

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSSSB 91(FIN)
Fiscal Note Number:	33
(S) Publish Date:	4/8/2016

Identifier: SB91
Title: OMNIBUS CRIM LAW & PROCEDURE;
CORRECTIONS
Sponsor: COGHILL
Requester: Senate Judiciary

Department: Judiciary
Appropriation: Judicial Council
Allocation: Judicial Council
OMB Component Number: 771

Expenditures/Revenues

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

	FY2017	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2017 Request	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
OPERATING EXPENDITURES	FY 2017	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Personal Services	67.9	126.3	194.2	194.2	194.2	194.2	
Travel		27.5	27.5	27.5	27.5	27.5	
Services		38.4	38.4	38.4	38.4	38.4	
Commodities		1.6	1.6	1.6	1.6	1.6	
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	67.9	193.8	261.7	261.7	261.7	261.7	0.0

Fund Source (Operating Only)

1004 Gen Fund	67.9	193.8	261.7	261.7	261.7	261.7	
Total	67.9	193.8	261.7	261.7	261.7	261.7	0.0

Positions

Full-time		1.0	1.0	1.0	1.0	1.0	
Part-time		1.0	1.0	1.0	1.0	1.0	
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2016) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) 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If yes, by what date are the regulations to be adopted, amended or repealed? n/a

Why this fiscal note differs from previous version:

This note is revised to reflect small changes in the new CS: adding one more duty to the commission's work, and section renumbering. The amount of funding is not changed.

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FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Several sections of the CS to SB91 affect the Criminal Justice Commission, which is staffed by the Judicial Council. The CS extends the operation of the Alaska Criminal Justice Commission until June 30, 2021 (the commission currently is scheduled to sunset on June 30, 2017). The bill also adds to the existing duties of the commission. It adds a new requirement for the commission to make recommendations to the governor and the legislature about how savings from criminal justice reform should be reinvested to reduce recidivism. Also the CS authorizes the commission to create a working group to report to the commission on the status of implementation of criminal justice reforms, and to enter into data sharing agreements to assist with its work. The bill adds to the commission's data and analysis responsibilities by requiring it to receive and analyze data collected by agencies and entities charged with implementing criminal justice reform initiatives, to track and assess outcomes of such recommendations, and to request, receive, and review data and reports on criminal justice reform outcomes, and a new requirement to study sex offenses. The bill adds items to be included in the commission's annual report: a summary of savings achieved by criminal justice reform, recommendations on how those savings should be reinvested, performance metrics and outcomes from the recommendations in the commission's December 2015 report, recidivism rates, and recommendations for additional reforms. The CS sets Nov. 1 as the due date for annual reports. The CS designates the commission (instead of the commissioner of corrections) as the entity with whom the commissioner of HSS cooperates when providing funding for reentry programs. The bill requires the commission to research and report on the relationship between offenses on a person's criminal record and barriers to successful re-integration into the community, and to report on the role of expungement in successful re-entry. All these provisions take effect on July 1, 2016, and the barrier offenses report is due Nov. 1, 2017.

The commission is currently staffed by the Alaska Judicial Council with one 30 hour per week project attorney and one 20 hour per week research analyst. Because the part-time attorney has been unable to complete all the required work, additional professional support has been provided as possible by existing Judicial Council staff. Similarly, existing Council administrative staff have as possible assisted with clerical tasks, but the lack of consistent administrative support has decreased the productivity and efficiency of the project attorney, who now must spend time on clerical and administrative tasks.

The Council anticipates that it could continue to support the commission's work with the new requirements by slightly increasing the existing staffing level, beginning in FY17. The request is to increase the existing 30-hour/week attorney position to full time (37.5 hours/week); to add 9 hours per week to the research analyst's time (increasing the hours from 20/week to 29/week); and to add 7.5 hours per week of administrative support. A full-time attorney is needed to be a consistent liaison between the commissioners, policy makers, and the public, to guide the work of the commission, and to provide information to state policy makers as requested. The research analyst will work with the attorney, the agencies and other entities, the commissioners, and the working group members to collect and analyze the data and the new performance measures, including designing databases, coordinating data collection, and statistical analysis. The 7.5 hours per week of administrative support will be added to an existing 30 hour per week position at the Judicial Council to help schedule meetings and commissioner travel, manage the web site, generate meeting materials, and handle inquiries from the public.

A 29-hour-per-week Research Analyst at Range 18A is \$71,100 per year, a full-time Project Attorney at Range 20A is \$109,900 per year, and 7.5 hours per week of administrative support at Range 13E is \$13,200 per year. The Council will need to rent office space for the Research Analyst (\$29,000 year), and parking for two employees (\$1,800 per year). This note continues the existing travel budget for commissioners to attend four in-person meetings per year, including a small amount (\$1,500/year) for staff travel in anticipation that one meeting per year will be held in Juneau (total travel estimated at \$27,500/year). The Council will continue to arrange and pay for travel costs for the thirteen commission members as authorized for boards and commissions under AS 39.20.180.