

# Fiscal Note

State of Alaska  
2019 Legislative Session

Bill Version: SB 12  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: SB012-LAW-CRIM-2-7-19  
Title: ASSAULT; SEX OFFENSES; SENTENCING  
CREDIT  
Sponsor: MICCICHE  
Requester: (S) Judiciary

Department: Department of Law  
Appropriation: Criminal Division  
Allocation: Criminal Justice Litigation  
OMB Component Number: 2202

## Expenditures/Revenues

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

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

## Fund Source (Operating Only)

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

## Positions

Full-time							
Part-time							
Temporary							

## Change in Revenues

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

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

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

**Does the bill create or modify a new fund or account?** No  
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

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

Not applicable, initial version based on the 12-14-18 Governor's FY2020 request.

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Division:	Administrative Services Division	Date:	02/07/2019
Approved By:	Anna Kim, Administrative Services Director	Date:	02/07/19
Agency:	Office of Management and Budget		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2019 LEGISLATIVE SESSION

BILL NO. SB 12

### Analysis

This bill classifies knowingly causing a person to become unconscious by means of a dangerous instrument as assault in the first degree (class A felony). It also adds masturbating in the presence of another person and ejaculating on that person without consent to the crime of sexual assault in the third degree (class C felony). When the offender is the victim's natural parent, residing in the same household, or occupies a position of authority and that person masturbates in the presence of a person who is under the age of 18 and ejaculates on that person, the bill classifies that conduct as sexual abuse of a minor in the third degree (class C felony). It would also be sexual abuse of a minor in the third degree if the offender masturbates in the presence of a person who is under 16 years of age, at least 3 years younger than the offender, and the offender ejaculates on that person.

Finally, the bill prohibits a court from granting credit towards a person's sentence for time spent in a treatment program or on electronic monitoring before trial if the person is being sentenced for a sex offense.

The Department of Law does not anticipate a fiscal impact from this legislation.