

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version:	CSHB 129(FIN)
Fiscal Note Number:	6
(H) Publish Date:	4/11/2018

Identifier: CSHB129(FIN)-DFG-CO-04-10-2018
 Title: FISH & GAME:
 OFFENSES;LICENSES;PENALTIES
 Sponsor: RLS BY REQUEST OF THE GOVERNOR
 Requester: House Rules Committee

Department: Department of Fish and Game
 Appropriation: Statewide Support Services
 Allocation: Commissioner's Office
 OMB Component Number: 2175

Expenditures/Revenues

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

	FY2019	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2019 Request	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
OPERATING EXPENDITURES	FY 2019	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
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

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2018) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2019) cost: 0.0 (separate capital appropriation required)

(Supplemental/Capital/New Fund - 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If yes, by what date are the regulations to be adopted, amended or repealed? n/a

Why this fiscal note differs from previous version/comments:

While the bill does not generate a fiscal impact to the department, the fiscal note is updated to reflect that the Department of Fish and Game is not a potential recipient of any revenue that may be generated through this legislation, as the nature of the fines and restitution is criminal, and not civil.

Prepared By: Morgan Foss, Special Assistant to the Commissioner
 Division: Office of the Commissioner
 Approved By: Carol Petrabor, Division Director
 Agency: Administrative Services

Phone: (907)465-6137

Date: 04/10/2018

Date: 04/10/18

**REPORTED OUT OF
HFC 04/11/2018**

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2018 LEGISLATIVE SESSION

Analysis

This bill creates violations for certain fish and game offenses; amends fines relating to hunting and commercial fishing violations; and allows lost federal matching funds from Pittman-Robertson and Dingell-Johnson/Wallop-Breaux programs to be included in an order of restitution. The bill would allow the court or municipality to dismiss a citation for a person sport fishing, hunting, or trapping without a license in their physical possession upon proof of compliance.

These violations, amendments to fines, change in order of restitution, and allowing for citation dismissal have the potential to increase revenue that flows into the general fund; it does not change the amount of money that the department receives or is authorized to spend. Therefore, this bill does not impact the department's budget.

Furthermore, while the legislation seeks to increase fines and restitution amounts, it may also act as a deterrent and have the potential to reduce criminal activity, thus reducing revenue to the state. These human behavioral factors cannot be predicted or quantified and are therefore indeterminate.

AS 16.05.110(b) stipulates how these types of revenues are received:

Except for money received as fisheries fines or forfeitures in settlement of a claim or loss caused by damage to the fish resources of the state that is appropriated to or through the Division of Commercial Fisheries management and development, appropriations of money from the Fish and Game fund and of money received by the state under the federal aid acts described under AS 16.05.140 shall be made to the Division of Wildlife Conservation or the Division of Sport Fish. The Division of Wildlife Conservation or the Division of Sport Fish may use money appropriated under this subsection to acquire administrative and other services from other agencies if the division acquires the services through reimbursable services agreements. The Division of Wildlife Conservation and the Division of Sport Fish shall include as part of their budgets prepared under AS 37.07.050.