

FISCAL NOTE

STATE OF ALASKA
2008 LEGISLATIVE SESSION

Fiscal Note Number: 7
 Bill Version: CSSB 234(JUD)
 (S) Publish Date: 3/21/08

Identifier (file name): _____ Dept. Affected: Alaska Court System
 Title Criminal Law and Procedure - Omnibus Bill RDU Trial Courts
 Component Trial Courts
 Sponsor Senate Rules by Request of the Governor
 Requester _____ Component Number _____

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information					
		FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
OPERATING EXPENDITURES							
Personal Services	157.6	157.6	157.6	157.6	157.6	157.6	157.6
Travel	4.6	4.6	4.6	4.6	4.6	4.6	4.6
Contractual	104.2	104.2	104.2	104.2	104.2	104.2	104.2
Supplies	6.0	6.0	6.0	6.0	6.0	6.0	6.0
Equipment							
Land & Structures							
Grants & Claims							
Miscellaneous							
TOTAL OPERATING	272.4	272.4	272.4	272.4	272.4	272.4	272.4

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	272.4	272.4	272.4	272.4	272.4	272.4	272.4
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other Interagency Receipts							
TOTAL	272.4	272.4	272.4	272.4	272.4	272.4	272.4

Estimate of any current year (FY2008) cost: _____

POSITIONS

Full-time	1.0	1.0	1.0	1.0	1.0	1.0	1.0
Part-time							
Temporary	1.0	1.0	1.0	1.0	1.0	1.0	1.0

ANALYSIS: (Attach a separate page if necessary)

Senate Bill 234 makes several changes to the criminal statutes. Sections 1 and 2 convert the misdemeanor crime of assault in the fourth degree to a class C felony if the defendant has two or more prior convictions within the past 10 years for a violation of AS 11.41.100 - 11.41.289. According to court records, if that provision had been in place in 2007, a conservative estimate of 550 misdemeanor assault crimes would have been filed as felonies. Because felony filings are more labor-intensive than misdemeanors, this change will impact the court system.

See page two.

Prepared by: Doug Wooliver, Administrative Attorney Phone 907-463-4750
 Division Alaska Court System Date/Time 2/15/08 8:27 AM
 Approved by: Doug Wooliver for Stephanie Cole, Administrative Director Date 2/15/2008

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ANALYSIS CONTINUATION

Five hundred and fifty felony cases equals the caseload of a full-time superior court judge in Anchorage assigned to a felony caseload. This note, therefore, asks for one *pro tem* superior court judge. The note also assumes a 5% felony trial rate and reflects the juror costs associated with those trials. One additional in-court clerk is added to the Anchorage superior court, where many of these cases will be filed. The note also shows a cost-savings for the district court attributed to the 5 jury trials that would likely have been held in the district court had these cases remained misdemeanors.