

FISCAL NOTE

STATE OF ALASKA
2008 LEGISLATIVE SESSION

Fiscal Note Number: 13
 Bill Version: CSSB 235(JUD)
 (S) Publish Date: 3/27/08

Identifier (file name): SB235CS(CRA)-DOA-OPA-2-26-08

Dept. Affected: Administration

Title "An Act relating to shipping, sending, transporting, or bringing alcohol to a local option area . . ."

RDU Legal and Advocacy Services
 Component Office of Public Advocacy

Sponsor Rules by Request

Requester Governor

Component Number 43

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2009	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
OPERATING EXPENDITURES								
Personal Services								
Travel								
Contractual								
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	*	0.0	*	*	*	*	*	*

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 Interagency Receipts								
TOTAL	*	0.0	*	*	*	*	*	*

Estimate of any current year (FY2008) cost: _____

POSITIONS

Full-time		0.00						
Part-time		0						
Temporary		0						

ANALYSIS: (Attach a separate page if necessary)

This bill elevates certain convictions for importing alcohol from a misdemeanor to a felony if a person has two or more prior convictions within 10 years of the present offense. The bill provides for certain minimum penalties for misdemeanor and felony convictions. The bill also provides for a manslaughter conviction if a person dies from ingesting alcohol that was imported in violation of local option laws. Based upon the number of cases currently prosecuted for violating local option laws according to the Alaska Court System, OPA is unlikely to be significantly impacted by this bill. If, however, we receive 10-50 new felony cases per year we would anticipate a fiscal impact of between \$20.0 and \$100.0 per year. (Analysis continues on next page)

Prepared by: Josh Fink
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Phone _____
 Date/Time 2/26/08 12:00 AM

Approved by: Rachael Petro
Deputy Director, Department of Administration

Date 2/26/2008

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BILL NO. CSSB 235(JUD)

ANALYSIS CONTINUATION

Further, if we were to see 5-10 prosecutions for manslaughter under this statute per year, we would anticipate an additional annual fiscal impact of \$25.0 - \$100.0. These cases will be particularly expensive for OPA because in most cases we will have to rely upon contract attorneys due to the locations of these types of cases. Further, many of the costs associated with these cases will be determined by choices made by clients including whether to go to trial and/or appeal. A single manslaughter case may have overall costs in excess of \$100,000 if the case goes to trial.