

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: 2
Bill Version: SB 97
(S) Publish Date: 3/13/01

Title: An Act relating to fees for probation and parole. Dept. Affected: Department of Correction
Sponsor: Senator Ward BRU: 271
Requester: Senator Judiciary Component: All
Component Number: 694

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services		86.2	79.7	79.7	79.7	79.7
Travel						
Contractual	49.7	53.7	59.7	57.5	62.1	67.1
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous	0.0	2.4	11.4	40.9	44.2	47.8
TOTAL OPERATING	49.7	142.3	150.8	178.1	186.0	194.6

CAPITAL EXPENDITURES						
CHANGE IN REVENUES ()	24.6	53.4	61.2	70.0	75.6	81.6

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	49.7	142.3	150.8	178.1	186.0	194.6
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	49.7	142.3	150.8	178.1	186.0	194.6

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time		1	1	1	1	1
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

- This fiscal note is based on a probation and parole fee of \$1.50 per day.
 - The collection rate is based on previous experience with probation and parole fees (10%).
 - The Department of Corrections does not anticipate revoking probation and parole solely based on non-payment of daily fees. Doing so would be cost prohibitive.
 - This fiscal note is based on a prospective basis and would not apply to those who are currently on probation/parole or those who are sentenced prior to the effective date of SB 97.
- Sec. 4.** This section requires the Court when granting probation, to require a periodic fee to be paid to the Dept. of Corrections (DOC). The DOC is required to set the fee in regulations and may not be less than \$1.50 per day. It is anticipated that there will be approximately 1015 new probation cases in FY02 and the caseload will grow by approximately (continued on page 2).

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Agency: Department of Corrections

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eight percent per year. If the collection rate of 10% is used the revenue generated in FY 02 is approximately \$24.6. The DOC does not anticipate any revocations in FY 02 due to the fee program not coming on line until approximately January 2002.

Incarceration costs for probation revocations are as follows:

FY02 = 0

FY03 = 49 court hearings, 3 probationers revoked for 11 days @ \$64 per = \$2.1

FY04 = 53 court hearings, 4 probationers revoked for 11 days @ \$64 per = \$2.3

FY05 = 57 court hearings, 4 probationers revoked for 11 days @ \$64 per = \$2.4

FY06 = 61 court hearings, 4 probationers revoked for 11 days @ \$64 per = \$2.6

FY07 = 66 court hearings, 5 probationers revoked for 11 days @ \$64 per = \$2.9

All incarceration costs for probationers and parolees are contained in the misc. line item.

It is anticipated that one full time probation officer will be added in FY 02 to deal with increased revocation hearings. This amount is shown in the personnel line.

Sec. 6. This section requires the Board of Parole to assess a periodic parole fee to be paid to the DOC. The DOC is required to set the fee in regulations and may not be less than \$1.50 per day. The DOC does not anticipate any collections or revocations until mid FY02 since the legislation is prospective and people on mandatory parole are sentenced to two years or more.

Sec. 7. This section requires the Board of Parole to revoke parole for failure to pay the daily fee. The estimated costs for board hearings and incarceration costs are as follows:

FY02 = 0

FY03 = 0

FY04 = 1 hearing day X \$2600 per day = \$2.6 Incarceration costs = \$6.8 TOTAL = \$8.8

FY05 = 3 hearing days X \$2600 per day = \$8.4 Incarceration costs = \$29.7 TOTAL = \$38.1

FY06 = 3.5 hearing days X \$2600 per day = \$9.1 Incarceration costs = \$32.0 TOTAL = \$41.2

FY07 = 3.7 hearing days X \$2600 per day = \$9.8 Incarceration costs = \$44.5

Incarceration costs and Parole Board hearing costs are contained in the misc. line item.

Sec. 8. This section allows for the attachment of an offender's PFD to satisfy parole and probation fees that are delinquent. The DOC is unable to estimate the amount of revenue that will be generated by this section. The DOC believes that the Dept. of Law collections unit would provide this service as they do for most other state agencies. It is estimated that the cost via Reimbursable Service Agreement would be \$26.2 in FY03 and \$18.7 each year afterwards. The RSA is shown in the contractual line. The DOC believes little, if any, money will be recovered since probation and parole fees are last in line for PFD attachment.

Sec. 9. This section requires the DOC to contract with a collection agency or other person for the administration and collection of probation fees imposed. The estimated costs are shown in the contractual line.

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