

# FISCAL NOTE

**STATE OF ALASKA**  
**2011 LEGISLATIVE SESSION**

Fiscal Note Number 1  
 Bill Version CSHB 8(JUD)  
 (H) Publish Date 2/18/11

Identifier (file name): HB008-LAW-CIV-02-15-11 Dept. Affected Law  
 Title An Act relating to federal reg. and presidential exec. orders; relating to the Appropriation Civil  
duties of attorney general; and providing for an effective date. Allocation Opinions, Appeals and Ethics  
 Sponsor Representative(s) Keller  
 Requester (H) Judiciary OMB Component Number 2716

**Expenditures/Revenues** (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2012	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants								
Miscellaneous								
<b>TOTAL OPERATING</b>		***	***	***	***	***	***	***

<b>CAPITAL EXPENDITURES</b>								
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<b>CHANGE IN REVENUES</b>								
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**FUND SOURCE** (Thousands of Dollars)

	FY 2012	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
1002 Federal Receipts							
1003 GF Match							
1004 GF							
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other (please identify)							
<b>TOTAL</b>	***	***	***	***	***	***	***

Estimate of any current year (FY2011) cost \*\*\*

**POSITIONS**

	FY 2012	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
Full-time							
Part-time							
Temporary							

Why this fiscal note differs from previous version (if initial version, please note as such)

Prepared by Eileen Donahue, Division Operations Manager  
 Division Administrative Services  
 Approved by John J. Burns, Attorney General  
Department of Law

Phone 465-5427  
 Date/Time 2/15/11 9:15 AM  
 Date 2/15/2011

**FISCAL NOTE #1**

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**BILL NO. CSHB 8(JUD)**

**Analysis**

HB 008 would require the Attorney General to review federal regulations and presidential executive orders that “may be in conflict with and may preempt state law.” If the Attorney General were to find that a federal regulation or executive order (1) is unconstitutional or was not properly adopted and (2) would preempt a state law if it were constitutional and properly adopted, the Attorney General would be required to report those findings to the chairs of the appropriate legislative committees. The Attorney General would be required to include in the report an explanation of the grounds for the findings.

The Code of Federal Regulations includes more than 157,000 pages. This bill would require the analysis as to whether a particular regulation was constitutional, properly adopted, or preemptive.

As such, the fiscal impact of this legislation to the Department of Law would likely be substantial but cannot be accurately determined at this time.