

# Fiscal Note

State of Alaska  
2015 Legislative Session

Bill Version:	CSHB 15(JUD)
Fiscal Note Number:	1
(H) Publish Date:	3/25/2015

Identifier: HB015-DOA-OPA-02-13-15  
 Title: CREDITS FOR TIME SERVED/GOOD TIME  
 Sponsor: WILSON  
 Requester: House Judiciary Committee

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)

	FY2016	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2016 Request	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
<b>OPERATING EXPENDITURES</b>	<b>FY 2016</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</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							

**Change in Revenues**

--	--	--	--	--	--	--	--

**Estimated SUPPLEMENTAL (FY2015) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2016) 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 If yes, by what date are the regulations to be adopted, amended or repealed?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:**

Not applicable; initial version.
----------------------------------

Prepared By:	Richard Allen, Director	Phone:	(907)269-3504
Division:	Office of Public Advocacy	Date:	02/13/2015 09:25 PM
Approved By:	Sheldon Fisher, Commissioner	Date:	02/13/2015
Agency:	Department of Administration		

**STATE OF ALASKA**  
**2015 LEGISLATIVE SESSION**

**Analysis**

The bill, if enacted into law as drafted, would require the courts to grant credit, against a term of imprisonment, for time spent by the sentenced defendant in a private residence or under electronic monitoring. The bill would also require the Department of Corrections to administratively award "good time" deduction from a sentence of imprisonment for any period spent by the sentenced defendant in a treatment program, in a private residence or while under electronic monitoring.

The effect, if the bill became law, would be to increase the amount of time credited to a prisoner on his or her sentence for time spent by that prisoner "in a private residence," in a treatment program and/or under electronic monitoring. There could be a corresponding reduction in the costs to the state associated with housing incarcerated prisoners in jails and prisons and a corresponding increase in the costs associated with administering treatment programs and electronic monitoring programs, since the latter would likely become a preferred mode of supervision for many accused defendants, both pre- and post-trial, as a way of reducing the time spent in jail or prison.

The Departments of Law, Public Safety and Corrections and the Alaska Court System, along with accused and sentenced defendants, organizations and businesses concerned with victims' rights and bail/monitoring of defendants, all would likely be materially affected by the law.

What is meant by the term "in a private residence" is not defined.

The bill as such would not materially affect the operations or mission of the Office of Public Advocacy (OPA) but would definitely affect criminal defendants represented by OPA attorneys. The agency, therefore, submits a zero fiscal note.