

# FISCAL NOTE

STATE OF ALASKA  
2019 LEGISLATIVE SESSION

Bill Version HB49  
Fiscal Note Number \_\_\_\_\_  
( ) Publish Date \_\_\_\_\_  
Dept. Affected Public Safety  
Appropriation Alaska State Troopers  
Allocation Prisoner Transportation  
OMB Component Number 512

Identifier (file name) HB049CS(FIN)-DPS-PT-05-04-19  
Title CRIMES; SENTENCING; MENT. ILLNESS; EVIDENCE

Sponsor Rules by Request of the Governor  
Requester (H) FIN

## Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

	FY2020 Appropriation Requested	Included in Governor's FY2020 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY2020	FY2020	FY2021	FY2022	FY2023	FY2024	FY2025
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 (Thousands of Dollars)							
1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1007	I/A Rcpts (Other)						
1037	GF/MH (UGF)						
		<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	FY2020	FY2020	FY2021	FY2022	FY2023	FY2024	FY2025
1004 Gen Fund (UGF)							
1002 Fed Rcpts (Fed)							
<b>TOTAL CHANGE IN REVENUES</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) operating costs \_\_\_\_\_ (separate supplemental appropriation required)

Estimated CAPITAL (FY2020) costs \_\_\_\_\_ (separate capital appropriation required)

Does the bill create or modify a 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If yes, by what date are the regulations to be adopted, amended, or repealed? \_\_\_\_\_ Discuss details in analysis section.

### Why this fiscal note differs from previous version/comments (if initial version, please note as such)

This version reflects changes made in the CS for Version E.

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Approved by Dan Spencer, Administrative Services Director  
Agency Office of Management and Budget

Phone 465-4336  
Date/Time 5/4/19 8:00 AM  
Date 5/4/2019

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2019 LEGISLATIVE SESSION

BILL NO. HB49

### Analysis

This bill amends Alaska Court Rule 38.2(a) and (b), Alaska Rules of Criminal Procedure, by requiring, when the technology is available, in-custody defendants to appear by two-way video conference for all hearings except for trial and sentencing.

Under AS 33.30.081, the Department of Public Safety (DPS) is responsible for transporting prisoners to and from the court having jurisdiction over the prisoner and for delivering a prisoner to a correctional facility upon temporary or final commitment by a court, or upon transfer of a prisoner from one correctional facility to another either inside or outside the state. Additionally, DPS is responsible for return transportation to the place of arrest for a prisoner who is released from custody before admission to a state correctional facility.

Videoconferencing is currently in use between the courts and several correctional facilities across the state. Current court rules require misdemeanor defendants to appear by videoconference for arraignments, pleas, and non-evidentiary bail reviews. Felony defendants are required to appear by videoconference for initial appearance hearings, non-evidentiary bail reviews, and not guilty plea arraignments. This is only in areas where a videolink exists between the court and the correctional facility.

Should this bill pass, the number of pretrial hearings conducted via videoconferencing is expected to increase, and there would be some decrease in the need for the physical transportation of prisoners. However, DPS transports prisoners for a myriad of reasons beyond pretrial hearings, often at the direction of the court.

While passage of this bill would result in improved efficiency of the criminal justice system including better allocation of manpower and resources for DPS and would mitigate officer safety risks associated with physically transporting prisoners, most of the costs associated with the transportation of prisoners are outside the control of DPS. No significant fiscal impacts are expected as a result of encouraging increased use of video teleconferencing. Therefore, a zero fiscal note is being submitted.