

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: HCS CSSB 187(JUD)
 Fiscal Note Number: 8
 (H) Publish Date: 4/13/14

Identifier: SB187CS(JUD)-LAW-CRIM-03-26-14
 Title: CONFIDENTIAL INFORMATION: MISCONDUCT,
 RLS
 Sponsor: COGHILL
 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 If yes, by what date are the regulations to be adopted, amended or repealed?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:

Updated for committee substitute, removes reference to AS 11.51.10(a).

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Division: <u>Department of Law</u>	Date: <u>03/26/2014 04:45 PM</u>
Approved By: <u>Michael C. Geraghty, Attorney General</u>	Date: <u>03/26/14</u>
Agency: <u>Department of Law</u>	

FISCAL NOTE ANALYSIS #8

**STATE OF ALASKA
2014 LEGISLATIVE SESSION**

BILL NO. HCS CSSB 187(JUD)

Analysis

The bill adopts a new crime under misconduct involving confidential information in the first degree (AS 11.76.113(a)) to prohibit a person from publishing or distributing an audio or video interview of a child or records of a medical examination of a victim or minor in cases involving sexual assault or abuse or in a child protection investigation. The crime would not apply if the material was published or distributed under a court order, court rule, or federal or state law, or for law enforcement training purposes if the victim's identity is concealed, or the victim consents to the distribution.

The bill limits materials that may be provided to the defendant in a criminal prosecution as part of discovery if the prosecution is for sexual assault or sexual abuse of a minor. It requires that an audio or video interview of the victim and photographs taken during a medical examination of a victim remain in the possession of the defendant's attorney, and may be shown to the defendant only as necessary to prepare the defense. The bill would also limit distribution of sensitive materials in a case involving a child in need of aid.

The Department of Law does not anticipate a fiscal impact.