

SB

2022

FISCAL NOTE

STATE OF ALASKA
1994 LEGISLATIVE SESSION

BILL NO. SB 292

Revision Date: _____ Dept. Affected: Corrections
 Title: An Act relating to transfers of BRU: All
prisoners under the Interstate Compact Component: Office of Commissioner;
 Sponsor: Sen. Frank Institutions; Admin. Svcs.
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 694-1884

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL EXPENDITURES	0	0	0	0	0	0
CHANGE IN REVENUES ()	0	0	0	0	0	0

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0	0	0	0	0	0

Estimate of any current year (FY94) cost: \$ 0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Please see the attached fiscal analysis.

Prepared by: Diane Schenker, Special Assistant
 Division: Office of the Commissioner
 Approved by Commissioner: J. Frank Prewitt, Jr.
 Agency: Department of Corrections

Phone: 65-4643/786-2147
 Date: 2/14/94
 Date: 2/14/94

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Fiscal Analysis/DOC

SB 292

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The bill would modify language in the Interstate Corrections Compact, making the standard for determining the impact of an out-of-state transfer consistent with AS 33.30.061, i.e., that the transfer will not substantially impair the prisoner's rehabilitation. This could lessen the chances of successful inmate litigation protesting out-of-state placement.

By facilitating out-of-state transfer of prisoners, the bill provides a greater opportunity for the department to avoid increasing operating and capital expenditures for new prison beds in Alaska. Although there is a nationwide shortage of prison space, any prison space available outside Alaska is likely to cost less than building, operating, maintaining, and repairing prison space in Alaska.

According to The Corrections Yearbook (1993), Alaska's daily operating cost per bed in 1992 (\$100.76) was double the national average (\$50.22). Construction costs were almost twice as high as in other states.

FISCAL NOTE

BILL NO: SB 292

STATE OF ALASKA
1994 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: Public Safety
 Title: Interstate transfer of prisoners BRU: Alaska State Troopers
 Component: Detachments
 Sponsor: Senator Frank
 Requestor: Senator Frank COMPONENT SERIAL NO. 799

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES () Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

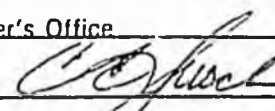
Estimate of current year (FY 94) impact: \$ _____

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary.)

As currently written, the Department of Public Safety does not anticipate any fiscal impact.

Prepared By: Lee Ann Lucas Phone: 465-4322
 Division: Commissioner's Office Date: 02/28/94
 Approved by Commissioner:  Date: 02/28/94
 Agency: Richard V. Burton, Dept. of Public Safety

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Senate

MEMORANDUM

TO: Senator Robin Taylor, Chairman
Senate Judiciary Committee

FROM: Senator Steve Frank, Co-Chairman
Senate Finance Committee

RE: SB 292 Sponsor Statement

DATE: 13 March, 1994

In the past the Department of Corrections has considered transferring inmates outside Alaska due to severe overcrowding pressures in its institutions. Alaska Statutes, however, currently provide two contrary standards for determining whether or not a resident inmate may be transferred outside of the State. SB 292 would amend the relevant statute to bring these two standards into conformity.

AS 33.30.061(b) allows the State to transfer inmates outside so long as their treatment will not be negatively impacted; "[the] commissioner may designate an out-of-state facility under this section only if the commissioner determines that rehabilitation or treatment of the prisoner will not be substantially impaired." AS 33.36.010, however, provides that the State may not transfer inmates outside if their treatment will be more effective within Alaska; "[it] is the policy of the State of Alaska not to transfer a resident inmate outside of the state under [the Interstate Corrections Compact] if that inmate's continued confinement in Alaska will better facilitate rehabilitation or treatment." This Bill amends AS 33.36.010, deleting the latter standard and establishing the former standard from AS 33.30.061(b) as the sole test that must be met.

These two conflicting standards have constituted an effective legal hurdle to attempts by the Department of Corrections to transfer inmates outside of Alaska. Given the fact that current population levels in Alaska's correctional institutions exceed court-established maximums, this policy tool should be available for consideration by the commissioner of corrections. I urge your support for SB 292 and thank you for your consideration.

SPONSOR STATEMENT

DOC INMATE POPULATION COMPARISON '93 TO '94 SNAPSHOT

LOCATION	MARCH 16, 1993	MARCH 16, 1994	Difference
State Correctional Facility	2647	2717	-70
Out-of-State	63	53	-10
CRC	272	389	+117
Treatment Beds	0	51	+51
Pt. MacKenzie	0	30	-30
Out-of-CRC	0	8	-8
	2,982	3,248	+266

Cost per day per bed = \$113 per state correctional bed
 = \$ 57 per CRC bed, statewide
 = \$ 98 average (weighted average of all beds)

Construction per bed = \$ 50,000 per minimum security bed
 = \$ 90,000 per medium security bed
 = \$160,000 per maximum security bed
 = \$100,000 average

Instate Inmate Count -- Alaska Department of Corrections -- March 1994																		
	104	405	200	233	53	170	79	66	172	176	108	446	210	113	92	Emergency Capacity	2665	
	102	397	189	225	47	164	76	52	155	176	104	466	204	112	38	Maximum Capacity	2577	
Day	AMCC	CIPT	FCC	HMCC	KCC	LCCC	MSPT	MCCU	PCC/MED	PCC/MIN	SIXTH	SCCC	YWCC	WWPT	YKCC	Emerg. Cap.	Totals	%
1	99	397	213	233	55	196	89	60	238	172	132	439	150	111	116	2665	2710	102%
2	97	401	219	235	60	196	95	61	236	172	119	439	149	110	116	2665	2705	102%
3	99	397	220	236	61	195	91	61	229	176	114	439	150	108	119	2665	2697	101%
4	98	391	216	238	63	197	89	61	235	173	125	439	150	111	119	2665	2705	102%
5	99	402	215	238	65	198	92	60	232	176	137	439	150	108	113	2665	2729	102%
6	100	403	214	240	66	197	98	60	239	176	124	439	147	109	110	2665	2730	102%
7	99	405	212	236	64	198	99	50	238	176	124	439	150	99	99	2665	2698	101%
8	100	407	216	236	65	197	98	59	237	173	131	439	148	107	103	2665	2706	102%
9	99	405	216	235	69	198	92	58	245	174	128	439	147	111	102	2665	2707	102%
10	102	397	198	237	69	194	96	62	239	176	136	440	154	113	102	2665	2715	102%
11	102	404	211	237	57	195	92	62	243	176	127	440	158	105	103	2665	2707	102%
12	101	398	202	233	60	193	94	60	242	180	135	442	164	113	104	2665	2721	102%
13	100	394	208	229	61	196	92	66	241	182	121	441	165	112	105	2665	2713	102%
14	100	414	207	227	60	195	86	68	238	182	121	441	164	107	100	2665	2720	102%
15	100	401	228	225	62	193	84	68	230	182	128	441	165	116	106	2665	2725	102%
16	100	413	226	224	62	192	82	65	220	180	121	441	165	115	111	2665	2717	102%
17	99	405	225	224	60	193	86	65	222	179	127	441	165	111	103	2665	2709	102%
18																2665	0	0%
19																2665	0	0%
20																2665	0	0%
21																2665	0	0%
22																2665	0	0%
23																2665	0	0%
24																2665	0	0%
25																2665	0	0%
26																2665	0	0%
27																2665	0	0%
28																2665	0	0%
29																2665	0	0%
30																2665	0	0%
31																2665	0	0%
Avg	99.65	402.4	212.7	233.1	62.41	195.5	92.35	62.12	235.118	176.76	126.5	439.9	155.4	110.4	108.5	2665	2713	102%
10 day	0	4	7	0	31	401	76	0	520	5	76	0	0	0	35			
30/90	0	26	89	43	72	90	79	2	90	15	82	0	0	48	20			

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To: *Glenn Sabanher* From: *Tom Martin*

Co. *Class of women*

Dept: *Juneau Prob.* Phone #

Fax #

* NOTE - Emergency and maximum capacities include 105 beds which are not operational, due to funding.

Community Residential Centers - Inmate Beds March 17, 1994								
	Cardova	Parkview	Glenwood	N.S.	Tundra	Glacier		
Total Contract Beds								
	120	80	75	80	24	30	Total	409
Institutional Beds								
# Assigned Beds	120	80	50	65	17	23	Total	355
# Beds Filled								
Furlough	81	78	41	45	21	23	Total	252
Confined Misd.	28	1	17	19	0	1	Total	66
Restitution	0	1	34	5	0	0	Total	40
Total Filled Beds	109	80	55	69	21	24	Total	358
Field Beds								
# Assigned Beds	0	0	25	15	7	7	Total	54
# Beds Filled								
Probation	2	0	12	3	2	5	Total	24
Parole	2	0	6	5	0	1	Total	14
Unsentenced	0	0	0	0	0	0	Total	0
Total Filled Beds	4	0	18	8	2	6	Total	38
TOTAL CRC BEDS								
Total Filled Beds	113	80	73	77	23	30	Total	396
TOTAL INSTITUTIONAL, OUT OF STATE AND CRC COUNT								
INSTITUTIONAL			2709					
OUT OF STATE			53					
CRC			396					
TREATMENT BEDS			52					
PROJECT HOPE			30					
OUT OF CRC			8					
TOTAL			3248					

Community Residential Program - Treatment Beds March 17, 1994										
	G.H.S.	Citroac	AN.A.R.C	Akaela	Ketch	RCADA	PATC	NLRC	HOPE H.	
Total Contract Beds										
	3	20	2	3	2	2	2	2	1	Total 37
Institutional Beds										
# Assigned Beds	0	12	1	3	2	1	1	1	0	Total 21
# Beds Filled										
Furlough	0	11	2	3	2	4	4	1	1	Total 28
Confined Misd.	0	0	0	0	0	0	0	0	0	Total 0
Restitution	0	0	0	0	0	0	0	0	0	Total 0
Total Filled Beds	0	11	2	3	2	4	4	1	1	Total 28
Field Beds										
# Assigned Beds	3	8	1	0	0	1	1	1	1	Total 16
# Beds Filled										
Probation	3	9	0	0	0	6	3	1	1	Total 23
Parole	0	0	0	0	0	1	0	0	0	Total 1
Unsentenced	0	0	0	0	0	0	0	0	0	Total 0
Total Filled Beds	3	9	0	0	0	7	3	1	1	Total 24
TOTAL TREATMENT BEDS										
Total Filled Beds	3	20	2	3	2	11	7	2	2	Total 52