Fiscal Note

| State of Alaska | | | | • | | | |
|-------------------------------------|----------------------|--------------------|----------------|----------------------|-------------|--|-----------------|
| 2013 Legislative Session | on. | | | Bill Version: | | CSHB 24(JUD) | |
| 2010 20giolati10 0000io | | | | Fiscal Note N | lumber: | 1 | |
| | | | | (H) Publish 🛭 | ate: | 2/11/13 | |
| Identifier: HB024-DOA-OPA | -2-01-13 | | Departm | ent: Departm | ent of Admi | nistration | |
| Title: SELF DEFENSE | | | Appropr | iation: Legal an | d Advocacy | Services | |
| Sponsor: ** NEUMAN, ISAA | CSON | | Allocatio | _ | Public Adv | | |
| Requester: House Judiciary | | | | omponent Numb | | | |
| Requester. House Judiciary | | | OND O | mpononi rami | 701. 40 | | |
| Expenditures/Revenues | | | | | | | |
| Note: Amounts do not include | inflation unless | otherwise noted | below. | | | (Thousar | nds of Dollars) |
| | | Included in | | | | | |
| | FY2014 | Governor's | | 0.434 | Cant Fa | ** | |
| | Appropriation | FY2014 | | Out-Ye | ear Cost Es | umates | |
| OPERATING EXPENDITURES | Requested FY 2014 | Request FY 2014 | FY 2015 | FY 2016 | FY 201 | 7 FY 2018 | FY 2019 |
| Personal Services | F1 2014 | 11 2014 | 112013 | - 1120.0 | | 1, 2000 | 7.7.20.00 |
| Travei | | | | | | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capital Outlay | | | | | | | |
| Grants & Benefits | | | | | | | |
| Miscellaneous | | | | 0.0 | 0. | 0.0 | 0.0 |
| Total Operating | 0.0 | 0.0 | 0.0 | 0.0 | 0. | .0.0 | 0.0 |
| Fund Source (Operating Only | ٧ì | | | | | | |
| None | <u>'</u> | | | | | | |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0. | 0.0 | 0.0 |
| | | | | | | | |
| Positions Full-time | | | | | | | |
| Part-time | | | | | | | |
| Temporary | | | · | | | | |
| | | | | | | | |
| Change in Revenues | <u></u> | 1 | | | | | |
| Estimated SUPPLEMENTAL | (FY2013) cost: | 0.0 | | | | | |
| | • | | | | | | |
| Estimated CAPITAL (FY2014 |) cost: | 0.0 | | | | | |
| ASSOCIATED REGULATION | S | | | | | | |
| Does the bill direct, or will the t | oill result in, regu | lation changes | adopted by you | ır agency? l | No | | |
| If yes, by what date are the reg | julations to be a | dopted, amende | d or repealed? | | | | |
| Why this fiscal note differs for | rom nrevious V | ersion: | | | | | |
| Not applicable, initial version | OIII pievieus I | | | <u>.</u> | | | |
| , tot application, tillian | | | | | | | - |
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Prepared By: Richard Allen, Director Phone: (907)269-3504

Division Office of Public Advocacy Date: 02/01/2013 10:00 PM

Approved By: Curtis Thayer, Deputy Commissioner Date: 02/01/13

Printed 2/2/2013 Page 1 of 2

FISCAL NOTE ANALYSIS #1

STATE OF ALASKA 2013 LEGISLATIVE SESSION

BILL NO. CSHB 24(JUD)

| This bill amends the statute governing self-defense and eliminates the duty to retreat if the person claiming self-defense is "in any place where the person has a right to be." The question of whether a person has a duty to retreat is closely tied to the question of whether a person is justified in using deadly force. | |
|---|---|
| Eliminating the duty in certain circumstances, therefore, is not likely to have a fiscal impact on the cases charged by the state. Accordingly, the Office of Public Advocacy submits a zero impact fiscal note. | |
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|--|-------------------|-----------------|----------------|------------------|----------------|---|----------------|
| State of Alaska | | | | 5m . 4 | _ | | |
| 2013 Legislative Session | n | | | Bill Version: | _ | SHB 24(JUD) | |
| | | | | Fiscal Note I | Number: | 2 | |
| | | | | (H) Publish l | Date: | 2/11/13 | |
| Identifier: HB024-DOA-PDA-2 | 2-01-13 | | Departn | nent: Departn | nent of Admini | stration | |
| Title: SELF DEFENSE | | | Appropr | iation: Legal ar | nd Advocacy S | Services | |
| Sponsor: ** NEUMAN, ISAAC | CSON | | Allocatio | - | efender Agen | | |
| Requester: House Judiciary | | | OMB Co | omponent Num | - | | |
| reduction. Floude successfully | | | J2 J. | | | | |
| Expenditures/Revenues | | | | | | | |
| Note: Amounts do not include in | rflation unless o | otherwise noted | below. | | | (Thousand | is of Dollars) |
| | | Included in | | | | | |
| | FY2014 | Governor's | | 0.43 | · | | |
| | Appropriation | FY2014 | | Out-Y | ear Cost Estir | nates | |
| OPERATING EVERYDITHES | Requested | Request | FY 2015 | FY 2016 | FY 2017 | FY 2018 | FY 2019 |
| OPERATING EXPENDITURES Personal Services | FY 2014 | FY 2014 | F1 2015 | F1 2016 | P1 2017 | P1 2010 | 11 2013 |
| Travel | | | | | · | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capitai Outlay | | | | | | | |
| Grants & Benefits | | | - | | | <u> </u> | |
| Miscellaneous | | | | | | | |
| Total Operating | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| | | | | · | | | |
| Fund Source (Operating Only) |) | | | | | , | |
| None | | | | | | 0.0 | 0.0 |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Positions | | | | | | | |
| Full-time | | T | T | | | | |
| Part-time | | | | | | | |
| Temporary | | | | | | | |
| | | | | | | | |
| Change In Revenues | | | | | | <u> </u> | |
| Estimated SUPPLEMENTAL (I | FY2013) cost: | 0.0 | | | | | |
| Estimated CAPITAL (FY2014) | * | 0.0 | | | | | |
| • | | 0.0 | | | | | |
| ASSOCIATED REGULATIONS Does the bill direct, or will the bill | | ilation changes | adopted by you | ir agency? | no | | |
| If yes, by what date are the regu | | | | | | | |
| il yes, by what date are the regu | nations to be at | Jopico, amende | a or ropodiour | | | | |
| Why this fiscal note differs fro | om previous v | ersion: | | | | | |
| Not applicable, initial version | | | | | | | |
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| Prepared By: | Quinlan Steiner | _ Phone: | (907)334-4414 |
|--------------|------------------------------------|----------|---------------------|
| Division | Public Defender Agency | Date: | 02/01/2013 12:52 PM |
| Approved By: | Curtis Thayer, Deputy Commissioner | Date: | 02/01/13 |
| | Department of Administration | | |

Page 1 of 2 Printed 2/2/2013

FISCAL NOTE ANALYSIS #2

STATE OF ALASKA 2013 LEGISLATIVE SESSION

BILL NO. CSHB 24(JUD)

| | This bill amends the statute governing self-defense and eliminates the duty to retreat if the person claiming self- | |
|---|--|---|
| | defense is "in any place where the person has a right to be." The question of whether a person has a duty to retreat is closely tied to the question of whether a person is justified in using deadly force. | |
| | Eliminating the duty in certain circumstances, therefore, is not likely to have a fiscal impact on the cases charged by the state. Accordingly, the Agency submits a zero fiscal note. | |
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| FY2014 Go Appropriation F | wise noted luded in vernor's Y2014 equest FY 2014 | Approp Allocati OMB C | omponent Nurr | Number: 3 Date: 2 ment of Law al Division al Justice Litigat | /11/13 iion (Thousand | FY 2019 |
|--|--|-----------------------------|--|--|-----------------------------|---------|
| Identifier: HB024-LAW-CRIM-02-05-13 Title: SELF DEFENSE Sponsor: ** NEUMAN, ISAACSON Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless other | luded in vernor's Y2014 equest FY 2014 | Approp Aliocati OMB C | Fiscal Note (H) Publish ment: Departr riation: Crimina on: Crimina omponent Num Out-\ FY 2016 | Number: 3 Date: 2 ment of Law al Division al Justice Litigal aber: 2202 Year Cost Estin | /11/13 ion (Thousand | FY 2019 |
| Title: SELF DEFENSE Sponsor: ** NEUMAN, ISAACSON Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless other FY2014 Go | luded in vernor's Y2014 equest FY 2014 | Approp Aliocati OMB C | (H) Publish ment: Departr riation: Crimina on: Crimina omponent Num Out-Y | Date: 2 ment of Law all Division all Justice Litigat aber: 2202 /ear Cost Estim | /11/13 tion (Thousand | FY 2019 |
| Title: SELF DEFENSE Sponsor: ** NEUMAN, ISAACSON Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless other FY2014 Go | luded in vernor's Y2014 equest FY 2014 | Approp Aliocati OMB C | ment: Departr riation: Crimina on: Crimina omponent Num Out- FY 2016 | ment of Law all Division all Justice Litigat aber: 2202 Year Cost Estim | (Thousand | FY 2019 |
| Title: SELF DEFENSE Sponsor: ** NEUMAN, ISAACSON Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless other FY2014 Go | luded in vernor's Y2014 equest FY 2014 | Approp Aliocati OMB C | riation: Crimina on: Crimina omponent Num Out-Y | ol Division ol Justice Litigat ober: 2202 /ear Cost Estin | (Thousand | |
| Sponsor: ** NEUMAN, ISAACSON Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless othen Requested | luded in vernor's Y2014 equest FY 2014 | Allocati OMB C | on: Crimina omponent Num Out-\ | al Justice Litigat aber: 2202 Year Cost Estim | (Thousand | FY 2019 |
| Requester: (H) Judiciary Expenditures/Revenues Note: Amounts do not include inflation unless other Inc. FY2014 Go Appropriation Requested R OPERATING EXPENDITURES FY 2014 Personal Services Travei Services Commodities Capitai Outlay Grants & Benefits Miscellaneous Total Operating 0.0 Fund Source (Operating Only) None Total 0.0 Positions Full-time Part-time | luded in vernor's Y2014 equest FY 2014 | OMB C | Out-Y | /ear Cost Estin | (Thousand | FY 2019 |
| Expenditures/Revenues Note: Amounts do not include inflation unless other FY2014 Go Appropriation F Requested R OPERATING EXPENDITURES FY 2014 Personal Services Travei Services Commodities Capitai Outlay Grants & Benefits Miscellaneous Total Operating 0.0 Fund Source (Operating Only) None | luded in vernor's Y2014 equest FY 2014 | FY 2015 | Out-\ | ear Cost Estin | FY 2018 | FY 2019 |
| Note: Amounts do not include inflation unless other lack properties of the propertie | luded in vernor's Y2014 equest FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 | FY 2019 |
| FY2014 Appropriation Requested Research Requested Research Requested Research R | luded in vernor's Y2014 equest FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 | FY 2019 |
| FY2014 Appropriation Requested R OPERATING EXPENDITURES FY 2014 Personal Services Travei Services Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | vernor's Y2014 equest FY 2014 | | FY 2016 | FY 2017 | FY 2018 | |
| Appropriation Requested R OPERATING EXPENDITURES FY 2014 Personal Services Travei Services Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | Y2014 equest FY 2014 | | FY 2016 | FY 2017 | FY 2018 | |
| Requested R OPERATING EXPENDITURES FY 2014 Personal Services Travei Services Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | equest FY 2014 | | FY 2016 | FY 2017 | FY 2018 | FY 2019 |
| OPERATING EXPENDITURES FY 2014 Personal Services Travel Services Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | FY 2014 | | | | | |
| Personal Services | | | | | | |
| Travei Services Commodities Capitai Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Services Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Commodities Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Capital Outlay Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 00 | 0.0 | 0.0 |
| Grants & Benefits Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Miscellaneous Total Operating Fund Source (Operating Only) None Total Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Total Operating 0.0 Fund Source (Operating Only) None Total 0.0 Positions Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Fund Source (Operating Only) None Total Positions Full-time Part-time | | | | 0.0 | 0.0 | |
| None Total Positions Full-time Part-time | | | | | | |
| Positions Full-time Part-time | | .0 | | | | |
| Positions Full-time Part-time | | | | | | |
| Full-time Part-time | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Full-time Part-time | | | | | | |
| Part-time | T | | | | | |
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| | • | | - | | | |
| Change in Revenues |] | | | | <u> </u> | |
| Estimated SUPPLEMENTAL (FY2013) cost: 0.0 | 0 | | | | | |
| Estimated CAPITAL (FY2014) cost: 0.0 | 0 | | | | | |
| ASSOCIATED REGULATIONS | | | | | | |
| Does the bill direct, or will the bill result in, regulation | changes | adopted by you | ur agency? | No | | |
| If yes, by what date are the regulations to be adopte | | | | | | |
| | | • | | | | |
| Why this fiscal note differs from previous version Not applicable, initial version. | <u>n:</u> | | · | | | |
| - Aor applicable, illinai version. | • | | | | | |

| Prepared By: | Loretta Withington, Division Operations Manager | Phone: | (907)465-5427 |
|--------------|---|--------|---------------------|
| Division | Administrative Services Division | Date: | 02/05/2013 12:00 AM |
| Approved By: | Michael C. Geraghty, Attorney General | Date: | 02/05/13 |
| 20 | Department of Law | - | |

Page 1 of 2

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0000 00 0**CSHB 24(JUD)**

| | House Bill 24 expands the places from which a person need not retreat before using deadly force in self defense to any place the person has a right to be. In all cases where deadly force is used and the person does not retreat, and it is not in their home or workplace, it is more likely the case will go to trial. | |
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| | The fiscal note is zero because it is anticipated the department will prosecute these cases with existing resources. | |
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Fiscal Note

| State of Alaska | | | Ja 10 | • | | | |
|---|--------------------------|---------------------------------------|---------------------------------------|------------------|--------------|----------------|-----------------|
| 2013 Legislative Sessio | n | | | Bili Version: | | CSHB 24(JUD) | |
| | •• | | | Fiscal Note I | Number: | 4 | |
| | | | | (H) Publish (| Date: | 2/11/13 | |
| Identifier: HB024-DPS-DET-0 |)2-01-13 | | Departm | nent: Departm | ent of Publ | ic Safety | |
| Title: SELF DEFENSE | | | Appropr | iation: Alaska S | State Troops | ers | |
| Sponsor: ** NEUMAN, ISAA | CSON | | Allocatio | | • | er Detachments | |
| Requester: House Judiciary | | | OMB Co | omponent Numl | • | | |
| Expenditures/Revenues | | | | | | | |
| Note: Amounts do not include in | <u>nflation unless o</u> | otherwise noted Included in | below. | | | (Thousa | nds of Dollars) |
| | FY2014 | Governor's | | | | | |
| | Appropriation | | | Qut-Y | ear Cost Es | timates | |
| | Requested | Request | | | | | |
| OPERATING EXPENDITURES | | FY 2014 | FY 2015 | FY 2016 | FY 201 | 7 FY 2018 | FY 2019 |
| Personal Services | | | | | | | 1 |
| Travel | | | | | | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capital Outlay | | | | · - | | _ | |
| Grants & Benefits | | | | | | | |
| Miscellaneous Total Operating | 0.0 | 0.0 | 0.0 | 0.0 | 0. | 0.0 | 0.0 |
| Total Operating | 0.0 | 0.0 | 0.0 | 0.01 | | 0.0 | 0.0 |
| Fund Source (Operating Only) | | | | | | 2.4 | |
| None | | | | | | | |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0. | 0.0 | 0.0 |
| Positions | | | | | | | |
| Full-time | | | | | | | |
| Part-time | | | | | | | |
| Temporary | | | | | | | |
| Change in Revenues | 7 | | | 1 | | <u> </u> | <u> </u> |
| | 7)(0040)4 | | · · · · · · · · · · · · · · · · · · · | <u> </u> | | ! | <u> </u> |
| Estimated SUPPLEMENTAL (F Estimated CAPITAL (FY2014) | • | 0.0 | | | | | |
| • | | 0.0 | | | | | |
| ASSOCIATED REGULATIONS | | t_att | | | | | |
| Does the bill direct, or will the bill | | | | ragency? [| No. | | |
| If yes, by what date are the regu | nadons to de 80 | iopieu, amende | su or repealed? | | | | |
| Why this fiscal note differs fro | m previous ve | ersion: | | | | | |
| Not applicable, initial version. | | | | | | | |
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| Prepared By: | Lieutenant Rodney Dial | Phone: | (907)254-1284 |
|--------------|---------------------------------|--------|---------------------|
| Division | Alaska State Troopers | Date: | 02/01/2013 10:15 AM |
| Approved By: | Joseph A. Masters, Commissioner | Date: | 02/01/13 |
| | Department of Public Safety | | |

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ошо во о**CSHB 24(JUD)**

| This proposed legislation would amend AS 11.81.335 - Justification: Use of deadly force in defense of self - by adding a new paragraph (5) under subsection (b) which provides exceptions to a person's duty to leave the area. The new paragraph (5) provides that there is no duty to retreat if the person is in any place the person has a right to be. | |
|---|--|
| Passage of this bill will have no fiscal impact to the Division of Alaska State Troopers. | |
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