

HB

359

<TARGET><BILL>HB 359</BILL><SUBJECT>HB
359</SUBJECT><COMM>SFIN27</COMM></TARGET>

SENATE FINANCE COMMITTEE REPORT

Rules

DATE: 4/12/12

FURTHER:

DATE TURNED IN TO OFFICE: 4/15/12

Finance Committee considered CS FOR HOUSE BILL NO. 359(FIN) am

HB 359-SEX CRIMES; TESTIMONY BY VIDEO CONFERENCE

"An Act relating to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degree; relating to the crime of distribution of indecent material to minors, the crime of online enticement of a minor, the crime of prostitution, and the crime of sex trafficking; relating to forfeiture of property used in prostitution offenses; relating to testimony by video conference; adding Rule 38.3, Alaska Rules of Criminal Procedure; and providing for an effective date."

and recommends:

- be replaced with SCS _____ (_____) Same Title Technical Title Change New Title/SCR No. _____
- adopt previous SCS _____ (_____) Same Title Technical Title Change New Title/SCR No. _____
- attached amendment(s)
- adopt _____ Letter of Intent
- further referral to _____ Committee

Dept Abbr.	
ADM	LEG
CED	LAW
COR	LWF
CRT	MVA
EED	DNR
DEC	DPS
DFG	REV
GOV	DOT
DHS	UA

NEW FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #

PREVIOUS FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #
COR		X		14
DPS			X	13
DPS			X	12
LAW			X	11
ADM			X	10
ADM			X	9
CRT		X		8

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	THOMAS	✓			
	EGAN	✓			
	ORSON	✓			
	ELLIS	✓			
CO-CHAIR:	Hoffman	✓			
CO-CHAIR:	Stedman	✓			

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

cost # codes

Bill Version
Fiscal Note Number
Publish Date

CSHB 359(FIN)
14
4/4/12 (H)

Identifier (file name) CSHB359(JUD)-DOC-OC-03-20-2012

Dept. Affected DOC

Title "An Act relating to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degr

Appropriation Admin & Support
Allocation Commissioner's Office

Sponsor Rules by Request of the Governor

Requester (H) FIN

OMB Component Number 694

Expenditures/Revenues

(Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates					
			FY13	FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants, Benefits								
Miscellaneous								
TOTAL OPERATING	**	**	**	**	**	**	**	**

FUND SOURCE

(Thousands of Dollars)

	FY13	FY14	FY15	FY16	FY17	FY18
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Prgm (DGF)						
1037 GF/MH (UGF)						
1178 temp code (UGF)						
TOTAL	**	**	**	**	**	**

POSITIONS

	FY13	FY14	FY15	FY16	FY17	FY18
Full-time						
Part-time						
Temporary						

CHANGE IN REVENUES

	FY13	FY14	FY15	FY16	FY17	FY18

Estimated **SUPPLEMENTAL (FY12) operating costs**
(discuss reasons and fund source(s) in analysis section)

0.0 (separate supplemental appropriation required)

Estimated **CAPITAL (FY13) costs**
(discuss reasons and fund source(s) in analysis section)

0.0 (separate capital appropriation required)

Why this fiscal note differs from previous version (if initial version, please note as such)

The fiscal note analysis reflects changes made in HJUD.

Prepared by Leslie Houston, Director
Division Department of Corrections - Administrative Services
Approved by Joseph D. Schmidt, Commissioner
Department of Corrections

Phone 907-465-3339
Date/Time 3/20/12 12:45 PM
Date 3/20/2012

FISCAL NOTE #14

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(FIN)

Analysis

This bill adds human trafficking in the first degree and sex trafficking in the first degree to the conspiracy statutes (AS 11.31.120). A person convicted of this new crime would be subject to punishment for a Class B felony. The maximum sentence for a Class B felony is five years. The average daily cost of care in a DOC facility is \$134.90. Therefore, one individual convicted of conspiring to commit sex trafficking in the first degree could potentially cost the Department of Corrections \$246,192.50 with a five year sentence.

The bill also raises the penalty for being a patron of a prostitute, if the prostitute is a minor under 18 years of age, from a class B misdemeanor to a class C felony. The maximum sentence for a class B misdemeanor is 90 days. The maximum sentence for a class C felony is 5 years. The difference in days from a class B misdemeanor and a class C felony is 1,735 days. The average daily cost of care is \$134.90. Therefore, the cost of this elevated crime and increased sentence for one individual could potentially be \$234,051.50.

In the past five years, DOC has seen an average of 2.4 convictions for promoting prostitution (sex trafficking). However, DOC does not have any historical data on conspiracy to commit sex or human trafficking, as this would be a new crime if this legislation were to pass. Therefore, DOC is currently unable to quantify the overall fiscal impacts of the passage of this legislation.

The Department will closely monitor the potential future fiscal impacts should this legislation pass.

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version CSHB 359(FIN)
 Fiscal Note Number 13
 (H) Publish Date 4/4/12

Identifier (file name) CSHB359(JUD)-DPS-R&I-03-21-12 Dept. Affected Public Safety
 Title SEX CRIMES; TESTIMONY BY VIDEO CONFERENCE Appropriation Statewide Support
 Allocation Records & Identification
 Sponsor Rules by Request of the Governor
 Requester House Finance Committee OMB Component Number 1190

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates					
			FY13	FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES								
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Travel								
Services								
Commodities								
Capital Outlay								
Grants, Benefits								
Miscellaneous								
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002	Federal Receipts							
1003	GF Match							
1004	GF							
1005	GF/Prgm (DGF)							
1037	GF/MH (UGF)							
1178	temp code (UGF)							
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS

Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES

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Estimated SUPPLEMENTAL (FY12) operating costs _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY13) costs _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

This fiscal note was changed to zero based on changes made by the committee substitute.

Prepared by David Schade, Director
 Division Division of Statewide Services
 Approved by Joseph A. Masters, Commissioner
Department of Public Safety

Phone (907) 269-0202
 Date/Time 3/21/12 5:32 AM
 Date 3/21/2012

FISCAL NOTE #13

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(FIN)

Analysis

This bill as currently proposed would have no fiscal impact to the Division of Statewide Services.

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version CSHB 359(FIN)
 Fiscal Note Number 12
 (H) Publish Date 4/4/12

Identifier (file name) CSHB359(JUD)-DPS-AST-03-21-12 Dept. Affected Public Safety
 Title SEX CRIMES; TESTIMONY BY VIDEO CONFERENCE Appropriation Alaska State Troopers
 Allocation AST Detachments
 Sponsor Rules by Request of the Governor
 Requester House Finance Committee OMB Component Number 2325

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates					
			FY13	FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES								
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Travel								
Services								
Commodities								
Capital Outlay								
Grants, Benefits								
Miscellaneous								
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002	Federal Receipts							
1003	GF Match							
1004	GF							
1005	GF/Prgm (DGF)							
1037	GF/MH (UGF)							
1178	temp code (UGF)							
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS

Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES

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Estimated **SUPPLEMENTAL (FY12) operating costs** _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated **CAPITAL (FY13) costs** _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

This fiscal note was updated to reflect the current bill version.

Prepared by Lt. Rodney Dial
 Division Alaska State Troopers
 Approved by Joseph A. Masters, Commissioner
Department of Public Safety

Phone (907) 247-4480
 Date/Time 3/21/12 5:38 AM
 Date 3/21/2012

FISCAL NOTE #12

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(FIN)

Analysis

This bill as currently proposed would have no fiscal impact to the Division of Alaska State Troopers.

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

cost # codes

Bill Version

CSHB 359(FIN)

Fiscal Note Number

11

Publish Date

4/4/12 (H)

Identifier (file name) HB359-LAW-CRIM-03-21-12

Dept. Affected

Law

Title An Act relating to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degree...

Appropriation

Criminal

Allocation

Criminal Justice Litigation

Sponsor Rules

Requester (H) FIN

OMB Component Number

2202

Expenditures/Revenues

(Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES	FY13	FY13	FY14	FY15	FY16	FY17	FY18
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		(Thousands of Dollars)					
1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS							
Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES							

Estimated **SUPPLEMENTAL (FY12) operating costs** _____ (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated **CAPITAL (FY13) costs** _____ (separate capital appropriation required)
(discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

Update to fiscal analysis.

Prepared by Eileen Donahue, Division Operations Manager
Division Administrative Services

Approved by Michael C. Geraghty, Attorney General
Department of Law

Phone 465-5427
Date/Time 3/21/12 9:05AM
Date 3/21/2012

FISCAL NOTE #11

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(FIN)

Analysis

The bill changes the description of the crime of promoting prostitution under AS 11.66.110 – 11.66.135 from promoting prostitution in the first, second, third, and fourth degrees to sex trafficking in the first, second, third, and fourth degrees.

It adds the crimes of human trafficking in the first degree and sex trafficking in the first degree to the definition of "serious felony offense" under the conspiracy law.

The bill amends the crime of distribution of indecent materials to minors under AS 11.61.128 in response to the judicial decision that the current law is unconstitutional due to over breadth by requiring the prosecution to prove that the offender intentionally distributed, or possessed with the intent to distribute, harmful material to another person that the offender knows is under 16 years of age or believes is under 16 years of age.

It adopts a procedure for contemporaneous two-way videoconference in criminal trials where the court finds that it is necessary to further an important public policy, that the witness is unavailable, and the testimony is given under oath and subject to cross-examination. The bill would also allow contemporaneous two-way videoconference testimony in hearings addressing the competency of a defendant to be tried for criminal charges if the witness resides 50 or more miles away from the place of the hearing or the customary travel to the site of the hearing is by air.

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version CSHB 359(FIN)
 Fiscal Note Number 10
 (H) Publish Date 4/4/12

Identifier (file name) HB359CS(FIN)-DOA-OPA-3-21-12 Dept. Affected Administration
 Title Sex Crimes; Testimony by Video Conference Appropriation Legal and Advocacy Services
 Allocation Office of Public Advocacy
 Sponsor Rules by Request of the Governor
 Requester House Finance OMB Component Number 43

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES	FY13	FY13	FY14	FY15	FY16	FY17	FY18
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 (Thousands of Dollars)

1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS

Full-time						
Part-time						
Temporary						

CHANGE IN REVENUES

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Estimated **SUPPLEMENTAL (FY12) operating costs** _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated **CAPITAL (FY13) costs** _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

Update for committee substitute

Prepared by Richard Allen, Director
 Division Office of Public Advocacy
 Approved by John Cramer, Deputy Commissioner
Department of Administration

Phone 907-269-3504
 Date/Time 3/21/12 10:02 AM
 Date 3/21/2012

FISCAL NOTE #10

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(FIN)

Analysis

This bill relates to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degree; relating to the crime of furnishing indecent material to minors, the crime of online enticement of a minor, the crime of prostitution, and the crime of sex trafficking; relating to forfeiture of property used in prostitution offenses; relating to testimony by video conference; adding Rule 38.3, Alaska Rules of Criminal Procedure, and providing for an effective date.

This bill changes the language used to describe conduct "promoting prostitution" to the phrase, "sex trafficking," prohibits the intentional distribution of indecent material to persons known or believed to be less than 16 years of age, and prohibits possession with the intention to distribute indecent material to persons known or believed to be less than 16 years of age. This bill includes "online enticement of a minor in the definition of "most serious felony." The bill also creates the crimes of: conspiracy to commit human trafficking, a class B felony which carries a sentence of up to 10 years imprisonment, and conspiracy to commit sex trafficking, a class A felony which carries a sentence of up to 20 years imprisonment.

Additionally, this bill amends Rule 38 of the Alaska Rules of Criminal Procedure by adding a new section that allows for testimony using two-way video conferencing. The bill also specifies that video conference testimony is allowed for witnesses whose testimony is used to determine competency of the defendant under this section, where the witness would be required to travel more than 50 miles to court, or where air travel to court is customary.

This bill will result in increases in felony cases and more complex sentencing for certain felonies. The Office of Public Advocacy does not have a reliable method for determining how many more persons may be charged. However, OPA is not anticipating a significant impact to the current case load or fiscal cost increase with the passage of the legislation. The Office of Public Advocacy will monitor for a future potential fiscal impact. Therefore, at this time, a zero impact fiscal note is submitted.

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version CSHB 359(FIN)
 Fiscal Note Number 9
 (H) Publish Date 4/4/12

Identifier (file name) HB359CS(FIN)-DOA-PDA-3-21-12 Dept. Affected Administration
 Title Sex Crimes; Testimony by Video Conference Appropriation Legal and Advocacy Services
 Allocation Public Defender Agency
 Sponsor Rules by Request of the Governor
 Requester House finance OMB Component Number 1631

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES							
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		(Thousands of Dollars)					
1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS							
Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES							

Estimated **SUPPLEMENTAL (FY12) operating costs** _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated **CAPITAL (FY13) costs** _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

New sections related to SO registration have been deleted and will substantially reduce the likelihood of a fiscal impact.

Prepared by Quinlan Steiner
 Division Public Defender Agency
 Approved by John Cramer, Deputy Commissioner
Department of Administration

Phone 907-334-4414
 Date/Time 3/21/12 11:04 AM
 Date 3/21/2012

FISCAL NOTE #9

STATE OF ALASKA
2012 LEGISLATIVE SESSION

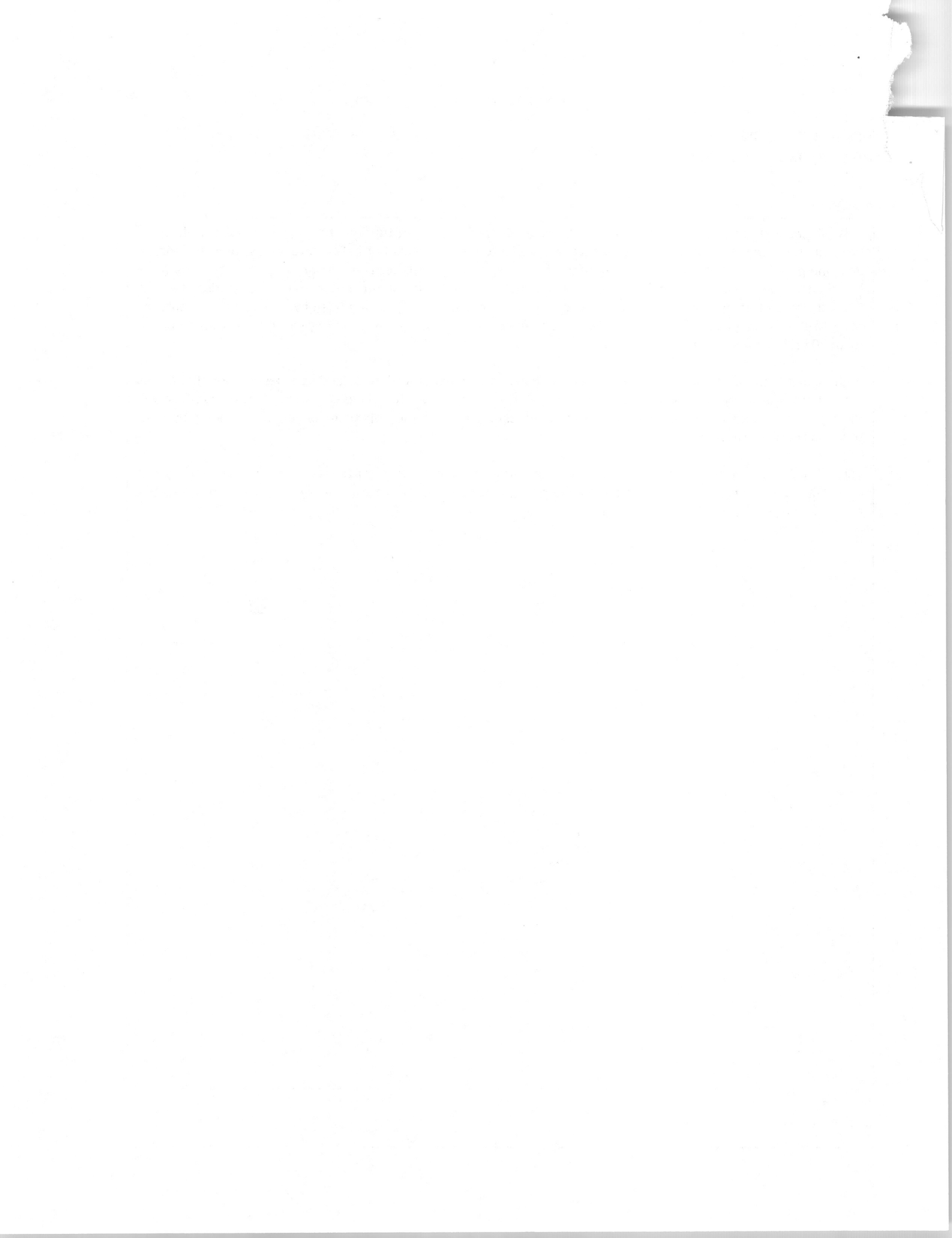
BILL NO. CSHB 359(FIN)

Analysis

This bill changes the language used to describe conduct "promoting prostitution" to the phrase "sex trafficking," prohibits the intentional distribution of indecent material to persons known or believed to be less than 16 years of age, and prohibits possession with the intention to distribute indecent material to persons known or believed to be less than 16 years of age. This bill includes "online enticement of a minor in the definition of "most serious felony." The bill also creates the crimes of: conspiracy to commit human trafficking, a class B felony which carries a sentence of up to 10 years imprisonment, and conspiracy to commit sex trafficking, a class A felony which carries a sentence of up to 20 years imprisonment.

Additionally, this bill amends Rule 38 of the Alaska Rules of Criminal Procedure by adding a new section that allows for testimony using two-way video conferencing. The bill also specifies that video conference testimony is allowed for witnesses whose testimony is used to determine competency of the defendant under this section where air travel to court is customary.

This bill will result in more complex sentencing for certain felonies. Although this tends to increase the cost of processing cases, this bill is not expected to impact a significant number of cases. The Agency, therefore, submits a zero fiscal note.



FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version CSHB 359(JUD)
 Fiscal Note Number 8
 Publish Date 3/21/12 (H)

Identifier (file name) HB359-ACS-TRC-2-28-2012 Dept. Affected Alaska Court System
 Title Human trafficking; furnishing indecent material to minors; video conferencing Appropriation Trial Courts
 Allocation _____
 Sponsor Rules
 Requester Request of the Governor OMB Component Number 768

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES							
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants, Benefits							
Miscellaneous							
TOTAL OPERATING	***	***	***	***	***	***	***

FUND SOURCE (Thousands of Dollars)

1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		***	***	***	***	***	***

POSITIONS

Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES

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Estimated **SUPPLEMENTAL (FY12) operating costs** _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated **CAPITAL (FY13) costs** _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

Initial version

Prepared by Nancy Meade, General Counsel
 Division Alaska Court System
 Approved by Nancy Meade for Christine Johnson, Administrative Director
Alaska Court System

Phone 907-463-4736
 Date/Time 2/28/2012 1:00 p.m.
 Date 2/28/2012

FISCAL NOTE #8

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. CSHB 359(JUD)

Analysis

House Bill 359 changes the crimes of prostitution in the first, second, third and fourth degrees to sex trafficking, and adds the crimes of human trafficking and sex trafficking in the first degree to the definition of "serious felony offense" under the conspiracy law. These changes have no fiscal impact on the court system.

The bill also amends the crime of distribution of indecent materials to minors (AS 11.61.128(a)) by requiring intent and knowledge as elements of the crime, it creates new crimes, and it requires persons with a sex offense in another jurisdiction to register as a sex offender in Alaska. These changes could have the effect of changing the number and types of criminal cases that are filed with and handled by the court system. However, the number of cases filed under AS 11.61.128(a) in FY 2011 was low, and the court expects that it would handle any additional cases under this bill in the normal course, without any fiscal impact. The court will monitor the cases filed under the revised statutes to determine whether the bill does cause a significant change, but a fiscal impact from those revisions is not expected.

In addition, Section 25 of House Bill 359 adds a Rule of Criminal Procedure that allows for two-way videoconferencing for witness testimony in criminal trials when the parties agree or when the court authorizes it because it is found to be necessary to further an important public policy, the witness is not available, and the testimony is given under oath and subject to cross-examination. Similarly, Section 16 adds a new subsection to AS 12.47.100 allowing the testimony of witnesses in competency hearings to be presented by two-way videoconferencing in certain circumstances.

The court does not view this bill as requiring installation of high-quality, high-definition videoconferencing cameras, televisions, and speakers in courtrooms, and therefore is not basing its fiscal note on the high cost of that undertaking. Still, the bill may result in the increased costs associated with the increased use of "webcams" for the video testimony of witnesses, such as the costs of software and, possibly, access to increased bandwidth. The court cannot accurately determine how many trials and competency hearings might include testimony by videoconferencing under this bill, and therefore submits an indeterminate fiscal note.