alcohol, illegal drugs, bars, liquor stores
☒ Be tested ☒ per PED or ☐
☐ No direct or indirect contact w/
☐ Do not return to:
☐ Not possess firearms or ammunition

THESE ARE YOUR NEXT COURT DATES.

You must appear at all hearings listed below unless your attorney notifies you that you do not need to be present. A warrant for your arrest will be issued if you fail to appear for any hearing.

Type of Hearing	Date & Time	Type of Hearing	Date & Time
Arraignment		Representation Hearing	
Adjudication / Disposition		Trial Call / Trial	
Bail / Change of Plea / Sentencing		Wellness / Veteran/CRP	
Pre-Indictment / Pretrial Conference	<u>3/20/23 @ 9AM</u>	Report to Jail / Remand	

TEMPORARY ORDER: INSTRUCTIONS TO JAIL

- ☐ Defendant is NOT in custody on this charge
☐ COMMITMENT. It is ordered that the above-named defendant be held in custody:
☐ pending action by this court or until bail is posted as previously ordered.
☐ pending action by this court or until bail is posted in the amount of \$
☐ CRC W/PASSES ☐ CONCURRENT WITH ☐ TPC
☐ pending receipt of formal judgment. Defendant was sentenced as follows:
☐ RELEASE. This is your authority to release the defendant
☐ TRANSPORTATION or ☐ OTHER INSTRUCTIONS:

Judicial Officer

Date

Name: SCHMITT, THERESA MICHELLE

Offender #: 762495

Location: ANCHORAGE PRETRIAL

Legal Status: PRETRIAL

Sex Offender: NO

Date Of Birth: 06/28/1963

Next Court Date:

P&P Supervision Level:

Field PO:

Institution PO:

Parole Expiration Date:













Probation Expiration Date:

Pretrial Officer: ANCHORAGE PED - GENERAL EM

Pretrial Supervision Level: Low

EM Supervision: Yes

Location History Listing

	Body Location Description	Reason	Begin Date	End Date	Days
	 ANCHORAGE PRETRIAL	PRETRIAL CONTINUED	06/05/2023		288
	 ANCHORAGE PRETRIAL	PRETRIAL START	06/05/2023	06/05/2023	1
	 HILAND MTN CC	ARRESTED/REMANDED	06/01/2023	06/05/2023	<u>5</u>
	 ANCHORAGE PRETRIAL	PRETRIAL START	02/08/2023	06/01/2023	114
	 D/CHG OUT OF SYSTEM	RLS TO OWN RECOGNIZANCE	12/09/2022	02/08/2023	62
	 HILAND MTN CC	ARRESTED/REMANDED	12/09/2022	12/09/2022	<u>1</u>

Record(s) displayed/found:1-6/6

Page (s):1

Back

6 days in jail

Avion Davis #760861 case number 3AN-M22-5477CR: Low Risk. 2nd DUI. Alcohol EM. Anchorage
Pretrial Services for 577 days. 3 VCORS.

IN THE DISTRICT/SUPREME COURT FOR THE STATE OF ALASKA AT ANCHORAGE

Municipality of Anchorage vs. Avion Laray Davis

CASE NO: 3AN-22-05477CR

DLID: 7895570 ST: AK

DOB: 12/04/1988

ATN: 118418148

AP SIN: 9240946

☐ TF-980 to Victim

Original Charge(s): 001: AMC9,28.020(A): Operating Under the Influence

Amended Charge(s):

LOC <u>Courtroom 37, Boney</u> <u>Courthouse</u> LOG # <u>24750</u> DATE <u>08/10/2022</u> TIME <u>2:00 pm</u>	<u>Leslie N Dickson</u> Judicial Officer <u>KBennetts</u> Clerk Bail Hearing: <u>Muni/City</u> (Out of Custody) Type of Hearing	<u>Withington</u> Present for State/ <u>MOA</u> <u>DLG - COR</u> Present for Defendant DEFENDANT: <input type="checkbox"/> Veteran <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present <input type="checkbox"/> In-Custody <input checked="" type="checkbox"/> Not In Custody	RIGHTS BY: <input type="checkbox"/> Video <input type="checkbox"/> Court FINGERPRINTS: <input type="checkbox"/> Taken <input type="checkbox"/> Ordered CRIMINAL RULE 39: <input type="checkbox"/> \$200 <input type="checkbox"/> \$250 <input type="checkbox"/> Other <input type="checkbox"/> No PED report received
PRE SET BAIL: <u>ped w/ em (pbt or TDT)</u> <input checked="" type="checkbox"/> SET <input type="checkbox"/> CONT'D <input type="checkbox"/> EXONERATED <input type="checkbox"/> FORFEITED <input type="checkbox"/> REINSTATED <input type="checkbox"/> PED SUPERVISION <input type="checkbox"/> concludes now. <input type="checkbox"/> continues until remand. PLEA: <input type="checkbox"/> Not Guilty, CTN <input type="checkbox"/> Guilty, CTN <input type="checkbox"/> No Contest, CTN <input type="checkbox"/> Dismiss Per R.: <input type="checkbox"/> 5 <input type="checkbox"/> 43(a)(1) <input type="checkbox"/> 43(a)(2) <input type="checkbox"/> 43(b)(2) <input type="checkbox"/> CTN PETITION TO REVOKE PROBATION: <input type="checkbox"/> Admit <input type="checkbox"/> Deny CR R 5 & 45: <input type="checkbox"/> Runs <input type="checkbox"/> Tolerated <input type="checkbox"/> Days Run From _____ to _____		<input type="checkbox"/> COUNSEL APPOINTED The attorney appointed to represent you is: <input type="checkbox"/> Public Defender <input type="checkbox"/> Office of Public Advocacy <input type="checkbox"/> Denali Law Group <input type="checkbox"/> _____ **More attorney instructions on handout.**	
<u>Reg Prosecutors: Add Ped w/ Pbt/TAP</u> <u>MOA - want Ped & pbt, back to back ovi's</u> <u>DLG - opposed</u> <u>Crt grants MOA Request, see new</u> <u>Report to ped by 8/11 close of business.</u> <u>COR</u>		CONDITIONS OF RELEASE: Effective immediately, defendant to obey below conditions: <input checked="" type="checkbox"/> Obey all laws; attend all hearings. <input checked="" type="checkbox"/> Maintain contact with PED officer, if any, and follow all PED officer instructions. <input checked="" type="checkbox"/> Maintain contact with attorney. <input checked="" type="checkbox"/> Notify attorney, or PED officer, or court w/in 24 hrs if change residence. <input checked="" type="checkbox"/> Notify attorney, or PED officer, or court of new phone or email address by next business day. <input type="checkbox"/> Do not leave _____ <input type="checkbox"/> w/o ct permission <input checked="" type="checkbox"/> Do not drive without a valid operator's license, registration, and insurance. <input checked="" type="checkbox"/> No alcohol, illegal drugs, bars, liquor stores <input checked="" type="checkbox"/> Be tested <input checked="" type="checkbox"/> per PED or <input type="checkbox"/> _____ <input type="checkbox"/> No direct or indirect contact w/ _____ <input type="checkbox"/> Do not return to: _____ <input type="checkbox"/> Not possess firearms or ammunition	
THESE ARE YOUR NEXT COURT DATES. You must appear at all hearings listed below unless your attorney notifies you that you do not need to be present. A warrant for your arrest will be issued if you fail to appear for any hearing.			
Type of Hearing	Date & Time	Type of Hearing	Date & Time
Arraignment		Representation Hearing	
Adjudication / Disposition		Trial Call / Trial	
Bail / Change of Plea / Sentencing		Wellness / Veteran/CRP	
Pre-Indictment	<u>Pretrial Conference</u>	<u>Report to Jail / Remand</u>	

TEMPORARY ORDER: INSTRUCTIONS TO JAIL

- ☐ Defendant is NOT in custody on this charge
- ☐ COMMITMENT. It is ordered that the above-named defendant be held in custody:
- ☐ pending action by this court or until bail is posted as previously ordered.
- ☐ pending action by this court or until bail is posted in the amount of \$ _____
- ☐ CRC W/PASSES ☐ CONCURRENT WITH _____ ☐ TPC _____
- ☐ pending receipt of formal judgment. Defendant was sentenced as follows: _____
- ☐ RELEASE. This is your authority to release the defendant _____
- ☐ TRANSPORTATION or ☐ OTHER INSTRUCTIONS: _____

Judicial Officer

Date

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA AT ANCHORAGE

Municipality of Anchorage vs. Defendant: Avion Laray DavisCASE NO: 3AN-22-05477CRATN: 118418148DL/ID: 7895570ST: AKDOB: 12/04/1988APSID: 9240946☐ Victim (if known) ☐ No PED report

ORDER AND CONDITIONS OF RELEASE

IT IS ORDERED that effective now, defendant be released under the conditions marked below:

☐ OWN RECOGNIZANCE.☐ BONDS. Defendant to get the following bonds:

Offenses before 7/9/2019:

☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ _____ ☐ unsecured ☐ _____☐ [If Monetary Bail] The court finds by clear and convincing evidence that own recognizance release, or unsecured bonds, or nonmonetary conditions will not ensure the defendant's appearance, or the safety of the victim, other persons, or the community.

Offenses on or after 7/9/2019:

☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ _____ 100% cash☒ Obey all court orders and all federal, state, and local laws. Appear in court when ordered.☒ Maintain contact with your lawyer, if represented. Defendant's contact phone number is _____.☒ Tell your lawyer or court within 24 hours after changing residences.☐ Do not leave ☐ Alaska ☐ _____ without court permission.☐ Have no direct or indirect contact with _____ at any time, including while defendant is in jail.☐ Stay away at least _____ feet from ☐ the residence ☐ the workplace of _____☐ Stay away from _____☒ Do not drive without a valid driver's license, registration, and insurance.☐ Do not possess firearms or ammunition.☒ Do not possess or consume ☒ alcohol ☐ illegal drugs. Do not enter any bars or liquor stores.☐ PED Supervision, no EM required. Report to PED office by 10 a.m. the next business day.☐ PED Supervision, testing at PED office for ☐ alcohol, up to _____ times per week,☐ illegal drugs, up to _____ times per week.☒ PED Supervision, alcohol monitoring: ☒ portable breath testing ☒ transdermal testing☐ PED Supervision, location monitoring: at PED discretion☐ House arrest ☐ 24 hours per day ☐ from _____ a.m./p.m. to _____ a.m./p.m. at a residence determined by PED. Passes allowed for emergency medical and court/lawyer; other allowed passes:☐ work ☐ treatment ☐ other passes at PED discretion. All passes to be verified by PED.☐ Exclusion zone: PED to enforce the "stay away" orders above.☐ Mobile monitoring: PED to monitor the defendant's location at all times by GPS.☒ Follow all PED officer instructions, and maintain contact with PED officer. The PED office is at 619 E. Ship Creek Avenue, Suite 249, Anchorage, AK 99501. Phone number: 833-500-5090.☒ PED can enter defendant's residence to verify/maintain monitoring equip.; defendant is to remain in custody until monitor is given.☐ Testing by 24/7 program at defendant's expense for ☐ alcohol _____ times per day,☐ illegal drugs _____ times per week.☐ Third Party Custodian. Defendant placed in custody of: _____

Defendant shall remain in custody until a completed and signed CR-224 form is provided to DOC.

☒ report to PED by 8/11/22 close of business.NEXT COURT HEARING. Date: 8/29/22 Time: 9:00 City: ANCHORAGE8/10/2022

Effective Date

J. Jackson
Judicial Officer

AGREEMENT BY DEFENDANT. I read and understand the above conditions. I promise to appear at all hearings unless excused by the court, and comply with all these conditions. I understand that if I violate any of these conditions, I may be arrested without a warrant, and the court may enter a judgment against me for the amount of the bond posted and any unsecured bond.

Defendant's Signature	Residence Address	City	State	Zip
Home Phone	Work Phone	Cell Phone	Email Address	
I certify that on _____ a copy of this order was given to: Defendant, Prosecutor, Def's Attorney <input type="checkbox"/> ASAP <input type="checkbox"/> PED				
<input type="checkbox"/> Jail <input type="checkbox"/> _____ by Clerk: _____				

Carl Oyagak #289284 case number 3PA-22-256CR: High risk. Removed his GPS device on three separate occasions (twice in this case number) and is currently eligible for release onto a GPS pending valid house arrest address.

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT PALMER
ORDERS AND CONDITIONS OF RELEASE/TEMPORARY ORDER

Plaintiff: State of Alaska		Defendant: Carl Oyagak		Case Number: 3PA-22-00256CR
ATN: 116933706	APSN: 6593039	DLN/ST: 6593039/AK	DOB: 10/04/1974	<input type="checkbox"/> No PED Report
Current Charge(s) 001: AS11.41.230(a)(1): Assault In The 4th Degree - Recklessly Injure				
Previous Bail NO BAIL				

- ☐ Defendant not in custody in this case.
- ☒ The Public Defender Agency is appointed. (907)707-1710. 515 E. Dahlia Ave. Suite B-100 Palmer, AK 99645
- COMMITMENT/RELEASE CONDITIONS:** THESE ORDERS & RELEASE CONDITIONS ARE EFFECTIVE IMMEDIATELY.
- ☐ OWN RECOGNIZANCE (O.R.). Release defendant immediately.
- ☐ COMMITMENT. Defendant held in custody pending receipt of formal judgment. Defendant was sentenced as follows:

- ☒ **BONDS.** Defendant shall post the following bonds prior to release ☐ Other: _____
- ☐ Bail remains as previously ordered (see previous bail above)
- Offenses before 7/9/2019:
- ☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond
- ☐ Performance: \$ _____ ☐ unsecured ☐ _____
- ☐ [If Monetary Bail] The court finds by clear and convincing evidence that own recognizance release, or unsecured bonds, or nonmonetary conditions will not ensure the defendant's appearance, or the safety of the victim, other persons, or the community.
- Offenses on or after 7/9/2019:
- ☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond
- ☒ Performance: \$ 500 100% cash
- ☒ **PED SUPERVISION.** Defendant must maintain contact with the PED officer and follow all PED officer instructions.
- ☐ Defendant report to PED office immediately upon release, or if PED is closed, then by 8 a.m. next business day. 515 E. Dahlia Ave, Palmer, AK 99645 (1-833-500-5090) ☒ Defendant to remain in custody until monitor is attached.
- ☒ **Electronic Monitoring** ☒ PED may enter Defendant's residence to verify and maintain EM equipment.
- ☐ Alcohol Electronic Monitoring ☐ House Arrest
- ☐ Curfew: Defendant must be at ☐ PED approved location ☐ _____ between _____ and _____ with passes to verified work, court, attorney, treatment ☐ passes per PED discretion ☐ Other: _____
- ☒ Exclusion Zones: ☒ alleged victim's residence/work place ☐ location of offense ☐ Other: _____
- ☐ Other: _____

- CONDITIONS OF RELEASE.** ☐ Conditions remain as previously set.
- ☒ Obey all laws and court orders. Appear in court when ordered. Maintain contact with your attorney, if represented. Notify your attorney or the court within 24 hours after changing residences
- ☐ Do not leave ☐ Alaska ☐ _____ ☐ without written court permission.
- ☐ Do not possess a deadly weapon on your person, in your vehicle or in your residence.
- ☒ Do not contact directly/indirectly ☒ alleged victim ☐ co-defendants ☐ other: _____
- Except via ☐ counsel ☒ writing (e-mail/text/mail) ☐ AK Family Services ☒ other: telephone
- ☒ Do not go to the alleged victim's residence or place of employment.
- ☐ Do not possess/consume ☐ alcohol ☐ controlled substances without valid prescription ☐ except marijuana.
- ☐ Do not enter a store/bar/restaurant/home where alcohol is sold/consumed ☐ except as required by employment.
- ☐ Submit to ☐ alcohol ☐ controlled substance testing ☐ as recommended by PED (if checked) ☐ testing by 24/7 program (at the defendant's expense): ☐ alcohol _____ times per day ☐ illegal drugs _____ times per week.
- ☐ _____

- ☐ **THIRD PARTY CUSTODIAN.** The defendant is placed in the custody of: _____
- ☐ [If offense before 7/9/2019] The court finds that PED supervision is unavailable in defendant's location; and no secured bond was ordered; and no other conditions of release can reasonably ensure the defendant's appearance and safety of the victim/other persons/community.

ACCEPTANCE OF DUTIES BY CUSTODIAN. I understand and agree to perform my duties as custodian. I understand I may be held in contempt of court or criminally charged if the defendant violates any release condition and I fail to immediately report it to law enforcement and the prosecution. Custodian (signature): _____

Address/Phone: _____

NEXT COURT APPEARANCE. DATE: 4/25 **TIME:** 1 **PLACE:** PALMER **EVENT:** PTC

Transport unless box checked ☐ DO NOT TRANSPORT ☐ Polycom Video ☐ Telephonic

02/12/2022
Date

Craig Condle
Judicial Officer, Craig Condle

Cert of Service: ☒ JS ☒ MSPT ☒ PED ☒ AJ ☒ DA ☒ PD ☒ GCCC ☒ HMCC
By In-Court Clerk: CAF on 02/12/2022

Cert of Service: ☐ E-distribution ☐ Pros ☐ Deft ☐ Counsel ☐ PED
☐ ASAP ☐ GCCC/DOC _____ By Clerk: _____ on _____

Christopher McIntyre #743112: Moderate risk. Chronic absconder (18 complaints in ACOMS filed by pretrial since 2021). Case number 3AN-22-396CR is a misdemeanor case for VCOR and False Information six VCORs were filed by pretrial in this case alone. Currently in the absconder bank with a warrant.

IN THE DISTRICT/SUPREME COURT FOR THE STATE OF ALASKA, ANCHORAGE

Municipality of Anchorage vs. Christopher McIntyre

DOB: 08/10/1972

CASE NO: 3AN-22-00396CR

DLN: ST: ATN: APSIN: PHONE#:

☐ TF-980 to Victim

CURRENT CHARGES: 11 UCOR 2: false info

LOC Anchorage Jail Courtroom <u>2b</u> LOG # <u>20353</u> DATE <u>01/16/2022</u> TIME <u>1:30 pm</u>	Mag Judge Bauer Judicial Officer Camille Clerk Arraignment: Weekend/Holiday (Muni)	<u>Smith</u> Present for State/MOA Present for Defendant DEFENDANT: <input type="checkbox"/> Veteran <input type="checkbox"/> Present <input type="checkbox"/> Not Present <input type="checkbox"/> In-Custody <input type="checkbox"/> Not In Custody	RIGHTS BY: <input checked="" type="checkbox"/> Video <input type="checkbox"/> Court FINGERPRINTS: <input type="checkbox"/> Taken <input type="checkbox"/> Ordered CRIMINAL RULE 39: <input type="checkbox"/> \$200 <input type="checkbox"/> \$250 <input type="checkbox"/> Other
PRE SET BAIL: <u>012 I/c other</u> <input checked="" type="checkbox"/> SET <input type="checkbox"/> CONT'D <input type="checkbox"/> EXONERATED <input type="checkbox"/> FORFEITED <input type="checkbox"/> REINSTATED		<input type="checkbox"/> PED SUPERVISION <input type="checkbox"/> Concludes now. <input type="checkbox"/> Continues until remand.	
PLEA: <input checked="" type="checkbox"/> Not Guilty, CTN <u>all</u> <input type="checkbox"/> Guilty, CTN <input type="checkbox"/> No Contest, CTN <input type="checkbox"/> <input type="checkbox"/> Dismiss Per R: <input type="checkbox"/> 5 <input type="checkbox"/> 43(a)(1) <input type="checkbox"/> 43(a)(2) <input type="checkbox"/> 43(b)(2) <input type="checkbox"/> CTN		<input checked="" type="checkbox"/> COUNSEL APPOINTED: <input type="checkbox"/> Public Defender <input checked="" type="checkbox"/> Denali Law Group <input type="checkbox"/> Office of Public Advocacy	
PETITION TO REVOKE PROBATION: <input type="checkbox"/> Admit <input type="checkbox"/> Deny CR R 5 & 45: <input type="checkbox"/> Runs <input type="checkbox"/> Told <input type="checkbox"/> Days Run <input type="checkbox"/> Rule 45 Expires <input type="checkbox"/> From <input type="checkbox"/> to <input type="checkbox"/>		*More attorney instructions on handout.*	
THIS IS YOUR NEXT COURT DATE: You must appear at the hearing listed below unless your attorney notifies you otherwise.			
Type of Hearing: <u>PTC 2-28-22 9am</u>		Date & Time:	
CONDITIONS OF RELEASE: Effective now, defendant shall follow the conditions checked below:			
<input checked="" type="checkbox"/> Follow all court orders and all federal, state, and local laws. Make all court proceedings.			
<input checked="" type="checkbox"/> Maintain contact with your lawyer, if represented. Defendant's contact phone number is <u>854 3284</u>			
<input checked="" type="checkbox"/> Tell your lawyer or the court within 24 hours after changing residences.			
<input type="checkbox"/> Do not leave <input type="checkbox"/> Alaska <input type="checkbox"/> without court permission.			
<input type="checkbox"/> Have no direct or indirect contact with <input type="checkbox"/> at any time, including while defendant is in jail.			
<input type="checkbox"/> Stay away at least <input type="checkbox"/> feet from <input type="checkbox"/> the residence <input type="checkbox"/> the workplace of <input type="checkbox"/>			
<input type="checkbox"/> Stay away from <input type="checkbox"/>			
<input type="checkbox"/> Do not drive without a valid driver's license, registration, and insurance. <input type="checkbox"/> Do not possess firearms or ammunition.			
<input type="checkbox"/> Do not possess or consume <input checked="" type="checkbox"/> alcohol <input checked="" type="checkbox"/> illegal drugs. Do not enter any bars or liquor stores.			
<input type="checkbox"/> PED Supervision, no monitoring equipment required. Report to PED office by 10 a.m. the next business day for instructions.			
<input checked="" type="checkbox"/> PED Supervision, testing at PED office for <input checked="" type="checkbox"/> alcohol, up to <u>3</u> times per week, <input checked="" type="checkbox"/> illegal drugs, up to <u>3</u> times per week.			
<input type="checkbox"/> PED Supervision, alcohol monitoring: <input type="checkbox"/> portable breath testing <input type="checkbox"/> transdermal testing (ankle bracelet) with/without house arrest.			
<input type="checkbox"/> PED Supervision, location monitoring:			
<input type="checkbox"/> House arrest <input type="checkbox"/> 24 hours per day <input type="checkbox"/> from <input type="checkbox"/> a.m./p.m. to <input type="checkbox"/> a.m./p.m. at a residence determined by PED.			
Passes allowed for emergency medical and court/lawyer; other allowed passes: <input type="checkbox"/> work <input type="checkbox"/> treatment <input type="checkbox"/> other passes at PED discretion. All passes to be verified by PED.			
<input type="checkbox"/> Exclusion zone: PED to enforce the "stay away" orders above.			
<input type="checkbox"/> Mobile monitoring: PED to monitor the defendant's location at all times by GPS.			
<input checked="" type="checkbox"/> Follow all PED officer instructions, and maintain contact with PED officer. The PED office is at 619 E. Ship Creek Avenue, Suite 249, Anchorage, AK 99501. Phone number: 833-500-5090.			
<input type="checkbox"/> PED can enter defendant's residence to verify/maintain monitoring equip.; defendant is to remain in custody until monitor is given.			
<input type="checkbox"/> Testing by 24/7 program at defendant's expense for <input type="checkbox"/> alcohol <input type="checkbox"/> times per day, <input type="checkbox"/> illegal drugs <input type="checkbox"/> times per week.			

Instructions to Jail

☐ Defendant is NOT in custody on this charge.☒ COMMITMENT. It is ordered that the defendant be held in custody:☒ until the following bail is posted:Offenses before 7/9/19: ☐ Appearance: \$ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ ☐ unsecured ☐☐ [If Monetary Bail] The court finds by clear and convincing evidence that own recognizance release, or unsecured bonds, or nonmonetary conditions will not ensure the defendant's appearance, or the safety of the victim, other persons, or the community.Offenses on/after 7/9/19: ☐ Appearance: \$ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ ☐ 100% cash☐ pending action by this court or until bail is posted as previously ordered.☐ pending receipt of formal judgment. Defendant was sentenced as follows: 150 cash app☐ RELEASE. This is your authority to release the defendant☐ TRANSPORTATION or ☐ OTHER INSTRUCTIONS:

Judicial Officer

Date

On 1-16-22 a copy of this form was given to: Def; Def. Atty.; Prosecutor; Calendaring; ASAP; CWS; DOC; PED
by Clerk: ll

IN THE DISTRICT COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT ANCHORAGE

MUNICIPALITY OF ANCHORAGE,

Plaintiff,

vs.

CHRISTOPHER JAMES MCINTYRE,
UNKNOWN

DOB: 08/10/1972

APSIN: 9127117

DL: (AK)

Defendant.

FILED IN OPEN COURT

JAN 16 2022

Clerk: CC

ATN: 118229202

APD No. 22-1710

Case No. 3AN-22-396 CR

INFORMATION

VRA CERTIFICATION

I certify that this document and its attachments do not contain (1) the name of a victim of a sexual offense listed in AS 12.61.140 or (2) a residence or business address or telephone number of a victim of or witness to any crime unless it is an address used to identify the place of the crime or it is an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.
DOMESTIC VIOLENCE OFFENSES Per AS 18.66.990 (3) and (5) ☐ ALL COUNTS ☒ NONE ☐ SPECIFIED BELOW

CTN 001 – VIOLATION OF CONDITIONS OF RELEASE
AMC 8.30.110(A)

CTN 002 – FALSE INFORMATION OR REPORT
AMC 8.30.020(A)(1)(b)(i)

The Municipality of Anchorage, by and through its undersigned attorney, charges that on or about the 16th day of January, 2022 at or near 22150 DOGSLED CT #17 Anchorage, Alaska, Christopher James McIntyre did commit the offenses of:

CTN 001

VIOLATION OF CONDITIONS OF RELEASE, to wit: CHRISTOPHER JAMES MCINTYRE, while charged with a criminal offense, did knowingly violate or fail to adhere to any restrictions on travel, association, place of abode, or any other restriction or condition of release, with or without bail, imposed by any court in connection with such charge, which is in violation of Anchorage Municipal Code 8.30.110(A).

CTN 002

FALSE INFORMATION OR REPORT, to wit: CHRISTOPHER JAMES MCINTYRE did knowingly give false information to a peace officer concerning the person's identity while he is under arrest, detention, or investigation of a crime, which is in violation of Anchorage Municipal Code 8.30.020(A)(1)(b)(i).


PC STATEMENT:

On January 16, 2022, at about 0312, police officers responded to the vicinity of Dogsled Court for a suspicious U-Haul vehicle which was spinning its wheels and otherwise triggering notice. On arrival, the U-Haul vehicle was still spinning its wheels. There was an open bottle of "Black Velvet" alcohol on the armrest. The driver advised that he did not have a license. The driver admitted to consuming methamphetamine earlier in the day. The driver handed the officers an ID for "David Graf" which name falsely matched to a person who was subject to an active felony warrant. Enroute to the jail on the third-person's felony warrant, the driver admitted that his name was instead Defendant Christopher McIntyre. Then a computer check on

Defendant's correct name and number disclosed that Defendant was subject to Defendant's own active misdemeanor bench warrant for a Violation of Conditions of Release (VCR) in an open state case, Case 3AN-21-6759 CR, involving felony assault, DUI, driving without a valid license, and other charges. Defendant's conduct as to the U-Haul truck and subsequent investigation violated his conditions of release in Case 3AN-21-6759 CR, including to obey all laws and other conditions.

DATED at Anchorage, Alaska this 16th day of January, 2022.

MUNICIPALITY OF ANCHORAGE
Patrick N. Bergt
Municipal Attorney

By: 
Elizabeth-ann N Smith
Assistant Municipal Prosecutor
Alaska Bar No. 9402003

Brandi Randall #753626 case number 3AN-S22-869CR: Low Risk. Theft in the Second Degree. GPS with Anchorage Probation for 689 days.

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

State of Alaska vs. Brandi Lynn Randall -sworn

CASE NO: 3AN-22-00869CR

DL/ID: 7389805 ST: AK DOB: 04/04/1996 ATN: 118334763

AP SIN: _____

☐ TF-980 to Victim

Original Charge(s): 001: Theft 2-Value \$750-\$24,999

Amended Charge(s): _____

LOC <u>Courtroom B-1, Nesbitt Courthouse</u>	<u>Washington</u> Judicial Officer	<u>Stinson</u> Present for State/MOA	RIGHTS BY: <input checked="" type="checkbox"/> Video <input type="checkbox"/> Court
LOG # <u>100117</u>	<u>Bucog</u> Clerk	Present for Defendant	FINGERPRINTS: <input type="checkbox"/> Taken <input type="checkbox"/> Ordered
DATE <u>04/15/2022</u>	Arrestment: <u>State District</u>	DEFENDANT: <input type="checkbox"/> Veteran <input type="checkbox"/> Not Present	CRIMINAL RULE 39: <input type="checkbox"/> \$200 <input type="checkbox"/> \$250 <input type="checkbox"/> Other
TIME <u>9:00 am</u>	Court (Out of Custody)	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present	<input type="checkbox"/> No PED report received
		<input type="checkbox"/> In-Custody <input checked="" type="checkbox"/> Not In Custody	

PRE SET BAIL: \$500c/pCPSTD

☐ SET ☒ CONT'D ☐ EXONERATED ☐ FORFEITED ☐ REINSTATED
☐ PED SUPERVISION ☐ concludes now. ☐ continues until remand.

PLEA: ☐ Not Guilty, CTN ☐ Guilty, CTN ☐ No Contest, CTN
☐ Dismiss Per R.: ☐ 5 ☐ 43(a)(1) ☐ 43(a)(2) ☐ 43(b)(2) ☐ _____, CTN

PETITION TO REVOKE PROBATION: ☐ Admit ☐ Deny

CR R 5 & 45: ☐ Runs ☐ Told ☐ Days Run

From _____ to _____

☒ COUNSEL APPOINTED

The attorney appointed to represent you is:

☒ Public Defender
☐ Office of Public Advocacy
☐ Denali Law Group

339400

****More attorney instructions on handout.****

CONDITIONS OF RELEASE: Effective

Immediately, defendant to obey below conditions:

- ☒ Obey all laws; attend all hearings.
- ☒ Maintain contact with PED officer, if any, and follow all PED officer instructions.
- ☒ Maintain contact with attorney.
- ☒ Notify attorney, or PED officer, or court within 24 hrs if change residence.
- ☒ Notify attorney, or PED officer, or court of new phone or email address by next business day.
- ☐ Do not leave _____ w/o ct permission
- ☐ Do not drive without a valid operator's license, registration, and insurance.
- ☐ No alcohol, illegal drugs, bars, liquor stores
- ☐ Be tested ☐ PED or ☐ _____
- ☐ No direct or indirect contact w/ SM
- Do not return to: n
- ☐ Not possess firearms or ammunition

THESE ARE YOUR NEXT COURT DATES.

You must appear at all hearings listed below unless your attorney notifies you that you do not need to be present. A warrant for your arrest will be issued if you fail to appear for any hearing.

Type of Hearing	Date & Time	Type of Hearing	Date & Time
Arraignment		Representation Hearing	
Adjudication / Disposition		Trial Call / Trial	
Bail / Change of Plea / Sentencing	<u>4/19/22 @ 2PM</u>	Wellness / Veteran/CRP	
Pre-trial / Pretrial Conference	<u>4/21/22 @ 2PM</u>	Report to Jail / Remand	

TEMPORARY ORDER: INSTRUCTIONS TO JAIL

- ☐ Defendant is NOT in custody on this charge
- ☐ COMMITMENT. It is ordered that the above-named defendant be held in custody:
 - ☐ pending action by this court or until bail is posted as previously ordered.
 - ☐ pending action by this court or until bail is posted in the amount of \$ _____
 - ☐ CRC W/PASSES ☐ CONCURRENT WITH _____ ☐ TPC _____
 - ☐ pending receipt of formal judgment. Defendant was sentenced as follows: _____
- ☐ RELEASE. This is your authority to release the defendant _____
- ☐ TRANSPORTATION or ☐ OTHER INSTRUCTIONS: _____

Judicial Officer _____

Date _____

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA AT ANCHORAGE

State of Alaska vs. Defendant: Brandi Lynn RandallCASE NO: 3AN-22-00869CRATN: 118334763DL/ID: 7389805ST: AKDOB: 04/04/1996

APSIN ID: _____

☐ Victim (if known) ☐ No PED report**ORDER AND CONDITIONS OF RELEASE**

IT IS ORDERED that effective now, defendant be released under the conditions marked below:

☐ OWN RECOGNIZANCE.☐ BONDS. Defendant to get the following bonds:Offenses before 7/9/2019:☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ _____ ☐ unsecured ☐ _____☐ [If Monetary Bail] The court finds by clear and convincing evidence that own recognizance release, or unsecured bonds, or nonmonetary conditions will not ensure the defendant's appearance, or the safety of the victim, other persons, or the community.Offenses on or after 7/9/2019:☐ Appearance: \$ _____ ☐ unsecured ☐ 10% cash ☐ 100% cash ☐ 100% cash or bail bond☐ Performance: \$ _____ 100% cash☒ Obey all court orders and all federal, state, and local laws. Appear in court when ordered.☒ Maintain contact with your lawyer, if represented. Defendant's contact phone number is _____.☒ Tell your lawyer or court within 24 hours after changing residences.☐ Do not leave ☐ Alaska ☐ _____ without court permission.☒ Have no direct or indirect contact with SM at any time, including while defendant is in jail.☒ Stay away from at least 500 feet from ☒ the residence ☐ the workplace of _____☐ Stay away from _____☐ Do not drive without a valid driver's license, registration, and insurance.☐ Do not possess firearms or ammunition.☐ Do not possess or consume ☐ alcohol ☐ illegal drugs. Do not enter any bars or liquor stores.☐ PED Supervision, no EM required. Report to PED office by 10 a.m. the next business day.☐ PED Supervision, testing at PED office for ☐ alcohol, up to _____ times per week,☐ illegal drugs, up to _____ times per week.☐ PED Supervision, alcohol monitoring: ☐ portable breath testing ☐ transdermal testing☒ PED Supervision, location monitoring:☐ House arrest ☐ 24 hours per day ☐ from _____ a.m./p.m. to _____ a.m./p.m. at a residence determined by PED. Passes allowed for emergency medical and court/lawyer; other allowed passes:☐ work ☐ treatment ☐ other passes at PED discretion. All passes to be verified by PED.☒ Exclusion zone: PED to enforce the "stay away" orders above.☒ Mobile monitoring: PED to monitor the defendant's location at all times by GPS.☒ Follow all PED officer instructions, and maintain contact with PED officer. The PED office is at

619 E. Ship Creek Avenue, Suite 249, Anchorage, AK 99501. Phone number: 833-500-5090.

☒ PED can enter defendant's residence to verify/maintain monitoring equip.; defendant is to remain in

custody until monitor is given.

☐ Testing by 24/7 program at defendant's expense for ☐ alcohol _____ times per day,☐ illegal drugs _____ times per week.☐ Third Party Custodian. Defendant placed in custody of: _____

Defendant shall remain in custody until a completed and signed CR-224 form is provided to DOC.

☒ Report to PED by 4/18/22 @ 12PM☐NEXT COURT HEARING. Date: 4/19/22 Time: 2 PM City: ANCHORAGE4/15/22
Effective DateJudicial Officer [Signature]**AGREEMENT BY DEFENDANT.** I read and understand the above conditions. I promise to appear at all hearings unless excused by the court, and comply with all these conditions. I understand that if I violate any of these conditions, I may be arrested without a warrant, and the court may enter a judgment against me for the amount of the bond posted and any unsecured bond.

Defendant's Signature _____ Residence Address _____ City _____ State _____ Zip _____

Home Phone _____ Work Phone _____ Cell Phone _____ Email Address _____
I certify that on _____ a copy of this order was given to: Defendant, Prosecutor, Def's Attorney ☐ ASAP ☐ PED
☐ Jail ☐ _____ by Clerk: _____

Department of Corrections (DOC) FY2024 and FY2025

Budget Detail Analysis

The overall budget summary between DOCs FY2024 Management Plan with Supplementals and the FY2025 Governor's Request is a decrease of (\$2,087.9).

	FY2024	FY2025	Difference
Management Plan Base	\$420,638.2	\$420,638.2	\$0.0
Supplemental/Increment	\$32,102.4	\$19,685.0	(\$12,417.4)
Statewide Adjustments	\$0.0	\$10,329.5	\$10,329.5
*Total Request	\$452,740.6	\$450,652.7	(\$2,087.9)

*Includes statewide increment adjustments

The overall differences between the FY2024 Supplemental items and the FY2025 Governor's Request is a decrease of (\$12,417.4).

	FY2024	FY2025	Difference
Recruitment & Retention	\$201.3	\$125.0	(\$76.3)
Community Residential Centers	\$6,572.9	\$5,750.0	(\$822.9)
Electronic Monitoring	\$375.0	\$375.0	\$0.0
Pretrial Services	\$4,568.0	\$4,235.0	(\$333.0)
Pretrial Services / OTI	\$250.0	\$0.0	(\$250.0)
Physical Health Care	\$4,664.0	\$3,750.0	(\$914.0)
Anchorage Corr Complex	\$0.0	\$0.0	\$0.0
Division of Institutions	\$15,471.2	\$5,450.0	(\$10,021.2)
*Total Request	\$32,102.4	\$19,685.0	(\$12,417.4)

*Excludes statewide increment adjustments

Detailed differences between the FY2024 supplemental and the FY2025 Governor's Amended Budget with cost containment efforts are as follows:

Recruitment & Retention

Difference:

The difference between the FY2024 Supplemental and the FY2025 Governor's Budget Requests is a decrease of (\$76.3) UGF.

Background:

The cost driver for the Recruitment & Retention Unit is turnover in the APSC certified positions: correctional officers, adult probation/parole officers, and pretrial officers. DOC is required to pay for the APSC medical testing for these new employees as part of the recruitment process and solicited and negotiated a contract with an Anchorage provider for medical testing of applicants at a cost of \$890.00 per test. Additionally, DOC is responsible for travel related costs for applicants that live outside of the Anchorage area.

Cost Savings Considerations:

In FY2023 there were a total of 166 medical exams completed and through January 2024 there were 160 medical exams completed. DOC is continuing to focus on retention to reduce the number of new hires and related testing costs. This effort has led to a reduction in the correctional officer statewide vacancy rate by almost 3% since July 2023.

In an effort to reduce anticipated costs for FY2025, DOC has implemented changes in the medical testing process such as using the VA clinic for those applicants with prior military experience and out of state providers for those applicants requiring travel for medical testing. These efforts will reduce medical testing costs as well as travel to Anchorage where the current provider is located. DOC is also expanding in-state options for medical testing allowing applicants to see their local primary medical provider of they choose, when the testing is covered under their private insurance.

It is anticipated that approximately 20% of the total applicants have prior military service and can be diverted to the VA for this testing at zero cost reducing costs to the DOC by approximately (\$44.0) and 15% of the total applicants can be diverted to local medical providers reducing anticipated travel costs by an additional (\$35.0) allowing DOC to remain within the FY2025 budgeted allocation.

Community Residential Centers (CRCs)

Difference:

The difference between the FY2024 Supplemental and the FY2025 Governor's Budget Requests is a decrease of (\$822.9) UGF.

Background:

DOC utilizes the available CRC beds based on the current offender population that are eligible to be housed in a community placement. This fiscal year DOC has increased the monthly average of offenders being placed in a CRC and are utilizing 75% of the available contract beds. For placement, each individual case is reviewed and specific criteria needs to be met (e.g. length of time to serve, crime, custody level, escape risk) before determining placement eligibility. Over 80% of our population suffers from substance abuse addiction. Placement and eligibility within this population can change daily, due to behavior. DOC considers community treatment placement as well as CRC placement. If they are eligible for a treatment placement, they are likely eligible for a CRC. Unless they are in a specific area that prohibits them, due to their crime. (i.e. sex offenders inside the city limits of Anchorage or someone with an arson background inside a CRC). In addition to DOC identifying the individuals who meet community placement criteria, the inmate has to be willing to accept the placement and agree to the rules, length of program requirements and there needs to be beds/resources available. This is a moving target, but we are working on these placements daily. However, the total number of individuals that are eligible for residential program or CRC is not an easily identifiable number.

Cost Savings Considerations:

Removing the unfilled beds and expanding partnerships with community residential providers such as Clitheroe Center, Akeela, Alaska Addiction Rehabilitation Services, True North Recovery, Set Free Recovery, Tlingit & Haida, etc, to provide alternative opportunities for furlough placements will assist DOC in reducing the anticipated costs for FY2025. These partners often accept Medicaid and/or personal insurance, which provide a funding alternative for these placements.

FY2025 Contracts will be negotiated starting in May and June of 2024 and will be based on final funding allocated to the CRC appropriation as well as where beds are needed in Anchorage, Bethel and Nome locations. The intent is for these contracts to have an effective date of July 1, 2024. Additionally, following the contract negotiations for the previous

contracts, DOC will seek to reopen the two contracts in Fairbanks and Juneau in an effort to meet the DOCs needs for beds and costs. We anticipate having adjustments to those contracts by the end of CY2024.

Electronic Monitoring (EM)

Difference:

The FY2024 Supplemental and FY2025 Governor's Budget both reflect an increment of \$375.0 GFPR.

Background:

Electronic Monitoring is an alternative to serving time in a facility or in a CRC. The electronic tools allow an individual to serve jail time at home. This fiscal year DOC is experiencing an increase in the monthly average of offenders on EM; increasing from 207 in July 2023 to 257 in February 2024.

Cost Savings Considerations:

The cost driver for DOC EM is based on the population and the utilization of the program. This increase in GFPR will match the current revenues being generated by the increase in placements into this program.

Pre-Trial Services

Difference:

The difference between the FY2024 Supplemental and the FY2025 Governor's Budget Requests is a decrease of (\$333.0) UGF.

Background:

Pretrial Services was established under SB91 and became fully operational January 2018. The Courts and Executive Branch were learning how to utilize the program to its full potential when we were hit with the pandemic, two years later. Starting in March 2020, with the onset of the COVID pandemic, DOC experienced a substantial increase in the usage of the Pre-Trial EM services. By the end of Calendar year 2020, the utilization of Pretrial Electronic Monitoring (a large expense driving the budget) grew nearly 60%. Initially, these increased costs were absorbed within the Division's available budget. Beginning in FY2022, a supplemental was needed. It had been anticipated and projected that with the Courts returning to full operations and coming out of the pandemic, the utilization of Pretrial EM services would diminish. However, the numbers have not decreased to the extent expected and defendants are remaining on the electronic monitoring for much longer than anticipated.

Cost Savings Considerations:

In 2019, recognizing an efficiency, the Department blended the Division of Statewide Probation and Parole (SWPP) and Pretrial Services (PTS). Because of this efficiency DOC is able to track caseloads and subsequent needs across both community corrections divisions and can realign resources to meet operational needs in FY2025.

A recent Court decision regarding different calculations for Earned Compliance Credits (ECC's) during SB91 and HB49 will impact SWPP, by reducing the number of individuals on supervision. SWPP is currently doing a manual review of every person under supervision and to date there have been 138 persons released from supervision.

This process is expected to decrease statewide caseloads by an average of 5% and remove approximately 300-350 persons from supervision. This is anticipated to reduce the overall costs within SWPP by up to (\$350.0) for FY2025.

There is an additional FY2024 supplemental request of \$250.0 to revalidate the AK-2S-R Risk Assessment tool used for Pretrial Assessments. This assessment is completed and provided to the Courts for use when assigning a defendant to Pretrial Services. AS 33.07.020(5) requires the validation of the risk assessment tool on the pretrial population. The current validation expired in 2022 and the tool requires revalidation for efficacy. This is a **one-time item**

DOC is in regular communication with the Department of Law and the Alaska Court System regarding Pretrial Services and the utilization of Electronic Monitoring. DOC will realign resources within this division to meet operational needs in FY2025.

Physical Health Care

Difference:

The difference between the FY2024 Supplemental and the FY2025 Governor's Budget Requests is a decrease of (\$914.0) UGF.

Background:

DOC submitted a decrement for the FY2024 budget based on lapsing funds in the prior few years. However, due to rising medical costs, the full amount of the decrement is unachievable. The two primary drivers of the shortfall is vacancies that require the use of overtime and contractors to provide appropriate staffing coverage within the 13 institutions as well as outside medical services.

The contracts with the Division of Health & Rehabilitation Services increased by \$8.8m from FY2023 to FY2024 increasing the overall costs in providing and maintain appropriate care and services.

Cost Savings Considerations:

DOC is working with Department of Health to identify and implement cost containment efforts to reduce overall expenditures without impacting services. This includes:

Current cost containment efforts:

- DOC has coordinated with the DOH/Division of Behavioral Health to reduce the costs associated with Title 47 Assessments. DOH/Behavioral Health will issue the new grantee agreements effective July 1, 2024 and these efforts will reduce DOC expenditures by \$250.0 for FY2025.
- Utilization of a Medical Review Committee for outside medical services.
- DOC continues to coordinate with Medicaid to ensure appropriate coverage of medical expenses. This allows diversion of high cost cases.
- DOC is working to reduce its vacancies as well as increase the utilization of Certified Nursing Assistants (CNA) and Licensed Practical Nurses. These lower cost positions can provide support and assistance to the medical and nursing staff within the facilities. These are on-going efforts to contain costs.
- Continue to work with the Department of Law and the Parole Board regarding high-cost medical cases for early release from custody. These are on-going efforts to contain costs and full impacts and timelines vary depending on the situations.
- Reviewing the current Provider Agreements that are in place within DOC for any additional discounts. This effort will be initiated prior to the end of FY2024 in efforts to achieve better pricing for outside services. Overall cost reductions are unknown at this time.

Longer term containment efforts we are hoping to have in place during FY2025:

- Expanding the 340B pharmaceutical pricing. Expanding eligible pharmaceuticals could lower expenditures up to \$100.0 depending on approved medications.

Department of Corrections
FY2025 Budget Detail Summary

- Expanding the CMS 1115 Reentry Waiver. This effort would allow Medicaid Program to cover health care costs for incarcerated individuals reentering communities and provide service continuity before and after release from custody. This could cover services up to 90 days before release and would include case management, medication-assisted treatment and 30-day supply of medication upon release from custody. This effort could potentially reduce expenditures up to \$500.0.
- Expanding telehealth services. This will allow the DOC to reduce current overtime associated with vacancies and will also reduce the number of non-EMS medical transports (DOC transported nearly 5,000 inmates for medical purposes during 2023) further reducing not only HARS costs but also reducing the correctional officer overtime associated with transports and hospital/medical visits. This effort is currently on-going with pilot project for tablets in Hiland Mountain Corr Cntr (HMCC). We expect this to be in place during the first quarter of FY2024 with initial savings associated with HMCC identified by the end of CY2024.

DOC is hoping that these efforts along with on-going cost containment efforts will assist DOC in maintaining FY2025 expenditures and stay within the allocated budget. However, DOC is unable to control those coming into custody with critical medical needs and not all catastrophic medical needs are covered by Medicaid requiring DOC to potentially seek budget supplementals as needed.

Fund Source Change – Anchorage Correctional Complex

Difference:

The fund source change in FY2024 is (\$7,960.0) from federal authorization replacing with UGF. There is currently no fund source change in the FY2025 Governor's Amended budget request associated with federal manday collections.

Background:

The FY2024 Supplemental fund source change is based on the continual fluctuation in the number of federal mandays that are billed annually. The number of billable federal inmates within DOCs custody has reduced from an average of 230 per day down to an average of 150 per day resulting in a decrease in federal revenue collections.

In FY2016, the DOC received an "exception" to the federal manday billings allowing DOC to "bill" for offenders that were held under both state and federal charges. However, in August 2023 DOC was notified that this exception was no longer allowed and we could bill for those being held on a federal charge only. This has resulted in the decrease in the number of billable offenders.

Cost Savings Considerations:

DOC has requested the prior exception be reinstated due to the uniqueness of Alaska's prisons system and no available federal holding facility within the state. We are currently waiting on a response.

Population Management (Institutions)

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$3,862.6) UGF.

Department of Corrections
FY2025 Budget Detail Summary

DOC realigns the Division of Institutions (DOI) authority based on priority and operational needs. This allows the “savings” from one institution to be reallocated to another facility that is incurring higher costs. This is primarily done at Management Plan, but also occurs throughout the FY based on operational expenditures.

	FY2024 Mgt Plan w/Supp	FY2025 Request	Difference
Anchorage Correctional Complex	\$39,040.5	\$38,108.2	(\$932.3)
Anvil Mountain Correctional Center	\$8,636.9	\$8,268.7	(\$368.2)
Correctional Academy	\$1,750.9	\$1,634.2	(\$116.7)
Fairbanks Correctional Center	\$15,329.6	\$14,399.4	(\$930.2)
Goose Creek Correctional Center	\$48,694.3	\$48,229.1	(\$465.2)
Hiland Mountain Correctional Center	\$18,765.4	\$17,436.5	(\$1,328.9)
Institution Director's Office*	\$3,360.3	\$7,708.7	\$4,348.4
Ketchikan Correctional Center	\$5,690.8	\$5,555.3	(\$135.5)
Lemon Creek Correctional Center	\$13,295.3	\$13,459.7	\$164.4
Mat-Su Pretrial	\$8,028.7	\$7,676.5	(\$352.2)
Overtime and Incentive Costs	\$7,500.0	\$7,500.0	\$0.0
Palmer Correctional Center	\$17,999.9	\$18,158.3	\$158.4
Point Mackenzie Correctional Farm	\$5,845.6	\$5,071.1	(\$774.5)
Spring Creek Correctional Center	\$27,418.6	\$26,594.8	(\$823.8)
Inmate Transportation	\$5,675.7	\$3,915.0	(\$1,760.7)
Wildwood Correctional Center	\$18,367.7	\$17,652.1	(\$715.6)
Yukon-Kuskokwin Correctional Center	\$11,064.8	\$11,234.8	\$170.0
Total Request	\$256,465.0	\$252,602.4	(\$3,862.6)

*FY2025 Budget Increment is posted in the Institution Director's Office component and will be reallocated to various allocations during the Management Plan process.

Background:

The primary areas impacting the overall institutional shortfalls within the DOI are associated with increased fixed costs, employee overtime, temporary assignments due to position vacancies and leave requirements, move and relocation costs, employee provided housing, officer training, contractor coverage, fuel and utility increases, one-time grievance (inmate/employee) settlements, and general increases associated with economic impacts to general inmate housing/household commodity costs such as: laboratory supplies (UAs), business supplies, maintenance supplies, food and non-food kitchen supplies, clothing, bedding, employee uniforms, cleaning supplies, security supplies, ammunition.

A few of these examples are:

- the need for overtime due to vacancies within all positions that require mandatory coverage such as security, medical appointments and hospital coverage, prisoner transports, officer/staff training, food,
- maintenance, offender time accounting and records, inmate commissary. DOC is exceeded the personal services authority during FY2024 by \$7,500.01.

Department of Corrections
FY2025 Budget Detail Summary

- Travel costs have increased by approximately \$600.0 - \$630.0 based on the prior three-year average. This increase is primarily driven by: Population Management, temporary duty assignments to cover vacant positions in facilities statewide, and SCCC TDY program to ensure staffing levels are maintained at the maximum prison.
- High-cost contracts due to vacant food services and correctional officer positions. This was implemented at three facilities (LCCC, SCCC, WWCC) at a cost of \$1,825.2 through February, 2024.
- Additional costs associated with emergency repairs/maintenance to ensure safe confinement and avoid larger costs in the future. The department is coordinating with the Governor's Office of Management & Budget (OMB) on Statewide Deferred Maintenance (DM) funding to address facilities issues, however, routine maintenance issues are also required. During FY2024 DOC incurred \$1.2m in expenditures associated with one-time deferred maintenance and emergency repairs.
- DOC incurred increased costs associated with the closing of the Seward Community Jail, one-time repairs were incurred at the Spring Creek Correctional Center to bring an unused area into operations for a temporary booking unit to house male offenders detained in the Seward Community. Approximately \$100.0 is related to one-time to repairs and equipment needs to establish CCTV.
- The DOCs Department of Law RSA increased by more than \$500.0 due to increased litigation costs. The total amount for the FY2024 RSA is \$1.1 million.

Cost Savings Considerations:

The DOI is constantly reviewing operations daily to identify and implement cost containment efforts. Areas identified during FY2024 that have been implemented or will be implemented by July 1, 2024 include the following:

Reducing overtime for the officers while maintaining the requirements for training. Institutions have monthly minimum training requirements for all shifts. A change in the process will require training to occur during the officers regularly scheduled hours. This will allow appropriate training to occur during regular shift and reduce the need for overtime to meet the training needs of institutional staff. This is met by:

- rotating shifts for the instructors to accommodate the training schedules;
- increasing cross trained staff members to cover multiple roles within the facility, reducing the need to rely on overtime for specific staff members are undergoing training;
- IDO is meeting with the Division Operations Managers weekly to monitor and adjust training schedules and overtime hours to identify any trends or areas for improvement;
- streamlining efforts and focusing efforts on the knowledge needed for the job and avoiding unnecessary or redundant training without jeopardizing officer and facility safety;
- utilize technology where available to increase training efficiencies.

DOC is consistently recruiting to fill vacancies and is also providing temporary assignments to higher vacancy facilities to assist in containing and reducing overtime costs and has seen a decrease in the statewide average vacancy of correctional officers of approximately 3% since July 2023 and has an additional 85 applicants in process.

These efforts are expected to reduce the overall overtime by approximately 60,000 hours equating to a reduction in overtime costs by approximately (\$4.2)m for FY2025.

Eliminate high-cost emergency food contracts by filling vacant food positions at the Lemon Creek, Spring Creek and Wildwood Correctional Centers. The elimination of these contract services will reduce FY2025 costs by approximately (\$1.2)m.

Department of Corrections
FY2025 Budget Detail Summary

Reduce deferred maintenance and emergency maintenance contracts by filling maintenance vacancies allowing the facility to reimplementing routine maintenance schedules. This will help reduce expenditures during FY2025 by approximately (\$1.2)m.

Institutional Detail Summary with Cost Containment Efforts as follows:

FY2025 Governor's Amended Request Totals

	Personal Services	Travel	Services	Commodities	Budget Total
Anchorage Correctional Complex	32,831.5	3.0	2,934.1	3,268.7	39,037.3
Anvil Mountain Correctional Center	7,593.9	19.0	450.4	404.7	8,468.0
Fairbanks Correctional Center	12,850.6	31.5	828.8	1,043.2	14,754.1
Goose Creek Correctional Center	42,556.9	3.0	3,071.0	3,703.5	49,334.4
Hiland Mountain Correctional Center	15,606.3		1,084.6	1,185.2	17,876.1
Ketchikan Correctional Center	4,975.3	27.5	339.5	338.4	5,680.7
Lemon Creek Correctional Center	10,681.4	15.5	1,814.8	1,247.9	13,759.6
Mat-Su Pretrial	7,195.3		218.1	450.3	7,863.7
Overtime and Incentive Costs	7,500.0			0.0	7,500.0
Palmer Correctional Center	13,208.6		1,164.3	4,182.0	18,554.9
Point Mackenzie Correctional Farm	4,311.0	0.0	329.3	570.0	5,210.3
Spring Creek Correctional Center	22,160.2	62.5	2,747.6	2,220.2	27,190.5
Wildwood Correctional Center	15,953.8	17.7	769.5	1,330.3	18,071.3
Yukon-Kuskokwin Correctional Center	9,864.1	44.1	447.2	1,138.2	11,493.6
Total Authorization:	207,288.9	223.8	16,199.2	21,082.6	244,794.5

FY2024 Management Plan + Supplemental Request

	Personal Services	Travel	Services	Commodities	Budget Total
Anchorage Correctional Complex	32,285.7	3.0	4,012.2	2,739.6	39,040.5
Anvil Mountain Correctional Center	7,558.9	19.0	464.6	594.4	8,636.9
Fairbanks Correctional Center	13,750.3	31.5	859.3	688.5	15,329.6
Goose Creek Correctional Center	42,660.9	3.0	3,369.9	2,660.5	48,694.3
Hiland Mountain Correctional Center	16,505.2	0.0	1,119.9	1,140.3	18,765.4
Ketchikan Correctional Center	4,801.3	27.5	351.9	510.1	5,690.8
Lemon Creek Correctional Center	10,490.0	15.5	1,841.8	948.0	13,295.3
Mat-Su Pretrial	6,941.7	0.0	281.8	805.2	8,028.7
Overtime and Incentive Costs	7,500.0	0.0	0.0	0.0	7,500.0
Palmer Correctional Center	12,855.6	0.0	1,200.8	3,943.2	17,999.6
Point Mackenzie Correctional Farm	4,723.2	0.0	339.7	782.7	5,845.6
Spring Creek Correctional Center	21,374.8	62.5	3,456.8	2,524.5	27,418.6
Wildwood Correctional Center	15,396.9	17.7	1,040.7	1,912.4	18,367.7
Yukon-Kuskokwin Correctional Center	9,640.6	44.1	497.1	883.0	11,064.8
Total Authorization:	206,485.1	223.8	18,836.5	20,132.4	245,677.8

DIFF : FY2024 Management Plan + Supplemental to FY2025 Governor's Amended Request

	Personal Services	Travel	Services	Commodities	Budget Total
Anchorage Correctional Complex	(545.8)	0.0	1,078.1	(529.1)	3.2
Anvil Mountain Correctional Center	(35.0)	0.0	14.2	189.7	168.9
Fairbanks Correctional Center	899.7	0.0	30.5	(354.7)	575.5
Goose Creek Correctional Center	104.0	0.0	298.9	(1,043.0)	(640.1)
Hiland Mountain Correctional Center	898.9	0.0	35.3	(44.9)	889.3
Ketchikan Correctional Center	(174.0)	0.0	12.4	171.7	10.1
Lemon Creek Correctional Center	(191.4)	0.0	27.0	(299.9)	(464.3)
Mat-Su Pretrial	(253.6)	0.0	63.7	354.9	165.0
Overtime and Incentive Costs	0.0	0.0	0.0	0.0	0.0
Palmer Correctional Center	(353.0)	0.0	36.5	(238.8)	(555.3)
Point Mackenzie Correctional Farm	412.2	0.0	10.4	212.7	635.3
Spring Creek Correctional Center	(785.4)	0.0	709.2	304.3	228.1
Wildwood Correctional Center	(556.9)	0.0	271.2	582.1	296.4
Yukon-Kuskokwin Correctional Center	(223.5)	0.0	49.9	(255.2)	(428.8)
Total Difference:	(803.8)	0.0	2,637.3	(950.2)	883.3

Population Management Details by Facility:

*Note: Amounts listed are based on the reallocation of the FY2025 increment request \$5,450.0 UGF.

Anchorage Correctional Complex (ACC)

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$3.2) UGF.

Background:

The cost driver for this facility has been specifically associated with security and maintenance position vacancies as well as high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies requiring contract support and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$613.4 for staff overtime
- \$989.1 for emergency maintenance contracts
- \$400.0 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Recruitment & retention efforts to reduce officer vacancies. Overall vacancy has decreased since July 2023 from 16.85% to 10.67% as of March 18, 2024. This is anticipated to reduce overtime within ACC by (\$667.6).
- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 10,000 hours reducing FY2025 costs by an estimated (\$721.4).
- Emergency Maintenance has been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$172.4).

Anvil Mountain Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$168.9) UGF.

Background:

The cost driver for this facility has been specifically associated with security and food service position vacancies and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as well increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$213.3 for staff overtime
- \$389.0 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

Department of Corrections
FY2025 Budget Detail Summary

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,000 hours reducing FY2025 costs by an estimated (\$95.2).

Hiland Mountain Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$889.3) UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$1,451.2 for staff overtime
- \$ 394.7 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Recruitment & retention efforts to reduce officer vacancies. Overall vacancy has decreased since July 2023 from 6.98% to being fully filled as of March 18, 2024. This is anticipated to reduce overtime within HMCC by (\$288.0).
- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 7,500 hours reducing FY2025 costs by an estimated (\$548.1).
- One-time infrastructure networking and wiring needs were completed within Housing Unit 4 during FY2024. This work is completed and will not occur during FY2025 resulting in a reduction in expenditures of (\$105.0).

Fairbanks Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$575.5) UGF.

Background:

The cost driver for this facility has been specifically associated with position vacancies leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as

- \$1,360.6 for staff overtime

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Recruitment & retention efforts to reduce officer vacancies. Overall vacancy has decreased since July 2023 from 7.46% to 1.49% as of March 18, 2024. This is anticipated to reduce overtime within FCC by (\$84.0).
- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 2,500 hours reducing FY2025 costs by an estimated (\$184.0).

Goose Creek Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is an increase of \$640.1 UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as well as maintenance and food vacancies requiring contract support and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$1,598.0 for staff overtime
- \$ 184.4 for emergency food and maintenance contracts
- \$ 62.3 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 10,000 hours reducing FY2025 costs by an estimated (\$662.1).

Ketchikan Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$10.1) UGF.

Background:

The cost driver for this facility has been specifically associated with increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with costs incurred due to increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$297.1 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Recruitment & retention efforts to reduce officer vacancies. Overall vacancy has decreased since July 2023 from 18.52% to 11.11% as of March 18, 2024. This is anticipated to reduce overtime within KCC by (\$17.4).
- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,000 hours reducing FY2025 costs by an estimated (\$72.6).

Lemon Creek Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is an increase of \$464.3 UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as well as maintenance and food vacancies requiring contract support and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$186.9 for staff overtime
- \$926.1 for emergency food contracts
 - Note: Food contract costs were covered through realignment of existing authorization within Population Management.

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Recruitment & retention efforts to reduce officer vacancies. Overall vacancy has decreased since July 2023 from 20.37% to 1.85% as of March 18, 2024. This is anticipated to reduce overtime within LCCC by (\$48.3).
- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,000 hours reducing FY2025 costs by an estimated (\$68.3).
- Emergency Maintenance has been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$84.0).
- Termination of food contract services due to positions now being filled resulting in a projected reduction in costs for FY2025 of (\$926.1).

Mat-Su Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$165.0) UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with maintenance contractual support and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$ 47.8 emergency maintenance contracts
- \$542.1 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

Department of Corrections
FY2025 Budget Detail Summary

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,000 hours reducing FY2025 costs by an estimated (\$74.1).
- Emergency Maintenance has been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$102.0).

Palmer Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is an increase of \$555.0 UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as well as maintenance and food vacancies and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$127.6 for staff overtime
- \$157.8 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,500 hours reducing FY2025 costs by an estimated (\$108.0).
- Emergency Maintenance has been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$222.2).

Spring Creek Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$228.1) UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance needs met through high-cost contracts. Additionally, increased commodity expenditures have lead to an overall shortfall during FY2024. This shortfall is associated with costs incurred due to position vacancies as well as housing leases for employees on temporary assignment from other facilities, maintenance and food contracts, closure of the Seward Jail requiring increased one-time maintenance as well as increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$652.1 for temporary lodging (AVTEC), new employee moves, food and maintenance contracts
- \$900.0 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

Department of Corrections
FY2025 Budget Detail Summary

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 5,000 hours reducing FY2025 costs by an estimated (\$360.6).
- Termination of food service contract due to positions being filled resulting in a projected reduction in costs for FY2025 of (\$32.2).
- Emergency Maintenance has been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$200.6).
- One-time repairs associated with the City's closure of the Seward Jail. These costs will not be necessary or incurred in FY2025 for this unit reducing expenditures by (\$100.0).

Wildwood Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$296.4) UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as high-cost contracts and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with costs incurred due to position vacancies as well as maintenance and food vacancies requiring contract support and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$ 230.0 for emergency food and maintenance contracts
- \$1,001.3 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 1,000 hours reducing FY2025 costs by an estimated (\$74.5).
- Termination of food service contract due to positions being filled resulting in a projected reduction in costs for FY2025 of (\$204.2).

Yukon-Kuskokwim Correctional Center

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is an increase of \$428.8 UGF.

Background:

The cost driver for this facility has been specifically associated with security and food service position vacancies and increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies as well increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$118.7 for staff overtime
- \$ 34.2 for emergency maintenance contracts
- \$ 3.6 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 750 hours reducing FY2025 costs by an estimated (\$83.5).

Pt. Mackenzie Correctional Farm

Difference:

The overall difference between the FY2024 Management Plan with the Supplemental and the FY2025 Governor's Budget Request is a decrease of (\$635.3) UGF.

Background:

The cost driver for this facility has been specifically associated with security, food service and maintenance position vacancies as well as increased commodity expenditures leading to an overall shortfall during FY2024. This shortfall is associated with overtime costs incurred due to position vacancies and increased commodity costs for: food, clothing and housing supplies. This funding was allocated as follows:

- \$551.2 for staff overtime
- \$351.9 for commodity supplies

Cost Savings Considerations:

Funding to meet anticipated commodity costs has been funded for FY2025 through the budget process and realignment of the institutional authority. Additional cost savings efforts for FY2025 include:

- Required training plans have been revised to provide training during regular shift assignment, resulting in a reduction in overtime of approximately 500 hours reducing FY2025 costs by an estimated (\$42.3).
- One time maintenance due to failure of the septic system and emergency maintenance needs have been completed and positions are now filled to allow for routine maintenance resulting in a projected reduction in costs for FY2025 of (\$239.2).

March 22, 2024

Senator Jesse Kiehl
Alaska State Legislature
State Capitol, Room 514
Juneau, Alaska 99801

Re: Ombudsman Complaints about the Board of Parole

Dear Senator Kiehl,

At the March 21, 2024 meeting of the Senate Finance Subcommittee on the Department of Corrections budget, Senator Scott Kawasaki requested information about complaints made to the Alaska State Ombudsman about the Board of Parole. Since 2019, we have received six (6) complaints.

How we consider complaints for investigation is relevant. AS 24.55.110(1) provides that the Ombudsman may decline to investigate when “there is presently available an adequate remedy for the grievance stated in the complaint.” This means that we refer complainants to administrative grievance and appeal processes, if they are available, before we accept a complaint for investigation. Since 2017, we have set priorities for the investigation of complaints about the Department of Corrections pursuant to 21 AAC 25.070:

When the ombudsman's resources are insufficient for adequate investigation due to the number of pending complaints, the ombudsman will consider the following priorities for selecting complaints for investigation:

- (1) complaints alleging an emergency in which delay would subject the complainant to a substantial risk of serious and irreparable harm;
- (2) complaints alleging prejudice, harm, or disadvantage for which the ombudsman believes that the possibility of an effective remedy requires investigation with minimal delay;
- (3) complaints alleging recurring prejudice, harm, or disadvantage to multiple persons due to an administrative act;
- (4) complaints alleging a single or isolated instance of prejudice, harm, or disadvantage that has already occurred and thus cannot be prevented by an ombudsman's investigation.

The priorities for investigation of complaints about the Department of Corrections are access to health care (physical, behavioral, specialty, etc.); the administrative grievance process; segregation; and health and safety emergencies. This means we decline to investigate complaints related to time accounting, which is often at the heart of parole complaints.

A deidentified report of the six complaints we received about the Board of Parole in 2019-2023 is enclosed. We investigated one complaint. Three were declined because they were not within our investigative priorities. One was closed when the complainant did not provide specific information about their complaint. One was declined because the complainant had not yet attempted to resolve the complaint with the Board of Parole directly.

If Senator Kawasaki or other members of the subcommittee would like more information about these or other complaints related to the Department of Corrections, please let me know.

Sincerely,

A handwritten signature in black ink, reading "J. Kate Burkhart". The signature is fluid and cursive, with the first name "J. Kate" and last name "Burkhart" clearly legible.

J. Kate Burkhart
Alaska State Ombudsman

Encl.

Complaints to the Alaska State Ombudsman - Board of Parole 2019-2023

Case Number

Allegation

Closing Summary

2019-08-0238

The Alaska Parole Board abused their discretion when denying the Complainant's discretionary parole and again, upon her request for reconsideration.

Due to limited intake and investigatory resources, the ombudsman declined this complaint for review. Pursuant to AS 24.55.110(6) and 21 AAC 25.070, the Ombudsman has prioritized complaints about DOC that involve access to physical and mental health care, segregation, the grievance process, and other issues directly related to inmate health and safety. This complaint did not fall into one of those categories and was declined.

2020-04-0488

A Board of Parole member did not recuse themselves from a hearing despite having a close personal association with both the parolee and their victims.

Complainant had not addressed their concerns to the agency yet. Intake referred the Complainant to the Parole Board's director to voice their concerns about the board member who did not recuse themselves, and provided the agency contact information.

2020-05-0592

The Board of Parole unlawfully revoked the Complainant's good time based on an offense that was previously dismissed.

Due to limited intake and investigatory resources, the ombudsman declined this complaint for review. Pursuant to AS 24.55.110(6) and 21 AAC 25.070, the Ombudsman has prioritized complaints about DOC that involve access to physical and mental health care, segregation, the grievance process, and other issues directly related to inmate health and safety. This complaint did not fall into one of those categories and was declined.

2021-04-0667

The Department of Corrections miscalculated the Complainant's time accounting by not reflecting 136 days credit.

The Complainant explained that DOC miscalculated his time accounting and that the Parole Board is not responding to his appeal. Intake advised the Complainant in writing that pursuant to AS 24.55.110(6) and 21 AAC 25.070, the Ombudsman has prioritized complaints about DOC that involve access to physical and mental health care, segregation, the grievance process, and other issues directly related to inmate health and safety. The time accounting issue did not fall into this category and Intake declined it. However, the Complainant was also advised that if he can provide copies of his letters to the Parole Board or at least the dates of when he wrote them, we may be able to reach out to the agency to find out why they are not responding to his letters.

The Alaska Parole Board is not responding to the Complainant's request to consider Nygren credit for residential treatment.

The complainant wrote back to the Ombudsman and provided copies of documentation for further review by an investigator. An ombudsman investigator contacted the parole board executive director and hearing officer to determine if they had responded to the complainant's correspondence. The agency provided evidence that it had responded directly to the complainant and informed him that additional information was needed to determine if he was entitled to credit for time spent at a treatment facility.

The investigator ultimately concluded that the problem at issue was that the parole board needed additional information about the facility to determine if it was similar to a jail-like setting, specifically whether it restricted the daily movement of its residents, etc. The investigator contacted the complainant's attorney who indicated that they would be further assisting their client with resolving this matter. The complainant did not contact the ombudsman for further assistance and shortly after contacting the office, was released to pretrial supervision.

2021-09-1372

The Department of Corrections Board of Parole denied the Complainant's parole based on personal bias.

Due to limited intake and investigatory resources, the Ombudsman is declining this complaint for review. Pursuant to AS 24.55.110(6) and 21 AAC 25.070, the Ombudsman has prioritized complaints about DOC that involve access to physical and mental health care, segregation, the grievance process, and other issues directly related to inmate health and safety. This complaint did not fall into one of those categories and was declined. Intake referred the Complainant to the ACLU of Alaska to address their rights being violated by the agency.

2022-05-0692

Two Department of Corrections Parole Board members are not recusing themselves from a hearing despite being intimately connected to the Complainant, who is a victim of a crime, and the perpetrator being paroled.

Intake requested the Complainant provide the names of the Parole Board members that did not recuse themselves, and the name of the board manager they communicated with about their concerns. The Complainant said they would send the information to the Ombudsman at a later date. Intake closed the complaint, but can reopen it once the Complainant provides the requested information.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Corrections

OFFICE OF THE COMMISSIONER

PO Box 112000, Suite 201
Juneau, Alaska 99811-2000
Main: 907.465.3480
Fax: 907.465.3315

April 9, 2024

The Honorable Jesse Kiehl
Chair, Senate Finance Dept. of Corrections Subcommittee
Alaska State Legislature
State Capitol, Room 518
Juneau, AK 99801-1182

Sent via email: Senator.Jesse.Kiehl@akleg.gov

Chair Kiehl:

This letter serves as the Department of Corrections' (DOC) written response to questions asked during the Senate Finance Subcommittee hearing on March 21, 2024. Please see DOC responses below:

- *Senator Kawasaki asked what percentage of inmates are participating in programming.*

AK DOC Ed Stats July 1, 2023-February 29, 2024	Total Participation	Unique Participants	Completions	
Adult Basic Education/ESL	291	291	28	*ABE completed at GED credentialling, ESL once CASAS proficient
GED Testing (Real + Ready)	297*	79	28	*Number of GED and Ready tests taken
Ed (Parent, Reent, T4C, Comp Lit, Correspondence)	1769	699	1257	
Voc/WFD/Contractor Classes	1274	839	976	
Totals	3334	1540	2249	

- *Senator Tobin asked for a list of reentry/rehabilitation partnerships.*

Reentry Coalitions

- Anchorage – Anchorage NeighborWorks
- Mat-Su – Valley Charities
- Fairbanks – City of Fairbanks
- Juneau – JAMHI
- Kenai Peninsula – Frontier community services
- Ketchikan – Ketchikan Wellness Coalition
- Bristol Bay – Bristol Bay Native Association
- Nome – Norton Sound Health

State Partners

- Mental Health Trust
- Department of Behavioral Health
- Department of Labor
- Municipality of Anchorage

Community Partners

- NeighborWorks Alaska
- Valley Charities
- Catholic Social Services
- JAMHI Health & Wellness
- Partners Reentry Center
- Beans Café
- Tudor Rescue Mission
- True North Recovery
- GEO Group (Seaside Center Nome, Tundra Center Bethel, NorthStar Fairbanks, Parkview/Cordova Center Anchorage)

AN/AI Tribal/Corp Partners

- Cook Inlet Tribal Council (CITC)
- Southcentral Foundation
- Bristol Bay Native Association
- Central Council of Tlingit & Haida Indian Tribes of Alaska
- Tanana Chiefs Conference
- Kenaitze Indian Tribe
- Ketchikan Indian Community

Transitional Houses/Housing Programs

- New Life Development
- Aurora House Transitional
- Oak House LLC
- Northern Alliance Reentry Management Solutions
- Ava's Stay Free Recovery

- Henry House
- The Daniel House
- Pathways to Progress
- Alaska Correctional Ministries
- Freedom House (Kenai)
- GHS Transitional Housing (Juno House) Juneau

Tattoo Removal Services

- Laser Care Tattoo – Eagle River

Clothing

- Fred Meyer
- Big Ray's
- Goodwill

- *Senator Kiehl asked which programs have the toughest capacity constraints.*

Factors that impact the DOC's capacity and constrain programming participation include staffing issues, technological impediments such as infrastructure and state law, and budgetary constraints due to most services being funded by GF. We are working with partners to access other funding sources such as Prisoner Educational Programs (PEP) grants and other grant programs.

- Toyo Stove Repairer at FCC had 74 applicants, 16 completions, and 58 waitlisted (we plan to expand this training to other sites)
- Welding at WCC has 36 active students with 16 waitlisted. Other facilities are reporting a high demand for the Iron Worker's Welding Trailer but didn't have waitlist data
- The Barber Program had 11 applicants for 2 spots available at WCC
- Flagging is one of the most popular classes (we have no current statistics on it)
- For behavioral health services, RSAT programming has the most demand with 45 percent of the individuals assessed needing this level of substance use disorder treatment

- *Senator Tobin asked for an overlay of denied parole and disciplinary actions.*

In 2023 220 people were denied parole applications across the state of Alaska. After further review, the Department does not have a mechanism to pull data on disciplinary actions for those who have been denied parole. The Department would have to do a manual pull of each applicant who was denied and research, one by one, whether they had any disciplinary action.

- *Senator Kiehl asked how many clemency applications are received per year.*

April 9, 2024

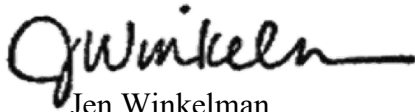
Page 4 of 4

Below is the breakdown of how many clemency applications (that are currently pending) have been received per year between 2018 and 2023:

- 2018 – 30 applications received
- 2019 – 4 applications received
- 2020 – 16 applications received
- 2021 – 12 applications received
- 2022 – 17 applications received
- 2023 – 20 applications received

Thank you for your continued support of the Department of Corrections.

Sincerely,

A handwritten signature in black ink, appearing to read "JWinkelman", with a long horizontal flourish extending to the right.

Jen Winkelman

Commissioner

Department of Corrections