CS FOR SENATE BILL NO. 12(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE STATE AFFAIRS COMMITTEE

Offered: 3/1/23
Referred: Judiciary, Finance

Sponsor(s): SENATOR KIEHL

A BILL

FOR AN ACT ENTITLED

"An Act relating to the duties of the Department of Administration; creating an address confidentiality program; and providing for an effective date."

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

*** Section 1.** AS 44.21.020 is amended to read:

Sec. 44.21.020. Duties of department. The Department of Administration shall

(1) make surveys and studies to improve administrative procedures, methods, and organization;

(2) keep general accounts;

(3) approve vouchers and disburse funds for all purposes;

(4) operate centralized purchasing and supply services, and necessary storerooms and warehouses;

(5) [REPEALED

(6)] supervise telephone, mailing, messenger, duplicating, and similar

services adaptable to centralized management;

(6) [(7)] administer the public employees' retirement system and teachers' retirement system;

(7) [(8)] administer a statewide personnel program, including central personnel services such as recruitment, assessment, position classification, and pay administration;

(8) [(9)] administer and supervise a statewide automatic data processing program;

(9) [(10)] study, design, implement, and manage the telecommunications systems and services of the state under AS 44.21.305 - 44.21.330**;**

(10) establish and administer the address confidentiality program under AS 44.21.022.

*** Sec. 2.** AS 44.21 is amended by adding a new section to read:

Sec. 44.21.022. Address confidentiality program. (a) The address confidentiality program is established in the department to protect the confidentiality of the address of an individual enrolled in the program.

(b) The department shall

(1) establish and administer the program;

(2) designate a post office box as a substitute mailing address for an individual enrolled in the program;

(3) forward the mail of an individual enrolled in the program from the post office box designated under (2) of this subsection to the individual's residential street address, post office box, school address, or work address as specified on the individual's application for enrollment in the program;

(4) maintain the confidentiality of the address of an individual enrolled in the program; and

(5) adopt regulations establishing a procedure for a qualified individual under (c) of this section to enroll in or withdraw from the program.

(c) The following individuals may enroll in the program:

(1) a victim of a crime involving domestic violence, stalking, or sexual assault, if a court has issued a protective order on behalf of the victim;

(2) a guardian of a minor, if a court has issued a protective order on behalf of the minor;

(3) a peace officer;

(4) a correctional officer; and

(5) a household member of an individual specified under (1) - (4) of this subsection who is enrolled in the program.

(d) A state or municipal agency shall allow an individual enrolled in the program to use the post office box designated by the department under (b)(2) of this section as the individual's mailing address.

(e) The department shall remove an individual enrolled in the program under (c)(1) or (2) of this section, or under (c)(5) of this section if the individual is a household member of a person enrolled in the program under (c)(1) or (2) of this section, from the program five years after the expiration of the protective order issued on behalf of the victim or minor. The department shall remove an individual enrolled in the program under (c)(3) or (4) of this section, or under (c)(5) of this section if the individual is a household member of a person enrolled in the program under (c)(3) or (4) of this section, from the program five years after the last day the individual or individual's household member is employed as a peace officer or correctional officer.

(f) The department may not collect a registration fee from an individual qualified under (c) of this section to enroll in the program.

(g) The department shall disclose an individual's address to a peace officer in response to a search warrant issued by a state or federal court.

(h) A person who discloses information that is confidential under this section about an individual enrolled in the program under (c) of this section is guilty of a class B misdemeanor if the person

(1) is authorized to access the address confidentiality program database and recklessly discloses the information to the respondent of a protective order;

(2) is not authorized to access the address confidentiality program database and knowingly discloses the information to the respondent of a protective order; or

(3) accesses the address confidentiality program database without

authorization to access the database and recklessly discloses the information.

(i) In this section,

(1) "correctional officer" means a person

(A) appointed by the commissioner of corrections whose primary duty under AS 33.30 is to provide custody, care, security, control, and discipline of persons charged or convicted of offenses against the state or held under authority of state law;

(B) employed in a correctional facility in this state whose primary duty is to provide custody, care, security, control, and discipline of persons charged or convicted of offenses or held under authority of law; or

(C) employed full time in a municipal correctional facility whose primary duty is to provide custody, care, security, control, and discipline of persons charged or convicted of offenses or held under authority of law, and the correctional facility is located in a municipality that has adopted AS 18.65.130 - 18.65.290 by ordinance under AS 18.65.285;

(2) "crime involving domestic violence" has the meaning given in AS 18.66.990;

(3) "department" means the Department of Administration;

(4) "household member" means an adult or minor who lives in the same residence as an individual enrolled in the program;

(5) "peace officer" has the meaning given in AS 01.10.060;

(6) "program" means the address confidentiality program.

*** Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: REGULATIONS. The Department of Administration may adopt regulations necessary to implement AS 44.21.022, enacted by sec. 2 of this Act. The regulations take effect under AS 44.62 (Administrative Procedure Act) but not before the effective date of the law being implemented by the regulation.

*** Sec. 4.** Section 3 of this Act takes effect immediately under AS 01.10.070(c).

*** Sec. 5.** Except as provided in sec. 4 of this Act, this Act takes effect January 1, 2024.