

# Fiscal Note

State of Alaska  
2023 Legislative Session

Bill Version:	SB 65
Fiscal Note Number:	3
(S) Publish Date:	2/8/2023

Identifier: LL0031-4-DOC-IDO-2-6-2023  
 Title: HARASSMENT; SEX OFFENDERS & OFFENSES  
 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)

	FY2024	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2024 Request	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029
<b>OPERATING EXPENDITURES</b>	<b>FY 2024</b>	<b>FY 2024</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 (FY2023) cost:** 0.0 *(separate supplemental appropriation required)*

**Estimated CAPITAL (FY2024) 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 If yes, by what date are the regulations to be adopted, amended or repealed?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:**

Initial version.
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Division:	Administrative Services	Date:	02/06/2023 02:30 PM
Approved By:	April Wilkerson, Deputy Commissioner	Date:	02/06/23
Agency:	Department of Corrections		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
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## Analysis

AS 11.41.260(a) stalking is amended adding stalking protective orders and sex offense protective orders to the conditions for charging someone with stalking as a C felony. Based on current data available, it is estimated that this amendment will increase the total prison days by 475 days per conviction and estimates up to seven convictions per year. Consequently, the daily average prison population is projected to increase by seven inmates in the first year following the effective date and 9.1 inmates thereafter.

AS 12.55.127(c). violation of conditions of release (VCOR) is amended requiring conviction sentences to be imposed consecutively when the person has two or more crimes of VCOR under AS 11.56.757. VCOR is a highly common offense within the departments available data. The majority of the VCOR convictions within the department's data currently reflect consecutively imposed sentences. However, the department estimates this amendment will impact 10% of all applicable VCOR convictions and increase the daily prison average by, at most, approximately 6.3 inmates per day.

AS 12.63.100(7) is amended adding AS 11.61.130(a)(2), misconduct involving a corpse, to the list of registerable sex offenses.

AS 18.66.990(3) domestic violence enhancements is amended adding unlawful contact and interfering with a report of a crime of domestic violence to the definition of crime involving domestic violence and triggers mandatory arrest if the officers have probable cause. This section will impact the daily average prison population. However, the department is not able to quantify the full impacts of this change and anticipates any impact can be absorbed into current capacity due to the current prison population.

Section 11 makes the applicability section of sec. 142.(c), ch. 4, FSSLA 2019 (HB49), retroactive as it pertains to the requirement for sex offenders who must register in another state to also register in Alaska when they are present in the state.

The DOC does not have sufficient data to project the full impacts of this legislation on the daily prison population; however, the department does not anticipate any significant fiscal impact with these changes and can absorb any increases within the current capacity and resources based on current inmate population counts.