

FISCAL NOTE

Bill Version: CSHB 180 (JUD)
 (H) Publish Date: 5/3/99

**STATE OF ALASKA
 1999 LEGISLATIVE SESSION**

Revision Date/Time (Note if correction) _____ Dept. Affected Law
 Title "An Act relating to the possession, manufacture, use, ... of controlled substances while children are present." BRU Criminal Division
 Component 1st-4th Judicial Districts; Criminal Appeals/Special Litigation
 Sponsor Representative Cowdery
 Requester House Judiciary Committee Component Serial No. 2198-99; 2201;03;61;79

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
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 (Specify Type)						
TOTAL	*****	*****	*****	*****	*****	*****

Estimate of any current year (FY99) cost: _____

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

Under current law, causing or allowing a child to be in a location where a controlled substance is stored is a violation, punishable by a \$300 fine. HB 180 would make a class C felony to allow a child to be in a location where being the child's parent or guardian, the person knows a controlled substance is being unlawfully used, manufactured, or displayed. A class C felony is punishable by up to five years in jail.

Changing this crime from a violation to a class C felony will increase the costs to the Department of Law. Felony cases require the use of a grand jury, and often result in a jury trial due to the significantly increased consequences of a guilty verdict. The Department of Law cannot estimate at this time how many cases this offense might generate, however, as the violation was just enacted during 1998. Until some more experience is gained, the department cannot project the fiscal impact of this bill.

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