

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: CSHB 218(JUD)
Fiscal Note Number: 2
(H) Publish Date: 2/26/14

Identifier: HB218-DOA-OPA-02-07-14
Title: PENALTY: ASSAULT ON CORRECTIONAL
EMPLOYEE
Sponsor: ** CHENAULT, MILLETT
Requester: House Judiciary

Department: Department of Administration
Appropriation: Legal and Advocacy Services
Allocation: Office of Public Advocacy
OMB Component Number: 43

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2015	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2015 Request	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
OPERATING EXPENDITURES	FY 2015	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2014) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2015) cost: 0.0 *(separate capital appropriation required)*
(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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Initial version for current legislative session.

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Division: <u>Office of Public Advocacy</u>	Date: <u>02/07/2014 12:30 PM</u>
Approved By: <u>Curtis Thayer, Comissioiner</u>	Date: <u>02/07/14</u>
Agency: <u>Department of Administration</u>	

FISCAL NOTE ANALYSIS #2

**STATE OF ALASKA
2014 LEGISLATIVE SESSION**

BILL NO. CSHB 218(JUD)

Analysis

HB218 would amend Alaska's main criminal offense sentencing statute, AS 12.55.155, at sub-section (c)(31), to specify that a prior misdemeanor conviction for assault on a correctional officer may be counted as an aggravating factor when sentencing the offender on a new felony conviction. The purpose of the bill is to recognize the serious nature of prior assaultive misconduct directed at correctional officers in evaluating the offender being sentenced on a subsequent felony conviction. If enacted as filed HB218 would likely impact the sentences of some Office of Public Advocacy (OPA) criminal clients on a case-by-case basis. The overall impact on agency operations and the workload of agency attorneys would be slight. The bill would most directly affect offenders subject to its terms, prosecutors, sentencing courts and the Department of Corrections, which would house offenders serving aggravated sentences increased under the bill.

The bill if enacted as drafted would likely produce only a marginal increase in OPA defense attorney workloads. Therefore OPA submits a zero fiscal note.