

# Fiscal Note

State of Alaska  
2023 Legislative Session

Bill Version:	SB 64
Fiscal Note Number:	5
(S) Publish Date:	2/8/2023

Identifier: 0482-LAW-CRIM-CJL-01-04-23  
 Title: CONTROLLED SUB.;HOMICIDE;GOOD TIME DEDUC.  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Governor

Department: Department of Law  
 Appropriation: Criminal Division  
 Allocation: Criminal Justice Litigation  
 OMB Component Number: 2202

**Expenditures/Revenues**

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

	FY2024	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2024 Request	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029
<b>OPERATING EXPENDITURES</b>	<b>FY 2024</b>	<b>FY 2024</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>

**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>

**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>

**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? No  
 If yes, by what date are the regulations to be adopted, amended or repealed?

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

Not applicable, initial version.

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Division:	Criminal Division	Date:	01/04/2023 09:57 PM
Approved By:	Amber LeBlanc, Administrative Services Director	Date:	01/04/23
Agency:	Office of Management and Budget		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2023 LEGISLATIVE SESSION

**Analysis**

This legislation increases the penalty when a person distributes a controlled substance and a person dies as a result of ingesting the substance from a class A felony to an unclassified felony. It also establishes a new set of statutes specifically for vehicular homicide. Aggravated vehicular homicide (unclassified felony) will include conduct where a person operates a motor vehicle under circumstances manifesting extreme indifference to the value of human life, vehicular homicide (class A felony) will include conduct where a person operates a motor vehicle and recklessly causes the death of another, and negligent vehicular homicide (class B felony) will include conduct where a person operates a motor vehicle and negligently causes the death of another person.

While the Criminal Division may see some increase in litigation due to the increased penalties for homicides that occur due to drug distribution, it anticipates that it will be able to absorb this additional work within its existing budget. Similarly, the Criminal Division does not anticipate a fiscal impact from the establishment of the vehicular homicide offense series as these types of cases are already routinely handled and prosecuted by the Criminal Division. The creation of the vehicular homicide offense series does not create a new crime but more adequately describes the conduct at issue and clarifies the law in that area.