

# Fiscal Note

State of Alaska  
2023 Legislative Session

Bill Version: HB 176  
 Fiscal Note Number: \_\_\_\_\_  
 () Publish Date: \_\_\_\_\_

Identifier: HB176-JUD-ACS-04-28-23  
 Title: AGE FOR TOBACCO/NICOTINE/E-CIG; TAX  
       E-CIG  
 Sponsor: HANNAN  
 Requester: House HSS Committee

Department: Judiciary  
 Appropriation: Alaska Court System  
 Allocation: Trial Courts  
 OMB Component Number: 768

**Expenditures/Revenues**

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2024 Appropriation Requested	Included in Governor's FY2024 Request	Out-Year Cost Estimates					
			FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants & Benefits								
Miscellaneous								
<b>Total Operating</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>	<b>0.0</b>

**Fund Source (Operating Only)**

None								
<b>Total</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>	<b>0.0</b>

**Positions**

Full-time								
Part-time								
Temporary								

**Change in Revenues**

None								
<b>Total</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>	<b>0.0</b>

**Estimated SUPPLEMENTAL (FY2023) cost:** 0.0 *(separate supplemental appropriation required)*

**Estimated CAPITAL (FY2024) cost:** 0.0 *(separate capital appropriation required)*

**Does the bill create or modify a new fund or account?** no  
*(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)*

**ASSOCIATED REGULATIONS**

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? NA  
 If yes, by what date are the regulations to be adopted, amended or repealed?

**Why this fiscal note differs from previous version/comments:**

Initial version

Prepared By: <u>Nancy Meade, General Counsel</u>	Phone: <u>(907)463-4736</u>
Division: <u>Alaska Court System</u>	Date: <u>04/28/2023 03:00 PM</u>
Approved By: <u>Nancy Meade for Stacey Marz, Administrative Director</u>	Date: <u>04/28/23</u>
Agency: <u>Alaska Court System</u>	

FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2023 LEGISLATIVE SESSION

BILL NO. HB 176

**Analysis**

House Bill 176 raises the minimum legal age for purchasing and possessing tobacco and nicotine products and electronic smoking products from 19 to 21. Sections 1-10; 23. The bill repeals the current exception for prisoners. Section 3.

Section 3, concerning possession of these products by those under 21, establishes that the offense is a violation with a fine of no more than \$150. It also authorizes the court to refer a defendant to a tobacco education program in lieu of a fine. This change to the age of those who may be cited for possession may result in more violations being filed with the court, but the number is not expected to be substantial. Section 4 is a new provision stating that the supreme court will create a schedule to allow that fine to be paid without a court appearance. Though this creates a task for the court system, the work involved will not require additional resources and can be absorbed by our staff without a fiscal impact.

Section 17 creates new AS 43.50.880 concerning restrictions on shipping e-smoking products, and violation of that statute would be a new crime, classified as a class A misdemeanor. New AS 43.50.880(g). The court system can respond to any criminal cases filed for this offense without fiscal impact.

The bill's changes to Title 43 concerning taxes will not have a fiscal impact on the court system.

The court system therefore submits this zero fiscal note.