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Official Business

Alaska State Legislature

Senate

Committee on Judiciary

Pouch V
State Capitol
Juneau, Alaska 99811

MINUTES OF THE SENATE JUDICIARY COMMITTEE

OF

FEBRUARY 16, 1982

Butrovich Committee Room, State Capitol Juneau, Alaska

Legislation Before Committee:

SB 692 - "An Act relating to the duties of coroners and the coroner's inquest."

SB 693 - "An Act repealing the termination date of ch. 160, SLA 1980, relating to supreme court authority over court facilities; and providing for an effective date."

As there were not enough members present for a quorum, Chairman Rodey called a work session on SB 692 and SB 693. Members present were Senators Rodey, and Parr. Senators Bennett, and Ray were absent.

Chairman Rodey first brought SB 693 up for discussion.

Karla Forsyth, General Counsel for the Alaska Court System testified, stating that SB 693 would provide the following:

- 1.) Save time in letting contracts
- 2.) Provide 10% savings on overhead of Department of Transportation & Public Facilities
- 3.) Provide in-house expertise in design

She further stated that SB 693 has adopted the Department of Transportation and Public Facilities standards and it would provide an advantage to the DOT-PF as it is not geared to small projects. She expressed the DOT-PF's agreement with SB 693.

Senator Ray enters the room. Chairman Rodey brings the Committee to order.

Senator Parr moves to pass SB 693 from Committee with individual recommendations. There was no objection. Senators Parr and Rodey signed do pass. Senator Ray signed no recommendation.

The next item on the agenda was SB 692. Chairman Rodey called Karla Forsyth, General Counsel, Alaska Court System, before the Committee to

testify. Ms. Forsyth distributed a memorandum giving the Court System's recommended amendments to SB 692. (See attached memorandum)

The Committee questioned the need for the amendment to Sec. 3 of the bill. Ms. Forsyth explained that the court felt that this amendment would assure that inquest juries did not duplicate or hinder the work of grand juries. The Chairman directed staff to prepare language which would solve this without allowing coroners complete discretion on which deaths to hold hearings on.

Senator Ray moved that the language "friend or relative" on Line 20, Page 3, be amended to read "person". There was no objection and the amendment was adopted. Senator Ray also moved that the word "may" on Line 26, Page 2, be struck and the words "shall, unless the facts are self-evident" be inserted in its place. There was no objection and the amendment was adopted.

Staff was directed to prepare a committee substitute incorporating the changes.

After discussion Chairman Rodey adjourned the meeting at 2:15 P.M.

Memorandum

ADMIN. CONF. 11/30
AGENDA ITEM 10
Alaska Court System

TO:

Arthur H. Snowden, II
Administrative Director

DATE : September 24, 1981

FROM: Karla L. Forsythe
General Counsel

SUBJECT: Extending Supreme Court
Authority over Court
Facilities

You have asked me to determine the procedure for extending supreme court authority over court facilities beyond the June 30, 1982 termination date.

This authority is granted to the court by AS 22.05.025, a copy of which is attached for your reference.

Since the termination date was set forth explicitly in the session law, it will be necessary to introduce new legislation which will provide for deletion of the termination language.

Please let me know if you would like me to review other aspects of this problem.

Karla

KF/jb
attachment

Sec. 22.05.025. Court facilities. (a) The supreme court has authority over all matters relating to the planning, design, construction, maintenance, occupancy, and operation of all court facilities and shall cooperate and coordinate with the Department of Transportation and Public Facilities so that court facility construction projects are carried out in accordance with the statutes and regulations applicable to state public works projects.

(b) In this section, "court facility" means a state facility in which 75 per cent or more of the net usable space is occupied by the court system and other justice-related agencies. (§ 1 ch 160 SLA 1980)

Effective date. — Section 4, ch. 160, SLA 1980 makes this section effective July 2, 1980. Section 3, ch. 160, SLA 1980, provides: "This Act terminates June 30, 1982."

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CS SB 693 Changing termination date of law ...
 Title supreme court authority over court facilities
 Requested by House Judiciary Date 4/20/82

II. FISCAL DETAIL
 Agency Affected Department of Transportation & Public Facilities
 Program Category Affected _____
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

The assumption is that there are sufficient funds between the court and DOT/PF.

IV. DATE 4/20/82 PREPARED BY *RL* Ron B. Lind
 AGENCY DOT/PF
 Original: Legislative Finance PHONE 465-3900
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)