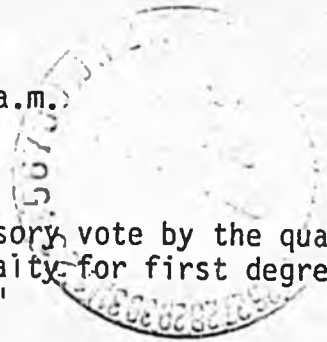


H B

2 3 5

POSITION PAPER

House Bill No. 235 a.m.



"An Act relating to authorizing an advisory vote by the qualified voters of the state on instituting death penalty for first degree murder; and providing for an effective date."

The capital punishment issue has historically been one of controversy nationwide. Placing the advisory question as to whether the Alaska Legislature should enact laws to institute death penalty for first degree murder on the ballot is viewed as an appropriate approach to resolving this issue.

Recommended by:

Roger V. Endell
for _____

Roger V. Endell, Director
Division of Adult Corrections

Date:

5/12/83

Approved by:

Robert London Smith

Robert London Smith, Ph.D.
Commissioner

Date:

5/13/83

I. REQUEST

Bill/Resolution No.: HB #235 a.m.
Title: "...advisory note.. death penalty"
Sponsor: Bussell
Requestor: Judiciary Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
Program Category Affected: Justice
BRU, Program of Subprogram(s) Affected: Adult Corrections

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Roger C. Lange
Division: Adult Corrections

Phone: 465-3376
Date: May 10, 1983

Approved by Commissioner: Robert Gordon Smith
Department: Health & Social Services

Date: 5/13/83

Distribution:

- Original to Legislative Finance
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- Copy to Department (for Governor introduced bills)
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- Copy to Requestor (if different from Sponsor)

FISCAL NOTE
House Bill No. 235 a.m.
Page 2

IV. ANALYSIS

The placement on a ballot of an advisory question which would institute death penalty for first degree murder would not result in any expenditures for Corrections.

If the advisory vote would result in legislation being passed to institute death penalty, there would be costs related to the legislation. These costs, however, would be identified on a fiscal for the specific bill as presented.

H0235
JR

Times
3-26-83

Capital punishment

Dear Editor:

The position of the Moral Majority and certain Christian organizations in Anchorage in favor of the death penalty is puzzling. Rather than argue that this attitude does not comport with

the teachings of the Prince of Peace, perhaps we would emulate the state-sanctioned death of their leader and execute here by means of crucifixion.

Sylvia L. Short
Anchorage

Rights

Dear Editor:

This evening's TV news report pictured Sen. Joe Josephson stating, "We must be very very careful to protect the rights of the A.P.I. residents to be different."

The recent murders of four teenagers in Russian Jack Park is the finest example of protect-

ing their rights to be different.

I would like to remind him that he should be equally careful to protect my right not to be murdered.

Edward M. Boyd
206 W. Northern Lights
Blvd.

POSITION PAPER

House Bill No. 235

"An Act relating to authorizing an advisory vote by the qualified voters of the state on instituting capital punishment for first degree murder; and providing for an effective date."

The capital punishment issue has historically been one of controversy nationwide. Placing the advisory question as to whether the Alaska Legislature should enact laws to institute capital punishment for first degree murder on the ballot is viewed as an appropriate approach to resolving this issue.

Recommended by: *for Roger V. Endell*
Roger V. Endell, Director
Division of Adult Corrections

Date: *March 12, 1983*

Approved by: *Robert London Smith 4/18/83*
Robert London Smith, Ph.D.
Commissioner

I. REQUEST

Bill/Resolution No.: HB No. 235
 Title: " . . . advisory vote . . . on capital punishment
 Sponsor: Bussell
 Requestor: Judiciary Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
 Program Category Affected: Admin. of Justice
 BRU, Program of Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES .						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES .						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not applicable.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Roger C. Lange *Roger C. Lange* Phone: 465-3376
 Division: Adult Corrections Date: March 16, 1983
 Approved by Commissioner: Robert London Smith, Ph.D. Date: 4/18/83
 Department: N & SS

Distribution:

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- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

IV. ANALYSIS

The placement on a ballot of an advisory question which would institute capital punishment for first degree murder would not result in any expenditures for Corrections.

If the advisory vote would result in legislation being passed to institute capital punishment, there would be costs related to the legislation. These costs, however, would be identified on a fiscal note for the specific bill as presented.

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: HB 235
 Title: Advisory Vote of Capital Punishment
 Sponsor: Rep Bussell
 Requestor: House Judiciary

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Crime ID
 BRU, Program of Subprogram(s) Affected: Alaska State Troopers

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis No Fiscal Impact Anticipated

Prepared By: Francis C. Allan
 Division: Alaska State Troopers

Phone: 269-5526
 Date: March 16, 1983

Approved by Commissioner: [Signature]
 Department: Public Safety

Date: 3/18/83

Distribution:

- Original to Legislative Finance
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- Copy to Department (for Governor introduced bills)
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3/8/83

STATE OF ALASKA
FISCAL NOTE

Revision Date , 1983

I. REQUEST

Bill/Resolution No.: HB 235
 Title: "...advisory vote...capital punishment"
 Sponsor: Repr. Bussell
 Requestor: House Judiciary Committee

II. FISCAL DETAIL

Agency Affected: Department of Law
 Program Category Affected: Adm. of Justice
 BRU, Program of:
 Subprogram(s) Affected: Prosecution

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

N/A

IV. ANALYSIS: Attach separate page for any Analysis

Prepared By: Richard I. Pegus, Director
 Division: Administrative Services Division

Phone: 465-3672
 Date: April 15, 1983

Approved by Commissioner: Richard I. Pegus
 Department: Department of Law

Date: April 15, 1983

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
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- Copy to Requestor (if different from Sponsor)

HB 235
Fiscal Note
Analysis

This bill provides for an advisory vote for instituting capital punishment for first degree murder. The bill itself, which only authorizes a vote, will not have a fiscal impact on the Department of Law. The department cannot speak to the cost of capital punishment legislation until such legislation is written and its form and substance are known.

Obviously, if capital punishment is reinstated there will be significant fiscal impact felt by Law, Public Safety, the Courts and, to a probably the greatest degree, Corrections. For instance, Utah's Attorney General has two attorneys who are assigned solely to capital punishment appeals. Based on this experience, we could probably expect that our department would have to annually expend between \$200.0 and \$250.0, in attorney costs, for its own appeals effort.

I. REQUEST

Bill/Resolution No.: HR 235
 Title: Advisory Vote on Capital Punishment
 Sponsor: Representative Bussell
 Requestor: House Judiciary

II. FISCAL DETAIL

Agency Affected: Office of the Governor
 Program Category Affected: Exec. Operation
 BRU, Program of Subprogram(s) Affected: Division of Elections

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III: SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL: Not provided.

IV. ANALYSIS: The passage of HB 235 will have no fiscal impact on the Division of Elections.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Dana C. Coffman, Deputy Director
 Division: Division of Elections

Phone: 586-6181
 Date: April 18, 1983

Approved by Commissioner: [Signature]
 Department: Lieutenant Governor

Date: 4-18-83

Distribution:

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- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
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- Copy to Requestor (if different from Sponsor)

EDM

FROM: SARAH RUE 2003 PARKVIEW CIRCLE, ANCHORAGE 99501
H 277-6109 W 264-4531

WE DON'T NEED AN ADVISORY VOTE ON THE DEATH PENALTY AND WE
CERTAINLY DON'T NEED ANY LEGISLATION REINSTITUTING THE
DEATH PENALTY.



2/16 POM, MARCIE, ANC INFO MSG 8979

TO: ALL MEMBERS OF THE LEGISLATURE

FROM: KATHY GLIVA, 8203 COUNTRY WOODS DRIVE, ANCHORAGE 99502
349-3827

I'M STRONGLY OPPOSED TO THE DECOMPRESSION CHAMBER. I FIND IT
ARCHAIC AND INHUMANE.

EOM