

Original sponsor: Rules/Governor

Offered: 5/21/81
Referred: Health, Education & Social Services

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 91 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to domestic violence, sexual assault,
7 and crisis intervention and prevention programs."

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

9 * Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 66. COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT.

11 Sec. 18.66.010. COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT;
12 PURPOSE. There is established in the Department of Public Safety the
13 Council on Domestic Violence and Sexual Assault. The purpose of the
14 council is to provide for planning and coordination of services to
15 victims of domestic violence or sexual assault or to their families and
16 to perpetrators of domestic violence and sexual assault and to provide
17 for crisis intervention and prevention programs.

18 Sec. 18.66.020. MEMBERSHIP, TERMS, VACANCIES, AND DISQUALIFICA-
19 TION. (a) The council consists of

20 (1) three persons appointed by the governor after consulta-
21 tion with the Network on Domestic Violence and Sexual Assault, a non-
22 profit corporation; the Network on Domestic Violence and Sexual Assault
23 shall submit a list to the governor of persons recommended for appoint-
24 ment;

25 (2) the commissioner of public safety or the designee of the
26 commissioner of public safety; and

27 (3) the commissioner of health and social services or the
28 designee of the commissioner of health and social services

29 (4) the commissioner of education or the designee of the

1 commissioner of education;

2 (5) the attorney general or the designee of the attorney
3 general.

4 (b) The term of office of a member appointed under (a)(1) of this
5 section is two years. A member appointed under (a)(1) of this section
6 serves at the pleasure of the governor and may not serve more than two
7 consecutive terms. A vacancy on the council shall be filled for the
8 unexpired term by appointment by the governor after consultation with
9 the Network on Domestic Violence.

10 (c) A person who receives compensation from or is an employee of
11 a domestic violence, sexual assault, or crisis intervention or preven-
12 tion program may not be appointed to the council.

13 Sec. 18.66.030. COMPENSATION AND EXPENSES. The members of the
14 council receive no salary but are entitled to transportation expenses
15 and per diem in accordance with AS 39.20.180.

16 Sec. 18.66.040. MEETINGS AND QUORUM. The council shall meet at
17 least four times a year. At least one meeting each year shall include
18 a statewide public teleconference hearing. The time and place of a
19 meeting shall be set by the presiding officer or by three members who
20 submit a written request for a meeting to the presiding officer. Four
21 members of the council constitute a quorum.

22 Sec. 18.66.050. DUTIES OF THE COUNCIL. (a) The council shall
23 (1) hire an executive director and necessary staff;
24 (2) elect one of its members as presiding officer;
25 (3) in consultation with authorities in the field, develop,
26 implement, maintain, and monitor domestic violence, sexual assault, and
27 crisis intervention and prevention programs, including educational
28 programs, films, and school curricula on the cause, prevention, and
29 treatment of domestic violence and sexual assault;

1 (4) coordinate services provided by the Department of Law,
2 the Department of Education, the Department of Public Safety, the
3 Department of Health and Social Services, and other state agencies and
4 community groups dealing with domestic violence, sexual assault, and
5 crisis intervention and prevention, and provide technical assistance as
6 requested by those state agencies and community groups;

7 (5) develop and implement a standardized data collection
8 system on domestic violence, sexual assault, and crisis intervention
9 and prevention;

10 (6) conduct public hearings and studies on issues relating
11 to violence, including domestic violence and sexual assault, and on
12 issues relating to the role of crisis intervention and prevention;

13 (7) receive and dispense state and federal money and award
14 grants and contracts from appropriations for the purpose to qualified
15 local community entities for domestic violence, sexual assault, and
16 crisis intervention and prevention programs;

17 (8) oversee and audit domestic violence, sexual assault, and
18 crisis intervention and prevention programs which receive money under
19 this chapter;

20 (9) provide fiscal and technical assistance to plan, organ-
21 ize, implement and administer domestic violence, sexual assault, and
22 crisis intervention and prevention programs;

23 (10) make an annual report to the governor and the legisla-
24 ture on the activities of the council, plans of the council for new
25 services and programs, and concerns of the council, including recommen-
26 dations for legislation necessary to carry out the purposes of this
27 chapter;

28 (11) adopt regulations in accordance with the Administrative
29 Procedure Act (AS 44.62) to carry out the purposes of this chapter and

1 to protect the health, safety, well-being, and privacy of persons
2 receiving services financed with grants or contracts under this chapter.

3 Sec. 18.66.060. QUALIFICATIONS. A local community entity is
4 qualified to receive a grant or contract under this chapter if it
5 agrees to provide services approved by the council to victims of domes-
6 tic violence or sexual assault or their families or to perpetrators of
7 domestic violence or sexual assault without regard to ability to pay.

8 Sec. 18.66.900. DEFINITIONS. In this chapter:

9 (1) "council" means the Council on Domestic Violence and
10 Sexual Assault;

11 (2) "crisis intervention and prevention program" means a
12 community program that provides information, education, counseling, and
13 referral services to individuals experiencing personal crisis related
14 to domestic violence or sexual assault and to individuals in personal
15 or professional transition, excluding correctional half-way houses,
16 outpatient mental health programs, and drug or alcohol rehabilitation
17 programs;

18 (3) "domestic violence" means a crime specified in AS 11.41
19 when the victim is a spouse or a former spouse of the defendant, a
20 member of the social unit comprised of those living together in the
21 same dwelling as the defendant, or a person related within the second
22 degree by blood or marriage to the defendant;

23 (4) "domestic violence program" means a program that pro-
24 vides services to the victims of domestic violence, their families, or
25 perpetrators of domestic violence;

26 (5) "local community entity" means a city or borough or
27 other political subdivision of the state, a nonprofit organization, or
28 a combination of these;

29 (6) "sexual assault" means a crime specified in AS 11.41.-

1 410 - 11.41.450 or AS 11.51.130(a)(4);

2 (7) "sexual assault program" means a program that provides
3 services to the victims of sexual assault, their families, or perpetra-
4 tors of sexual assault.

5 * Sec. 2. AS 39.50.200(b) is amended by adding a new paragraph to read:
6 (44) Council on Domestic Violence and Sexual Assault (18.66.-
7 010).

8 * Sec. 3. AS 44.66.010(a) is amended by adding a new paragraph to read:
9 (10) Council on Domestic Violence and Sexual Assault --
10 June 30, 1985.

11 * Sec. 4. Of the first members appointed to the Council on Domestic
12 Violence and Sexual Assault under AS 18.66.020(a) added in sec. 1 of this
13 Act.

- 14 (1) one member shall be appointed to serve a term of one year;
15 (2) two members shall be appointed to serve a term of two years.
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