

SB

264

SFIN

FILE

FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO. SB 264

Revision Date: _____ Dept. Affected: _____ Department of Law: _____
 Title: "An Act limiting the authority of courts to suspend BRU: _____ Criminal Division
the imposition of sentence in criminal cases." Component: _____ Criminal Division
 Sponsor: Senator Halford
 Requester: Senate Judiciary Committee COMPONENT SERIAL NO. 2085

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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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	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ 0.0

POSITIONS

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This bill further restricts the authority of the court to suspend the imposition of sentence (SIS) in certain felony cases (AS 12.55.085) and in certain misdemeanor cases (AS 12.55.135). Although some defendants may decide to go to trial, because the possibility of SIS will not be available, the number of new cases will not be sufficient to warrant fiscal note costs for the Department of Law.

Prepared by: Richard I. Pegues, Director Phone: 465-3672
 Division: Administrative Services Division Date: 4/12/96
 Approved by Commissioner: Bruce M. Botelho, Attorney General Date: 4/12/96
 Agency: Department of Law

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FISCAL NOTE

Bill version: CS SB 264 (JUD)

(S) Publish Date: 4/15/96

STATE OF ALASKA
1996 LEGISLATIVE SESSION

Revision Date: _____ Dep't Affected: Alaska Court System
 Title: Limited suspended imposition of sentence BRU: Trial Courts
 Sponsor: Senator Halford Component: _____
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 768

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						
CAPITAL EXPENDITURES						
CHANGE IN REVENUES ()						

Fund Source (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL						

Estimate of any current year (FY 96) cost: None

Positions

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

SB 264 imposes limitations on the types of cases for which judges may impose a suspended imposition of sentence. The inability of offenders to receive a suspended imposition of sentence may increase the trial rates in those types of cases, increasing jury costs and the time spent by judges and in-court clerks on criminal cases. The court system may need to return for funding if experience proves that SB 264 has increased the trial rate in a significant way.

Prepared by: C. S. Christensen III, Staff Counsel *CS*
 Agency: Alaska Court System
 Approved by: Arthur H. Snowden, II, Administrative Director *AS*
 Agency: Alaska Court System

Phone: 264-8228
 Date: 04/12/96
 Date: 04/12/96

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SENATE COMMITTEE REPORT
First Committee of Referral

DATE: 2/7/96

FURTHER: Finance

Date of 5-Day Notice: 4/3/96
 (in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 4/15/96

The Judiciary Committee considered SB 264

Relating to limiting the authority of courts to suspend the imposition of sentence in criminal cases.

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and recommends:

- be replaced with _____ CS SB-264 (JUD)
- adopt previous _____ CS _____
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
 same title
 new title
- House Bill:**
 same title
 technical title
 new: SCR# _____

SIGNING DQ PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Richard Green</i>	<input checked="" type="checkbox"/>	<i>Al Edet</i>	<input checked="" type="checkbox"/>		
<i>Mike Miller</i>	<input checked="" type="checkbox"/>				
CHAIR: <i>Richard L. Taylor</i>	<input checked="" type="checkbox"/>	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>IL</i>			

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
<i>Court System</i>	<i>4/12</i>	<input checked="" type="checkbox"/>	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill