

**HOUSE BILL NO. 388**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-SECOND LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE CRAWFORD**

**Introduced: 2/6/02**

**Referred: State Affairs, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to publicly-owned correctional facilities."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
4 to read:

5 AUTHORIZATION TO LEASE CORRECTIONAL FACILITY SPACE WITH  
6 MUNICIPALITIES. (a) To relieve overcrowding of existing correctional facilities in the  
7 state and the extensive use of out-of-state correctional facilities, the Department of  
8 Corrections may enter into agreements with the following municipalities for new or expanded  
9 correctional facilities:

10 (1) Fairbanks North Star Borough - expansion of existing facility by up to 100  
11 beds;

12 (2) Matanuska-Susitna Borough - expansion of existing facility by up to 370  
13 beds;

14 (3) City and Borough of Juneau - expansion of existing facility by up to 64  
15 beds;

- 1 (4) Bethel - expansion of existing facility by up to 96 beds;  
2 (5) Ketchikan Gateway Borough - expansion of existing facility by up to 100  
3 beds or construction of new facility with up to 100 beds;  
4 (6) Seward - expansion of existing facility by up to 150 beds;  
5 (7) Kenai Peninsula Borough - expansion of existing facility by up to 256  
6 beds.

7 (b) The authorizations given by (a) of this section are subject to the following  
8 conditions:

9 (1) the average capital cost for all beds may not exceed \$155,000 a bed,  
10 adjusted for inflation at the rate of three percent a year from the effective date of this Act;

11 (2) if construction of a new facility is authorized, the municipality shall own  
12 the facility, and the state may enter into a long-term lease not to exceed 20 years with the  
13 municipality to operate the facility; the annual lease payment for a new facility may not  
14 exceed \$16,700 a bed;

15 (3) if expansion of an existing facility is authorized, the state shall enter into a  
16 joint ownership agreement with the municipality of the expanded facility, enter into a long-  
17 term lease not to exceed 20 years of the municipality's interest in the facility, and operate the  
18 facility; payments under the lease may not exceed the amount listed in (2) of this subsection;

19 (4) the agreement to lease must contain terms providing that the commissioner  
20 of corrections may terminate for cause any contract for operating the facility.