

CAMPBELL SURVEYING

HARRY M. CAMPBELL, JR.
LAND SURVEYOR · U.S. MINERAL SURVEYOR
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March 15, 1985

House Judiciary Committee
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

ATTN: Chairmen M. Mike Miller

RE: HB 273

Dear Representative Miller:

Support of the above referenced bill is necessary to address problems with the existing statute wherein the rights of a locator or claimant of a valid federal mining claim may be affected.

I would suggest however, to be consistent with 30 U.S.C. 26, the word owner in subsections (A) and (B) be changed to claimant.

The basis of reasoning for this suggestion is as follows:

1. 30 U.S.C. 26 granted Extralateral Rights to the locator, and by following proper procedure the rights may be passed on from the locator to other claimants and the claim location will remain valid.
2. Except in special instances, such as lands selected under the Alaska Native Claims Settlement Act, a mining claim may be held indefinitely as a location by performing the annual assessment work and making the necessary affidavits and recordings.
3. Ownership may only be achieved after applying for and meeting all the requirements for Patent. It is possible that the lands involved would never be eligible for ownership.

I thank you for your consideration and urge your committee support for passage of this bill.

Sincerely,


Harry M. Campbell, Jr.

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DEPARTMENT OF PUBLIC SAFETY

POSITION PAPER - HB 274

Opposed

March 21, 1985

HB 274 "An Act relating to the possession of concealed weapons".

This legislation is undesirable in view of the lack of a need for law abiding citizens to carry concealed weapons. The additional high cost for maintaining a bureaucracy capable of supporting the issuing of permits is another primary basis for the Department of Public Safety opposing this bill.

Other points of concern are:

1) The liability to which the State would be exposed if someone was able to obtain a permit and then cause injury to another person that could be linked to a falsified application or improperly conducted firearms safety course would be enormous.

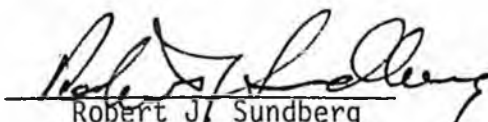
2) Having such persons carrying concealed weapons is viewed by most law enforcement officers as a physical danger to them personally.

3) No workable adequate system can be established to assure that only properly qualified persons received permits. The ease with which false identities can be established is well known to the law enforcement community.

4) People needing to carry weapons can do so now --- in the open.

5) Even a well meaning person who carries a concealed weapon may react differently and violently in a stressful or alcohol-influenced situation if he/she is armed, than if he/she was not.

6) Situations may occur in which two permit carrying individuals become aware that one or the other is carrying a concealed weapon and think the other is a criminal. The potential for a tragic confrontation is felt to out-weigh any benefits of a permit system.


Robert J. Sundberg
Commissioner

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: HB 274
 Title: "An act relating to permits
 for concealed weapons"
 Sponsor: Representative Cato
 Requestor: House Judiciary
 Date of Request: 3/27/85

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 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		178.6	168.1	178.2	188.9	200.2
200 TRAVEL		2.0	2.1	2.2	2.3	2.4
300 CONTRACTUAL		157.3	129.6	137.4	145.6	154.3
400 SUPPLIES		13.0	13.8	14.6	15.5	16.4
500 EQUIPMENT		21.6				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		372.5	313.6	332.4	352.3	373.3

CAPITAL						
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REVENUE		168.0	126.0	126.0	126.0	126.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND		372.5	313.6	332.4	352.3	373.3
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		4	4	4	4	4
PART-TIME						
TEMPORARY		2				

ANALYSIS: Attach a separate page if necessary

See attached page.

Prepared By: Francis C. Allan *F.C.A.* Phone: 269-5691
 Division: Alaska State Troopers Date: 3/21/85

Approved by Commissioner: Robert J. Sundberg Date: 4/4/85
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):

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

7/1/84

Fiscal Note Analysis

This fiscal note is based upon the Alaska State Troopers experience with Security Guard Licensing and upon the Seattle Police Department's licensing experience for concealed weapons permits.

Processing of a security guard license requires approximately 45 minutes to 1 hour by an experienced clerk. Concealed weapons permit application processing should require at least this amount of time. The Seattle Police Department issues concealed weapons permits to approximately 1.6% of the city's population. These permits cover a two year time period. Because of the more independent nature of Alaska's population we estimate that approximately 2% of our state's population will request permits in the first year and 1.5% each year thereafter. A figure of 560,000 is used for our current population. Thus, it is estimated that approximately 11,200 permits will be processed during the first year and 8,400 in each succeeding year. Since it will require one hour to process each of the 11,200 permit requests received in the first year and there are 1,950 working hours in each state employee straight time year, it will require 5.7 employees to implement the program. It is felt that four full time employees and two 6 month project employees can efficiently implement the program.

The costs in future years reflects the reduced work load and the project employees will not be required after the first year nor will any equipment be needed after the first year.

Other assumptions used in these calculations include a 6% cost increase in each year after FY86, a \$15 permit cost to the applicant, that office space can be provided in Alaska State Troopers headquarters at no cost, a two year permit period, that the legislation is enacted immediately thus allowing for the positions to be established prior to 7/1/85 and a steady population count of approximately 560,000.

HB 274

Concealed Weapon Permit

100 - Personal Services

	<u>SGT/PFT</u>	<u>CLERK V</u>	<u>CT II/PFT</u>	<u>CT II/PFT</u>	<u>CT II/NP</u>	<u>CT II/NP</u>
Salary	\$ 47,435	\$ 26,709	\$ 21,240	\$ 21,240	\$ 9,270	\$ 9,270
Benefits	11,734	4,823	3,835	3,835	760	760
SBS	2,680	1,637	1,302	1,302	-	-
Ins.	2,612	2,732	2,732	2,732	-	-
Total	<u>\$ 64,461</u>	<u>\$ 35,901</u>	<u>\$ 29,109</u>	<u>\$ 29,109</u>	<u>\$ 10,030</u>	<u>\$ 10,030</u>

Subtotal \$ 178,640

200 - Travel

Only minimal travel is anticipated for investigations and training. 2,000

300 - Contractual

Fingerprint processing - FBI - \$12.50 per card X 11,200 = 140,000
Lease costs for APSIN terminal lines \$292 X 12 = 3,504
Lease costs for one economy size vehicle \$369 X 12 = 4,428
Telephone/Postage estimated 7,000
PSEA Cleaning Allowance for Sgt. 540
PSEA Physical Exam 365
Maintenance Agreements on Typewriters and Word Processors 1,500

Subtotal 157,337

400 - Supplies and Materials

Forms 10,000
Miscellaneous office supplies (eg - typewriter ribbons, desk top commodities, etc.) 3,000

Subtotal 13,000

500 - Equipment

Desk, DP, 60" X 30" 618
Chair, Executive 247
Dictating machine 815
Bookcase 143
5 X Side Chairs 565
3 X Desk, with typing arms 1,812
3 X Chairs, secretarial 699
IBM Displaywriter Word Processor 12,000
2 X Typewriter, IBM Correcting Selectric 1,650
8 X 4 Drawer, Letter size file cabinets 1,992
Transcriber 1,039

Subtotal 21,580

Total \$ 372,557

1.	POSITION TITLE Sergeant P.S.				RANGE/STEP 78/A	BARG. UNIT PSEA	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.1	RP NUMBER	PCN NUMBER	BRU PRIORITY 1	LOCATION EBA	ELECTION DISTRICT	LEG.			
3.	CONTINUATION LEVEL				ADDITION						
4.	TYPE OF EXPENDITURE				AMOUNT						
	1		2		3						
	PERSONAL SERVICES										
5.	Salary		47,434								
6.	Benefits		11,734								
7.	Supplemental Benefits		2,680								
8.	Fixed Benefits		2,612								
9.	TOTAL PERSONAL SERVICES		01		64.5						
10.	Travel		02								
11.	Contractual		03								
12.	Commodities		04								
13.	Equipment		05								
14.	Other										
15.	TOTAL COST				64.5						
JUSTIFICATION											
The State Trooper Sergeant is needed to head this small unit because of the expertise an individual in the job class has in background investigations, weapons familiarity and the legal aspects of weapons use. This individual will be responsible for developing, implementing and maintaining the concealed weapons permit program including developing regulations.											
	RECEIPT CODE	FUNDING SOURCE									
16.		Federal Receipts 1002									
17.		G.F. Match 1003									
18.		General Funds 1004			64.5						
19.		I-A Receipts 1005									
20.		Program Receipts 1028									
21.		Other									
FOR B&M USE ONLY											
4A KEY NUMBER _____											

REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

Page 1 of 6

Revised Date _____

1.	POSITION TITLE Clerk V				RANGE/STEP 11/A	BARG. UNIT APEA/GGU	FOI 12	PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.1	RP NUMBER	PCN NUMBER	BRU PRIORITY 2	LOCATION EBA	ELECTION DISTRICT		LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE				AMOUNT						
	1		2		3						
	PERSONAL SERVICES										
5.	Salary		26,709								
6.	Benefits		4,823								
7.	Supplemental Benefits		1,637								
8.	Fixed Benefits		2,732								
9.	TOTAL PERSONAL SERVICES		01		35.9						
10.	Travel		02								
11.	Contractual		03								
12.	Commodities		04								
13.	Equipment		05								
14.	Other										
15.	TOTAL COST				35.9						
	RECEIPT CODE				FUNDING SOURCE						
16.					Federal Receipts 1002						
17.					G.F. Match 1003						
18.					General Funds 1004						
19.					I-A Receipts 1005						
20.					Program Receipts 1008						
21.					Other						
					35.9						
FOR B&M USE ONLY											
4A KEY NUMBER											

Under the direction of the Sergeant in charge of the Concealed Weapons Permit Program this position will administer and supervise the full time and project employees working in the program. This position would also be responsible for developing a comprehensive knowledge of the program, to include fingerprinting in addition to general administrative duties. These duties would consist of organizing the unit and providing control over permit files, their classification and cross referencing. This position would be responsible for procurement of office supplies and materials necessary for the unit. This position would establish uniform correspondence based upon the individuals technical knowledge. Reconcile revenue received.

**REQUEST FOR
NEW POSITION**

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

Page 2 of 6
Revised Date _____

1.	POSITION TITLE Clerk Typist II			RANGE/STEP 7/A	BARC. UNIT APEA/GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.1	RP NUMBER	PCN NUMBER	BRU PRIORITY 3	LOCATION EBA	ELECTION DISTRICT	LEG.	
3.	CONTINUATION LEVEL	ADDITION		JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT					
	1	2		3					
	PERSONAL SERVICES								
5.	Salary	21,240							
6.	Benefits	3,835							
7.	Supplemental Benefits	1,302							
8.	Fixed Benefits	2,728							
9.	TOTAL PERSONAL SERVICES	01	29.1						
10.	Travel	02							
11.	Contractual	03							
12.	Commodities	04							
13.	Equipment	05							
14.	Other								
15.	TOTAL COST	29.1							
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts 1002							
17.		G.F. Match 1003							
18.		General Funds 1004		29.1					
19.		I-A Receipts 1005							
20.		Program Receipts 1028							
21.		Other							
FOR B&M USE ONLY 4A KEY NUMBER _____									

This position will be needed to process concealed weapons permits and perform, under close supervision, record checks. This position will utilize the APSIN terminal to check for a criminal record. It will sort and process permit applications, records and reports. It will perform counter work requiring interpretation of available guidelines and requirements concerning permit applications. This position will will secure, prepare and copy data, check figures, collect fees and tabulate necessary data.

REQUEST FOR
NEW POSITION

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

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Revised Date _____

1.	POSITION TITLE Clerk Typist II			RANGE/STEP 7/A	BARG. UNIT APEA/GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 13.1	RP NUMBER	PCN NUMBER	BRU PRIORITY 4	LOCATION ERA	ELECTION DISTRICT	LEG.	
3.	CONTINUATION LEVEL			ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT					
	1	2	3						
	PERSONAL SERVICES								
5.	Salary	21,240							
6.	Benefits	3,835							
7.	Supplemental Benefits	1,302							
8.	Fixed Benefits	2,732							
9.	TOTAL PERSONAL SERVICES	01	29.1						
10.	Travel	02							
11.	Contractual	03							
12.	Commodities	04							
13.	Equipment	05							
14.	Other								
15.	TOTAL COST		29.1						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts	1002						
17.		G.F. Match	1003						
18.		General Funds	1004	27,658					
19.		I-A Receipts	1005						
20.		Program Receipts	1028						
21.		Other							
FOR B&M USE ONLY									
4A KEY NUMBER _____									

This position will be needed to process concealed weapons permits and perform, under close supervision, record checks. This position will utilize the APSIN terminal to check for a criminal record. It will sort and process permit applications, records and reports. It will perform counter work requiring interpretation of available guidelines and requirements concerning permit applications. This position will will secure, prepare and copy data, check figures, collect fees and tabulate necessary data.

**REQUEST FOR
NEW POSITION**

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

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Revised Date _____

1.	POSITION TITLE Clerk Typist II				RANGE/STEP 7/A	BARG. UNIT APEA/GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION NP	STAFF MONTHS 6.0	RP NUMBER	PCN NUMBER	BRU PRIORITY 5	LOCATION EBA	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	9,270								
6.	Benefits	760								
7.	Supplemental Benefits									
8.	Fixed Benefits									
9.	TOTAL PERSONAL SERVICES	01	10.0							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04								
13.	Equipment	05								
14.	Other									
15.	TOTAL COST	10.0								
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		10.0						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

This position will be needed to process concealed weapons permits and perform, under close supervision, record checks. This position will utilize the APSIN terminal to check for a criminal record. It will sort and process permit applications, records and reports. It will perform counter work requiring interpretation of available guidelines and requirements concerning permit applications. This position will will secure, prepare and copy data, check figures, collect fees and tabulate necessary data.

**REQUEST FOR
NEW POSITION**

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

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Revised Date _____

1.	POSITION TITLE Clerk Typist II				RANGE/STEP 7/A	BARC. UNIT APEA/GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION NP	STAFF MONTHS 6.0	RP NUMBER	PCN NUMBER	BRU PRIORITY 6	LOCATION EBA	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1			2		3				
	PERSONAL SERVICES									
5.	Salary			9.270						
6.	Benefits			760						
7.	Supplemental Benefits									
8.	Fixed Benefits									
9.	TOTAL PERSONAL SERVICES			01		10.0				
10.	Travel			02						
11.	Contractual			03						
12.	Commodities			04						
13.	Equipment			05						
14.	Other									
15.	TOTAL COST			10.0						
	RECEIPT CODE			FUNDING SOURCE						
16.				Federal Receipts		1002				
17.				G.F. Match		1003				
18.				General Funds		1004				
19.				I-A Receipts		1005				
20.				Program Receipts		1028				
21.				Other						
FOR B&M USE ONLY										
4A KEY NUMBER										

This position will be needed to process concealed weapons permits and perform, under close supervision, record checks. This position will utilize the ASPIN (AJIS) terminal to check for a criminal record. It will sort and process permit applications, records and reports. It will perform counter work requiring interpretation of available guidelines and requirements concerning permit applications. This position will secure, prepare and copy data, check figures, collect fees and tabulate necessary data.

**REQUEST FOR
NEW POSITION**

AGENCY Department of Public Safety
PROGRAM Crime ID & Apprehension
BRU Alaska State Troopers
COMPONENT Director's Office

FY 86

Page 6 of 6
Revised Date _____

Alaska Association Chiefs of Police

625 C Street • Anchorage, Alaska 99501

March 29, 1985

Representative M. Mike Miller
Pouch V
Interdepartmental Mail Stop 3100
Juneau, Alaska 99811

Dear Representative Miller,

Our Association conducted its Annual Meeting on March 22, 1985 in Anchorage.

Extensive consideration was given by the group to pending legislation. Of the many Bills submitted this session we identified six (6) that we consider to be priority legislation and worthy of our Associations support.

The legislation we support is listed below along with a summation of our reasons for supporting the Bill.

(1) HB 178 Conspiracy

This legislation, if enacted, would enable law enforcement to initiate prosecution against persons planning to commit felony crimes. The ability to take action prior to the actual commission of the crime could well serve to protect property and save lives.

(2) HB 179 Hearsay

Currently some Bush felony cases are not prosecuted due to the prohibitive costs of gathering all of the required witnesses and the members of the Grand Jury together. Even in urban areas court time expenses for police witnesses appearing off duty can be substantial. In a time of rising costs and falling revenues this is an important consideration. Another concern obviously is the orderly administration of justice and the potential effect on the rights of those persons indicted.

We do not feel the right of the suspects would be abridged in any way by this legislation. Additionally, this procedure would increase the efficiency and have a positive effect on the cost of the justice system.



(3) HB 205 Juvenile Waiver

In recent years there have been several homicides involving persons under 18 as the perpetrator.

The ability to commit serious crimes without facing the same penalties as an adult is not lost on this age group. We feel that 16 and 17 year old youths committing unclassified felonies are well aware of what they are doing and should be held accountable.

(4) HB 163 Recriminalization of Marijuana

The Association feels that our states laws regarding Marijuana should be consistent with a majority of the other 49 states and federal law.

We believe that the permissive attitude reflected by the current state law on marijuana is potentially detrimental to the health and safety of the citizens of our state.

Current law allows a person to possess four (4) ounces or less in their residence. How they purchase and transport it is ignored although it is a crime to do so. The approach clearly is that if you can avoid getting caught buying or transporting you are home safe.

We feel that the mixed messages sent by this law breeds disrespect for all laws and may in fact encourage violations.

(5) HB 274 Permit for Carrying a Concealed Weapon

We do not believe it necessary nor appropriate for private citizens to carry concealed weapons. This is the primary reason for our opposing the bill. However, beyond that original premise we find problems with the bill.

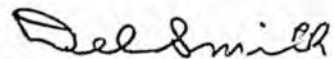
The proposed 30 day time frame prior to issuing the permit may not allow sufficient time to accomplish a thorough background investigation of the applicant.

March 29, 1985

Page Three

Additionally, a person must be adjudicated mentally incompetent or insane to be denied a permit. A person could presumably check in and out of mental institutions on a volunteer or peace officer commitment and still be issued a permit. We feel that the bill is bad public policy and as written presents a danger to the citizens of this state.

Sincerely,


Del Smith
Secretary-Treasurer

DS:vka

Box 783
Cooper Landing, AK 99572
21 March 1986

The Hon. Mike M. Miller
House of Representatives
Pouch V
Juneau, AK 99811

Dear Mr. Miller:

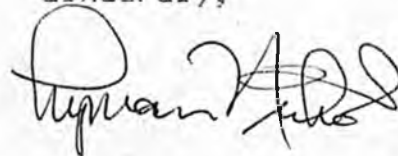
I was informed by Rep. Cato that HB 274 (to authorize the permitting to carry concealed weapons) is now in your committee. This bill is of great interest to me and I ask for your support in getting it passed.

As a resident of a small town with little to no law enforcement protection, I am particularly interested in seeing the passage of HB 274 with it's included safeguards. I firmly believe the law-abiding citizen should have the right to carry weapons legally, concealed or otherwise, for the protection of his person and family. Certainly the criminal element carries them regardless of the law. The honest citizen should be able to do so under the law for self defense.

Many perfectly rational and law-abiding citizens have a legitimate need to carry a concealed weapon, but, as you know, there is no provision to allow this under Alaskan law. Even New York City, probably the most restrictive, anti-handgun city in the U.S., provides for legally carrying concealed weapons by law abiding persons who can show justification. There is really no logical reason for Alaska to deny this privilege.

Thank you for your interest and help

Sincerely,

A handwritten signature in dark ink, appearing to read "Lyman Nichols", written in a cursive style.

Lyman Nichols