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COMMITTEE REPORT

HOUSE

(5)

FURTHER:

1/22/82

Date:

2/22/82

Mr. Speaker:

The Committee on STATE AFFAIRS has had HB 680

"An Act requiring issuance of distinguishing drivers' licenses to persons convicted of driving while intoxicated."

under consideration and reports it back as follows:

- [] do pass [] do not pass
[] do pass with attached amendments(s)
[X] replace with CS for HB 680 [X] same title
[] new title
and recommends _____
[] AND attaches a "Letter of Intent" [] New Fiscal Note
[] reports it back without recommendation
[] referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
RESEARCH AGENCY

Pouch Y, State Capitol
Juneau, Alaska 99811
(907) 465-3991

January 29, 1981

MEMORANDUM

TO: Representative Mitch Abood
Attention: Carol Horos

FROM: Christine Johnson, Research Staff *Christine Johnson*

SUBJECT: Research Request No. 82-5
Drunk Driving Statistics

Carol Horos of your staff has asked for the following information regarding drunk driving:

- (1) statewide data on the number of arrests and convictions for drunk driving for a sufficient number of years to show the current trend;
- (2) statewide data on the number of arrests and convictions for other traffic violations where the driver was also intoxicated;
- (3) a comparison between the incidence of drunk driving in Alaska and the national rate.

As we have explained to Ms. Horos, the second category of data required a special computer run by the Alaska Court System, and we have not yet received the information. We will forward it to you as soon as it arrives.

Arrests

Table I on the following page shows the number of arrests for drunk driving during 1978, 1979, and 1980. This data indicates that arrests for drunk driving are declining. Data for 1980 shows a 21% decrease in the number of arrests for this offense over the arrests reported in 1978. This decline may be related to the stiffer penalties for drunk driving which went into effect in the fall of 1978.

TABLE I
Statewide Arrests for Drunk Driving
1978 - 1980

	<u>1978</u>	<u>1979</u>	<u>1980</u>
Number of Arrests	3,265	3,006	2,575
Rate of Arrest per 100,000 people	815.3	750.6	643.0

Source: House Research Agency, January 1982, from data provided by the Criminal Justice Planning Agency, Alaska Department of Law, Crime in Alaska - 1980.

Table II below compares Alaska's 1980 arrest rate for drunk driving with the national rate for that year. The data indicates that the state's arrest rate for drunk driving is only slightly higher than the national rate.

TABLE II
State and National Arrest Rates for Drunk Driving - 1980
(Rate per 100,000 people)

<u>Alaska</u> Arrest Rate	<u>National</u> Arrest Rate
643.0	626.3

Source: House Research Agency, January 1982, from data provided in Crime in Alaska - 1980, and Federal Bureau of Investigation, U.S. Department of Justice, Crime in the United State, September 1981.

Convictions

Table III on the following pages shows both the number of cases involving drunk driving which were filed with the Alaska Court System during the three year period and the number of convictions which resulted. This information provides the best indication of the conviction rate for drunk drivers, as the data regarding arrests comes from another source and is not comparable to the Court's statistics on convictions.

Between 1978 and 1980, approximately 75% of the individuals charged with drunk driving were convicted. The conviction rate declined slightly in 1980, but no downward trend can logically be inferred from this information.

TABLE III
Drunk Driving Cases Filed with the Alaska Court System
and Rate of Conviction
1978 - 1980

	<u>1978</u>	<u>1979</u>	<u>1980</u>
No. of Cases Filed	3,681	3,545	3,096
No. of Convictions	2,765	2,691	2,224
Conviction Rate	75%	76%	72%

Source: Alaska Court System.

* We were unable to locate any information on the national conviction rate for drunk drivers. We did learn from the State Highway Safety Planning Commission that nationwide 50% of all fatal accidents in 1979 involved a drunk driver. This figure was closer to 75% for Alaska.

We hope this information is of use to you. Again, we will deliver the other material you requested as soon as it arrives. If we can provide any further assistance, please don't hesitate to contact us.

CJ/cj

Introduced: 1/22/82
Referred: State Affairs

1 IN THE HOUSE

BY ABOOD

2 HOUSE BILL NO. 680

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act requiring issuance of distinguishing drivers'
7 licenses to persons convicted of driving while intoxi-
8 cated."

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

10 * Section 1. AS 28.15 is amended by adding a new section to read:

11 Sec. 28.15.125. DISTINGUISHING LICENSE FOR DRIVER CONVICTED OF
12 DRIVING WHILE INTOXICATED. (a) The department shall issue a driver's
13 license or a duplicate driver's license with a ^{Dept Adapt} (red) background to an
14 otherwise qualified applicant convicted under AS 28.35.030 of driving
15 while intoxicated. A license with a red background shall be issued
16 under this section upon conviction and ^{the driver shall be precluded from replacing} for six months after the ~~expira-~~
17 ~~tion~~ ^{conviction or for six months following} of the period of revocation or limitation of the applicant's
18 driver's license imposed under AS 28.15.181(b) as a result of the con-
19 viction, ^{which ever is longer.}

20 (b) A person who receives a distinguishing license under (a) of
21 this section may, if otherwise qualified, apply for and receive a stan-
22 dard driver's license or a standard duplicate driver's license six
23 months after the period of revocation or limitation of the applicant's
24 driver's license imposed as a result of the conviction for driving while
25 intoxicated.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 680
 Title Issuance of Driver License to Persons Convicted of DWI
 Requested by Abood Date 1-28-82

II. FISCAL DETAIL

Agency Affected Public Safety
 Program Category Affected Life and Property Protection
 BRU, Program, Or Subprogram(s) Affected Driver/Vehicle Services
 (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		10.3	11.2	12.2	13.3	14.5
200 TRAVEL						
300 CONTRACTUAL		3.3	3.6	3.9	4.3	4.7
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		13.6	14.8	16.1	17.6	19.2

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND		13.6	14.8	16.1	17.6	19.2
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME		.5	5	5	5	5
TEMPORARY						

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

Estimate 4,000 convictions per annum, requiring issuance of one additional license per conviction at \$0.78 each, plus computer entry time, forms, picture, etc. Over 50% of convictions are in Anchorage area. One person, issuing 25 licenses per day for 20 weeks could issue 2,500 licenses, which would be approximate increase at Anchorage Field Office. We could not attempt this increase in workload without additional help.

IV. DATE January 28, 1982

PREPARED BY Robert J. Rowan
 AGENCY Public Safety

Original: Legislative Finance
 cc: Budget and Management

PHONE 269-5551

Prime Sponsor (First Legislator Named) Mike

33-001 (Rev. 12/81)

REC'D FEB 16 1982

1	POSITION TITLE Motor Vehicle Representative II				RANGE/STEP 9B	BARG. UNIT. GGU	LOCATION Anchorage	GOV.	APPROV.	DIGAPP.
2	TYPE OF POSITION PPT	STAFF MONTHS 5	RP No.	PCN No.	PRIORITY		FORM 12 PAGE/LINE	LEG		
3	TYPE OF EXPENDITURE			AMOUNT		JUSTIFICATION: Issuance of additional licenses required for individuals convicted of driving while intoxicated. Position would be required to examine documents, enter data into computer terminal, enter new data, operate driver license eye test machine, driver license camera, collect fees, reconcile costs at end of day, etc. Calendar year 1981 salary schedule used.				
	1	2	3							
4	PERSONAL SERVICES:									
	SALARY	1,521	7,605							
5	BENEFITS	17.69%	1,345							
6	JBS		466							
7	FIXED BENEFITS		915							
8	TOTAL PERSONAL SERVICES	01	10,331							
9	TRAVEL	02								
10	CONTRACTUAL	03	3,300							
11	COMMODITIES	04								
12	EQUIPMENT	05								
13	OTHER									
14	TOTAL COST		13,631							
	RECEIPT CODE	FUNDING SOURCE								
15		FED RCPTS. 1002								
16		GF MATCH. 1003		13,631						
17		GEN. FUND 1004								
18		I-A RCPTS. 1005								
19		PGM RCPTS 1028								
20		OTHER								
21	CONTINUATION									
22	ADDITION	FOR B&M USE ONLY								
4A KEY NUMBER				COLUMN NO.						

AGENCY Public Safety PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Field Services

13 REQUEST FOR NEW POSITION

FY 83

Page 1 of 1 REVISED DATE _____

POSITION PAPER

HOUSE BILL NO. 680

"An Act requiring issuance of distinguishing drivers' licenses to persons convicted of driving while intoxicated."

This bill requires that a driver's license with a red background be issued for a six months period after the expiration of the period of revocation or limitation of the applicant's drivers license imposed as a result of a conviction for driving while intoxicated.

The Department of Health and Social Services is opposed to this bill, at least in its present form, for the following reasons:

- 1. Currently thousands of drivers licenses with red backgrounds are already issued to persons under 19 years of age. This practice has been in effect for a number of years, and bartenders and liquor store owners use it as a flag for further checking the age of potential customers. Thus, change would lend confusion to a long standing procedure.
- 2. Many other colored backgrounds are used for other identifying purposes; if another color were substituted for the proposed red background, there would be even more confusion.
- 3. There would be at least 8,000 more drivers licenses a year to process, according to the Department of Public Safety, because each license would have to be replaced in six months.
- 4. These identifying licenses probably would serve no useful purpose. Troopers can already call up a driver's record for immediate display through their dispatch system.

In summary, the Department does not support this bill.

Recommended by: E. S. Rabeau
E. S. Rabeau, M.D., Director
Division of Public Health

Date: Feb. 1, 1982

Approved by: Helen D. Beirne
Helen D. Beirne, Commissioner
Department of Health and
Social Services

Date: 2/1/82

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 680

Title "An Act requiring issuance of distinguishing drivers' licenses to persons

Requested by Commissioner's Office Date 2-1-82

convicted of driving while intoxicated."

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services

Program Category Affected Health/Public Health

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	0	0	0	0	0	0
200 TRAVEL	0	0	0	0	0	0
300 CONTRACTUAL	0	0	0	0	0	0
400 COMMODITIES	0	0	0	0	0	0
500 EQUIPMENT	0	0	0	0	0	0
600 LAND & STRUCTURES	0	0	0	0	0	0
700 GRANTS, CLAIMS, ETC.	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER (Specify Source)	0	0	0	0	0	0

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

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

IV. DATE 2-1-82

PREPARED BY Gloria Way
AGENCY Dept. of Health and Social Services

Original: Legislative Finance

PHONE 465-3027

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 630
Title An Act Relating to Youth Hostels
Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Dept. of Commerce & Economic Development
Program Category Affected Development
BRU, Program, or Subprogram(s) Affected Division of Business Loans
(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)

	3 mos.					
	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES	13.5	53.7	59.1	65.0	71.5	78.7
200 TRAVEL	2.8	11.0	12.7	13.3	14.6	16.1
300 CONTRACTUAL	3.1	12.4	13.6	15.0	16.5	18.2
400 COMMODITIES	.1	.5	.6	.7	.8	.9
500 EQUIPMENT	3.6					
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	23.1	77.6	85.4	94.0	103.4	113.9

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND	23.1	77.6	85.4	94.0	103.4	113.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FULL TIME	2.0	2.0	2.0	2.0	2.0	2.0
PART TIME						
TEMPORARY						

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

Increase staff to handle processing of Youth Hostel loans.

See attached breakdown of figures.

If the program was not operational until the beginning of FY81, the equipment cost figures would have to be added to the FY81 total (see FY80).

IV. DATE 2-8-80

PREPARED BY Sharon R. Traylor, Director
AGENCY Div. of Business Loans, Dept. of Commerce & Economic Development
PHONE 465-2510

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

Fiscal Note Detail, HB 680, Youth Hostels

			<u>3 Months</u>	<u>12 Months</u>
100.	1 Loans Examiner I/II (flex) @2,031/mo.		\$ 6.1	\$24.4
	1 Loan Closer II @1,426/mo.		<u>4.3</u>	<u>17.1</u>
	Total Wages		\$10.4	\$41.5
	Standard Benefits (Wages X .1529)		1.6	6.3
	Supplemental Benefits (Wages X .0665)		.7	2.8
	Health Insurance (Man months X 127)		<u>.8</u>	<u>3.1</u>
	Total Personal Services Cost		\$13.5	\$53.7
200.	Trips to inspect collateral and close loans:			
	5 Trips @430	2.2	2.2	
	20 Days per diem @60	<u>.6</u>	2.8	11.0
	Total	8.6		
300.	Telephone, postage, printing	2.5		
	Additional office space @200.mo	<u>.6</u>	3.1	12.4
400	Office supplies		<u>.1</u>	<u>.5</u>
	3 Months Operation Costs		\$19.5	
	12 Months Operation Costs			\$77.6
500.	2 Desks @278	.6		
	1 Credenza	.3		
	1 Typist's extension	.4		
	1 Executive chair	.2		
	1 Secretarial chair	.1		
	2 Side chairs @125	.3		
	2 File cabinets @202	.4		
	2 Calculators @225	.5		
	1 Typewriter	<u>.8</u>	<u>3.6</u>	
	Total		\$23.1	

10% Inflation for succeeding years.