

FISCAL NOTE

STATE OF ALASKA
2011 LEGISLATIVE SESSION

Fiscal Note Number
Bill Version **HB008**
() Publish Date

Identifier (file name): HB008-LAW-CIV-02-15-11 Dept. Affected **Law**
Title An Act relating to federal reg. and presidential exec. orders; relating to the duties of attorney general; and providing for an effective date. Appropriation **Civil**
Allocation **Opinions, Appeals and Ethics**
Sponsor Representative(s) Keller
Requester (H) Judiciary OMB Component Number **2716**

Expenditures/Revenues (Thousands of Dollars)

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

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

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 (please identify)							
TOTAL	***	***	***	***	***	***	***

Estimate of any current year (FY2011) cost *******

POSITIONS

Full-time							
Part-time							
Temporary							

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

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Department of Law

Phone 465-5427
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Date 2/15/2011

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BILL NO. HB 008

Analysis

HB 008 would require the Attorney General to review federal regulations and presidential executive orders that “may be in conflict with and may preempt state law.” If the Attorney General were to find that a federal regulation or executive order (1) is unconstitutional or was not properly adopted and (2) would preempt a state law if it were constitutional and properly adopted, the Attorney General would be required to report those findings to the chairs of the appropriate legislative committees. The Attorney General would be required to include in the report an explanation of the grounds for the findings.

The Code of Federal Regulations includes more than 157,000 pages. This bill would require the analysis as to whether a particular regulation was constitutional, properly adopted, or preemptive.

As such, the fiscal impact of this legislation to the Department of Law would likely be substantial but cannot be accurately determined at this time.