

Fiscal Note

State of Alaska
2024 Legislative Session

Bill Version:	SCS CSHB 66(JUD)
Fiscal Note Number:	11
(S) Publish Date:	5/3/2024

Identifier: CSHB66-DOC-IDO-02-23-24
 Title: CONTROLLED
 SUB;HOMICIDE;CRIMES;SENTENCING
 Sponsor: RLS BY REQUEST OF THE GOVERNOR
 Requester: S JUD

Department: Department of Corrections
 Appropriation: Population Management
 Allocation: Institution Director's Office
 OMB Component Number: 1381

Expenditures/Revenues

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

	FY2025	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2025 Request	FY 2026	FY 2027	FY 2028	FY 2029	FY 2030
OPERATING EXPENDITURES	FY 2025	FY 2025					
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 (FY2024) cost: 0.0 *(separate supplemental appropriation required)*

Estimated CAPITAL (FY2025) cost: 0.0 *(separate capital appropriation required)*

Does the bill create or modify a new fund or account? No
(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 If yes, by what date are the regulations to be adopted, amended or repealed?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:

Updated from SLA2023 to SLA2024 fiscal note template.

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Approved By:	Teri West, Administrative Services Director	Date:	02/23/24
Agency:	Department of Corrections		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2024 LEGISLATIVE SESSION

Analysis

This legislation amends conditions for the crimes of murder in the second degree, misconduct involving a controlled substance in the first, second, third, and fourth degrees, adds definitions for "ingestion", "incapacitated", and "mentally incapable", and adds penalties associated with these crimes.

AS 11.41.110(a) is amended to include the condition that when someone who manufactures or delivers a controlled substance and the recipient dies as a result of ingesting the drug, the "dealer" can be charged with Murder 2, which is an unclassified felony.

AS 11.71.010(a) is amended by adding the condition that when someone who delivers any amount of schedule IA, IIA, IIIA, or IVA controlled substance to a person who is mentally incapable, incapacitated, or unaware that a controlled substance is being delivered commits the crime of misconduct involving a controlled substance in the first degree.

AS 11.71.021(a) is amended to add methamphetamine, or its salts, isomers, or salts of isomers to the list of chemicals involved in a crime of misconduct in the second degree.

AS 11.71.030(a) amends language to include the condition that the delivery of any amount of a schedule VIA controlled substance to a person under 18 years of age who is at least three years younger than the person delivering the substance commits the crime of misconduct involving a controlled substance in the third degree.

AS 11.71.040(a) amends language to include the condition that the delivery of any amount of a schedule VIA controlled substance to a person under 18 years of age who is at least three years younger than the person delivering the substance commits the crime of misconduct involving a controlled substance in the fourth degree.

AS 12.55.125(c) is amended by adding the conviction for manufacturing or delivery under AS 11.71021(a)(1) and AS 11.71.140(c)(29), if the offense is a first felony conviction, be seven to 11 years.

The impact of these changes is anticipated to increase the daily inmate population by less than 100 per day, however, based on current offender population counts, this increase will not exceed the current available bed capacity within the prison system. Therefore, there is no immediate financial impact associated with these changes and a zero fiscal note is submitted.