

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version: HB 357
Fiscal Note Number: _____
() Publish Date: _____

Identifier: HB357-DHSS-PS-4-6-18
Title: ALCOHOLIC BEVERAGE
CONTROL/REGULATION
Sponsor: KOPP
Requester: House LC

Department: Department of Health and Social Services
Appropriation: Juvenile Justice
Allocation: Probation Services
OMB Component Number: 2134

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				
OPERATING EXPENDITURES	FY 2019	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	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	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	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If yes, by what date are the regulations to be adopted, amended or repealed? NA

Why this fiscal note differs from previous version/comments:

Not applicable; initial version.

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Agency: Health and Social Services

Phone: (907)465-2212
Date: 04/06/2018
Date: 04/06/18

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2018 LEGISLATIVE SESSION

BILL NO. HB357

Analysis

The bill overhauls the licensing statute for alcohol related businesses and includes minor alignments in the crimes and offenses related to conduct involving alcohol. Offenses related to the underage consumption and possession of alcohol were amended under SB165 in 2016 (Chapter 32 SLA 16). This bill applies a similar methodology to the offenses of *purchase by a person under 21 years of age* and *furnishing or delivery to a person under 21 years of age*.

The bill replaces the existing misdemeanor offenses of *furnishing or delivery to a person under 21 years of age* and *purchase by a person under 21 years of age* with violations and a \$500 fine. Minors can have the fine reduced to \$50 for the first or second offense if they complete an alcohol safety action program or community diversion panel. After the 2nd offense, the fine can be reduced to \$250 after completion of an alcohol safety action program or community diversion panel. The bill prohibits information about minors cited for these offenses from being included in the Court System's public Courtview website.

The bill also adjusts the crime of *sale or consumption of alcoholic beverages at school events* from a Class A misdemeanor to a violation and \$100 fine. There is no distinction made between adults and underage individuals who commit this offense.

Under existing statute, juvenile offenders cited for the criminal offenses adjusted by the bill are referred to the Division of Juvenile Justice. Referral to the division for these offenses is rare. The misdemeanor offense of *delivery to a person under 21 years of age* is most commonly referred, with 24 referrals in the last five fiscal years. The division has not received any referrals for the crime of *sale or consumption of alcoholic beverages at school events* in the last five years.

Minors cited for the new ticketable violations of *purchase by a person under 21 years of age* and *delivery to a person under 21 years of age*, and *consumption of alcoholic beverages at school events* will be under the jurisdiction of the District Court.

This bill is not expected to have programmatic or fiscal impacts to the Division of Juvenile Justice.