

Fiscal Note

State of Alaska
2022 Legislative Session

Bill Version: SB 189
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB189-JUD-ACS-02-25-22

Department: Judiciary

Title: CRIME OF SEX/HUMAN TRAFFICKING

Appropriation: Alaska Court System

Sponsor: RLS BY REQUEST OF THE GOVERNOR

Allocation: Trial Courts

Requester: Senate Judiciary Committee

OMB Component Number: 768

Expenditures/Revenues

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

(Thousands of Dollars)

	FY2023 Appropriation Requested	Included in Governor's FY2023 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2023	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028
Personal Services	28.5						
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	28.5	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

1004 Gen Fund (UGF)	28.5						
Total	28.5	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary	1.0						

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2022) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2023) cost: 0.0 (separate capital appropriation required)

Does the bill create or modify a new fund or account? 0

(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? NA

If yes, by what date are the regulations to be adopted, amended or repealed? NA

Why this fiscal note differs from previous version/comments:

Initial version.

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Agency: Alaska Court System

Phone: (907)463-4736
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FISCAL NOTE ANALYSIS

STATE OF ALASKA
2022 LEGISLATIVE SESSION

BILL NO. SB 189

Analysis

Senate Bill 189 reclassifies sex trafficking and human trafficking crimes, and increases the level of offense and penalties for trafficking crimes. The court system does not anticipate a fiscal impact from these changes.

Senate Bill 189 also establishes a means for persons who have an existing conviction for prostitution to have the conviction vacated if they can prove to the court that they were a victim of sex trafficking at the time of the offense (sec. 27). If successful, the conviction is vacated, and the conviction will be removed from CourtView (sec 27).

The court system data shows that the number of individuals who have a conviction for prostitution under the state statute is relatively low for the years for which we have reliable data. However, the number of persons convicted of prostitution under the similar ordinance of the Municipality of Anchorage (also eligible under SB 189) has varied over the years, but is substantial in the aggregate.

The court system will experience a fiscal impact from this portion of the bill. To implement it, we will create a form for the petitioner to use to initiate a petition for vacation of judgment, create form orders for judges, have hearings in district court as appropriate to establish facts as to whether the petitioner was a victim of sex trafficking, and program CourtView to remove the cases, if the petition is granted. The court anticipates that it can handle the petitions authorized under this bill with existing judicial officers. Because this is a novel legal avenue and procedure, it would *require one temporary (four month) attorney in the administrative office at Range 20*; this person would prepare appropriate forms, draft rules as needed, provide informational materials to judicial officers and court staff, and prepare other resources as appropriate to implement the legislation.