

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version:	CSSSHB 216(FIN)
Fiscal Note Number:	8
(H) Publish Date:	4/11/2018

Identifier: CSSSHB216(JUD)-LAW-CIV-02-02-2018
 Title: TRANSFERS FROM DIVIDEND FUND; CRIMES
 Sponsor: KOPP
 Requester: House Finance

Department: Department of Law
 Appropriation: Civil Division
 Allocation: Commercial and Fair Business
 OMB Component Number: 2717

Expenditures/Revenues

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

	FY2019	Included in	Out-Year Cost Estimates					
	Appropriation Requested	Governor's FY2019 Request	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
OPERATING EXPENDITURES								
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	0.0

Fund Source (Operating Only)

None								
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time								
Part-time								
Temporary								

Change in Revenues

None								
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2018) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2019) 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 If yes, by what date are the regulations to be adopted, amended or repealed?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/comments:

Updated to SLA2018 fiscal note template.

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Phone: (907)465-3674
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HFC 04/09/2018

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2018 LEGISLATIVE SESSION

Analysis

CSSSHB216 (JUD) would establish the restorative justice account (account) as a separate account within the dividend fund (fund). The bill would allow the Commissioner of Revenue to transfer from the fund to the account the amount that would have been paid during the previous fiscal year to individuals who were ineligible to receive the dividend due to a felony criminal conviction or incarceration for certain categories of crimes. The bill further establishes the priority of payments from the account to fund state and nonprofit organizations serving victim's rights issues and Department of Corrections for prisoner and probation costs. It also authorizes the office of victims' rights to pay an eligible crime victim restitution from the account.

Sec. 2 of the bill would amend AS 12.55.051(f), enforcement of fines and restitution, to require the court to send a restitution order to the office of victim rights (in addition to the Department of Law). Sec. 3 of the bill would amend AS 12.55.051(g) and AS 47.12.170(d) to provide that the Department of Law may not begin collection procedures on the restitution order until 90 days (instead of 30 days) after the recipient has received notice that he or she can collect restitution without assistance of the Department of Law. However, the proposed change provides that the Department of Law can begin collection if it receives a response to the notice before the end of the 90-day period.

The Department of Law used to collect restitution for victims. This program was defunded in 2017. The court system now collects restitution for victims. Because the Department of Law no longer collects restitution, the department anticipates no fiscal impact if the bill becomes law.