

HB

384

FISCAL NOTE

STATE OF ALASKA
2006 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB384-DOLWD-ALRA-02-17-06
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Department: Labor and Workforce Development
 Title: Fines and Offenses RDU: Office of the Commissioner
 Sponsor: Representative Anderson Component: Alaska Labor Relations Agency
 Requester: House JUD Component Number: 1200

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type—D. not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2006) cost: None
 Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

Section 21 would change the penalty in AS 23.40.180 (Public Employment Relations Act) for violation of a decision or order from a misdemeanor punishable by a fine of up to \$500, to a violation with no monetary penalty.

Section 29 would change the penalty in AS 42.40.830 (Alaska Railroad Labor Relations) for violation of a decision or order from a misdemeanor punishable by a fine of up to \$500, to a violation with no monetary penalty.

There is no anticipated financial impact to the department as a result of this legislation.

Prepared by: Mark Torgerson, Hearing Examiner Phone: 269-4895
 Division: Alaska Labor Relations Agency Date/Time: 2/17/06 9:37 AM
 Approved by: Greg O'Claray, Commissioner Date: 2/17/2006
 Agency: Department of Labor and Workforce Development

FISCAL NOTE

STATE OF ALASKA
2006 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB384-LAW-CJL-2-13-06
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: LAW
 Title "An Act relating to fines and offenses, amending RDU CRIMINAL
Rule 8(b), Alaska District Court Rules of Criminal Procedure..." Component Criminal Justice Litigation
 Sponsor Representative Anderson
 Requester House Judiciary Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type—Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2006) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This bill makes various amendments throughout statute to increase the penalty for a violation to \$750. It also reclasses certain offenses as violations. In some cases the change represents an increase from a previous statutory level (frequently \$500), in some cases a fine would be imposed where one had not been. Even in the latter instance, it is unlikely that we will experience increases in the amount of time spent on prosecution because offenders choose to contest the higher or new fine. As a result we are not anticipating a fiscal impact to the Department of Law if this legislation passes.

Prepared by: Kathryn Daughhete, Director Phone 465-3673
 Division Administrative Services Division Date/Time 2/13/06 11:16 AM
 Approved by: Kathryn Daughhete for David Márquez, Attorney General Date 2/13/2006
 Agency Department of Law

FISCAL NOTE

STATE OF ALASKA
2006 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB384-Courts-2-10-06
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: _____
 Title Fines and Offenses RDU Alaska Court System
 Component Trial Courts
 Sponsor Representative Anderson
 Requester _____ Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2006) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The court system does not anticipate any fiscal impact from the passage of HB 384.

Prepared by: Doug Wooliver, Administrative Attorney Phone 463-4750
 Division: Alaska Court System Date/Time 2-10-06 @ 9:00 am
 Approved by: Doug Wooliver for Stephanie Cole, Administrative Director Date 2/10/2006
 Agency: Alaska Court System

HB384 Sectional Analysis

Prepared by Department of Public Safety

Section 5: AS 05.25.090(b) is amended to read:

(b) A person who violates

- (1) AS 05.25.010, 05.25.020, 05.25.030(b), 05.25.060(2), or a regulation adopted under this chapter relating to As 05.25.010 or 05.25.020 is guilty of a violation **[AS DEFINED IN AS 11.81.900 AND MAY BE FINED UP TO \$500]**;
- (2) AS 05.25.055 is guilty of a violation **[AS DEFINED IN AS 11.81.900]** and may be fined up to \$50

Paragraph (1) would modify the maximum amount that could be fined for violations of several provisions of AS 05.25. Under this proposal, the maximum amount would not be specifically stated, but would fall within the range identified for violations. Those parameters are identified in AS 12.55.035(b)(7). The verbiage of "as defined in AS 11.81.900" should be retained as a means of defining "violation".

Paragraph (2) under this section also needs to retain the verbiage "as defined in AS 11.81.900". There is no need to include language about being fined up to \$50. That amount is already listed within the bail schedule as set by the Supreme Court.

Section 6: As 12.55.035(b) is amended to read:

(7) \$750 [~~\$500~~] for a violation or an infraction

This section is the core of what AST's efforts were hoping to accomplish. AS 12.55.035(b)(7) will raise the maximum amount that can be access for a violation to \$750. The proposed language also adds infractions to this statute. It is suggested that infractions, since they are unique to only title 28, be defined in this statute. Possible language could be: "or an infraction as defined as AS 28.40.050(c)".

Bringing these two minor offenses together for purposes of determining the maximum penalty will serve to clarify much of the confusion that currently exist not only in law enforcement circles, but also in some of the magistrate courts across the state.

Section 8: AS 16.05.420(b) is amended to read:

(b) A person may not make a false statement, or omit a material fact, in an application for a license, tag, permit, sport fishing vessel registration issued under AS 16.05.130 – 16.05.430. A person who without any culpable mental state makes a false statement as to the person's identity or residency in an application for a license, tag, permit, or sport fishing vessel registration issued under AS 16.05.330 – 16.05.430 is guilty of a violation and upon conviction is punishable by a fine of not more than \$750

[\$300}. A person who knowingly violates this subsection is guilty of a class A misdemeanor.

It is suggested that "and upon a conviction is punishable by a fine of not more than \$750" be deleted from the proposed language. In its place, substitute "subject to the penalties specified in AS 12.55.035 (b)(7).

Section 12: AS 16.10.030 is amended to read:

Sec. 16.10.030 Penalty for violations of AS 16.10.010 – 16.10.050. A person who violates AS 16.10.010 – 16.10.050 is guilty of a misdemeanor and, upon conviction, is punishable by a fine of not less than \$100 nor more than \$750 [\$500}.

This is proposed as a housekeeping provision to come into compliance with the new language if the proposals of section 6 within this bill are adopted.

Consideration should be given, however, as to why this offense is titled a misdemeanor but has a maximum penalty of between \$100 and \$750. Perhaps this offense should be called a Class B Misdemeanor with no specific monetary penalty spelled out. Conversely, if it is desired to not have penalties of any greater amount than \$100 to \$750, the offense should be titled as a violation subject to the penalties as specified in AS 12.55.035(b)(7).

Section 35: AS 28.39.010(b) is amended to read:

(b) A person who violates (a) of this section is guilty of an infraction [AND IS SUBJECT TO A \$300 FINE UNDER AS 28.40.050(c)].

This is essentially a housekeeping change in order to make the maximum amount that could be assessed under this provision of title 28 falls within the cap as established by the provisions of section 6 of this bill. For clarification as to the penalty, the following verbiage is suggested:

(b) A person who violates (a) of this section is guilty of an infraction **subject to the penalty specified in AS 12.55.035(b)(7).**

Section 36: AS 28.40.050(b) is amended to read:

(b) A person convicted of a misdemeanor for a violation of a provision of this title for which another penalty is not specifically provided is punishable by a fine of not more than \$750 [\$500], or by imprisonment for not more than 90 days, or both. In addition, the privilege to drive or the registration of vehicles may be suspended or revoked.

This section raises the maximum amount that could be assessed for a misdemeanor for violating title 28 to \$750 plus the stated amount of jail time.

It is unclear as to why misdemeanor offenses under title 28 have a monetary cap, currently \$500 but proposed as \$750, plus have a provision for imprisonment of not more than 90 days.

Perhaps this statute could be simplified by simply stating that offenses as identified by this section are Class B Misdemeanors without establishing any particular monetary amount.

Section 37: AS 28.40.050(c) is amended to read:

(c) Unless otherwise specified by law a person convicted of a violation of a regulation adopted under this title, or a municipal ordinance regulating vehicles or traffic when the municipal ordinance does not correspond to a provision of this title, is guilty of an infraction {AND IS PUNISHABLE BY A FINE NOT TO EXCEED \$300}.

This section essentially raises the maximum amount of penalty that can be assessed for a violation of title 28 for those offenses that are not specified by law as any other degree of offense. It is recommended that the proposed language include a defined reference for the penalty such as "subject to the penalty specified in AS 12.55.035(b)(7).

STATE OF ALASKA

FRANK MURKOWSKI, GOVERNOR

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

P.O. BOX 25526
JUNEAU, AK 99802-5526
PHONE: (907) 465-4100
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MEMORANDUM

TO: The Honorable Tom Anderson
Representative, Alaska State Legislature

FROM: Sarah A. Gilbertson
Legislative Liaison, ADF&G

DATE: February 14, 2006

SUBJECT: Sectional Analysis for CS for HB 384 (JUD)

Sections 7, 9-11, and 13-19 have a different purpose and reasoning than the other sections.

In 2002, the Alaska Legislature increased the maximum fine for Class A misdemeanors from \$5,000 to \$10,000. Several important AS 16 (fish & game) penalties list the maximum misdemeanor fine as \$5,000 (which was the maximum Class A misdemeanor fine for many years) and thus did not increase when the legislature increased all other Class A misdemeanor fines. This issue was not brought to the attention of legislators in 2002 and is now being addressed as part of CS for HB 384 (JUD).

The sections below update and bring uniformity to the old wording to now include "class A misdemeanor" so they will reflect the new standard the legislature created in 2002. Additionally, maximum fines will be automatically adjusted in the future should the legislature make changes to the Class A Misdemeanor fines. Currently, a Class A misdemeanor carries a maximum penalty of \$10,000 and up to one year imprisonment.

Section 7 modifies the maximum fine from \$5,000 to a Class A misdemeanor for violation of AS 16.05.407, which requires non-residents taking brown bear, grizzly bear, mountain goat, or sheep to be accompanied by a licensed guide-outfitter or a resident who is related within the second degree of kindred.

Section 9 modifies the maximum fine from \$5,000 to a Class A misdemeanor for violation of AS 16.05.783, which prohibits persons from shooting or assisting in shooting wolves and wolverines on the same day that the person has been airborne.

Section 10 modifies the maximum imprisonment time from 6 months to one year as required by a Class A misdemeanor for violation of AS 16.05.831, which prohibits a person from intentionally wasting salmon. The legislature previously set the maximum fine at \$10,000 and this change brings the entire section into alignment with other fisheries crimes that are punishable with up to one year in jail.

Section 11 is already set at a maximum fine of \$10,000 and one year imprisonment but should be modified for uniformity to be a Class A misdemeanor. This penalty is for violation of AS 16.05.905, which prohibits alien persons not lawfully admitted to the United States from engaging in commercial fishing activities or taking marine mammals.

Section 13 states that the penalty is a "misdemeanor" but should designate it a Class A misdemeanor for clarity and uniformity. This section pertains to AS 16.10.055, which prohibits persons from interfering with or damaging the commercial fishing gear of another person.

Section 14 modifies the maximum fine from \$5,000 to a Class A misdemeanor for a violation of AS 16.10.070, which prohibits persons from operating fish traps.

Section 15 modifies the maximum fine from \$5,000 to a Class A misdemeanor for violation of AS 16.10.100, which prohibits the construction or maintenance of fish traps.

Section 16 modifies the maximum fine from \$1,000 and a maximum of six months imprisonment to a Class A misdemeanor for violation of AS 16.10.120 & 125. AS 16.10.120 prohibits the use of a drum or reel in operation of a purse seine, and AS 16.10.125 requires the use of a termination device on shellfish and bottomfish pots so when they are lost they will cease fishing after a period of time. These changes are needed to bring these crimes into alignment with other commercial fishing penalties.

Section 17 modifies the maximum fine from \$5,000 to a Class A misdemeanor for AS 16.10.200 & 210. AS 16.10.200 prohibits a person from possessing or selling migratory fish and shellfish that were taken unlawfully and AS 16.10.220 prohibits a person from possessing or purchasing migratory fish or shellfish that have been taken unlawfully.

Section 18 modifies the maximum fine from \$5,000 to a Class A misdemeanor for violation of AS 16.10.240 which prohibits the exportation of live crab from the state.

Section 19 modifies the maximum fine from \$5,000 to a Class A misdemeanor for violation of AS 16.10.270 which requires the purchaser of raw fish to determine the weight of fish that are purchased.

* * *

ALASKA STATE HOUSE OF REPRESENTATIVES



Labor & Commerce Committee, Chair
Judiciary Committee, Vice-Chair
Health, Education, Social Services
Administrative Regulation Review, Chair

State Capitol Building
Room 432
Juneau, AK 99801

(907) 465-4939 phone
(907) 465-2418 fax

Representative Tom Anderson

MEMORANDUM

Date: February 8, 2006
To: Rep. Lesil McGuire, Chair – House Judiciary Committee
From: Rep. Tom Anderson, Chair – House Labor and Commerce Committee
Re: Scheduling Request for House Bill 384 - *"An Act relating to fines and offenses; amending Rule 2(b), Alaska District Court Rules of Criminal Procedure; and providing for an effective date."*

Attached you will find a committee packet for HB 384. I would appreciate it if you would schedule this bill at the committee's earliest convenience.

Please feel free to call my office if you have questions about the bill or this request.

Thank you.

ALASKA STATE HOUSE OF REPRESENTATIVES

Labor & Commerce Committee, Chair
Administrative Regulation Review, Chair
Judiciary Committee, Vice-Chair
Health, Education and Social Services



716 W 4th Ave
Suite 610
Anchorage, AK 99501

Phone (907) 269-0265
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Representative Tom Anderson

Sponsor Statement House Bill 384

"An Act relating to fines and offenses; amending Rule 8(b), Alaska District Court Rules of Criminal Procedure; and providing for an effective date."

HB 384 proposes to raise the maximum amount a person may be fined to \$750 when found guilty of an infraction or violation as currently provided for in statute. The exception to this is found in *Sec. 2* of this bill that sets \$750 as the minimum fine, with the amount of \$1,000 established as the cap for this type of offense.

In addition, this bill brings fish and game penalty language in Title 16 into alignment with the current statutory definition for a Class A Misdemeanor. In 2002, the Alaska Legislature doubled the fines for Class A misdemeanors from \$5,000 to \$10,000. However, several important Title 16 penalties listed a maximum fine of \$5,000 and thus remained locked at that level. Since some of these penalties went into effect around statehood, it is appropriate to update the maximum fines.

Violations or infractions are both minor offenses and are often confused with one another. Violations are about the same as traffic infractions, except that violations are not traffic offenses. Violations were created as a new class of offense in 1978 when the criminal code was completely revised. Both violations and infractions are non-criminal offenses for which no jail time can be imposed. In 1978, the maximum fine set for infractions was \$300, although some violations impose a \$500 minimum fine. This dollar amount has not changed in almost 30 years.

This increase in the dollar amount is consistent with today's values and begins to allow for inflation since 1978. The increase in the maximum monetary penalty will serve as a further deterrence to those not only found guilty, but for those contemplating any action that might lead to such an act leading to an infraction or violation under law.

In today's society, the most serious infractions and violations are the types of offenses that the public observes daily. The public expects that enforcement action will be taken to insure our collective safety. By increasing the fines levied against those that are found guilty, we act to serve the better good.

24-LS0985\Y
Luckhaupt
1/30/06

CS FOR HOUSE BILL NO. 384()

**IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - SECOND SESSION**

BY

Offered:

Referred:

Sponsor(s): REPRESENTATIVE ANDERSON

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to fines and offenses; amending Rule 8(b), Alaska District Court Rules**
2 **of Criminal Procedure; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 02.35.130 is amended to read:

5 **Sec. 02.35.130. Penalty for violation of AS 02.35.090 and 02.35.110.** A
6 person violating a provision of AS 02.35.090 and 02.35.110 is guilty of a violation
7 [MISDEMEANOR AND UPON CONVICTION IS PUNISHABLE BY A FINE OF
8 NOT MORE THAN \$500].

9 *** Sec. 2.** AS 02.40.020(d) is amended to read:

10 (d) A person who violates this section is guilty of a violation [CLASS B
11 MISDEMEANOR] and is punishable by a fine of not less than \$750 [\$500] or more
12 than \$1,000.

13 *** Sec. 3.** AS 03.45.040 is amended to read:

14 **Sec. 03.45.040. Penalties.** A shipper or party responsible for a [FOR

1 EACH] violation of AS 03.45.010 - 03.45.030, commits a violation [THE SHIPPER
2 OR PARTY RESPONSIBLE FOR THE VIOLATION IS PUNISHABLE BY A FINE
3 OF NOT MORE THAN \$500]. A consignee knowingly receiving diseased animals
4 shipped and transported in violation of these sections commits a violation [IS
5 PUNISHABLE BY A FINE OF NOT MORE THAN \$500]. A carrier knowingly
6 carrying or transporting diseased animals in violation of these sections commits a
7 violation [IS PUNISHABLE BY A FINE OF NOT MORE THAN \$500].

8 * Sec. 4. AS 04.21.065(f) is amended to read:

9 (f) A holder of a license or permit who violates this section is guilty of a
10 violation as defined in AS 11.81.900(b) and upon conviction is punishable by a fine of
11 not less than \$20 nor more than \$750 [\$300]. Each day a violation continues after a
12 citation for the violation has been issued constitutes a separate violation.

13 * Sec. 5. AS 05.25.090(b) is amended to read:

14 (b) A person who violates

15 (1) AS 05.25.010, 05.25.020, 05.25.030(b), 05.25.060(2), or a
16 regulation adopted under this chapter relating to AS 05.25.010 or 05.25.020 is guilty
17 of a violation [AS DEFINED IN AS 11.81.900 AND MAY BE FINED UP TO \$500];

18 (2) AS 05.25.055 is guilty of a violation [AS DEFINED IN
19 AS 11.81.900] and may be fined up to \$50.

20 * Sec. 6. AS 12.55.035(b) is amended to read:

21 (b) Except as provided in AS 12.55.036, upon conviction of an offense, a
22 defendant who is not an organization may be sentenced to pay, unless otherwise
23 specified in the provision of law defining the offense, a fine of not more than

24 (1) \$500,000 for murder in the first or second degree, attempted
25 murder in the first degree, sexual assault in the first degree, sexual abuse of a minor in
26 the first degree, kidnapping, or misconduct involving a controlled substance in the first
27 degree;

28 (2) \$250,000 for a class A felony;

29 (3) \$100,000 for a class B felony;

30 (4) \$50,000 for a class C felony;

31 (5) \$10,000 for a class A misdemeanor;

1 (6) \$2,000 for a class B misdemeanor;

2 (7) \$750 [\$500] for a violation or an infraction.

3 * Sec. 7. AS 16.05.407(d) is amended to read:

4 (d) A nonresident who violates (a) of this section, or who fails to furnish an
5 affidavit under (b) of this section, is guilty of a class A misdemeanor [AND UPON
6 CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN
7 ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000, OR BY BOTH].

8 * Sec. 8. AS 16.05.420(b) is amended to read:

9 (b) A person may not make a false statement, or omit a material fact, in an
10 application for a license, tag, permit, or sport fishing vessel registration issued under
11 AS 16.05.330 - 16.05.430. A person who without any culpable mental state makes a
12 false statement as to the person's identity or residency in an application for a license,
13 tag, permit, or sport fishing vessel registration issued under AS 16.05.330 - 16.05.430
14 is guilty of a violation and upon conviction is punishable by a fine of not more than
15 \$750 [\$300]. A person who knowingly violates this subsection is guilty of a class A
16 misdemeanor.

17 * Sec. 9. AS 16.05.783(c) is amended to read:

18 (c) A person who violates this section is guilty of a class A misdemeanor [,
19 AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN
20 \$5,000, OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY
21 BOTH]. In addition, the court may order the aircraft and equipment used in or in aid
22 of a violation of this section to be forfeited to the state.

23 * Sec. 10. AS 16.05.831(c) is amended to read:

24 (c) A person who violates this section or a regulation adopted under it is guilty
25 of a class A misdemeanor [PUNISHABLE BY A FINE OF NOT MORE THAN
26 \$10,000, OR BY IMPRISONMENT FOR NOT MORE THAN SIX MONTHS, OR
27 BY BOTH]. In addition, a person who violates this section is subject to a civil action
28 by the state for the cost of replacing the salmon wasted.

29 * Sec. 11. AS 16.05.905(b) is amended to read:

30 (b) An alien person who violates (a) of this section is guilty of a class A
31 misdemeanor. In addition, the court may order the [, AND UPON CONVICTION

1 IS PUNISHABLE BY A] confiscation and forfeiture of the fishing vessel used in the
2 violation [, OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR
3 BY FINE OF NOT MORE THAN \$10,000, OR BY ALL OR ANY TWO OF THE
4 FORFGOING PUNISHMENTS].

5 * Sec. 12. AS 16.10.030 is amended to read:

6 Sec. 16.10.030. Penalty for violation of AS 16.10.010 - 16.10.050. A person
7 who violates AS 16.10.010 - 16.10.050 is guilty of a misdemeanor and, upon
8 conviction, is punishable by a fine of not less than \$100 nor more than \$750 [\$500].

9 * Sec. 13. AS 16.10.055 is amended to read:

10 Sec. 16.10.055. Interference with commercial fishing gear. A person who
11 wilfully or with reckless disregard of the consequences [,] interferes with or damages
12 the commercial fishing gear of another person is guilty of a class A misdemeanor. For
13 the purposes of this section,

14 (1) "interference" means the physical disturbance of gear that
15 [WHICH] results in economic loss or loss of fishing time;

16 (2) [, AND] "reckless disregard of the consequences" means a lack of
17 consideration for the consequences of one's acts in a manner that is reasonably likely
18 to damage the property of another.

19 * Sec. 14. AS 16.10.090 is amended to read:

20 Sec. 16.10.090. Penalty for violation of AS 16.10.070. A person who violates
21 AS 16.10.070 is guilty of a class A misdemeanor [AND IS PUNISHABLE BY
22 IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT
23 MORE THAN \$5,000 OR BY BOTH].

24 * Sec. 15. AS 16.10.110 is amended to read:

25 Sec. 16.10.110. Penalty for violation of AS 16.10.100. A person who violates
26 AS 16.10.100 is guilty of a class A misdemeanor [AND IS PUNISHABLE BY
27 IMPRISONMENT FOR NOT MORE THAN ONE YEAR OR BY A FINE OF NOT
28 MORE THAN \$5,000, OR BY BOTH].

29 * Sec. 16. AS 16.10.130 is amended to read:

30 Sec. 16.10.130. Penalty for violation of AS 16.10.120 or 16.10.125. A person
31 who violates AS 16.10.120 or 16.10.125 is guilty of a class A misdemeanor [, AND

1 UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE
2 THAN SIX MONTHS, OR BY A FINE OF NOT MORE THAN \$1,000, OR BY
3 BOTH].

4 * Sec. 17. AS 16.10.220 is amended to read:

5 Sec. 16.10.220. Penalty for violation of AS 16.10.200 and 16.10.210. A
6 person who violates AS 16.10.200 and 16.10.210 is guilty of a class A misdemeanor [,
7 AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN
8 \$5,000 OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY
9 BOTH].

10 * Sec. 18. AS 16.10.250 is amended to read:

11 Sec. 16.10.250. Penalty. A person, association, or corporation violating
12 AS 16.10.240 or contributing to or cooperating in the violation of AS 16.10.240 is
13 guilty of a class A misdemeanor [, AND UPON CONVICTION IS PUNISHABLE
14 BY A FINE OF NOT MORE THAN \$5,000, OR BY IMPRISONMENT FOR NOT
15 MORE THAN ONE YEAR, OR BY BOTH]. Each unlawful removal of live crab is a
16 separate offense. Vessels and equipment used in or in aid of a violation of
17 AS 16.10.240 may be seized and disposed of as provided in AS 16.05.190. Conviction
18 under AS 16.10.240 is grounds for suspension of a fishing license or permit by the
19 department.

20 * Sec. 19. AS 16.10.270(b) is amended to read:

21 (b) A person who violates this section is guilty of a class A misdemeanor
22 [AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT
23 MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000, OR BY
24 BOTH].

25 * Sec. 20. AS 18.05.061 is amended to read:

26 Sec. 18.05.061. Penalty for violation. A person who violates a provision of
27 AS 18.05.040 or 18.05.042 or a regulation adopted under AS 18.05.040 or 18.05.042
28 is guilty of a misdemeanor and, upon conviction, is punishable by a fine of not more
29 than \$750 [\$500], or by imprisonment for not more than one year. Each day that a
30 person continues a violation is a separate offense.

31 * Sec. 21. AS 18.23.040 is amended to read:

1 **Sec. 18.23.040. Penalty for violation.** Other than as authorized by
2 AS 18.23.030, a disclosure of data and information acquired by a review committee or
3 of what transpired at a review meeting is a misdemeanor and punishable by
4 imprisonment for not more than one year or by a fine of not more than \$750 [\$500].

5 * **Sec. 22.** AS 18.35.110 is amended to read:

6 (a) A person who fails to comply with AS 18.35.100 is guilty of a violation
7 [~~MISDEMEANOR AND UPON CONVICTION IS PUNISHABLE BY A FINE OF~~
8 ~~NOT MORE THAN \$500~~]. Each operating restaurant or tavern in violation constitutes
9 a separate offense.

10 * **Sec. 23.** AS 18.35.210 is amended to read:

11 **Sec. 18.35.210. Penalty for violation of AS 18.35.200.** A person who fails to
12 comply with AS 18.35.200 is guilty of a violation [~~MISDEMEANOR AND UPON~~
13 ~~CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN \$500~~]. Each
14 day of operation is a separate offense.

15 * **Sec. 24.** AS 18.35.341(c) is amended to read:

16 (c) A person who violates AS 18.35.300, 18.35.305, or 18.35.330 is guilty of a
17 violation as defined in AS 11.81.900(b) and upon conviction is punishable by a fine of
18 not less than \$10 nor more than \$50 for a violation of AS 18.35.300 or 18.35.305 and
19 by a fine of not less than \$20 nor more than \$750 [\$300] for a violation of
20 AS 18.35.330. Each day a violation of AS 18.35.330 continues after a citation for the
21 violation has been issued constitutes a separate violation.

22 * **Sec. 25.** AS 18.40.050 is amended to read:

23 **Sec. 18.40.050. Prohibited acts and penalties.** A person who willfully
24 removes, destroys, or defaces a cabin or part of a cabin, or stove or other furnishing, or
25 who occupies a cabin for a length of time other than that necessary and incident to
26 ordinary travel is guilty of a misdemeanor [~~VIOLATION OF THIS CHAPTER~~], and
27 upon conviction is punishable by a fine of not less than \$100 nor more than \$750
28 [\$500], or by imprisonment in a jail for not less than three months nor more than one
29 year, or by both.

30 * **Sec. 26.** AS 18.60.450(b) is amended to read:

31 (b) A person who violates a provision of AS 18.60.400 - 18.60.460 who has

1 * Sec. 32. AS 23.40.180 is amended to read:

2 **Sec. 23.40.180. Penalty for violation of order or decision.** A person who
3 violates a provision of an order or decision of the labor relations agency is guilty of a
4 **violation** [MISDEMEANOR AND IS PUNISHABLE BY A FINE OF NOT MORE
5 THAN \$500].

6 * Sec. 33. AS 25.05.331 is amended to read:

7 **Sec. 25.05.331. Unlawful issuance or refusal of license.** A licensing officer
8 who knowingly issues a marriage license knowing it to be in violation of the
9 provisions of this chapter or who willfully and wrongfully refuses to issue a license is
10 guilty of a misdemeanor, and upon conviction is punishable by imprisonment for not
11 more than six months, or by a fine of not more than **\$750** [\$500], or by both.

12 * Sec. 34. AS 25.05.341 is amended to read:

13 **Sec. 25.05.341. Misrepresentation.** A person who misrepresents a fact
14 required to be stated on the application for a license or a form related to it, or a
15 licensing officer who issues a marriage license having reason to believe that any
16 material fact has been misrepresented, is guilty of a **violation** [MISDEMEANOR,
17 AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN
18 \$500].

19 * Sec. 35. AS 28.39.010(b) is amended to read:

20 (b) A person who violates (a) of this section is guilty of an infraction [AND IS
21 SUBJECT TO A \$300 FINE UNDER AS 28.40.050(c)].

22 * Sec. 36. AS 28.40.050(b) is amended to read:

23 (b) A person convicted of a misdemeanor for a violation of a provision of this
24 title for which another penalty is not specifically provided is punishable by a fine of
25 not more than **\$750** [\$500], or by imprisonment for not more than 90 days, or by both.
26 In addition, the privilege to drive or the registration of vehicles may be suspended or
27 revoked.

28 * Sec. 37. AS 28.40.050(c) is amended to read:

29 (c) Unless otherwise specified by law a person convicted of a violation of a
30 regulation adopted under this title, or a municipal ordinance regulating vehicles or
31 traffic when the municipal ordinance does not correspond to a provision of this title, is

1 guilty of an infraction [AND IS PUNISHABLE BY A FINE NOT TO EXCEED
2 \$300].

3 * Sec. 38. AS 33.05.020(e) is amended to read:

4 (e) The commissioner shall notify the manufacturer of the ignition interlock
5 device when the device is certified. The commissioner may not certify an ignition
6 interlock device unless the device prominently displays a label warning that a person
7 circumventing or tampering with the device in violation of AS 11.76.140 may be
8 imprisoned up to 30 days and fined up to \$750 [\$500].

9 * Sec. 39. AS 42.06.540(a) is amended to read:

10 (a) In addition to all other penalties and remedies provided by law, a person
11 subject to the provisions of this chapter, as well as an officer, manager, agent, or
12 employee of that person, that either violates or procures, aids, or abets the violation of
13 any provision of this chapter, or of an order, regulation, or written requirement of the
14 commission commits a violation [IS SUBJECT TO A MAXIMUM PENALTY OF
15 \$500 FOR EACH VIOLATION].

16 * Sec. 40. AS 42.40.830 is amended to read:

17 **Sec. 42.40.830. Penalty for violation of order or decision.** A person who
18 violates a provision of an order or decision of the railroad labor relations agency is
19 guilty of a violation [MISDEMEANOR AND IS PUNISHABLE BY A FINE OF
20 NOT MORE THAN \$500].

21 * Sec. 41. AS 44.09.015(b) is amended to read:

22 (b) Violation of this section is a misdemeanor, and upon conviction is
23 punishable by a fine of not more than \$750 [\$500], or by imprisonment for not more
24 than six months, or by both.

25 * Sec. 42. AS 46.14.400(j) is amended to read:

26 (j) A person who operates a motor vehicle in violation of emissions
27 requirements imposed under this section is guilty of a violation [AND, UPON
28 CONVICTION, SHALL BE FINED AN AMOUNT NOT TO EXCEED \$500]. It is
29 the intent of the legislature that money collected under this subsection be appropriated
30 to promote air quality control programs in municipalities.

31 * Sec. 43. AS 46.14.510(f) is amended to read:

1 (f) A person who fails to display an emissions inspection decal as required by
2 law is guilty of a violation [AND, UPON CONVICTION, SHALL BE FINED AN
3 AMOUNT NOT TO EXCEED \$500]. It is the intent of the legislature that money
4 collected under this subsection be appropriated to control pollution from motor vehicle
5 emissions.

6 * Sec. 44. The uncodified law of the State of Alaska is amended by adding a new section to
7 read:

8 DIRECT COURT RULE AMENDMENT. Rule 8(b), Alaska District Court
9 Rules of Criminal Procedure, is amended to read:

10 (b) **Minor Offenses.** As used in this rule, "minor offenses" means

11 (1) an offense classified by statute as an infraction or a violation; or

12 (2) any offense for which a bail forfeiture amount has been authorized by
13 statute and established by supreme court order; or

14 (3) any municipal motor vehicle or traffic offense for which a fine amount has
15 been established in a fine schedule adopted by municipal ordinance under AS 28.05.151; or

16 (4) any offense under a municipal ordinance for which a conviction cannot
17 result in incarceration or the loss of a valuable license and for which a fine schedule has been
18 established under AS 29.25.070(a); or

19 (5) any offense under statute or municipal ordinance for which a conviction
20 cannot result in incarceration, a fine greater than \$750 [\$500], or the loss of a valuable
21 license.

22 * Sec. 45. This Act takes effect July 1, 2006.



STATE OF ALASKA
OFFICE OF THE GOVERNOR
BILL ANALYSIS

DEPARTMENT Public Safety	DIVISION Alaska State Troopers	BILL NUMBER HB 407 (23rd Legis)	SPONSOR Anderson
SHORT TITLE OF BILL "An act relating to fines and offenses; amending Rule 8(b), Alaska Court Rules of Criminal Procedure; and providing for an effective date."			
DEPARTMENT POSITION Support			
PREPARED BY Lt. James Helgoe	DATE 1/6/05	COMMISSIONER'S SIGNATURE	DATE

SUMMARY

OTHER AGENCIES AFFECTED BY BILL	CONSTITUENT GROUP(S) AFFECTED BY BILL
ORGANIZATIONAL SUPPORT FOR BILL	ORGANIZATIONAL OPPOSITION TO BILL

FISCAL IMPACT: NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT

Proposed Language

AS 12.55.035(b)

(7) \$750 for an infraction or violation.

Explanation: For purposes of determining the penalty for an infraction or violation, these two terms should be considered as the same degree of offense. Therefore, the amount specified in AS 12.55.035(b) (7) should apply to both types of offenses.

Additional discussions:

Law enforcement officers have pointed it out for many years that the term "violation" as a classification of a crime is very confusing. Often a statute or regulation refers to a violation in the sense of an action, "verb", as opposed to a category of offense, a "noun".

In AS 28, the term for this category of offense is "infraction". This term is not confusing and clearly identifies offenses in a manner that is easily understood by all.

It is recommended that consideration be given to do the following:

1. Change the class of offense from "violation" to "infraction". Of course this would involve not only changes to AS 12.55, but also to other statutes that specifically name offenses as "violations". After AS 12.55 has been changed, the rest of the changes would essentially become a housekeeping process.

Or

2. Draft language that make the two terms synonymous for purposes of determining the penalty for these "minor offenses". Then, following the discussion above, implement a process when new legislation that is introduced becomes law, minor offenses will be known as "infractions" regardless of the statute in which they are included. This would make future laws infractions without a great deal of housekeeping to change already existing language.

ANALYSIS OF BILL/PROGRAM EFFECTS

AS 12.55.035(b)(7) sets the maximum fine for "violations." Violations are about the same as traffic infractions, except that they are not traffic offenses. Violations were created as a new class of offense in 1978 when the criminal code was completely revised. They were defined the same as infractions (which exist only in Title 28 - the traffic code). They are both non-criminal offenses for which no jail time can be imposed. AS 11.81.900(b)(61). As with "infractions," defendants charged with "violations" do not get a jury trial or court-appointed counsel. The original maximum fine set for "violations" in 1978 was \$300, the same as the maximum penalty for traffic infractions. In 2002, the legislature increased the maximum fine for "violations" to \$500 (§ 1 ch. 131 SLA 2002) at the same time it increased the maximum fines for criminal offenses. It is not clear why the legislature increased all the maximum fines in Title 12, but failed to do so in Title 28 and in other titles. "Infractions" and "violations" are both considered "minor offenses." See AS 22.15.120(b). If the maximum fine for "infractions" is increased above \$500, the maximum fine for "violations" should be increased to the same amount in order to avoid confusion over the maximum fine for "minor offenses."

AMENDMENTS PROPOSED

The previous work draft of 24-LS0985\G was observed to have significant impact on numerous titles, which fall outside of the Department of Public Safety's responsibility. Below is a section analysis with recommendations to remove certain sections found within 24-LS0985\G, which is outside the scope of our original intentions. Our original intention was to increase the maximum fine for Infractions and Violations to \$750.00 within Title 28.

Unless otherwise indicated, we recommend the following sections be removed from the work draft as they are outside the scope of our intention:

- Section 1.
- Section 2.
- Section 3.
- Section 4. Leave as is pending concurrence with ABC
- Section 5.
- Section 6. Leave this in as this is relative to our original intention of increasing the fines to \$750.00
- Section 7. Leave as is except to change the word violation to infraction.
- Section 8.
- Section 9.
- Section 10.
- Section 11.
- Section 12.
- Section 13.
- Section 14.
- Section 15.
- Section 16.
- Section 17.
- Section 18.
- Section 19.
- Section 20.
- Section 21.
- Section 22.
- Section 23.
- Section 24. Leave this in as it relates back to Title 28, which falls under DPS.
- Section 25. AS 28.40.050(b) should be amended to read:
 - (b) A person convicted for a violation of a provision of this chapter, for which another penalty is not specifically provided, is guilty of a class B Misdemeanor.
- Section 26. AS 28.40.050(c) should be amended to read:
 - (c) Unless otherwise specified by law, a person convicted of a violation of a regulation adopted under this title, or a municipal ordinance regulating vehicles or traffic when the municipal ordinance does not correspond to a provision of this title, is guilty of an Infraction [AND PUNISHABLE BY A FINE NOT TO EXCEED \$750.00].
- Section 27.
- Section 28.
- Section 29.
- Section 30.
- Section 31. Leave as is pending concurrence with Dept. of Environmental Conservation.
- Section 32. Leave as is pending concurrence with Dept. of Environmental Conservation.
- Section 33. Leave as is.

Section 34. The effective date will need to be established.



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BILL ANALYSIS

DEPARTMENT Public Safety	DIVISION Alaska State Troopers	BILL NUMBER None - Title 16	SPONSOR Alaska Dept. of Fish & Game
SHORT TITLE OF BILL An Act amending the fines for an A misdemeanor in Title 16 which include; non-resident guide requirements; hunting same day airborne; operation of fish traps; Erection of fish traps prohibited on land or water owned by the State; use of drum or purse seine and termination device for shellfish/bottom fish pots; unlawful taking and sale of migratory fish and shellfish taken on the high seas; purchase of fish by the pound; and bringing these fines up to the current statutorily allowable amount as defined under AS 12.55.035 (b)(7); and providing for an effective date.			
DEPARTMENT POSITION Support			
PREPARED BY Lt. James Helgoe	DATE 1/6/06	COMMISSIONER'S SIGNATURE	DATE

SUMMARY

OTHER AGENCIES AFFECTED BY BILL	CONSTITUENT GROUP(S) AFFECTED BY BILL
ORGANIZATIONAL SUPPORT FOR BILL	ORGANIZATIONAL OPPOSITION TO BILL

FISCAL IMPACT: NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT

In October 2002, the Alaska Legislature doubled the fines for Class A misdemeanors from \$5,000 to \$10,000. The intent is to bring the penalties for violating these sections up to the current \$10,000 maximum for an A Misdemeanor. Several important AS16 penalties list a maximum fine of \$5,000 and thus remained locked at that level while others that did not list the fine increased to \$10,000. These inconsistencies add confusion to title 16 and are inconsistent with the penalties/fines listed in AS12.55.035 (B) (7).

The reason these changes are needed is that well-meaning persons, many years ago, listed the \$5,000 maximums as a convenience in statute, not foreseeing that the base misdemeanor fine would be doubled in 2002. Some of these penalties went into effect around statehood and it is appropriate that we now update the maximum fines.

While some of these (fish traps and purse seine drums) are rarely, if ever, encountered these days, some of them (same day airborne and unlawful sale of migratory fish) are highly appropriate for the increase. Since they are all current laws, it seems appropriate to update them all.

ANALYSIS OF BILL/PROGRAM EFFECTS

Sectional analysis:

Non-Resident Guide Requirement

AS 16.05.407 (d) is amended to read:

A nonresident who violates (a) of this section, or who fails to furnish an affidavit under (b) of this section, is guilty of a Class A misdemeanor [AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000, OR BY BOTH].

Hunting Same Day Airborne

AS 16.05.783 (c) is amended to read:

(c) A person who violates this section is guilty of a Class A misdemeanor [, AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN 5,000, OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY BOTH]. In addition, the court may order the aircraft and equipment used in or in aid of a violation of this section to be forfeited to the state.

Waste of Salmon

As 16.05.831 (c) is amended to read:

A person who violates this section or a regulation adopted under it is guilty of a Class A misdemeanor. [PUNISHABLE BY A FINE OF NOT MORE THAN \$10,000, OR BY IMPRISONMENT FOR NOT MORE THAN SIX MONTHS, OR BY BOTH]. In addition, a person who violates this section is subject to a civil action by the state for the cost of replacing the salmon wasted.

Activities by Aliens Prohibited

AS 16.05.905 (b) is amended to read:

An alien person who violates (a) of this section is guilty of a Class A misdemeanor, and upon conviction is punishable by a confiscation and forfeiture of the fishing vessel used in the violation [OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$10,000, OR BY ALL OR ANY TWO OF THE FORGOING PUNISHMENTS].

Interference With Commercial Fishing Gear

AS 16.10.055 is amended to read:

A person who willfully or with reckless disregard of the consequences, interferes with or damages the commercial fishing gear of another person is guilty of a Class A misdemeanor. For the purposes of this section "interference" means the physical disturbance of gear which results in economic loss or loss of fishing time, and "reckless disregard of the consequences" means a lack of consideration for the consequences of one's acts in a manner that is reasonably likely to damage the property of another.

Operation of Fish Trap:

AS 16.10.090 is amended to read:

A person who violates AS 16.10.070 is guilty of a Class A misdemeanor [AND IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000 OR BOTH].

Erection of Fish Traps Prohibited on Land or Water Owned by the State

AS 16.10.110 is amended to read:

A person who violates AS 16.10.100 is guilty of a **Class A** misdemeanor [, AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000, OR BY BOTH].

Use of Drum for Purse Seine and Termination Device for Shellfish/Bottom fish Pots

AS 16.10.130 is amended to read:

A person who violates AS 16.10.120 or 16.10.125 is guilty of a **Class A** misdemeanor [, AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN SIX MONTHS, OR BY A FINE OF NOT MORE THAN \$1,000, OR BY BOTH].

Unlawful Taking and Sale of Migratory Fish and Shellfish Taken on the High Seas

AS 16.10.220 is amended to read:

A person who violates AS 16.10.200 and 16.10.210 is guilty of a **Class A** misdemeanor [, AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN \$5,000 OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY BOTH].

Penalty

AS 16.10.250 is amended to read:

A person, association, or corporation violating AS 16.10.240 or contributing to or cooperating in the violation of AS 16.10.240 is guilty of a **Class A** misdemeanor [AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE THAN \$5,000. OR BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY BOTH]. Vessels and equipment used in or in aid of a violation of AS 16.10.240 may be seized and disposed of as provided in AS 16.05.190. Conviction under AS 16.10.240 is grounds for suspension of a fishing license or permit by the department.

Purchase of Fish by the Pound

AS 16.10.270 (b) is amended to read:

(b) A person who violates this section is guilty of a **Class A** misdemeanor [AND UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN \$5,000, OR BY BOTH].

FISCAL NOTE

STATE OF ALASKA
2006 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB384-Courts-2-10-06
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: _____
 Title Fines and Offenses RDU Alaska Court System
 Component Trial Courts
 Sponsor Representative Anderson
 Requester _____ Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2006) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

The court system does not anticipate any fiscal impact from the passage of HB 384.

Prepared by: Doug Wooliver, Administrative Attorney Phone 463-4750
 Division: Alaska Court System Date/Time 2-10-06 @ 9:00 am
 Approved by: Doug Wooliver for Stephanie Cole, Administrative Director Date 2/10/2006
 Agency: Alaska Court System