

FISCAL NOTE

No. 18
 Bill Version: SCS CSHB 132(FIN)
 (S) Publish Date: 5/7/01

**STATE OF ALASKA
 2001 LEGISLATIVE SESSION**

Revision Date/Time (Note if correction) Amended 5/01/2001 Dept. Affected _____
 Title Possession and distribution of alcohol BRU Alaska Court System
 Component Trial Courts
 Sponsor Representative Rokeberg
 Requester Senate Finance Committee Component No. 768

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services	42.1	49.7	57.2	63.3	70.9	70.9
Travel						
Contractual	12.4	22.7	33.1	41.4	51.7	51.7
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	54.5	72.4	90.3	104.7	122.6	122.6

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
1002 Federal Receipts						
1003 GF Match						
1004 GF	54.5	72.4	90.3	104.7	122.6	122.6
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	54.5	72.4	90.3	104.7	122.6	122.6

Estimate of any current year (FY2001) cost: 0.0

POSITIONS

Position Type	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Full-time						
Part-time	3	3	3	3	3	3
Temporary	1	1	1	1	1	1

ANALYSIS: (Attach a separate page if necessary)

Two provisions in SCS CSHB 132(FIN) will have an impact on the court system. Section 10 amends AS 28.35.030(a) so that a person commits the crime of driving while intoxicated if that person has a BAC of .08 or higher. The Senate Finance Committee directed that all fiscal notes assume that this new standard would result in a 5% increase in DWI filings. This would mean an additional 250 misdemeanor filings a year and an additional 14 felony filings a year. This note reflects the costs for district court judge and clerk time for the additional misdemeanors and the superior court judge and clerk time and jury costs for two three-day jury trials for the felony cases.

Sections 11 and 14 impose a five-year phase-in of a new 10-year look-back for felony DWI offenses. The Department of Law estimates that the phase-in will result in 45 new felony filings in year one, 90 in year two, 135 in year three, 180 in year four, and 225 in year five. This fiscal note is based on those estimates and on a 10% felony trial rate.

Prepared by: Douglas Wooliver, Administrative Attorney Phone 463-4750
 Division Alaska Court System Date/Time 5/07/2001 1:00 p.m.
 Approved by: Stephanie Cole, Administrative Director Date _____
 Agency Alaska Court System

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Alaska Court System

Draft Fiscal Note Calculations for HB132 #16

4/30/01

	FY02	FY03	FY04	FY05	FY06
<u>Superior Court Lookback Provision:</u>					
50 Jurors 1.0 Days for Selection	1,250	1,250	1,250	1,250	1,250
14 Jurors for 1.5 Days of Court	525	525	525	525	525
12 Jurors for .5 Days of Deliberation	150	150	150	150	150
Deliberation Meal \$11/12 jurors + bailiff	143	143	143	143	143
Total per Superior Court Trial	2,068	2,068	2,068	2,068	2,068
Proposed # Superior Court Trials	4	9	14	18	23
Est. Jury Cost of Superior Court Trials	8,272	18,612	28,952	37,224	47,564
Superior Court Judge (Pro Tems)	4,608	10,368	16,128	20,736	26,496
In-Court Clerk (NPP)	1,465	3,296	5,127	6,592	8,424
Est. Personal Services	6,073	13,664	21,255	27,328	34,920
Subtotal Lookback Provision	14,345	32,276	50,207	64,552	82,484
<u>Superior Court .08 Provision:</u>					
50 Jurors 1.0 Days for Selection	1,250	1,250	1,250	1,250	1,250
14 Jurors for 1.5 Days of Court	525	525	525	525	525
12 Jurors for .5 Days of Deliberation	150	150	150	150	150
Deliberation Meal \$11/12 jurors + bailiff	143	143	143	143	143
Total per Superior Court Trial	2,068	2,068	2,068	2,068	2,068
Proposed # Superior Court Trials	2	2	2	2	2
Est. Jury Cost of Superior Court Trials	4,136	4,136	4,136	4,136	4,136
District Court Judge (Pro Tems)	21,988	21,988	21,988	21,988	21,988
In-Court Clerk (4.0 months)	13,999	13,999	13,999	13,999	13,999
	35,987	35,987	35,987	35,987	35,987
Subtotal .08 Provision	40,123	40,123	40,123	40,123	40,123
HB132 Personal Services Costs	42,060	49,651	57,242	63,315	70,907
HB132 Contractual Services Costs	12,408	22,748	33,088	41,360	51,700
Total Estimated Costs	54,468	72,399	90,330	104,675	122,607