

# FISCAL NOTE

**STATE OF ALASKA**  
**2012 LEGISLATIVE SESSION**

Bill Version CSHB 255(JUD)  
 Fiscal Note Number 7  
 (H) Publish Date 4/5/12

Identifier (file name) HB255CSHB(JUD)-LAW-CRIM-04-03-12 Dept. Affected Law  
 Title An Act prohibiting dialing or texting while driving. Appropriation Criminal  
 Allocation Criminal Justice Litigation  
 Sponsor Representatives Gara, Thomas, Gatto, P. Wilson,  
Gruenberg, and Tuck  
 Requester (H) Finance OMB Component Number 2202

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

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
<b>OPERATING EXPENDITURES</b>	<b>FY13</b>	<b>FY13</b>	<b>FY14</b>	<b>FY15</b>	<b>FY16</b>	<b>FY17</b>	<b>FY18</b>
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants, Benefits							
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>FUND SOURCE</b>		(Thousands of Dollars)					
1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
<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>POSITIONS</b>							
Full-time							
Part-time							
Temporary							

<b>CHANGE IN REVENUES</b>							
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**Estimated SUPPLEMENTAL (FY12) operating costs** \_\_\_\_\_ (separate supplemental appropriation required)  
 (discuss reasons and fund source(s) in analysis section)

**Estimated CAPITAL (FY13) costs** \_\_\_\_\_ (separate capital appropriation required)  
 (discuss reasons and fund source(s) in analysis section)

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

Update for new Attorney General and requester.

Prepared by Sheila Bugbee, Administrative Officer  
 Division Administrative Services  
 Approved by Michael Geraghty, Attorney General  
Department of Law

Phone 465-3675  
 Date/Time 04/03/12 4:00PM  
 Date 4/3/2012

**FISCAL NOTE #7**

**STATE OF ALASKA  
2012 LEGISLATIVE SESSION**

**BILL NO. CSHB 255(JUD)**

**Analysis**

Police are currently charging the conduct of texting while driving under AS 28.35.161, and the Department of Law has taken the position that the statute currently prohibits this conduct on appeal from a decision from a magistrate that current law does not prohibit this conduct. Clarifying the law would be helpful.

There should be no fiscal impact to the Department from this bill.