

# Fiscal Note

State of Alaska  
2020 Legislative Session

|                     |           |
|---------------------|-----------|
| Bill Version:       | SB 168    |
| Fiscal Note Number: | 2         |
| (S) Publish Date:   | 1/27/2020 |

Identifier: LL2019-104106-MVA-COM-1-3-20  
 Title: SEX OFFENDER REGISTRY; NOTICE TO VICTIMS  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Governor

Department: Department of Military and Veterans' Affairs  
 Appropriation: Military and Veterans' Affairs  
 Allocation: Office of the Commissioner  
 OMB Component Number: 414

**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    |
| <b>OPERATING EXPENDITURES</b> | <b>FY 2021</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**

|              |            |            |            |            |            |            |            |
|--------------|------------|------------|------------|------------|------------|------------|------------|
| 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> |

**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? N/A

**Why this fiscal note differs from previous version/comments:**

Not applicable. Initial version.

|              |   |        |                     |
|--------------|---|--------|---------------------|
| Prepared By: | Stanley Wright, Legislative Liaison                 | Phone: | (907)428-7204       |
| Division:    | Office of the Commissioner                          | Date:  | 01/03/2020 03:07 PM |
| Approved By: | Stephanie Richard, Administrative Services Director | Date:  | 01/03/20            |
| Agency:      | Military & Veterans Affairs                         |        |                     |

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2020 LEGISLATIVE SESSION**Analysis**

This legislation adjusts Alaska's current sex offender registration statutes in response to the holding in *Doe v. Department of Public Safety*, 2019 WL 2480282 (Alaska 2019). In *Doe*, the court determined that the Alaska Sex Offender Registration Act (ASORA) is overbroad in that it imposes lengthy registration requirements on all individuals convicted of registerable sex offenses without affording them the opportunity to be removed from the registry if they can demonstrate in court that they are no longer a danger.

Specific to the Department of Military and Veterans Affairs (DMVA), the bill amends the Alaska Code of Military Justice (ACMJ) to bring it in alignment with the bill's proposed changes to the State's sex offender registration statutes. Currently, there are two lengths of registration requirements within the ACMJ: fifteen years and life. The bill creates a third tier that requires registration for ten years for some offenses. The only ACMJ offenses effected are charges under AS 26.05.935(b) for (1) child pornography and (2) pandering and prostitution if the person who is induced, enticed, caused, or procured to engage in a sexual act is under 20 years of age at the time of the offense. The registration requirement for the offenses is changed from a fifteen year to a ten-year period.

This bill will have no impact on the employees and services provided by the Department. There will be no increase in paperwork or record keeping for the Department associated with the passage of this bill. Therefore the DMVA is submitting a zero fiscal note.