

FISCAL NOTE

STATE OF ALASKA
2010 LEGISLATIVE SESSION

Fiscal Note Number: 6
 Bill Version: CSHB 298(JUD)
 (H) Publish Date: 2/12/10

Identifier (file name): HB298-DPS-R&I-01-22-10 Dept. Affected: Public Safety
 Title: "An Act relating to the crimes of sexual assault..." RDU: Statewide Support
 Sponsor: Rules Committee Component: Records & Identification
 Requester: Governor Component Number: 1190

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
OPERATING EXPENDITURES								
Personal Services	99.2							
Travel	5.0							
Contractual	5.8							
Supplies	1.0							
Equipment	2.9							
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	113.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES								
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CHANGE IN REVENUES ()								
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts								
1003 GF Match								
1004 GF	113.9							
1005 GF/Program Receipts								
1037 GF/Mental Health								
Other Interagency Receipts								
TOTAL	113.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2010) cost: _____

POSITIONS

Full-time	1.0							
Part-time								
Temporary								

ANALYSIS: (Attach a separate page if necessary)

This proposed legislation would require a person who is required to register as a sex offender or child kidnapper in another jurisdiction to register in Alaska even if there is no substantive law in Alaska that is similar to the offense the person was convicted of.

For sex offender registration purposes, "jurisdiction" is defined at 13 AAC 09.900(a)(5) and includes the 50 states, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Northern Mariana Islands, the U.S. Virgin Islands, and federally-recognized Indian tribes that have elected to function as a registration jurisdiction. Each jurisdiction has its own distinct laws pertaining to the registration of sex offenders, including which offenses require registration and the length of time an offender is required to register. (cont.)

Prepared by: David Schade Phone (907) 269-0202
 Division: Statewide Services Date/Time 1/22/2010
 Approved by: Joe Masters Date 1/22/2010
Commissioner

ANALYSIS CONTINUATION

For the department's Records & Identification unit to continue to accomplish a core service of providing public access to current information regarding sex offenders in Alaska, the determination that a person must register as a sex offender or child kidnapper in Alaska because of their requirement to register in another jurisdiction must be made timely and must be based on information that has been validated.

Considerable research and analysis of the criminal history background of persons with sex offense convictions outside of Alaska would be required to determine whether the offense of conviction is a registerable offense under the current laws of that jurisdiction and whether or not the person is subject to that jurisdiction's registration requirements. Coordination with the jurisdiction's sex offender central registry would need to occur to obtain source documents and other relevant information on the person.

Additionally, the department would need to continually monitor the status of registration laws and legal cases affecting sex offender registration in all jurisdictions to ensure a person required to register in Alaska under proposed AS 12.63.100(6)(D) continued to be subject to the registration requirements of the jurisdiction that their offense was committed in.

The department anticipates that these additional efforts will require one new full-time Criminal Justice Planner position. This position would be responsible to review and evaluate offender records with out-of-state sex offense convictions to determine the requirement to register under proposed AS 12.63.100(6)(D), to coordinate with other jurisdictions' sex offender central registry offices, and to monitor sex offender registration laws in other jurisdictions and any changes for possible impact to currently registered offenders.