

HB

405

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 5/6/98

FURTHER: 5/9/98

DATE TURNED
IN TO OFFICE: 9 May 98

Finance Committee considered CS FOR HOUSE BILL NO. 405(FIN)

"An Act relating to failing to stop a vehicle when directed to do so by a peace officer."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

Senate Bill:

- same title
- new title
- House Bill:**
- same title
- technical title
- new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Deane Donley</i>	<input checked="" type="checkbox"/>	<i>Sean Rainell</i>			
		<i>Al Adams</i>	X	UNFUNDED LEGISLATION	
Co-Chair:		Co-Chair: <i>Pease</i>	<input checked="" type="checkbox"/>		
Co-Chair:		Co-Chair: <i>Scott</i>	<input checked="" type="checkbox"/>		

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>Forth coming</i>			
<i>Fiscal Notes</i>			
<i>AK Courts</i>			
<i>Corrections</i>			
<i>DOA Public Defend.</i>			

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
<i>DO LAW</i>	<i>5/5/98</i>		<i>73.7</i>

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

REPORTED OUT OF
 5/9/98
 No: 1
 Bill Version: HB 405
 (H) Publish Date: 3/9/98

STATE OF ALASKA
1998 LEGISLATIVE SESSION

Revision Date (Note if correction)	Dept. Affected	Law
Title <u>An Act relating to failing to stop a vehicle when</u>	BRU	Criminal Division
directed to so by a peace officer.	Component	1st-4th Jud District/OSPA
Sponsor <u>Representative Kott</u>		#2198/99/
Requester <u>House Judiciary Committee</u>	Component Serial No.	226179/01/03

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services	56.6	56.6	56.6	56.6	56.6	56.6
Travel	0.2	0.2	0.2	0.2	0.2	0.2
Contractual	9.1	9.1	9.1	9.1	9.1	9.1
Supplies	0.9	0.9	0.9	0.9	0.9	0.9
Equipment	6.5					
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	73.3	66.8	66.8	66.8	66.8	66.8

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

FUND SOURCE	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts						
1003 GF Match						
1004 GF	73.3	66.8	66.8	66.8	66.8	66.8
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	73.3	66.8	66.8	66.8	66.8	66.8

Estimate of any current year (FY98) cost: _____

POSITIONS

POSITIONS	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Full-time						
Part-time	1	1	1	1	1	1
Temporary						

ANALYSIS: (Attach a separate page if necessary)

HB 405 creates a new class C felony crime for failure to stop at the direction of a peace officer when directed to, when during the commission of this offense, the person violates another law, ordinance, or traffic regulation. The penalty for simply knowingly failing to stop at the direction of a peace officer is increased from a class B to a class A misdemeanor.

An average of 220 cases of failure to stop at the direction of a peace officer are referred annually to state prosecutors, and approximately 100 are referred to prosecutors in the Municipality of Anchorage. The Department of Law assumes that a majority of these cases would be charged as felonies if this legislation were enacted. Outside of Anchorage, the cases would be spread around the various district attorney's offices statewide. Although this will increase the workload in each office, it does not justify addition of prosecutor positions outside of Anchorage. However, the Anchorage District Attorney's Office could not absorb such a large increase in felony cases. One-half of a full time equivalent attorney

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Division <u>Attorney General's Office</u>	Date <u>3/5/98</u>
Approved by Commissioner <u>Bruce M. Botelho, Attorney General</u>	Date <u>3/5/98</u>
Agency <u>Department of Law</u>	

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FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HB 405

ANALYSIS CONTINUATION

position would be needed to handle this new caseload.

The cost estimate is based on the FY98/99 standard attorney cost schedule, and includes clerical support, communications, lease, and other normal overhead costs (\$133,500 per year for FTE attorney). Not included in the standard cost schedule are one-time equipment purchases for the new part-time position. These costs, \$6,500, are added separately for FY99 only.