

FISCAL NOTE

STATE OF ALASKA
2010 LEGISLATIVE SESSION

Fiscal Note Number: 6
Bill Version: CSSB 110(FIN)
(S) Publish Date: 3/15/10

Identifier (file name): SB110CS(JUD)-LAW-CRIM-03-09-10

Dept. Affected: Law

Title An Act relating to the preservation of evidence and to the DNA identification system.

RDU Criminal

Component Criminal Justice Litigation

Sponsor Senator French

Requester Judiciary

Component Number 2203

Expenditures/Revenues

(Thousands of Dollars)

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

	Appropriation Required	Information					
OPERATING EXPENDITURES	FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
Personal Services	0.0		0.0	0.0	0.0	0.0	0.0
Travel	2.5		0.0	0.0	0.0	0.0	0.0
Contractual	2.0		0.0	0.0	0.0	0.0	0.0
Supplies	0.5		0.0	0.0	0.0	0.0	0.0
Equipment							
Land & Structures							
Grants & Claims							
Miscellaneous							
TOTAL OPERATING	5.0	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	5.0		0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other Interagency Receipts							
TOTAL	5.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2010) cost: _____

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

See attached analysis...

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Department of Law

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Date/Time 3/9/10 4:30 PM
Date 3/9/2010

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BILL NO. CSSB 110(FIN)

ANALYSIS CONTINUATION

CSSB110(JUD) would establish requirements for the preservation or retention of certain types of evidentiary material. Since Law only maintains temporary custody and returns such material to the investigating agency there will be no fiscal impact on Law from this portion of the bill.

The bill also adopts a procedure for a person whose DNA is collected at the time the person is arrested for a felony offense but who is later acquitted of the charge to request that his or her DNA be removed from the system. It also provides that DNA included in the DNA identification registration system in good faith, even if it is later removed, may be used as provided by law in a criminal investigation.

Section 5 of the bill establishes a "Task Force on Standards and Training of Evidence Technicians" under the Department of Law and directs the Task Force to complete its work by 12/31/2011. In contemplating the creation and assignment of the Task Force to Law it is clear there will be a period of considerable staff work involved (for which Law is not seeking additional monetary support). In addition, the potential also exists for some significant out-of-pocket costs. With eleven members on the task force including the Attorney General, the Chief Justice, and members of the Legislature it seems reasonable to conclude some face-to-face meetings would be necessary. Law will minimize such costs by carrying out the extensive and detailed interagency staff work largely (if not entirely) via teleconference, videoconference, etc. Presuming all participating agencies would assume their own costs, Law would anticipate incurring travel and other associated Task Force related expenses not to exceed \$5,000.00 in FY11.