

Fiscal Note

State of Alaska
2020 Legislative Session

Bill Version:	SB 167
Fiscal Note Number:	3
(S) Publish Date:	1/27/2020

Identifier: 4138-DOC-IDO-12-19-19
 Title: AGGRAVATING FACTOR: CORRECTIONS OFFICER
 Sponsor: RLS BY REQUEST OF THE GOVERNOR
 Requester: Governor

Department: Department of Corrections
 Appropriation: Population Management
 Allocation: Institution Director's Office
 OMB Component Number: 1381

Expenditures/Revenues

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

	FY2021	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2021 Request	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026
OPERATING EXPENDITURES	FY 2021	FY 2021					
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

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2020) cost: 0.0 *(separate supplemental appropriation required)*

Estimated CAPITAL (FY2021) cost: 0.0 *(separate capital appropriation required)*

Does the bill create or modify a new fund or account? No
(Supplemental/Capital/New Fund - 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 If yes, by what date are the regulations to be adopted, amended or repealed?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:

Not applicable, initial version.

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Division:	Administrative Services	Date:	12/19/2019 11:00 AM
Approved By:	April Wilkerson, Administrative Services Director for Corrections	Date:	12/19/19
Agency:	Office of Management and Budget		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2020 LEGISLATIVE SESSION

Analysis

This legislation amends AS 12.55.155 (c) adding a new subsection that provides for an aggravating factor at sentencing for contractors, volunteers, and employees of the Department of Corrections (DOC) who are convicted under AS 11.56.375 and the act was committed in the course of their employment, services or volunteer duties. AS 11.56.375 Promoting Contraband in the First Degree is a class C felony that typically carries a sentence of 0 -2 years with a maximum sentence of 5 years for aggravated offenses. AS 12.55.155(c) (Factors in Aggravation) allow for a sentence to be imposed outside of the presumptive range (0 to 2 years). By adding an additional aggravator under AS 12.55.155(c), this would allow a court to impose a lengthier sentence on employees, contractors and volunteers who are held in a position of trust.

This legislation will send a strong public safety message of zero tolerance for introduction of contraband into any DOC facility. While there is no current data to determine the full impact to the prison population, it is anticipated that any impacts from this legislation will be minimal. The Department will monitor financial impacts if this legislation is passed.