

# Fiscal Note

State of Alaska  
2018 Legislative Session

Bill Version:	HB 291
Fiscal Note Number:	3
(H) Publish Date:	1/19/2018

Identifier: LAW-CRIM-01-17-2018  
 Title: AG SCHEDULE CONTROLLED SUBSTANCES  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Office of the Governor

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)

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

**Fund Source (Operating Only)**

None							
<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>

**Positions**

Full-time							
Part-time							
Temporary							

**Change in Revenues**

None							
<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>

**Estimated SUPPLEMENTAL (FY2018) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2019) 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 If yes, by what date are the regulations to be adopted, amended or repealed?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/comments:**

Not applicable, initial version.

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Division:	Administrative Services Division	Date:	01/16/2018 11:00 AM
Approved By:	Jahna Lindemuth, Attorney General	Date:	01/17/18
Agency:	Department of Law		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2018 LEGISLATIVE SESSION**Analysis**

This bill would allow the Attorney General to schedule substances by emergency regulation. Before scheduling a substance, the Attorney General would need to assess the danger of the substance, consult with the Controlled Substances Advisory Committee, and make certain written findings, set out in proposed AS 11.71.125. A substance scheduled by emergency regulation could remain on the schedule (through regulation) for not longer than 720 days. The Attorney General would be authorized to make the regulation permanent using the process of the Administrative Procedure Act (AS 44.62) within the 720-day period.

The Department of Law cannot predict how often the Attorney General would schedule a substance through the emergency regulation process set out in the bill, but expects it would be infrequent and that additional staff is not needed. Therefore, the Department of Law does not anticipate a fiscal impact if the bill becomes law.