

FISCAL NOTE

STATE OF ALASKA
2009 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB186
 () Publish Date: _____

Identifier (file name): HB186-LAW-CRIM-4-3-09
 Title An Act exempting certain firearms from federal regulation
 Sponsor REPRESENTATIVE(S) KELLY, Wilson
 Requester JUDICIARY
 Dept. Affected: Law
 RDU CRIMINAL
 Component CRIMINAL JUSTICE LITIGATION
 Component Number 2202

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information					
		FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
OPERATING EXPENDITURES							
Personal Services							
Travel							
Contractual							
Supplies							
Equipment							
Land & Structures							
Grants & Claims							
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 Interagency Receipts							
TOTAL	***						

Estimate of any current year (FY2009) cost: _____

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

This bill attempts to declare that firearms that are made in Alaska are exempt from any federal law or regulation. The bill also requires the Attorney General for Alaska to pursue a declaratory judgment action in federal court upholding this declaration, and requires the Attorney General to defend any Alaska citizen prosecuted for violating federal law regarding firearms. The bill has significant constitutional issues. These issues would most likely arise in the context of a state citizen being charged with a crime in federal court and could result in significant litigation in both state and federal court. While such litigation is likely, it is difficult to estimate with any certainty the costs that might be incurred and they are therefore indeterminate at this point.

Prepared by: Robert Meiners, Deputy Director
 Division: Administrative Services
 Approved by: Wayne Anthony Ross, Attorney General
Department of Law

Phone 465-3673
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