

FISCAL NOTE

STATE OF ALASKA
2002 LEGISLATIVE SESSION

Fiscal Note Number: 2
 Bill Version: CSHB 330(JUD)
 (H) Publish Date: 2/13/02

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title "An Act relating to providing alcohol BRU Legal and Advocacy Services
to a minor...." Component Public Defender Agency
 Sponsor House Judiciary by Request
 Requester (H) JUD Component No. 1631

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008
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--Do not abbreviate)						
TOTAL	*	*	*	*	*	*

Estimate of any current year (FY2002) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2003 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached.

Prepared by: Barbara Brink, Director Phone (907) 334-4416
 Division: Public Defender Agency Date/Time 2/11/02 8:17 AM
 Approved by: Jim Duncan, Commissioner Date 2/11/2002
 Agency: Department of Administration

FISCAL NOTE #2

**STATE OF ALASKA
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BILL NO. CSHB 330(JUD)

ANALYSIS CONTINUATION

This legislation would increase the penalty from an A misdemeanor to a C felony for furnishing alcohol to a person under 21 years of age if the person under 21 who receives the alcohol injures or causes the death of another person and the injury or death occurs while the person under 21 was under the influence of the alcohol received. This bill is broadly worded to include any "injury." With such broad language it is likely to have a fiscal impact on the Agency, by increasing the workload of attorneys. Increasing the charge from a misdemeanor to a felony increases the workload, however it is not possible to determine what percentage of cases that the Agency currently represents people charged with furnishing alcohol to persons under 21, resulted in the person under 21, who received the alcohol, injuring another person. There is no way to gather that information therefore an indeterminate fiscal note is submitted. The Agency has serious concerns regarding determinations of what constitutes an "injury" as well as determinations of causation when time and intervening or superseding factors exist.