

COMMITTEE REPORT

HOUSE

(11)

FURTHER:

3/15/84

Date: 4-27-84

The Committee on FINANCE has had HB 653

"An Act relating to court facilities; and providing for an effective date."

under consideration and recommends:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 653 (Fin) same title
 new title
- and recommends No Recommendation
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation Zero Fiscal Note Attached
4-26-84
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

Walt Farnace
MILD H. FRITZ

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Arthur G. Lamb .. No Rec
T. H. Martin " "
Alvin Kessler " "
Dem... " "
J. H. ... " "
Ed ... (No Rec)

Arthur G. Lamb
CHAIRMAN

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

FISCAL DETAIL

Bill/Resolution No.: CS HB 653 (F) Agency Affected: Court System
Title: Relating to court facilities Program Category Affected: _____

Sponsor: Hayes, etc. BRU, Program or Subprogram(s) Affected: _____
Requestor: House Finance _____
Date of Request: 4/26/84 _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		---	---	---	---	---
CAPITAL		---	---	---	---	---
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

~~SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL~~

This bill may have fiscal impact. That depends on whether or not the Anchorage Court Building is built through a lease-purchase arrangement. Current estimate on cost of Anchorage Ct. building is \$60 million.

ANALYSIS: Attach a separate page for analysis

Prepared By: Al Adams, Chair ^{APA} Phone: 465-3706
Division: House Finance Committee Date: 4/26/84

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

Original sponsors: Hayes, Barnes,
Abocd, et al

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 653 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to court facilities; and providing
7 for an effective date."

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

9 * Section 1. AS 22.05.025(a) is amended to read:

10 (a) The supreme court has authority over all matters relating to
11 the planning, design, construction, maintenance, occupancy, leasing,
12 and operation of all court facilities and shall cooperate and coordi-
13 nate with the Department of Transportation and Public Facilities so
14 that court facility construction projects are carried out in accor-
15 dance with the statutes and regulations applicable to state public
16 works projects.

17 * Sec. 2. The supreme court may enter into a lease-purchase agreement
18 for construction of a court facility in Anchorage.

19 * Sec. 3. Section 3, ch. 160, SLA 1980, as amended by sec. 2, ch. 70,
20 SLA 1982, is repealed.

21 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
22 10.070(c).

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 4-6-84

REQUEST

Bill/Resolution No.: HB 653
 Title: An Act Relating to Court Facilities
 Sponsor: Hayes, Barnes, et al.
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Administration
 Program Category Affected: General Services & Supply
 BRU, Program or Subprogram(s) Affected: Leasing & Facilities

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	0	0*	0	0	0	0
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
<i>* see bill analysis</i>						
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

NONE

ANALYSIS: Attach a separate page for analysis

Prepared By: Robert Link *Robert Link* Phone: 465-2250
 Division: General Services & Supply Date: April 6, 1984

Approved by Commissioner: Lisa Rudd *Lisa Rudd* Date: 4/9/84
 Agency: DEPARTMENT OF ADMINISTRATION

Distribution (by Agency preparing fiscal note):

Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

12/1/83

HB 653
Fiscal Note Analysis
Prepared by Division of General Services & Supply
Department of Administration
April 6, 1984

Currently, the Court System and the Executive Branch share combined facilities in eleven (11) communities (see attached). These facilities are under A.S.H.A. lease agreements. Costs and Occupancy ratios are as follows:

Costs under A.S.H.A. (per year) = \$2,963,100.94

Percentage of Costs:

Court System 70% = \$2,072,219.80.

Other Agencies 30% = \$890,881.14

Occupancy Status: (net 342,151 square feet)

Court System 71.7% = 245,365 square feet

Other Agencies 28.3% = 96,786 square feet

Over the past few years the Court System has expanded by approximately 7% each year which indicates a continuing need to acquire replacement space for the affected Executive Branch agencies. This figure is an average, the actual figure may fluctuate considerably. For example, in 1980 both the Public Defender's office and the State Recorder's office (a total of almost 9,700 square feet) had to relocate from the Anchorage Court and Office Building.

* The Court System has expressed a need to expand into the space now occupied by the State Recorder's office in Fairbanks. Our zero fiscal note for FY 85 is based on our understanding that funds to acquire replacement space for them are contained in the Department of Natural Resources FY 85 operating budget.

Our zero fiscal note for subsequent fiscal years is based on our assumption that with the amendment we suggest there should be enough lead time for the Department of Administration to request sufficient funds in our future operating budgets to acquire the replacement space caused by future Court expansion. It is our understanding that future Court expansion may be required in Anchorage, Ketchikan, Kotzebue, Fairbanks, and Nome.

<u>BUILDING</u>	<u>COMMUNITY</u>	<u>TOTAL SQ. FT.</u>	<u>TOTAL COST/YR.</u>	<u>ACS SQ. FT.</u>	<u>ACS COST/YR.</u>
ASHA 719	Delta Junction	1,760	\$ 7,831.22	1,447	\$ 6,437.61
ASHA 755	Fairbanks	57,582	197,386.30	48,692	166,980.86
ASHA	Ft. Yukon	2,468	40,291.00	859	14,027.00
ASHA 754	Glennallen	3,476	12,605.20	850	3,083.30
ASHA 734	Juneau	55,156	715,142.04	30,489	394,493.34
ASHA 705	Kenai	15,580	213,518.86	10,595	150,382.62
ASHA 712	Ketchikan	29,487	356,419.72	13,962	168,917.77
ASHA 713	Sitka	20,277	154,290.53	7,906	102,930.70
ASHA 640	Valdez	10,651	147,966.19	4,197	58,279.17
ASHA 717	Kodiak	9,563	40,815.90	6,868	29,157.30
ASHA 765	Anchorage	39,244	159,163.70	28,352	115,030.24
ASHA 794	Anchorage	96,907	917,670.28	91,148	862,499.89

TOTALS	342,151	\$ 2,963,100.94	245,365	\$ 2,072,219.80
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Court Occupied Space:	245,365
Other Agencies Space:	<u>96,786</u>

Total ASHA Combined Facility Office Space:	342,151
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AN ACT

Giving the supreme court authority over court facilities;
and providing for an effective date.

* Section 1. AS 22.05 is amended by adding a new section to read:

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 percent or more of the net usable space is occupied by the court system and other justice-related agencies.

* Sec. 2. AS 35.05.010 is amended to read:

Sec. 35.05.010. PLANNING AND CONSTRUCTION. The department is responsible for the planning and construction of public works except as provided for court facilities in AS 22.05.025.

* Sec. 3. This Act terminates June 30, 1982.

* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-070(c).

AN ACT

Relating to superior court judges and superior court facilities, and providing for an effective date.

* Section 1. AS 22.10.120 is amended to read:

Sec. 22.10.120. NUMBER OF JUDGES. The superior court consists of 26 [23] judges, five [FOUR] of whom shall be judges in the first judicial district, three [TWO] of whom shall be judges in the second judicial district, 13 [12] of whom shall be judges in the third judicial district, and five of whom shall be judges in the fourth judicial district. At the time of submitting the names of nominees to the governor to fill a vacancy on the superior court bench, the judicial council shall also designate the district in which the appointee is to reside and serve.

* Sec. 2. Section 3, ch. 160, SLA 1980, is amended to read:

Sec. 3. This Act terminates June 30, 1984 [1982].

* Sec. 3. The Alaska Court System may enter into negotiations for lease rental of space in Barrow, Palmer, and Wrangell for the use of the superior court.

* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-70(c).

FACT SHEET - ANCHORAGE COURTHOUSE EXPANSION

I. Why Expansion is Needed.

A. Present facility is overcrowded:

- The court offices and related justice agencies listed below have been forced to relocate outside of the existing Court complex. These offices and agencies will be relocated into the expanded Anchorage Courthouse.

<u>Office/Agency</u>	<u>Square Feet Occupied</u>	<u>Annual Rental Cost</u>
Administrative Office	7,440	\$ 125,280
Technical Operations	2,045	50,304
Storage in Old PIP Bldg.	4,000	-0-
Attorney General/District Attorney	31,345	789,894
Public Defender	7,035	171,372
Judicial Council	1,340	35,376
Adult Corrections - Presentence Unit	1,710	46,170
Youth Corrections	<u>4,200</u>	<u>65,520</u>
	59,115	\$1,283,916

- Existing Court facility has only 1 courtroom/chambers available, which is currently being used by pro tem and visiting judges. Remodeling of this building has been completed and no additional courtroom or chambers can be built.
- Clerk's Office is crowded to the point of inefficiency; other ancillary offices, jury assembly room, and other spaces have reached their maximum utilization.
- The existing situation in which agencies and offices are separated from the Court facility are inefficient in terms of communication and access. This creates additional operating costs to these offices.

B. Projections for Future Growth and Space Demands:

- The population in Anchorage has grown from 178,000 in 1975 to 230,000 in 1983, an increase of 30%.
- From 1975 to FY 83, superior court filings increased from 6,646 to 9,960, a 50% increase.

III. Costs:

- The cost estimates for construction of the Courthouse expansion were provided by John McCool, Project Architect.
- Construction cost of the Court offices, courtroom, and related spaces will be approximately \$185 per square foot. For 270,000 square feet this cost equals approximately \$49,495,000.
- Approximately 117,500 square feet of parking area will be built at an estimated cost of \$85 per square foot for an additional \$9,987,000.
- The total estimated construction cost is approximately \$59,482,000.
- Architectural and other administrative costs are already budgeted in the 1982 appropriation.

* * *

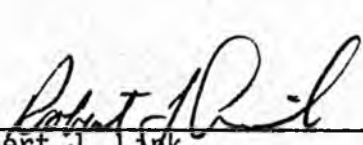
Position Paper

HB 653

The Department of Administration has no objection to this bill. It is necessary to point out, however, that as the Court System grows, some Executive Branch agencies will have to vacate Court facilities. In order to give these agencies time to plan and budget for these moves in an orderly fashion, we request an amendment to the bill which would state:

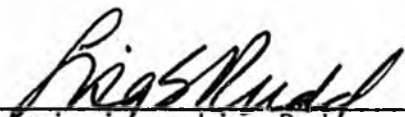
"The Supreme Court shall give a one year notice prior to requiring an Executive Branch agency to vacate a Court facility."

It is our understanding that the Court System has no objection to such an amendment.

 A

Robert J. Link
Director
Division of General Services & Supply
Department of Administration

Date



Commissioner Lisa Rudd
Department of Administration

4/9/84

Date

Introduced: 2/13/84
Referred: Judiciary and Finance

BY HAYES, BARNES, ABOOD, BUSSELL,
CATO, COWDERY, FLOOD, FURNACE,
LARSON, LINDAUER, MALONE, M.W.MILLER,
RINGSTAD, SZYMANSKI, TISCHER, UEHLING,
WENDTE AND ZHAROFF

1 IN THE HOUSE

2

HOUSE BILL NO. 653

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to court facilities; and providing

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* Section 1. AS 22.05.025(a) is amended to read:

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(a) The supreme court has authority over all matters relating to

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14

that court facility construction projects are carried out in accor-

15

dance with the statutes and regulations applicable to state public

16

works projects.

17

* Sec. 2. The supreme court may develop, construct, and furnish a

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facility for the use of the court system in Anchorage. Funds appropriated

19

by the legislature for this project may be used to lease the facility

20

authorized under this section.

21

* Sec. 3. Section 3, ch. 160, SLA 1980, as amended by sec. 2, ch. 70,

22

SLA 1982, is repealed.

23

* Sec. 4. This Act takes effect immediately in accordance with AS 01.-

24

10.070(c).