

Fiscal Note

State of Alaska
2024 Legislative Session

Bill Version:	CSHB 398(CRA)
Fiscal Note Number:	2
(H) Publish Date:	5/8/2024

Identifier: HB398-LAW-CJL-4-26-24
 Title: CONTROLLED SUBS: DAY
 CARE/SHELTER/REHAB
 Sponsor: RLS
 Requester: (H) CRA

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)

	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	FY 2026	FY 2027	FY 2028	FY 2029	FY 2030
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 If yes, by what date are the regulations to be adopted, amended or repealed?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:

Not applicable, initial version.

Prepared By:	Dayna Mackey, Budget Manager	Phone:	(907)465-3674
Division:	Administrative Services Division	Date:	04/26/2024
Approved By:	Amber LeBlanc, Administrative Services Director	Date:	04/26/24
Agency:	Department of Law		

FISCAL NOTE ANALYSIS

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Analysis

This legislation makes it a class B felony to possess a schedule IA (heroin) or IIA (methamphetamine) within 500 feet of a day care center, shelter for the homeless, or a treatment rehabilitation center. It would be a class C felony to possess a schedule IIA, IVA, VA, or VIA controlled substance within 500 feet of a day care center, shelter for the homeless, or a treatment rehabilitation center. There is an affirmative defense to these offenses if the person was possessing the controlled substance within a private residence and the conduct did not involve distributing, dispensing, or possessing with the intent to distribute or dispense a controlled substance for profit.

It is unclear how many additional cases the Criminal Division will see from this legislation but it anticipates that those cases will be able to be absorbed within the division's existing budget.