

# FISCAL NOTE

STATE OF ALASKA  
2011 LEGISLATIVE SESSION

Fiscal Note Number  
Bill Version **HB007SCS(JUD)**  
( ) Publish Date **3/28/2011**

Identifier (file name) HB007SCS-DOC-OC-04-15-11  
Title "An Act classifying synthetic cannabinoids as schedule IIIA  
Sponsor Rep. Munoz, Herron, Kerttula, Gatto, Lynn & Pruitt  
Requester Judiciary Committee  
Dept. Affected DOC  
Appropriation Admin & Support  
Allocation Commissioner's Office  
OMB Component Number 694

## Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information					
OPERATING EXPENDITURES	FY 2012	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants							
Miscellaneous							
<b>TOTAL OPERATING</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>

<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES</b>							
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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 (please identify)							
<b>TOTAL</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>	<b>**</b>

Estimate of any current year (FY2011) cost 0.0

## POSITIONS

Full-time							
Part-time							
Temporary							

## Why this fiscal note differs from previous version (if initial version, please note as such)

This version of the bill includes charges for possession of organic herbs that contain synthetic cannabinoids.

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Division Dept. of Corrections - Administrative Services  
Approved by Joseph D. Schmidt, Commissioner  
Dept. of Corrections

Phone 465-3339  
Date/Time 4/15/2011 6:30 p.m.  
Date 4/15/2011

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BILL NO. HB007SCS(JUD)

### Analysis

This legislation makes synthetic cannabinoids a schedule IIIA controlled substance.

Currently, possession of a schedule IIIA is a Class A misdemeanor if the amount possessed is less than 3 grams (AS 11.71.050) or a Class C Felony if the amount possessed is over 3 grams (AS 11.71.040). Manufacturing or delivering a schedule IIIA controlled substance is a Class B felony (AS 11.71.030). The sentences for these crimes range anywhere from 0 - 10 years.

The current average daily cost of care to house an inmate is \$136.44. Therefore, housing one offender could have a potential impact to the department ranging from \$0.0 (no time served) to \$498.0 (for a 10-year sentence).

This bill makes possession of the liquid form of synthetic cannabinoids a class C felony for possession of 3 grams or more a class A misdemeanor for 3 grams or less.

Additionally, this legislation would make possession of 12 grams or more of organic herbs that contain synthetic cannabinoids a class C felony. Possession of 6-12 grams of organic herbs that contain synthetic cannabinoids a class A misdemeanor and possession of 6 grams and under of organic herbs that contain synthetic cannabinoids a class B misdemeanor.

Department of Corrections is unable to determine the fiscal impacts of the passage of this legislation, as we cannot estimate the total number of actual violations that will occur. Should this legislation pass, the department will closely monitor the fiscal impact.