

FISCAL NOTE

**STATE OF ALASKA
2000 LEGISLATIVE SESSION**

No. 6
 Bill Version: CSSB 26 (FIN)
 (S) Publish Date: 4-12-00

Revision Date/Time (Note if correction) 11-Apr-00 Dept. Affected Administration
 Title "An Act relating to hindering prosecution and to BRU Legal and Advocacy Services
providing false information or reports to a peace officer" Component Public Defender Agency
 Sponsor Senator Leman
 Requester (S) FIN Component No. 1631

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services	26.8	26.8	26.8	26.8	26.8	26.8
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	26.8	26.8	26.8	26.8	26.8	26.8

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	26.8	26.8	26.8	26.8	26.8	26.8
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	26.8	26.8	26.8	26.8	26.8	26.8

Estimate of any current year (FY2000) cost: _____

POSITIONS

Full-time						
Part-time	1	1	1	1	1	1
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached.

Prepared by: Barbara Brink, Director Phone 264-4414
 Division Public Defender Agency Date/Time _____
 Approved by Commissioner -- Robert Poe, Jr. Date 4/11/00
 Agency Department of Administration

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STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. CSSB 26 (FIN)

#6

ANALYSIS: (continued)

This bill would change the current statute on Making a False Report, AS 11.56.800 by adding a provision making it illegal for a person to provide false information concerning his or her identity if the person is being detained or cited by the police. The bill also broadens the hindering prosecution bill to include rendering assistance to people who have committed any misdemeanor. (Under current law, hindering prosecution does not apply to class B misdemeanors.)

This bill will have some fiscal impact on the Public Defender Agency. Although it is difficult to determine the exact impact, the Agency does know that, in a significant percentage of arrests, defendants give false information concerning their identities. We conservatively estimate that defendants give false identity information in 2% of our cases.

We are currently appointed to represent defendants in about 3,200 new felonies and 8,500 new misdemeanors a year. If 2% of the defendants give false identity information, we would have 234 new misdemeanor charges. 234 new misdemeanors would be about a half-time caseload for a misdemeanor attorney, an Attorney II.

However, we have to take into account that other charges would be brought in many of these cases and that part of our existing caseload includes charges brought under the current Making a False Report statute. Because of these factors we are estimating that a part-time associate attorney could be hired to deal with the increased caseload. We are not requesting funding for any additional equipment, supplies, travel, or contractual services.

Therefore, we are requesting funding for a part-time Associate Attorney I to be stationed in Anchorage.