

SB

242

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 1/27/98

FURTHER: 4/3/98

DATE TURNED
IN TO OFFICE: 4/6/98

Finance Committee considered SENATE BILL NO. 242

"An Act providing for the forfeiture of good time sentence credits of sex offenders who fail to successfully complete sex offender treatment programs."

and recommends:

- be replaced with _____ CS _____ SB 242 (FIN)
- 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 DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Roll F. Hill</i>	✓				
<i>Stan R. Arnold</i>	✗				
<i>W. Bruce Buley</i>	✗				
Co-Chair: <i>Pearce</i>	✓	Co-Chair:			
Co-Chair: <i>Bob King</i>	✓	Co-Chair:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
Corrections	4/2/98	∅	

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
Admin/OPA	1/23/98	∅	
Admin/PD	1/26/98	∅	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

4/3/98

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. SB 242 |

Revision Date (Note if correction) 4/2/98 Dept. Affected Corrections
 Title An Act providing for the forfeiture of good time BRU Administration and Operations
sentence credits of sex offenders who fail to complete... Component Institution Director's Office
 Sponsor Senator Ward
 Requester Senate Finance Component Serial No. #1781

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
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						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No Fiscal Impact

Prepared by Bruce Richards
 Division Commissioner's Office
 Approved by Commissioner Margaret M. Pugh
 Agency Department of Corrections

Phone 465-3307
 Date 4/2/98
 Date 4/2/98

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FISCAL NOTE

4/3/98

STATE OF ALASKA
1998 LEGISLATIVE SESSION

No. 2
Bill Version: SB 242
(S) Publish Date: 1-27-98

Revision Date: (Note if correction)
Title: "An Act providing for the forfeiture of good time sentence credits of sex offenders who fail to successfully complete..."
Sponsor: Sen. Ward
Requestor: (S) JUD

Department Affected: Administration
BRU: Office of Public Advocacy
Component: Office of Public Advocacy

COMPONENT SERIAL NO. 43

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
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						
1037 GF/Mental Health						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 98) cost: \$ none

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

There is no fiscal impact to the Department of Administration.

Prepared by: Brant McGee, Director
Division: Office of Public Advocacy

Phone: 269-3501
Date: _____

Approved by Commissioner: Mark Bover
Agency: Department of Administration

Date: 1/23/98

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FISCAL NOTE

4/3/98

STATE OF ALASKA
1998 LEGISLATIVE SESSION

No. 3
Bill Version: SB 242
(S) Publish Date: 1-27-98

Revision Date: (Note if correction)
Title: "An Act providing for the forfeiture of good time sentence credits of sex offenders who fail to successfully complete...."
Sponsor: Sen. Ward
Requestor: (S) JUD

Department Affected: Administration
BRU: Public Defender Agency
Component: Public Defender Agency
COMPONENT SERIAL NO. 1631

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
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						
1037 GF/Mental Health						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 98) cost: \$ none

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

This bill would allow forfeiture of prisoners' good time credits for failing to successfully complete sex offender treatment. The bill would set up a procedure much the same as a current one in AS 33.16.220. Under AS 33.16.220 the parole board can take away all of a prisoner's good time for failing to participate in sex offender treatment or any other treatment program ordered by the court. The Public Defender Agency is not appointed to represent prisoners in prison disciplinary proceedings. However, we are appointed in Criminal Rule 35.1 applications. If this bill passes, I would anticipate that prisoners would file Rule 35.1 applications, claiming that their due process or equal protection rights are being violated, and they are unlawfully held in custody under this law.

Prepared by: Barbara Brink, Director
Division: Public Defender Agency

Phone: 264-4400
Date: _____

Approved by Commissioner: Mark Boyer
Agency: Department of Administration

Date: 1/26/98

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