

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version: HB 387
Fiscal Note Number:
() Publish Date:

Identifier: HB387-LAW-CRIM-03-09-18
Title: AG SCHEDULE CONTROLLED SUBSTANCES
Sponsor: CLAMAN
Requester: House Judiciary
Department: Department of Law
Appropriation: Criminal Division
Allocation: Criminal Justice Litigation
OMB Component Number: 2202

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2019 Appropriation Requested	Included in Governor's FY2019 Request	Out-Year Cost Estimates				
			FY 2019	FY 2019	FY 2020	FY 2021	FY 2022
OPERATING EXPENDITURES							
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating			0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total		0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total		0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2018) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2019) cost: 0.0 *(separate capital appropriation required)*
(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If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version/comments:

Not applicable, initial version.

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Phone: (907)465-3674
Date: 03/09/2018
Date: 03/09/18

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2018 LEGISLATIVE SESSION

BILL NO. HB 387

Analysis

This bill would allow the Attorney General to schedule substances by emergency regulation. Before scheduling a substance, the Attorney General would need to assess the danger of the substance, consult with the Controlled Substances Advisory Committee, and make certain written findings, set out in proposed AS 11.71.125. A substance scheduled by emergency regulation could remain on the schedule (through regulation) for not longer than 720 days. The Attorney General would be authorized to make the regulation permanent using the process of the Administrative Procedure Act (AS 44.62) within the 720-day period.

The Department of Law cannot predict how often the Attorney General would schedule a substance through the emergency regulation process set out in the bill, but expects it would be infrequent and that additional staff is not needed. Therefore, the Department of Law does not anticipate a fiscal impact if the bill becomes law.