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STATE OF ALASKA
THE LEGISLATURE

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JUNEAU, ALASKA 99811
907-465-3000

May, 1986

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS date base CM 14. In order to save space copies of minutes have not been left in the files.

Jeanie Henry

House Judiciary

2-24-86

1:30 pm

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: HB509
 Title: "An Act relating to the
 number of superior court judges..."
 Sponsor: Rep. Navarre
 Requestor: Judiciary
 Date of Request: 2/14/86

FISCAL DETAIL

Agency Affected: Dept. of Administration
 BRU: Office of Public Advocacy
 Components: Office of Public Advocacy

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES	-0-	152.7	161.9	171.6	181.9	192.8
TRAVEL		5.0	5.3	5.6	5.9	6.3
CONTRACTUAL		80.2	85.0	90.1	95.5	101.2
SUPPLIES		3.0	3.2	3.4	3.6	3.8
EQUIPMENT		16.7	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	257.6	255.4	270.7	286.9	304.1

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND	-0-	257.6	255.4	270.7	286.9	304.1
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	257.6	255.4	270.7	286.9	304.1

POSITIONS :

FULL-TIME	-0-	3.0	3.0	3.0	3.0	3.0
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by: Brant McGee, Public Advocate
 Division: Office of Public Advocacy

Phone: 274-1684
 Date: 2/20/86

Approved by Commissioner: Eleanor Andrews
 Agency: Department of Administration

Date: _____

Distribution (by Agency preparing fiscal note):

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. HB509

This bill establishes two new superior court judgeships in the Third Judicial District to be located in Palmer and Kenai. The addition of judges in any court location results in a substantial increase in required court appearances for Office of Public Advocacy staff attorneys and contract professionals who provide guardian ad litem representation for abused and neglected children. The OPA must have staff attorneys and contract professionals available to appear in the additional court hearings scheduled before the new judges.

BUDGET ANALYSIS

Third District - Kenai & Palmer

Additional Anchorage Staff to Cover Kenai & Palmer Courts

Attorney IV	72.2
Associate Attorney II	53.1
Clerk Typist III	27.4
	<u>152.7</u>

100- Personal Services	152.7
200- Travel	5.0
300- Contractual Services	80.2
400- Supplies	3.0
500- Equipment (One-Time)	<u>16.7</u>

TOTAL 257.6

Position Title Attorney IV - Anchorage			No. of Positions 1	Range/Step 24/A	Barz. Unit X	Gov.	Approv.	Blk/Dep.																																																											
Time Status PFT	Staff Months 12-0	RP Number	Location EBA	Election District 8																																																															
<table border="1"> <thead> <tr> <th>Type of Expenditure</th> <th>1</th> <th>2</th> <th>Amount</th> <th>3</th> </tr> </thead> <tbody> <tr> <td>Salary</td> <td>4.687/Per Mo.</td> <td>56,241</td> <td></td> <td></td> </tr> <tr> <td>Benefits</td> <td></td> <td>15,970</td> <td></td> <td></td> </tr> <tr> <td>Premium Pay</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Other</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td colspan="3">Total Personal Services</td> <td></td> <td>72,211</td> </tr> <tr> <td>Travel</td> <td></td> <td></td> <td></td> <td>2,500</td> </tr> <tr> <td>Contractual</td> <td></td> <td></td> <td></td> <td>7,600</td> </tr> <tr> <td>Commodities</td> <td></td> <td></td> <td></td> <td>1,000</td> </tr> <tr> <td>Equipment</td> <td></td> <td></td> <td></td> <td>3,100</td> </tr> <tr> <td>Other</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td colspan="3">Total Cost</td> <td></td> <td>86,434</td> </tr> </tbody> </table>			Type of Expenditure	1	2	Amount	3	Salary	4.687/Per Mo.	56,241			Benefits		15,970			Premium Pay					Other					Total Personal Services				72,211	Travel				2,500	Contractual				7,600	Commodities				1,000	Equipment				3,100	Other					Total Cost				86,434	Justification <p>The increase in criminal caseloads in the Palmer and Kenai areas necessitates the addition of another felony trial lawyer in the Anchorage office. This single attorney could provide cost effective staff coverage of these locations. This position will enable OPA to absorb the increased caseload to be anticipated from the addition of Superior Court judges and court appearances for these areas.</p>				
Type of Expenditure	1	2	Amount	3																																																															
Salary	4.687/Per Mo.	56,241																																																																	
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For B&M Use Only Key Number																																																																			

**Request For
New Position**

Agency Department of Administration
 BRU Office of Public Advocacy
 Component Office of Public Advocacy

FY 87

Page 3 of 5
 Revised Date

Position Title Associate Attorney II - Anchorage			No. of Positions 1	Range/Step 19/A	Base Unit X	Gov.	Appr.	Disapp.
Time Status PFT	Staff Months 12.0	RP Number	Location EHA		Election District 8	Leg.		
Type of Expenditure			Justification					
		Amount	<p>The increase in children's proceedings in the Palmer and Kenai areas necessitates the addition of another Associate Attorney II position in the Anchorage office. This single position would provide guardian ad litem representation to abused and neglected children in children's proceedings in Kenai and Palmer.</p>					
1	2	3						
Salary 3,353/Mo.	40,236							
Benefits	12,849							
Premium Pay								
Other								
Total Personal Services		53,085						
Travel		2,500						
Contractual		7,600						
Commodities		1,000						
Equipment		3,100						
Other								
Total Cost		67,285						
Receipt Code	Funding Source							
	Federal Receipts 1007							
	G. E. Match 1003							
	General Funds 1004		67,285					
	I-A Receipts 1005							
	Program Receipts 1028							
	CIP Receipts 1061							
	Other							
For BAM Use Only								
Key Number								

**Request For
New Position**

Agency Department of Administration
 BRU Office of Public Advocacy
 Component Office of Public Advocacy

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 Revised Date

EX 87

Position Title Clark Typist III - Anchorage			No. of Positions 1	Range/Step 08/A	Barg. Unit G	Gov.	Approv.	Disapp.
Time Status PFT	Staff Months 12.0	RP Number	Location EBA	Election District 8		Leg.		
Type of Expenditure			Justification					
		Amount	<p>The addition of two professional positions in the Anchorage office necessitates an additional clerk typist position. Presently, the Anchorage office has three legal secretary positions who are providing clerical support to 12 professional positions. The Anchorage office has no receptionist position and these duties are covered by the legal secretaries. The addition of two professional positions will increase the secretarial workload substantially. The present secretary positions will be able to absorb this additional workload only if they are relieved from receptionist duties.</p>					
1	2	3						
Salary	1,631/Mo.	19,572						
Benefits		7,805						
Premium Pay								
Other								
Total Personal Services		27,377						
Travel		0						
Contractual		0						
Commodities		1,000						
Equipment		10,500						
Other								
Total Cost		38,877						
Receipt Code	Funding Source							
	Federal Receipts 1002							
	G. E. Match 1003							
	General Funds 1004							
	I-A Receipts 1005							
	Program Receipts 1028							
	CIP Receipts 1061							
	Other							
Fol B&M Use Only Key Number								

**Request For
New Position**

Agency Department of Administration
 BRU Office of Public Advocacy
 Component Office of Public Advocacy

FY 87

Page 5 of 5
 Revised Date _____

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: HB509
 Title: "An Act relating to the number of superior court judges in the Third Judicial District..."
 Sponsor: Rep. Navarre
 Requestor: Judiciary
 Date of Request: Feb. 14, 1986

FISCAL DETAIL

Agency Affected: Dept. of Administration
 BRU: Public Defender Agency
 Components: Third Judicial District

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		207.9	216.2	224.9	233.9	243.3
TRAVEL		7.5	7.8	8.1	8.4	8.7
CONTRACTUAL		16.0	16.6	4.8	5.0	5.2
SUPPLIES		4.0	4.2	4.4	4.6	4.8
EQUIPMENT		9.0				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	244.4	244.8	242.2	251.9	262.0

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND	-0-	244.4	244.8	242.2	251.9	262.0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME	-0-	4.0	4.0	4.0	4.0	4.0
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

(See attached page.)

Prepared by: Dana Fabe, Public Defender *DA* Dana Fabe (BS) Phone: 279-7541
 Division: Public Defender Agency Date: Feb. 14, 1986

Approved by Commissioner: *Marsha Heald* Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. HB509

The Alaska Court system is requesting two new superior court judges for the Third Judicial District, one for Kenai and one for Palmer. The addition of judges in any court location results in a substantial increase in required court appearances for attorneys in the Public Defender Agency. The Agency must have attorneys available to appear at the additional court hearings scheduled before the new judges along with necessary support staff in order to avoid unnecessary delays and continuances.

BUDGET ANALYSIS

Third District:

<u>Kenai-</u>	Attorney III	68.0	
	Clerk/Typist	28.9	
<u>Palmer-</u>	Attorney III	66.1	
	Paralegal II	44.9	
	100 Personal Services		207.9
	200 Travel		7.5
	300 Contractual		15.0
	400 Supplies		4.0
	500 Equipment (one time)		<u>9.0</u>
		TOTAL	244.4

Position Title Attorney III			No. of Positions 1	Range/Step 22A	Barg. Unit PX	Gov.	Approv.	Disapp
Time Status PFT	Staff Months 12.0	RF Number	Location Kenai		Election District 5	Leg.		
Justification								
Type of Expenditure			Amount					
1			2			3		
Salary \$4379 x 12			52,548					
Benefits			15,434					
Premium Pay								
Other								
Total Personal Services			67,982					
Travel			2,500					
Contractual			6,000					
Commodities			1,000					
Equipment			1,500					
Other								
Total Cost			78,982					
Receipt Code		Funding Source						
		Federal Receipts 1002						
		G. F. Match 1003						
		General Funds 1004		78,982				
		I-A Receipts 1005						
		Program Receipts 1028						
		CIP Receipts 1061						
		Other						
For B&M Use Only Key Number _____								

HB 509 establishes a new Superior Court judge in Kenai. This is in addition to the present Superior Court judge and a magistrate. The Agency has three attorneys and a paralegal assigned here and the new judicial position would require another assistant public defender and a clerk/typist. They are necessary to cover the caseload and mandatory court appearances.

**Request For
New Position**

Agency Department of Administration
 BRU Public Defender Agency
 Component Third Judicial District

FY 87

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 Revised Date _____

Position Title Clerk/Typist III			No. of Positions 1	Range/Step 8A	Bagg Unit GG	Gov.	Approv.	Disapp
Time Status PFT	Staff Months 12.0	RP Number	Location Kenai		Election District 5	Leg.		
Justification								
Type of Expenditure			Amount					
1			2			3		
Salary \$1731 x 12			20,772					
Benefits			8,098					
Premium Pay								
Other								
Total Personal Services			28,870					
Travel			-0-					
Contractual			1,000					
Commodities			1,000					
Equipment			4,500					
Other								
Total Cost			35,370					
Receipt Code		Funding Source						
		Federal Receipts 1002						
		G. F. Match 1003						
		General Funds 1003		35,370				
		I-A Receipts 1005						
		Program Receipts 1028						
		CIP Receipts 1061						
		Other						
For B&M Use Only Key Number								

HB 509 establishes a new Superior Court judge in Kenai. This is in addition to the present Superior Court judge and a magistrate. The Agency has three attorneys and a paralegal assigned here and the new judicial position would require another assistant public defender and a clerk/typist. They are necessary to cover the caseload and mandatory court appearances.

**Request For
New Position**

Agency Department of Administration
 BRU Public Defender Agency
 Component Third Judicial District

FY 87

Page 4 of 6
 Revised Date

Position Title Attorney III			No. of Positions 1	Range/Step 22A	Barg. Unit PX	Gov.	Approv.	Disapp
Time Status FFT	Staff Months 12.0	RP Number	Location Palmer		Election District 16	Leg.		
Type of Expenditure			Justification					
		Amount	<p>HB 509 establishes a new Superior Court judge in Palmer. This is in addition to the present Superior Court judge and District Court judge. The Agency has two permanent attorneys assigned here and the new judicial position would require another assistant public defender and a paralegal assistant.</p>					
1	2	3						
Salary \$4246 x 12	50,952							
Benefits	15,142							
Premium Pay								
Other								
Total Personal Services		66,094						
Travel		2,500						
Contractual		6,000						
Commodities		1,000						
Equipment		1,500						
Other								
Total Cost		77,094						
Receipt Code			Funding Source					
			Federal Receipts 1002					
			G. E. Match 1003					
			General Funds 1004					
			I-A Receipts 1005					
			Program Receipts 1028					
			CIP Receipts 1061					
			Other					
			77,094					
For B&M Use Only								
Key Number								

**Request For
New Position**

Agency Department of Administration
 BRU Public Defender Agency
 Component Third Judicial District

FY 87

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 Revised Date

Position Title Paralegal Assistant II			No. of Positions 1	Range/Step 16A	Barg. Unit GG	Gov.	Approv.	Disapp.	
Time Status PFT	Staff Months 12.0	RP Number	Location Palmer		Election District 16	Leg.			
Type of Expenditure			Justification						
			<p>HB 509 establishes a new Superior Court judge in Palmer. This is in addition to the present Superior Court judge and District Court judge. The Agency has two permanent attorneys as signed here and the new judicial position would require another assistant public defender and a paralegal assistant.</p>						
1		2							3
Salary	\$2804 x 12	33,648							
Benefits		11,240							
Premium Pay									
Other									
Total Personal Services									44,888
Travel									2,500
Contractual									3,000
Commodities									1,000
Equipment			1,500						
Other									
Total Cost			52,888						
Receipt Code			Funding Source						
			Federal Receipts 1002						
			G. F. Match 1003						
			General Funds 1004						
			I-A Receipts 1005						
			Program Receipts 1028						
			CIP Receipts 1061						
			Other						
			52,888						
<div style="border: 1px solid black; padding: 5px; width: fit-content;"> For B&M Use Only Key Number _____ </div>									

**Request For
New Position**

Agency Department of Administration
BRU Public Defender Agency
Component Third Judicial District

Page 6 of 6
Revised Date _____

FY 87

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : HB509
 Title : "An Act increasing the number of superior court judges..."
 Sponsor : Rep. Navarre
 Requestor : House Judiciary
 Date of Request : _____

FISCAL DETAIL

Agency Affected : Public Safety
 BRU : Alaska State Troopers
 Components : Judicial Services

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		129.7	137.5	145.7	154.5	163.7
TRAVEL		4.0	4.2	4.5	4.8	5.0
CONTRACTUAL		22.4	23.7	25.2	26.7	28.3
SUPPLIES		6.6	7.0	7.4	7.9	8.3
EQUIPMENT		38.4				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		201.1	172.4	182.8	193.9	205.3
CAPITAL						
REVENUE						

FUNDING : (Thousands of Dollars)

GENERAL FUND		201.1	172.4	182.8	193.9	205.3
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

K. Allan
 Prepared by : Francis C. Allan *FCG* Phone : 269-5691
 Division : Alaska State Troopers Date : 2-7-86
 Approved by Commissioner : *[Signature]* Date : 2/11/86
 Agency : Department of Public Safety

Distribution (by Agency preparing fiscal note) :

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

Position Title State Trooper			No. of Positions 1	Range/Step 76/A	Base Unit PSEA	Gov.	Approv.	Disapp.
Time Status PFT	Staff Months 12	RP Number	Location Palmer		Election District 16	Leg.		
Type of Expenditure			Justification					
			<p>This commissioned State Trooper will be needed to provide court security, move prisoners and serve criminal and civil process. The position will provide coverage for the increased workload created by the additional superior court judge proposed. Current staff cannot handle the increase.</p>					
1	2	3						
Salary	40,356							
Benefits	17,812							
Premium Pay	5,587							
Other								
Total Personal Services		63.8						
Travel		2.0						
Contractual		11.2						
Commodities		3.3						
Equipment		19.2						
Other								
Total Cost		99.5						
Receipt Code			Funding Source					
			Federal Receipts 1002					
			G. F. Match 1003					
			General Funds 1004					
			I-A Receipts 1005					
			Program Receipts 1028					
			CIP Receipts 1061					
			Other					
			99.5					
For B&M Use Only								
Key Number								

**Request For
New Position**

Agency Public Safety
 BRU Alaska State Troopers
 Component Judicial Services

Page of
 Revised Date

FY 87

Position Title State Trooper			No. of Positions 1	Range/Step 76/A	Barc. Unit PSEA	Gov.	Approv.	Disapt.	
Time Status PFT	Staff Months 12	RP Number	Location Kenai	Election District 16	Leg.				
Type of Expenditure			Justification						
Amount			<p>This commissioned State Trooper will be needed to provide court security, move prisoners and serve criminal and civil process. The position will provide coverage for the increased workload created by the additional superior court judge proposed. Current staff cannot handle the increase.</p>						
1	2	3							
Salary	41,880								
Benefits	18,266								
Premium Pay	5,799								
Other									
Total Personal Services		65.3							
Travel		2.0							
Contractual		11.2							
Commodities		3.3							
Equipment		19.2							
Other									
Total Cost		101.6							
Receipt Code	Funding Source								
	Federal Receipts	1002							
	G. F. Match	1003							
	General Funds	1004							101.6
	I-A Receipts	1005							
	Program Receipts	1006							
	CIP Receipts	1007							
	Other								
For B&M Use Only Key Number _____									

**Request For
New Position**

Agency Public Safety
 BRU Alaska State Troopers
 Component Judicial Services

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 Revised Date _____

FY 87

Kenai/Soldotna

Trooper

PERSONAL SERVICES - 100

\$3,990 x 12 months =	\$41,880	
+ 180 hours OT	5,799	
SUB TOTAL	<u>\$47,679</u>	
+ .261327% Benefits	12,460	
+ .0613 SBS	2,800	
+ Health Benefits	<u>3,006</u>	
TOTAL PERSONAL SERVICES		\$65,945

TRAVEL & PER DIEM - 200

Average - This will vary		
TOTAL TRAVEL & PER DIEM		2,000

CONTRACTUAL - 300

Telephone/Postage, \$85 per month x 12	1,020	
Photo Processing, \$40 per month x 12	480	
PSEA Physical Exam, Average	300	
Uniform PSEA Cleaning Allowance	636	
HWCF Vehicle - Monthly Cost Replacement \$292 per month + 1,500 miles x .29	<u>8,724</u>	
TOTAL CONTRACTUAL		11,160

SUPPLIES AND MATERIALS - 400

Uniforms/with all accessories; jacket, hats, handcuffs, etc.	1,900	
Film Supplies + Office Supplies	750	
Vehicle Accessories - Blanket, tire chains, snow tires, flares, etc.	<u>650</u>	
TOTAL SUPPLIES AND MATERIALS		3,300

EQUIPMENT - 500

Patrol - Vehicle - initial cost	12,000	
Underhood Speaker	100	
Car Radio	3,000	
Siren/Amplifier	250	
MX 360 Radio-Portable w/charger	3,200	
Firearms (revolver, shotgun, & rifle)	<u>650</u>	
TOTAL EQUIPMENT		<u>19,200</u>

TOTAL TROOPER COST TO THE BRU		\$101,605
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PALMER

Trooper

PERSONAL SERVICES - 100

\$3,153 x 12 months =	\$40,356	
+ 180 hours OT	5,587	
SUB TOTAL	<u>\$45,943</u>	
+ .261327% Benefits	12,006	
+ .0613 SBS	2,800	
+ Health Benefits	<u>3,006</u>	
TOTAL PERSONAL SERVICES		\$63,755

TRAVEL & PER DIEM - 200

Average - This will vary		
TOTAL TRAVEL & PER DIEM		2,000

CONTRACTUAL - 300

Telephone/Postage, \$85 per month x 12	1,020	
Photo Processing, \$40 per month x 12	480	
PSEA Physical Exam, Average	300	
Uniform PSEA Cleaning Allowance	636	
HWCF Vehicle - Monthly Cost Replacement \$292 per month + 1,500 miles x .29	<u>8,724</u>	
TOTAL CONTRACTUAL		11,160

SUPPLIES AND MATERIALS - 400

Uniforms/with all accessories; jacket, hats, handcuffs, etc.	1,900	
Film Supplies + Office Supplies	750	
Vehicle Accessories - Blanket, tire chains, snow tires, flares, etc.	<u>650</u>	
TOTAL SUPPLIES AND MATERIALS		3,300

EQUIPMENT - 500

Patrol - Vehicle - initial cost	12,000	
Underhood Speaker	100	
Car Radio	3,000	
Siren/Amplifier	250	
MX 360 Radio-Portable w/charger	3,200	
Firearms (revolver, shotgun, & rifle)	<u>650</u>	
TOTAL EQUIPMENT		<u>19,200</u>

TOTAL TROOPER COST TO THE BRU		\$99,415
-------------------------------	--	----------

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : HB 509
 Title : An Act Increasing the Number
of Judges
 Sponsor : Navarre, Hurley, Marrou
 Requestor : _____
 Date of Request : 2/3/86

FISCAL DETAIL

Agency Affected : Alaska Court System
 BRU : Trial Courts
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		574.3	608.8	645.3	684.0	725.0
TRAVEL						
CONTRACTUAL		11.8	12.5	13.3	14.1	14.9
SUPPLIES		4.0	4.2	4.5	4.8	5.1
EQUIPMENT		34.1				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		624.2	625.5	663.1	702.9	745.0

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND		624.2	625.5	663.1	702.9	745.0
FEDERAL FUNDS						
OTHER						
TOTAL		624.2	625.5	663.1	702.9	745.0

POSITIONS :

FULL-TIME		8	8	8	8	8
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by : Robert G. Fisher Phone : 264-8215
 Division : Alaska Court System Date : 2/3/86
 Approved by Commissioner : Arthur H. Snowden, II Date : 2/3/86
 Agency : Alaska Court System

Distribution (by Agency preparing fiscal note) :

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

ALASKA COURT SYSTEM
 HB 509 - AN ACT INCREASING
 THE NUMBER OF JUDGES

FISCAL IMPACT

PERSONAL SERVICES:	Salary	Benefits	Total Costs
 Kenai:			
Superior Court Judge	\$82,716	\$96,245	\$178,961
In-Court Clerk (PFT, range 12B)	27,432	9,247	36,679
Secretary (PFT, range 12B)	27,432	9,247	36,679
Law Clerk (PFT, range 13A)	28,380	9,462	37,842
Subtotal Kenai			----- 290,161 -----
 Palmer:			
Superior Court Judge	80,004	96,155	176,159
In-Court Clerk (PFT, range 12B)	26,604	9,059	35,663
Secretary (PFT, range 12B)	26,604	9,059	35,663
Law Clerk (PFT, range 13A)	27,432	9,247	36,679
Subtotal Palmer			----- 284,164 -----
Total Personal Services			574,325
 CONTRACTUAL:			
Telephone and postage costs			4,000
Word processors			7,800
Total Contractual			----- 11,800 -----
 SUPPLIES:			
			4,000
 EQUIPMENT: (one-time items)			
Office furniture			24,628
Reference materials (chambers and courtroom)			9,462
Total Equipment			----- 34,090 -----
 TOTAL COST			 \$624,215 =====

Subsequent fiscal years adjusted to reflect 6% inflation.



Trial Courts

State of Alaska

THIRD JUDICIAL DISTRICT
303 K STREET
ANCHORAGE, ALASKA
99501

264-0415

ALBERT H. SZAL
Area Court Administrator

January 21, 1986

MEMORANDUM

TO: ✓ Judge Charles Cranston
Judge Beverly Cutler
Judge James Hanson

FROM: Albert H. Szal *A.H.S.*
Area Court Administrator

SUBJECT: Review of Need for Superior Court Judgeships for
Palmer, Kenai, Ketchikan and Dillingham

FILED in the Trial Courts
State of Alaska, Third District
at Kenai
JAN 24 1986
By _____ Clerk
Deputy

The enclosed memorandum is enclosed for your information.

AHS:rr

cc: Goldeen Goodfellow
Jay Warner
Ross Ripley

bcc: Al Szal

MEMORANDUM

RECEIVED

JAN 20 1986

Office of Trial Court Administrator
3rd Judicial District

TO: Arthur Snowden
Administrative Director

FROM: Dick Delaplain *RWD*
Manager, Technical Operations

SUBJECT: Review of need for superior court judgeships for
Palmer, Kenai, Ketchikan and Dillingham

DATE: January 18, 1986

Per your instructions my staff have reviewed relevant statistical and workload data in these four sites regarding the need for additional superior court judges in Palmer, Kenai and Ketchikan and the creation of a superior court in Dillingham.

It is our conclusion that current and projected workload data would support the creation of superior court judgeships in each of these sites if budget was not a consideration. Given the reality of declining state revenues/budgets, it our recommendation that additional superior court judgeships be placed in Palmer and Kenai. Palmer would be the number one priority due to the tremendous recent growth in this area and the probable short term future growth.

Ketchikan has required more than one judge to stay current with superior court workload for the last two years. This support has been supplied by using approximately 75% of the Wrangell/Petersburg judges time in Ketchikan. This is not a long term solution to Ketchikan's workload, but will suffice for the next year.

Dillingham could be the central hub for a "service area" (similar to Bethel) that would serve Dillingham, the Bristol Bay area and the Aleutian Chain court sites. Workload in such a court would be equivalent to the workload in Bethel. The major drawback to recommending such a court is the lack of adequate routine transportation between Dillingham and the Aleutian Chain courts (Unalaska, Cold Bay, etc.). Current transportation patterns would require a Dillingham judge to travel via Anchorage to service most of his/her district court sites. Until more convenient transportation patterns are available this area should be serviced by Anchorage judges.

Statistical data regarding Ketchikan and Dillingham follows under separate cover.

cc: Stephanie Cole
Karla Forsythe

bcc: Al Szal

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cc: Stephanie Cole
Karla Forsythe

Attached are statistical analyses regarding additional superior court judges in Kenai and Palmer.

In evaluating the following statistics for the either location it is assumed there will be a continued growth in the coming years or at the least no decrease in current activity levels. None of the statistical sources makes any specific predictions for the future. However, the Department of Labor does predict a 2 - 3% per year increase in the labor force for the entire state.

The current workload and statistical data from both Kenai and Palmer was compared to Juneau because it is our only two Superior Court judge location.

Sources of statistics used in these reviews include the following:

- Population: 1980 Census
1981 - 1984 Alaska Population Overview
Alaska Department of Labor
- Labor Force: 1980 - 1983 Alaska Planning Information
Alaska Department of Labor
- Attorneys: Alaska Bar Association
- Police/Troopers: Local Police Departments and local Trooper Posts (Palmer and Kenai)
- Judges Travel: Judges' travel claims filed in the Administrative Accounting Office
- Jury Costs: Jury pay amounts from the Jury Transaction Computer File
- Caseload Statistics: Case filings reported to the Technical Operations Office by the individual courts.

COMPARISON STATISTICS - 1985 TRIAL COURT STATISTICS

	JUNEAU
Population	: 25,964
Labor Force	: 12,853
Attorneys In Area	: 178
Police/Troopers	: 43
Judge Travel Days To	: 105 days
Judge Travel Days From	: 69 days
Net support days	: 36 days
% of FTE Judge	: 16%
Jury Costs FY85	: \$59,757

FY 85 Caseload Statistics (Filings)

	JUNEAU
Felony	162
Misdemeanor	2243
Civil	1295
Small Claims	1671
Children	28*
TOTAL	5399
Traffic	3404

* Children's matters not fully reported.

PALMER JUDGSHIP

(Includes Matanuska Borough Census Division)

The Matanuska Borough Census Division has experienced the largest population growth of any census division in Alaska during the past five years. Palmer experienced a 68% increase in population between 1980 and 1984. Its' 1984 population of 29,836 is now larger than Juneau's population of (25,964).

The available labor force in the Palmer area has experienced a 91% increase between 1981 and 1985. Their August 1985 estimated labor force of 14,601 is 13% larger than Juneau's (12,853).

There are 33 practicing attorneys in the Matanuska Valley which is a 106% increase over 1980. There are 39 law enforcement officers which is a 117% increase over 1980 and comparable to Juneau's 43 officers.

In 1984 Palmer had 44 days of visiting judge time which was a 120% increase over 1980. Partial year 1985 reports show 41 days of visiting judge time in Palmer. These partial reports would project out to approximately 55 days of visiting judge time for the entire calendar year. Fifty-five days of judge time is approximately 25% of a full-time-equivalent judgeship. Need for visiting/pro tem judges can be projected to increase significantly due to the significant increases in superior court civil filings in Palmer. The portion of these cases that will go to trial will not be evident in workload for the next 1-2 years.

Jury costs in Palmer have increased 264% between FY81 and FY85. Total FY85 jury costs in Palmer of \$67,251 were 9% greater than Juneau (\$59,737).

Total non-traffic citation caseload for the Palmer court has increased approximately 120% during the last five years. Traffic citations have approximately doubled during this same period.

The rate of growth in the valley is expected to slow down in the next five years, however it is likely to level off at least a 2 to 3% annual population growth rate with no decline projected by any State agency. It can be anticipated that the workload in this court will continue to increase although at a hopefully slower rate than the last five years.

There is currently sufficient workload to justify a second Superior Court judge for this location. Demand for service can be expected to continue to increase significantly in each of the next five years.

It is our recommendation that a second superior court judge be placed in Palmer at this time. This judge should be expected to handle both superior and district court duties.

if Palmer had a court room available plus staff. C.N.S.

PALMER AREA STATISTICAL DATA

Population

	Matsu
	Census Area
1980 Census	17766
1981 Dept Labor	19123
1982 Dept Labor	25212
1983 Dept Labor	24734
1984 Dept Labor	29836(+68%)

Labor Force

	Matsu
	Borough
1980	7664
1981	7321
1982	10540
1983	11765
Aug 1984	13925
Aug 1985	14601(+91%)

Attorneys

1980	16
1981	14
1982	22
1983	28
1984	31
1985	33 (+106%)

Police/Troopers

1980	18
1981	27
1982	7/a
1983	n/a
1984	36
1985	39(+117%)

Visiting/Pro Tem Judge Days

CY	
1980	20 days
1981	29 days
1982	37 days
1983	2 days
1984	44 days (20% of Judge)
1985	41 days partial year through 8/31/85.

Jury Costs

FY	
81	\$18,462
82	37,512
83	43,666
84	58,060
85	\$67,251(+264%)

Caseload Statistics

	FY 81	FY 82	FY 83	FY 84	FY 85	% CHANGE '81-'85	% CHANGE '84-'85
CRIMINAL							
Felony	68	79	170	141	136	+100%	- 4%
Misdemeanor	766	1059	1313	1808	2163	+182%	+ 20%
Criminal Sub Totals	834	1138	1483	1949	2299	+176%	+ 18%
CIVIL							
D.C. Civil	310	419	67	49	104	- 66%	+112%
C.C. Civil	*	*	92	139	229	*+149%	+ 65%
Dom. Relations	*	*	314	442	578	*+ 84%	+ 31%
Probate	*	*	58	72	98	*+ 69%	+ 36%
Small Claims	931	841	578	651	1158	+ 24%	+ 78%
Civil Sub Totals	1241	1250	1109	1353	2167	+ 75%	+ 73%
CHILDREN'S MATTERS	*	*	25	71	107	*+328%	+ 51%
TOTAL NON-TRAFFIC	2075	2388	2617	3373	4573	+120%	+ 36%
TRAFFIC CITATIONS	4470	3085	5170	4970	8049	+ 80%	+ 62%
COURT TOTALS	6545	5473	7787	8343	12622	+ 93%	+ 51%

* Superior court established in Palmer as of 7/1/82. Superior court judgeship filled effective 10/26/82. Percentage change from FY81-FY85 for Superior Court Civil, Domestic Relations, Probate and Children's Matters categories are actually the percentage change in filings between FY83 and FY85 for these categories.

KENAI JUDGSHIP

(Includes Kenai Cook Inlet Census Division)

The Kenai Cook Inlet Census Division had a total population of 38,235 in 1984 which was a 51% increase over the 1980 census. Kenai itself had a population of 24,502 which is comparable to Juneau's 1985 population of 25,964. The Kenai court services the entire Kenai Cook Inlet Census Division.

The Kenai Peninsula Borough had an estimated August 1985 labor force of 20,044 which is a 90% increase over 1980s labor force. Juneau's labor force on the other hand is only 12,853.

There are 34 attorneys with resident practices in Kenai in 1985 which is a 21% increase over 1980. There has been a 64% increase in the number of police/troopers assigned in the Kenai area during the period 1980 to 1985. The current force of 46 law enforcement personnel in the Kenai area is slightly higher than Juneau's 43 law enforcement personnel.

Kenai has required approximately 1.6 superior court judges to stay current with with caseload for the last several years. The additional judge needs have been met through utilization of considerable amounts of visiting and pro tem judge time. In 1984 there were 132 visiting/pro tem judge days which was an 120% increase over 1980 and equals approximately 60% of a FTE judge. The partial data for 1985 already shows 98 visiting judge days utilized. Projecting this data out for the full 1985 year (final '85 data is not available as of this writing) would indicate that Kenai will require approximately the same visiting/pro tem judge resources in 1985 as in 1984.

Kenai jury costs have increased by 40% over the years FY 81 to FY 85. This figure does not include any judge time or jury costs associated with the existing Kenai judge trying cases in either Homer or Seward.

The total caseload for Kenai has increased 57% for non-traffic cases and 51% overall since FY 81. There has been a 42% increase in felony filings and a 73% increase in civil filings. The construction of a high security prison facility in Seward will no doubt add additional caseload to Kenai in that it will be the nearest superior court site to the prison.

It is evident that the large increases in population, labor force and resident law enforcement personnel have created a significant increase in the superior court caseload in Kenai. A review of visiting/pro tem judge days show that the need for an additional judge in Kenai has existed for the last 2-3 years.

The dramatic increases in population and workforce that have occurred on the Kenai Peninsula in the last 5 years will probably not be as sharp in the next few years, however they should continue at a reduced rate of increase. A second superior court judge in Kenai is needed to handle the current workload in superior court and to assist in handling the continuing growth of district court work.

It is our recommendation that a second superior court judge be placed in Kenai at this time. This judge should be expected to handle both superior and district court duties.

Population				Labor Force	
	Kenai Area	Other Kenai Cook Inlet Census	Total Kenai Cook Inlet Census Area	Kenai Peninsula Borough	
1980 Census	19785	5497	25282	1980	10534
1981 Dept Labor	20686	5834	26520	1981	10204
1982 Dept Labor	20791	11695	32486	1982	12349
1983 Dept Labor	22488	12649	35137	1983	13494
1984 Dept Labor	24502	13783	38285	Aug 1984	19036
			(+51%)	Aug 1985	20044(+90%)

Attorneys	
1980	28
1981	26
1982	28
1983	32
1984	33
1985	34 (+21%)

Police/Troopers	
1980	28
1981	32
1982	n/a
1983	n/a
1984	38
1985	46(+64%)

Visiting/Pro Tem Judge Days
CY

1980	60 days
1981	65 days
1982	44 days
1983	40 days
1984	132 days (+120%) 60% of Judge
1985	98 days partial year - as of 8/31/85

Jury Costs
FY

81	\$32620
82	31137
83	41205
84	50326
85	45794(+40%)

Caseload Statistics

	FY81	FY82	FY83	FY84	FY85	% Change '81-'85	% Change '84-'85
Criminal	Felony	81	95	100	102	115	+42%
	Misdemeanor	1149	1268	1797	2315	1995	+74%
Criminal Sub Totals		1319	1363	1897	2417	2110	+60%
Civil	D.C. Civil	83	79	98	34	121	+46%
	S.C. Civil	134	126	203	207	248	+85%
	Dom. Relations	272	341	354	425	484	+78%
	Probate	61	49	81	88	96	+57%
	Small Claims	455	405	308	426	592	+30%
Civil Sub Totals		1005	1000	1044	1180	1541	+53%
Children's Matters		110	81	81	129	25 (NC)	--
Non Traffic Total		2434	2444	3022	3726	3676	+51%
Traffic		6033	4106	4810	5218	4747	-21%
COURT TOTALS		8467	6550	7832	8944	8423	- 1%

NC - not complete reporting on Children's matters.

CHIEF JUSTICE
JAY A. FABINOWITZ

JUSTICES
EDMOND W. BURKE
WARREN W. MATTHEWS, JR.
ALLEN T. COMPTON
DANIEL A. MCCOY



Supreme Court
State of Alaska

ROOM 418 604 BARNETTE ST.
BARBANKS (ALASKA 99501)
907 452-9101

March 6, 1986

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

Dear Representative Miller:

This will serve to confirm our recent telephone conversation regarding the Alaska Bar Foundation's IOLTA proposal. As I stated, the Bar Foundation presented its IOLTA proposal. After meeting with the Bar Foundation representatives and the President and Executive Director of the Alaska Bar Association the Supreme Court of Alaska advised the Bar and Foundation that it was agreeable to the adoption of an IOLTA rule that would have the following features:

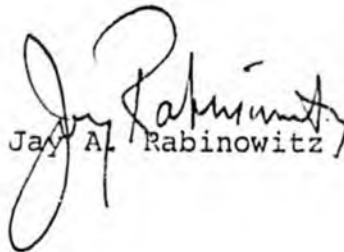
- (a) the program would be voluntary;
- (b) only clients' funds in the amount of \$250 or less could be deposited in the attorney's IOLTA account; and
- (c) earnings from such an account, net of any service charges or fees, are to be remitted to the Alaska Bar Foundation, Inc. or such other IRS approved IOLTA fund approved by the Board of Governors of the Alaska Bar Association.

Since informing the Bar and Foundation of the Supreme Court's position I have been advised that both the Board of Governors of the Alaska Bar Association and the Alaska Bar Foundation have considered our position and wish the opportunity to further discuss certain features of the IOLTA

proposal. More particularly I have been advised informally that the Bar and the Foundation both think that the \$250 cap is unrealistic and wish to reargue the point. Further, it is my understanding that the Supreme Court will be reviewing both the Bar's and the Foundation's response within the next two weeks.

Best wishes,

Sincerely,


Jay A. Rabinowitz