

# Fiscal Note

State of Alaska  
2014 Legislative Session

Bill Version: CSSB 108(JUD)  
Fiscal Note Number: 6  
(S) Publish Date: 3/18/14

Identifier: SB108CS(JUD)-DHSS-CSM-03-14-14  
Title: LIMIT PUBLIC ACCESS TO CRIMINAL RECORDS  
Sponsor: DYSON  
Requester: Senate Judiciary Committee

Department: Department of Health and Social Services  
Appropriation: Children's Services  
Allocation: Children's Services Management  
OMB Component Number: 2666

## 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
<b>OPERATING EXPENDITURES</b>	<b>FY 2015</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

## Fund Source (Operating Only)

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

## Positions

Full-time							
Part-time							
Temporary							

<b>Change in Revenues</b>							
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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? Yes  
If yes, by what date are the regulations to be adopted, amended or repealed? 10/01/14

## Why this fiscal note differs from previous version:

Addresses changes to SB 108 identified in version "R."

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Division: <u>Office of Children's Services</u>	Date: <u>03/14/2014 04:15 PM</u>
Approved By: <u>Sarah Woods, Deputy Director, Finance &amp; Management Services</u>	Date: <u>03/14/14</u>
Agency: <u>Health &amp; Social Services</u>	

FISCAL NOTE ANALYSIS #6

STATE OF ALASKA  
2014 LEGISLATIVE SESSION

BILL NO. CSSB 108(JUD)

**Analysis**

Version "R" of this bill indicates that DHSS will adopt regulations to administer access by appropriate DHSS staff to records made confidential under proposed section 2, AS 22.35.020, *Records concerning criminal cases resulting in acquittal or dismissal confidential*. The section would make confidential records of criminal charges that have been acquitted and/or dismissed, in their entirety.

Currently, all records of dismissed and acquitted charges are available online in the publicly accessible database, CourtView. This bill would provide a protection of privacy to the public, by limiting access to confidential records pertaining to criminal charges, in which all charges are dismissed and/or acquitted; access would be granted only to essential employees in the Department of Health and Social Services, the Department of Public Safety, the Office of Public Advocacy, and prosecutors. Access to such records is essential for employees who are responsible for the health, safety, welfare, or placement of a child, a person with a physical or intellectual disability or a person with mental illness. As written, this bill would provide for the State of Alaska's ability to assess for and provide for safety of children and vulnerable populations.

This bill would not remove information from CourtView, the National Crime Information Center (NCIC), or the Alaska Public Safety Information Network (APSIN) databases.

This bill also identifies the Legislative Intent which would, to the extent possible, make confidential records of criminal cases in which all charges were dismissed and/or acquitted in their entirety, that were disposed before the effective date of this bill.

This bill would have no fiscal impact on DHSS.