

**FISCAL NOTE**

No: 3

Bill Version: HB 86

(H) Publish Date: 2/10/99

**STATE OF ALASKA**  
**1999 LEGISLATIVE SESSION**

Revision Date: \_\_\_\_\_  
Title: "An Act relating to the definition of "conviction" for the registration of sex offenders and child kidnappers"  
Sponsor: Rules Committee  
Requestor: Governor

Department Affected: Administration  
BRU: Legal and Advocacy Services  
Component: Public Defender Agency  
**COMPONENT SERIAL NO. 1631**

**EXPENDITURES/REVENUES:**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
PERSONAL SERVICES	***	***	***	***	***	***
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	***	***	***	***	***	***

<b>CAPITAL EXPENDITURES</b>	***	***	***	***	***	***
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<b>CHANGE IN REVENUES ( )</b>	***	***	***	***	***	***
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**FUND SOURCE:**

(Thousands of Dollars)

1002 Federal Receipts	***	***	***	***	***	***
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	***	***	***	***	***	***

Estimate of any current year (FY 98) cost: \$ \_\_\_\_\_

**POSITIONS:**

FULL-TIME	***	***	***	***	***	***
PART-TIME						
TEMPORARY						

**ANALYSIS: (Attach a separate page if necessary.)**

This bill changes the definition of what is a "conviction" for a sex offense, triggering a duty to register as a sex offender even if a defendant's judgment of conviction was set aside pursuant to A.S. 12.55.085. The obvious intent is to include those individuals in the current state registration scheme even though they successfully demonstrated their rehabilitation and had their convictions set aside years ago.

It is unknown how many individuals fit into this category. If all are charged with the crime of failure to register, it is likely some percentage will be appointed the Public Defender and the constitutionality of the statute will be litigated. It appears that some of this work is already in progress and any additional costs are too difficult to quantify.

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Approved by Commissioner: Mark Boyer  
Agency: Department of Administration

Date: 11/12/98

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