

COMMITTEE REPORT

SENATE

2/12/75

Mr. President:

Date _____

The Committee on FINANCE has had SCR 5 revision of AS 11

under consideration. A Majority of the members of the Committee

() recommends it DO PASS _____

() recommends it DO NOT PASS

() recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH ^{RYLES} CS FOR SCR 5 AND THAT

CS FOR SCR 5 DO PASS

() "and" recommends it BE REFERRED TO THE _____ COMMITTEE

() reports it back WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

Bill Kay Kohman
Tom Stewart R. Toland
W. Wade
Marie Chance

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Bill Kay Chairman

MEMORANDUM

State of Alaska

TO: James Fennel
Division of Legislative Finance

DATE: March 4, 1975

FILE NO:

TELEPHONE NO:

R.F. Schroeder
FROM: Robert F. Schroeder
Legal Administrator
Department of Law

SUBJECT: Fiscal Information
Re CSSCR 5

It is my understanding that the language of the resolution places the Legislative Council as the lead agency in carrying out the revision of AS 11. It is also my understanding that John M. Elliott, Executive Director, Legislative Affairs Agency, has submitted fiscal information to you which sets forth the estimated whole cost of the revision, including whatever costs would be incurred by the Department of Law's participation. Therefore, the Department of Law has not, nor does it propose to, request funds for a revision of AS 11.

RFS:pg

cc: John M. Elliott
Executive Director
Legislative Affairs Agency

STATE OF ALASKA
THE LEGISLATURE

FOUCH Y - STATE CAPITOL
BUILDING, ALASKA 99501

LEGISLATIVE AFFAIRS AGENCY

March 1, 1975

MEMORANDUM

TO: James Fennell, Senate Finance

FROM: John M. Elliott, Executive Director

SUBJECT: Fiscal information re CSSCR 5

In reply to your request for the fiscal implications of CSSCR 5 which authorizes the Legislative Council to contract with competent persons or firms to oversee and direct a commission to review the existing Criminal Code of Alaska, the council has not, as of this date, had an opportunity to discuss this matter or to determine what direction the proposed study should take if the proposed study passes. However, it is my feeling and that of the resolution's original sponsor that a sizable amount of money will be included in this agency's budget request in anticipation of the resolution's passage. The maximum amount to be requested, in my judgment, would likely be approximately \$100,000.

If you have any further questions, please do not hesitate to call me.

pmk

Offered: 2/12/75
Referred: Finance

Original sponsor: Judiciary Committee

1 IN THE SENATE BY THE RULES COMMITTEE
2 CS FOR SENATE CONCURRENT RESOLUTION NO. 5
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 NINTH LEGISLATURE - FIRST SESSION

5 Relating to a revision of AS 11, the
6 substantive criminal law of the state.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 WHEREAS the criminal code of the State of Alaska represents a consider-
9 able and vital body of law which has not undergone substantive revision and
10 is consequently vastly out of step with constitutional and social developments
11 of recent decades; and

12 WHEREAS, each year since 1965, a revised criminal code for the state
13 has been before the legislature but has failed to garner the necessary
14 support for passage; and

15 WHEREAS, once again, a criminal code revision which could serve as a
16 basis for study by persons knowledgeable in the varying aspects of the
17 criminal law is contained in the proposed legislation; and

18 WHEREAS it is impossible during the course of a legislative session to
19 devote the necessary man-hours required to refine and digest the proposed
20 revision and to have the necessary expertise available to review the pro-
21 posal;

22 BE IT RESOLVED by the Alaska State Legislature that the Legislative
23 Council in cooperation with the Attorney General is requested to form a
24 "blue ribbon" commission to study, refine, and to submit to the Second
25 Session of the Ninth Legislature a revision of the proposed code the commis-
26 sion recommends be favorably acted upon; and be it

27 FURTHER RESOLVED that the membership of the commission should be repre-
28 sentative of all persons and groups vitally concerned with the administration
29 and enforcement of the state's criminal laws, including but not limited to

1 representatives of the bar, the bench, penologists, correction officers,
2 social workers, and the like; and be it

3 FURTHER RESOLVED that the Legislative Council is authorized to contract
4 with a competent person or firm knowledgeable in the varying aspects of
5 criminal law to oversee and direct the work of the commission.
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Introduced: 1/31/75
Referred: Judiciary

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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20 revision and to have the necessary expertise available to review the pro-
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22 BE IT RESOLVED by the Alaska State Legislature that the Governor is
23 respectfully requested to direct the Attorney General to form a "blue ribbon"
24 commission to study, refine, and to submit to the Second Session of the
25 Ninth Legislature a revision of the proposed code the commission recommends
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Introduced: 1/31/75
Referred: Judiciary

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BY THE JUDICIARY COMMITTEE

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STATE OF ALASKA
THE LEGISLATURE
LEGISLATIVE AFFAIRS AGENCY

POUCH Y - STATE CAPITAL
JUNEAU, ALASKA 99801

March 1, 1975

MEMORANDUM

TO: James Fennell, Senate Finance
FROM: John M. Elliott, Executive Director
SUBJECT: Fiscal information re CSSCR 5

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