

# FISCAL NOTE

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

Fiscal Note Number 2  
 Bill Version CSHB 224(JUD)  
 (H) Publish Date 4/14/11

Identifier (file name): HB224-LAW-CIV-04-08-11  
 Title An Act relating to the prohibition of sales of nicotine products to a minor.  
 Sponsor REPRESENTATIVE(s) SEATON  
 Requester (H) JUD  
 Dept. Affected Law  
 Appropriation Civil  
 Allocation Commercial and Fair Business  
 OMB Component Number 2717

**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>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>								
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<b>CHANGE IN REVENUES</b>								
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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 (please identify)								
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2011) cost 0.0

**POSITIONS**

Full-time								
Part-time								
Temporary								

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

Not applicable, initial version.

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 4/8/11 8:00 PM  
 Date 4/8/2011

**FISCAL NOTE #2**

**STATE OF ALASKA  
2011 LEGISLATIVE SESSION**

**BILL NO. CSHB 224(JUD)**

**Analysis**

HB 224 amends the minor offense criminal statute AS 11.76.100 ("Selling or giving tobacco to a minor," defined in the statute as anyone under 19). The bill broadens the statute and its title to include the negligent sale to a minor of any product containing nicotine, not just tobacco, adding an exception for nicotine products approved by the FDA for, and marketed solely as, tobacco cessation uses (e.g., nicotine gum, patches, lozenges) if prescribed by a physician or given to the minor by a parent or guardian.

There is no anticipated fiscal impact to Department of Law.