

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: SCS CSHB 369(JUD)
 Fiscal Note Number: 4
 (S) Publish Date: 4/11/14

Identifier: HB369SCSCS(JUD)-LAW-CRIM-04-09-14
 Title: DRUG OVERDOSE: IMMUNITY FROM PROSECUTION
 Sponsor: PRUITT
 Requester: (S) JUDICIARY

Department: Department of Law
 Appropriation: Criminal Division
 Allocation: Criminal Justice Litigation
 OMB Component Number: 2202

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2015	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2015 Request	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
OPERATING EXPENDITURES	FY 2015	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2014) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2015) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? **No**
 If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

This version removes the provision in the Applicability section that would apply the prohibition on prosecution of certain offenses retroactively. Revisions were made to the analysis.

Prepared By: <u>Loretta Withington, Division Operations Manager</u>	Phone: <u>(907)465-5427</u>
Division: <u>Department of Law</u>	Date: <u>04/09/2014 08:00 AM</u>
Approved By: <u>Michael C. Geraghty, Attorney General</u>	Date: <u>04/09/14</u>
Agency: <u>Department of Law</u>	

FISCAL NOTE ANALYSIS #4

**STATE OF ALASKA
2014 LEGISLATIVE SESSION**

BILL NO. SCS CSHB 369(JUD)

Analysis

This bill would prohibit the prosecution of a person who overdoses on a controlled substance for possession of a controlled substance if the evidence was obtained as a result of the person seeking medical assistance.

Additionally the bill would prohibit the prosecution of a person for possession of a controlled substance if the person sought medical or law enforcement assistance for another person who overdosed on a controlled substance and who acted in "good faith," remained on the scene and the evidence for the prosecution was obtained or discovered as a result of the reporting.

This bill could decrease the number of possession cases which the state can proceed with; the fiscal impact on the department would be zero.