

HB

116

<TARGET><BILL>HB 116</BILL><SUBJECT>HB
116</SUBJECT><COMM>SJUD27</COMM></TARGET>

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

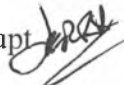
State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

March 28, 2011

SUBJECT: Sectional Summary of HB 116 am, a special 2011 Revisor's Bill
Relating to a Criminal Law Issue
(Work Order No. 27-LS0369\A.A)

TO: Representative Craig Johnson
Chair of the House Rules Committee

FROM: Gerald P. Luckhaupt 
Assistant Revisor

This is a sectional summary of HB 116 am, a special 2011 revisor's bill. The bill is prepared under AS 01.05.036, which provides, in part, that the Legislative Affairs Agency, working in cooperation with the Revisor of Statutes

shall make recommendations to the legislative council concerning deficiencies, conflicts, or obsolete provisions in and the need for reorganization or revision of the statutes, and, at the direction of the legislative council, shall prepare for submission to the legislature legislation for the correction or removal of the deficiencies, conflicts, or obsolete provisions, or to otherwise improve the form or substance of any portion of the statute law of this state. . . .

As a preliminary matter, please note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill -- the bill itself is the best statement of its contents.

Section 1 of the bill amends AS 11.71.140(b) by correcting a misspelling of the drug "oxymorphone." AS 11.71.140(b) was enacted in 1982 and at that time a typographical error was made and "**oxymorphone**" was spelled incorrectly as "**oxymorphine**."

Section 2 of the bill amends AS 11.71.170(b)(11) by correcting a misspelling of the drug "lorazepam." AS 11.71.170(b)(11) was enacted in 1982 and at that time a typographical error was made and "**lorazepam**" was spelled incorrectly as "**lorazepan**."

Section 3 of the bill provides an applicability provision to clarify that the corrections that are being made in secs. 1 and 2 are not substantive changes to the law and that they apply generally to all persons who might be affected by AS 11.71.170(b)(11) before, on, or after the effective date of this bill. This provision is included out of an abundance of

Representative Craig Johnson

March 28, 2011

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caution to ensure that former or ongoing criminal prosecutions are not called into question.

Section 4 of the bill provides an immediate effective date.

If you have any questions about the bill or this summary, please contact me at your convenience.

GPL:plm
11-188.plm

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State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

January 20, 2011

SUBJECT: Sectional Summary of a special 2011 Revisor's Bill Relating to a Criminal Law Issue (Work Order No. 27-LS0369A)

TO: Representative Craig Johnson
Chair of the House Rules Committee

FROM: Gerald P. Luckhaupt 
Assistant Revisor

This is a sectional summary of a special 2011 revisor's bill. The bill is prepared under AS 01.05.036, which provides, in part, that the Legislative Affairs Agency, working in cooperation with the Revisor of Statutes

shall make recommendations to the legislative council concerning deficiencies, conflicts, or obsolete provisions in and the need for reorganization or revision of the statutes, and, at the direction of the legislative council, shall prepare for submission to the legislature legislation for the correction or removal of the deficiencies, conflicts, or obsolete provisions, or to otherwise improve the form or substance of any portion of the statute law of this state. . . .

As a preliminary matter, please note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill -- the bill itself is the best statement of its contents.

Section 1 of the bill amends AS 11.71.170(b)(11) by correcting a misspelling of the drug "lorazepam." AS 11.71.170(b)(11) was enacted in 1982 and at that time a typographical error was made and "**lorazepam**" was spelled incorrectly as "**lorazepan**."

Section 2 of the bill provides an applicability provision to clarify that the correction that is being made in sec. 1 is not a substantive change to the law and that it applies generally to all persons who might be affected by AS 11.71.170(b)(11) before, on, or after the effective date of this bill. This provision is included out of an abundance of caution to ensure that former or ongoing criminal prosecutions are not called into question.

Section 3 of the bill provides an immediate effective date.

If you have any questions about the bill or this summary, please contact me at your convenience.

GPL:ljlw
11-028.ljlw

FISCAL NOTE

STATE OF ALASKA
2011 LEGISLATIVE SESSION

Fiscal Note Number 1
 Bill Version HB 116
 (H) Publish Date 2/18/11

Identifier (file name): HB116-LAW-CRIM-02-11-11 Dept. Affected Law
 Title An Act making a corrective amendment to Alaska Statutes by Appropriation Criminal
correcting the spelling of 'lorazepam.' Allocation Criminal Justice Litigation
 Sponsor Rules by Request of Legislative Council
 Requester (H) Judiciary OMB Component Number 2202

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2012	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
OPERATING EXPENDITURES								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants								
Miscellaneous								
TOTAL OPERATING		0.0	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 (please identify)								
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2011) cost 0.0

POSITIONS

Full-time								
Part-time								
Temporary								

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

Prepared by Eileen Donahue, Division Operations Manager
 Division Administrative Services
 Approved by John J. Burns, Attorney General
Department of Law

Phone 465-5427
 Date/Time 2/11/11 4:45 PM
 Date 2/11/2011

FISCAL NOTE #1

STATE OF ALASKA
2011 LEGISLATIVE SESSION

BILL NO. HB 116

Analysis

HB 116 corrects the spelling of a Schedule IVA controlled substance. Currently AS 11.71.170(b) incorrectly spells the substance "lorazepam" as "lorazepan". The bill corrects the spelling.

There is zero fiscal impact to the Department of Law from this bill.




ALASKA STATE LEGISLATURE HOUSE RULES COMMITTEE

REPRESENTATIVE CRAIG JOHNSON, CHAIRMAN

State Capitol Room 216, Juneau, AK 99801-1182 (907) 465-4993, (907) 465-3872 Fax
716 W. 4th Ave., Ste. 640, Anchorage, AK 99501 (907) 269-0200, (907) 269-0204 Fax

MEMORANDUM

TO: Senator Hollis French, Chair
House Judiciary Committee

FROM: Representative Craig Johnson, Chair 
House Rules Committee

DATE: March 28, 2011

SUBJECT: Hearing Request for CSHB 116 am, *Special 2011 Revisor's Bill by House Rules by Request of the Legislative Council*

I respectfully request a hearing in the Senate Judiciary Committee for CSBH 116am, a special 2011 revisor's bill related to criminal law, at your earliest convenience.

I have enclosed a copy of the most current version of the bill, a sectional summary of the amended bill, the original bill, and the zero fiscal note.

Gerald Luckhaupt, Assistant Revisor with Legal Services, will be testifying for the bill.

If you have any questions or need additional information, feel free to contact me or my aide, Debra Higgins at 465-3764.

Thank you for your consideration of this request.

STATE OF ALASKA

SEAN PARNELL, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

LEGISLATION & REGULATIONS SECTION
P.O. BOX 110300
DIMOND COURT HOUSE, 6TH FLOOR
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 465-2520

March 29, 2011

Senator Hollis French, Chair
Senate Judiciary Committee
Alaska State Legislature
State Capital, Room 417
Juneau, Alaska 99801-1182

Re: Hearing Request re: HB 116 AM - 2011 Revisor's Bill to correct spelling of
"lorazepam"

Dear Senator French:

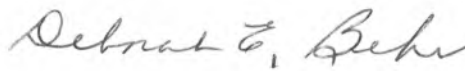
The Department of Law would appreciate scheduling of the above bill for a hearing in your committee, at your earliest convenience. The bill makes important technical improvements in Alaska law.

We have reviewed the bill and have found no legal concerns.

If you have any questions, please feel free to contact me.

Sincerely,

JOHN J. BURNS
ATTORNEY GENERAL

By: 
Deborah E. Behr
Chief Assistant Attorney General

DEB:ljm

cc: Heather Brakes, Legislative Director, Office of the Governor
Jerry Luckhaupt, Assistant Revisor of Statutes, Legislative Affairs Agency