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STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: 3/6/84

REQUEST

Bill/Resolution No.: CS for HB 479  
Title: Bail Schedule

FISCAL DETAIL

Agency Affected: Natural Resources  
Program Category Affected: Div of Parks

Sponsor: Haves & Liska  
Requestor: 1/9/84  
Date of Request: \_\_\_\_\_

BRU, Program or Subprogram(s) Affected:  
Park Management/Operations

EXPENDITURES/REVENUES: (Thousands of Dollars)

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

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

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

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Mike Lee Phone: 264-2123  
Division: Parks Date: 1/26/84

Approved by Commissioner: Robert D. Bennett Dennis Date: 3/6/84  
Agency: Department of Natural Resources

Distribution (by Agency preparing fiscal note):

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

PARKS  
12/1/83

Analysis of Fiscal Note for Bail Schedule legislation

Present System - Each person cited for a violation of a park regulation must go to court. If a Park Ranger cites an Anchorage person for a minor violation in Minilchik, approximately ten days later the Ranger and the individual must attend the court session in Kenai. Both individuals spend at least one day in the Kenai court plus the cost of meals, lodging and transportation. These expenditures and inconveniences do not include the costs of a judge, court clerks, District Attorney and the correspondence necessary to document the case, which generally run \$300-400 for each arraignment.

Proposed System - A bail schedule would establish a predetermined fee for violation of regulations or statutes and the person would have the option of not contesting the citation and sending in the fee or challenge the violation and ask for a court appearance. It is anticipated that most people will elect not to challenge the citation and simply send in the fee. This would save money for the individual, the District Attorney's office, the courts and parks staff. The only cost we anticipate on this matter is for the printing of citation forms at an annual cost of \$1000.00 to \$2000.00. This is approximately what is spent on the existing citation program, so no real new costs should occur. Because of the savings in costs for the state, the individual, and more efficient management of our Park Rangers, the Bail Schedule will be a cost-effective program.

STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_

REQUEST No. 1  
 Bill/Resolution No.: SB 479 (FWS)  
 Title: "An act ... issuance of citations... within state parks."  
 Sponsor: Representative Hayes  
 Requestor: \_\_\_\_\_  
 Date of Request: \_\_\_\_\_

FISCAL DETAIL  
 Agency Affected: Public Safety  
 Program Category Affected: Administration of Justice  
 BRU, Program or Subprogram(s) Affected: Alaska State Troopers

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	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Francis C. Allan G.C.G. MCK Phone: 269-5691  
 Division: Alaska State Troopers Date: 01/25/84

Approved by Commissioner: Robert J. Sundberg Date: 1-31-84  
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

*Justice*  
12/1/83

## Analysis of Fiscal Note for Bail Schedule legislation

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FEDERAL  
SCHEDULE

DENALI NATIONAL PARK AND PRESERVE  
BAIL SCHEDULE Revised 11/82

PART 2 - PUBLIC USE AND RECREATION

2.1 ABANDONED PROPERTY

Superseded by 36CFR 13.22  
and 36CFR 13.63(c)

2.2 AIRCRAFT

(a) Superseded by 36CFR 13.13  
(b) Air Drop \$100.00  
(c) Operate in accordance with  
current FAA regulations Court

2.3 AUDIO DEVICES

(a) Operation of any noisy device \$ 50.00  
(b) Public address system \$ 50.00  
(c) Aerials \$ 25.00

2.4 BEGGING AND SOLICITING

(a) Begging \$ 50.00  
(b) Hitchhiking \$ 50.00  
(c) Commercial soliciting \$ 50.00

2.5 CAMPING

(a) Superseded by 36CFR 13.18(a)  
and 36CFR 13.63(b)  
(b) Superseded by 36CFR 13.18(a)  
and 36CFR 13.63(b)  
(c) Camping over designated time  
limit \$100.00  
(d) Permanent camping facilities \$100.00  
(e) Digging or leveling campsites \$100.00  
(f) Failure to clean and clear site  
before departure  
--Failure to remove camping equipment \$ 50.00  
--Leaving camp refuse in exposed or  
unsanitary condition \$100.00  
(g) Camping within 25 ft. of water,  
main road, hydrant \$ 25.00  
(h) Base camp for hunting \$250.00  
(i) Quiet hours (10 PM to 6 AM) \$ 25.00  
(j) Former Mt. McKinley National Park:  
Wood gathering (not dead and down) \$100.00  
(j) Lands in 12/2/80 Additions:  
Superseded by 36CFR 13.20(b)(4)

2.6 CLOSURES/PUBLIC USE LIMITS

(a)(2) Failure to observe closed  
areas/visiting hours \$ 50.00  
(b)(4) Entry into area without permit,  
registration, or reservation \$ 50.00  
(b)(5) Entry into area in violation of  
posted restrictions \$ 50.00

## 2.7 DISORDERLY CONDUCT

- (a) Disorderly conduct prohibited
- (b) Offense defined:
  - (b)(1) Fighting, threatening, violent or tumultuous behavior \$150.00
  - (b)(2) Unreasonable noise; offensive utterance, gesture, or display; or abusive language \$150.00
  - (b)(3) Hazardous or physically offensive condition \$150.00

## 2.8 PETS

- (a) Physical restraint \$ 50.00
- (b) Pets prohibited: public use eating places, food stores, swimming beaches, other areas where posted \$ 50.00
- (c) Prohibited for residents except by Superintendent's policy \$100.00
- (d) Pets running at large and observed molesting humans/wildlife may be disposed of No Bail
- (e) Use of dogs in violation of State or Federal law \$100.00

## 2.9 EXPLOSIVES

- (a) Use or possession of explosives without permit from Superintendent \$150.00
- (b) Use or possession of fireworks/firecrackers without permit from Superintendent \$ 50.00

## 2.10 FALSE REPORT

Court

## 2.11 FIREARMS, TRAPS, AND OTHER WEAPONS

- (a) Former Mt. McKinley National Park: Possession prohibited in natural areas (unless unloaded and cased or packed in such a way as to prevent use while in park) \$100.00
- (a) Lands in 12/2/80 Additions: Superseded by 36CFR 13.19

## 2.12 FIRES

- (a)(1) In campground, fire must be in place provided \$ 50.00
- (a)(2) Backcountry, only with permit \$ 50.00
- (b) Building fire where it will be likely to spread \$ 50.00
- (c) Leaving fire unattended or failure to extinguish \$100.00

- (d) Throwing or dropping a lighted cigarette, match, or other burning material, etc. \$150.00
- (e) Smoking in areas closed to smoking \$ 50.00
- (f) Starting a fire in areas closed to fires \$ 50.00

STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: 3/6/84

REQUEST

Bill/Resolution No.: CS for HB 479  
Title: Bail Schedule

Sponsor: Haves & Lisha  
Requestor: 1/9/84  
Date of Request: \_\_\_\_\_

FISCAL DETAIL

Agency Affected: Natural Resources  
Program Category Affected: Div. of Parks

BRU, Program or Subprogram(s) Affected: Park Management/Operations

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

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FEDERAL FUNDS						
OTHER						
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POSITIONS:

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

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ANALYSIS: Attach a separate page for analysis

Prepared By: Mike Lee Phone: 264-2123  
Division: Parks Date: 1/26/84

Approved by Commissioner: William D. Sumrell Dennis Date: 3/6/84  
Agency: Department of Natural Resources

Distribution (by Agency preparing fiscal note):

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

*PARKS*  
12/1/83

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 Sponsor: Representative Hayes  
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PART-TIME						
TEMPORARY						

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Prepared By: Francis C. Allan *F.C.A. MCK* Phone: 269-5691  
 Division: Alaska State Troopers Date: 01/25/84  
 Approved by Commissioner: *RF* Robert J. Sundberg Date: 1-31-84  
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):

Legislative Finance  
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*Justice*  
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TO: Carol Wilson

Bail Schedule Information as requested.

The below list of citations are from the Department of Natural Resources  
11 AAC 12 regu' ons that will be affected by bail schedule.

Citation

- 11 AAC 12.020 Speed Limits in Parks
- 11 AAC 12.030 Waters closed to aircraft or boats
- 11 AAC 12.050 Refuse and Waste
- 11 AAC 12.100 Vehicles
- 11 AAC 12.110 Motor Vehicle Operation
- 11 AAC 12.120 Horses
- 11 AAC 12.130 Pets
- 11 AAC 12.140 Construction of structure
- 11 AAC 12.150 Construction of signs
- 11 AAC 12.160 Assembly
- 11 AAC 12.170 Disturbance of natural materials
- 11 AAC 12.180 Fires
- 11 AAC 12.190 Explosives and firearms
- 11 AAC 12.200 Underwater diving safety
- 11 AAC 12.210 Limitation as to numbers
- 11 AAC 12.230 Camping
- 11 AAC 12.300 Paddling

The Division of Parks and Outdoor Recreation will request what the bail range  
for ticket issued against the above listed violations will be in the \$50 to \$100  
area.

.43

attachment

# STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

## DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

POUCH M  
JUNEAU, ALASKA 99811  
PHONE:

April 26, 1984

Dear Alaskan:

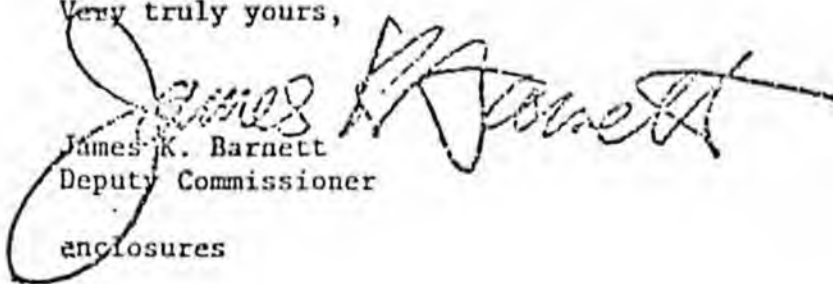
Enclosed are proposed amendments to regulations of the Department of Natural Resources relating to the Division of Parks and Outdoor Recreation. These proposed amendments are being submitted to you for review and comment, as required by AS 44.62.210.

The draft regulations being presented today were originally presented in a different form in November 1983. In response to comments and concerns raised during the November presentation, the Division of Parks and Outdoor Recreation reconsidered its proposal and revised it considerably. The draft regulations are in four chapters: 11 AAC 12, 18, 19, and 20. Chapter 12 restricts or conditions activities occurring on most land and water under the jurisdiction of the division, except for the Alaska Chilkat Bald Eagle Preserve and except as otherwise provided in the other chapters of the regulations. Chapter 18 includes regulations governing a single park use permit, indicate when it is required, and what the procedure is for obtaining one. Due to the uniqueness of the Alaska Chilkat Bald Eagle Preserve and special considerations afforded traditional uses within the preserve by the legislature, Chapter 19 contains the proposed regulations for the preserve which is located near Haines, Alaska. Chapter 20 is composed of regulations which open units of the state park system to activities restricted in Chapter 12 on a unit-by-unit basis.

The draft regulations are written as the division intends they apply. Presenting the regulations this way makes the proposed regulations easier to understand. Chapters 19 and 20 tell the park user what he or she can do in their state park or preserve. To assist you in ascertaining the differences between the draft regulations and the regulations currently in effect, a copy of the now-effective regulations is also enclosed.

Your comments on the proposed draft regulations will be most useful to the department if you reference particular sections by number and if you suggest specific wording changes or other modifications you feel would result in improvement to the regulations. The enclosed legal notice details exactly how and when comments are to be submitted, whether by mail or at one of the hearings to be conducted during June 1984. Thank you for your time and assistance.

Very truly yours,

  
James K. Barnett  
Deputy Commissioner

enclosures

NOTICE OF PROPOSED CHANGES  
IN THE REGULATIONS  
OF THE DEPARTMENT OF NATURAL RESOURCES

Notice is hereby given that the Department of Natural Resources, under authority vested by AS 41.21.020, proposes to amend regulations in Title 11 of the Alaska Administrative Code dealing with land and water under the jurisdiction of the Division of Parks and Outdoor Recreation, to make specific AS 41 as follows:

11 AAC 12, 18, 19, and 20 are amended as to regulate surface uses of state park land and water. The regulations set the application procedure and terms of a special park use permit to use the surface of state park land and water for those limited situations where such uses are not allowed without a permit. This permit replaces several other limited-purpose permits the Division of Parks and Outdoor Recreation has issued in the past, including ones for assembly, disturbing natural material, and uses incompatible with state park purposes. Chapter 19 is adopted so as to deal with special management concerns in the Haines Chilkat Bald Eagle Preserve. Chapter 20 is amended to permit the occurrence of many activities otherwise conditioned in earlier chapters of the proposed regulations. Additionally, the chapters are reorganized and rewritten for consistency between sections and general simplicity.

Notice is also given that any person interested may present oral or written statements or arguments relevant to the proposed action at hearings to be held as follows:

<u>Anchorage</u>	June 5, 1984, Central Jr. High School, Chorus Room/Multi-purpose, 7:00 p.m.
<u>Fairbanks</u>	June 6, 1984, Department of Natural Resources, Northcentral District Office, 4420 Airport Way, 7:30 p.m.
<u>Juneau</u>	June 13, 1984, Assembly Chambers, 155 Seward Street, 7:30 p.m.
<u>Haines</u>	June 14, 1984, Chilkat Center for the Arts-Auditorium. 7:30 PM.
<u>Klukwan</u>	June 14, 1984, ANB Hall, 2:00 p.m.

Additionally, comments may be submitted in writing if mailed to the below address so that they are received by 4:30 p.m. on Friday, June 22, 1984.

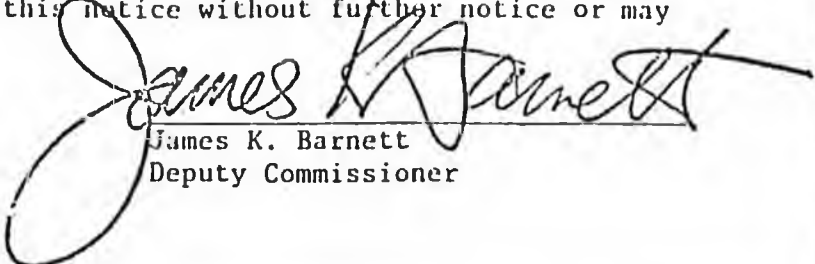
This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to:

State of Alaska  
Department of Natural Resources  
Division of Parks and Outdoor Recreation  
Pouch 7-001  
Anchorage, Alaska 99501

The Department of Natural Resources, upon its own motion or at the instance of any interested person may, after the close of the period for public comment, adopt proposals within the scope of this notice without further notice or may decide to take no action on them.

Dated: April 26, 1984

  
James K. Barnett  
Deputy Commissioner