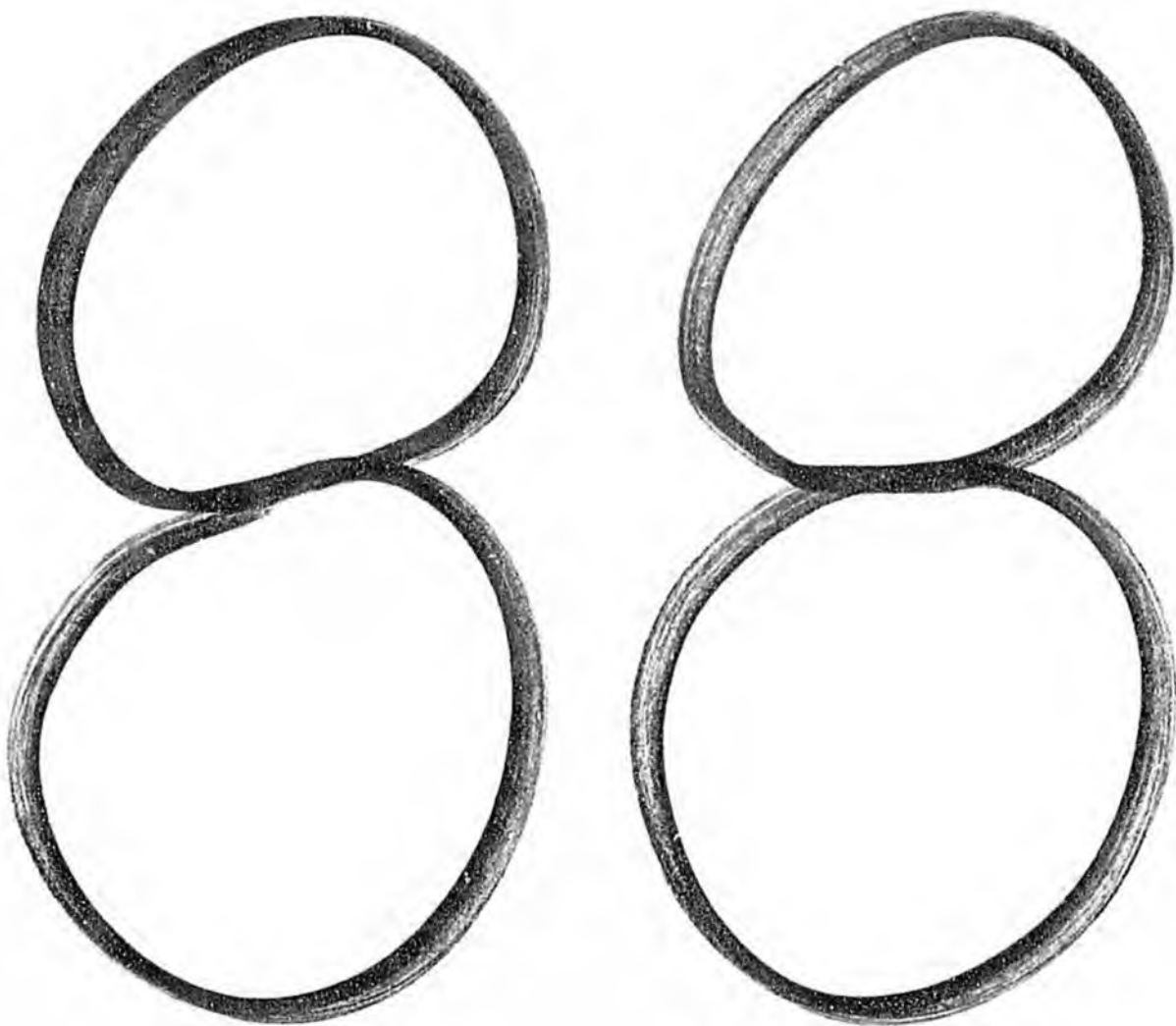


H B



Original sponsor: Rules/Governor

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 88 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the protection of children,
7 family members, and dependent adults; and providing
8 for an effective date."

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

10 * Section 1. AS 11.61.125(a) is amended to read:

11 (a) A person commits the crime of distribution of child pornog-
12 raphy if the person brings or causes to be brought into the state for
13 [SALE OR] distribution, or in the state distributes, or in the state
14 possesses, prepares, publishes, or prints with intent to distribute,
15 [SELL, OR EXHIBIT TO OTHERS FOR COMMERCIAL CONSIDERATION,] any mater-
16 ial that visually depicts conduct described in [UNDER] AS 11.41.-
17 455(a), knowing that the production of the material involved the use
18 of a child under 18 years of age who engaged in the conduct.

19 * Sec. 2. AS 11.61.125 is amended by adding a new subsection to read:

20 (d) In this section, "distribution" includes delivering, sell-
21 ing, renting, leasing, lending, giving, circulating, exhibiting,
22 presenting, providing, and exchanging, whether or not for monetary or
23 other consideration.

24 * Sec. 3. AS 12.10.020(c) is amended to read:

25 (c) Even if the general time limitation has expired, a prose-
26 cution under AS 11.41.410 - 11.41.460, AS 11.66.110 - 11.66.130,
27 former AS 11.41.430, or former AS 11.51.130.(4), for an offense
28 committed against a person under the age of 16 may be commenced within
29 one year after the crime is reported to a peace officer or the person

1 reaches the age of 16, whichever occurs first. This subsection does
2 not extend the period of limitation by more than five years.

3 * Sec. 4. AS 12.45.045(a) is repealed and reenacted to read:

4 (a) In prosecutions for the crimes of sexual assault in any de-
5 gree, sexual abuse of a minor in any degree, or unlawful exploitation
6 of a minor, or an attempt to commit any of these crimes, evidence of
7 the complaining witness' previous sexual conduct may not be admitted
8 nor reference made to it in the presence of the jury except as pro-
9 vided in this section. A defendant who seeks to admit the evidence
10 for any purpose shall apply for an order of the court before the trial
11 if the evidence is sought to be introduced at trial or before the
12 preliminary hearing if the evidence is sought to be introduced at the
13 preliminary hearing, unless the defendant demonstrates that the defen-
14 dant, despite exercising due diligence, was unable to apply before the
15 trial or preliminary hearing. After the application is made, the
16 court shall conduct a hearing in camera to determine the admissibility
17 of the evidence. If the court finds that evidence offered by the
18 defendant regarding the sexual conduct of the complaining witness is
19 relevant, and that the probative value of the evidence offered is not
20 outweighed by the probability that its admission will create undue
21 prejudice, confusion of the issues, or unwarranted invasion of the
22 privacy of the complaining witness, the court shall issue a written
23 order stating what evidence may be introduced and the nature of the
24 questions that may be permitted. The defendant may then offer evi-
25 dence under the order of the court.

26 * Sec. 5. AS 25.35.010(a) is repealed and reenacted to read:

27 (a) A person who is subjected to domestic violence may petition
28 a superior court for injunctive relief restraining the infliction of
29 further domestic violence against the petitioner by the respondent.

1 The court may appoint a guardian ad litem or attorney to represent a
2 minor who is subject to this chapter in the same manner as an attorney
3 may be appointed under AS 25.24.310.

4 * Sec. 6. AS 25.35.060 is amended to read:

5 Sec. 25.35.060. DEFINITIONS. In this chapter, "domestic vio-
6 lence" means a crime under AS 11.41 when the victim is a spouse or a
7 former spouse of the respondent; a parent, grandparent, child, or
8 grandchild of the respondent; [,] a member of the social unit compos
9 [COMPRISED] of those living together in the same dwelling as the
10 respondent; [,] or a person who is not a spouse or former spouse of
11 the respondent but who previously lived in a spousal relationship with
12 the respondent.

13 * Sec. 7. AS 47.10.010(a) is amended to read:

14 (a) Proceedings relating to a minor under 18 years of age resid-
15 ing or found in the state are governed by this chapter, except as
16 otherwise provided in this chapter, when the court finds the minor

17 (1) to be a delinquent minor as a result of violating a
18 criminal law of the state or of a municipality of the state; or

19 (2) to be a child in need of aid as a result of

20 (A) the child being habitually absent from home or
21 refusing to accept available care, or having no parent, guardian,
22 custodian or relative caring or willing to provide care, includ-
23 ing physical abandonment by

24 (i) both parents,

25 (ii) the surviving parent, or

26 (iii) one parent if the other parent's rights and
27 responsibilities have been terminated under AS 47.10.080 or
28 voluntarily relinquished;

29 (B) the child being in need of medical treatment to

1 cure, alleviate, or prevent substantial physical harm, or in need
2 of treatment for mental harm as evidenced by failure to thrive,
3 severe anxiety, depression, withdrawal, or untoward aggressive
4 behavior or hostility toward others, and the child's parent,
5 guardian, or custodian has knowingly failed [PARENTS ARE UNWILL-
6 ING] to provide the [MEDICAL] treatment;

7 (C) the child having suffered substantial physical
8 harm or if there is an imminent and substantial risk that the
9 child will suffer such harm as a result of the actions done by or
10 conditions created by the child's parent, guardian or custodian
11 or the failure of the parent, guardian or custodian adequately to
12 supervise the child;

13 (D) the child having been, or being in imminent and
14 substantial danger of being, sexually abused either by the
15 child's parent, guardian or custodian, or as a result of con-
16 ditions created by the child's parent, guardian or custodian, or
17 by the failure of the parent, guardian or custodian adequately to
18 supervise the child;

19 (E) the child committing delinquent acts as a result
20 of pressure, guidance, or approval from the child's parents,
21 guardian or custodian;

22 (F) the child having suffered substantial physical
23 abuse or neglect as a result of conditions created by the child's
24 parent, guardian or custodian.

25 * Sec. 8. AS 47.10.142(a) is repealed and reenacted to read:

26 (a) The Department of Health and Social Services may take emer-
27 gency custody of a minor upon discovering any of the following circum-
28 stances:

29 (1) the minor has been abandoned;

1 (2) the minor has been grossly neglected by the minor's
2 parents or guardian as "neglect" is defined in AS 47.17.070(5), and
3 the department determines that immediate removal from the minor's
4 surroundings is necessary to protect the minor's life or provide
5 immediate necessary medical attention;

6 (3) the minor has been subjected to child abuse or neglect
7 by a person responsible for the minor's welfare, as "child abuse or
8 neglect" is defined in AS 47.17.070(1), and the department determines
9 that immediate removal from the minor's surroundings is necessary to
10 protect the minor's life or that immediate medical attention is neces-
11 sary; or

12 (4) the minor has been sexually abused under circumstances
13 listed in AS 47.10.010(a)(2)(D).

14 * Sec. 9. AS 47.10.142(c) is amended to read:

15 (c) When a child is taken into custody under (a) or (b) of this
16 section, the department shall immediately, and in no event more than
17 12 hours later unless prevented by lack of communication facilities,
18 notify the parents or the person or persons having custody of the
19 child. If the department determines that continued custody is neces-
20 sary to protect the child, the department shall notify the court of
21 the emergency custody by filing, within 24 hours after custody was
22 assumed, [AND THE COURT OF THE ACTION AND FILE WITH THE COURT] a peti-
23 tion alleging that the child is a child in need of aid. If the de-
24 partment releases the child within 24 hours after taking the child
25 into custody and does not file a child in need of aid petition the
26 department shall, within 24 hours after releasing the child, file with
27 the court a report explaining why the child was taken into custody.

28 * Sec. 10. AS 47.17.020(a) is amended to read:

29 (a) The following persons who, in the performance of their

1 occupational [PROFESSIONAL] duties, have cause to believe that a child
2 has suffered harm as a result of child abuse or neglect shall immedi-
3 ately report the harm to the nearest office of the department:

4 (1) practitioners of the healing arts;

5 (2) school teachers and school administrative staff members
6 of public and private schools;

7 (3) social workers;

8 (4) peace officers, and officers of the Department of
9 Corrections;

10 (5) administrative officers of institutions;

11 (6) child [LICENSED DAY] care providers [AND PAID STAFF];

12 (7) paid employees of domestic violence and sexual assault
13 programs, and crisis intervention and prevention programs as defined
14 in AS 18.56.900 [LICENSED FOSTER CARE PROVIDERS].

15 * Sec. 11. AS 47.17.020(b) is amended to read:

16 (b) This section does not prohibit the named persons from re-
17 porting cases that [WHICH] have come to their attention in their
18 nonoccupational [NONPROFESSIONAL] capacities, nor does it prohibit any
19 other person from reporting a child's harm that [WHICH] the person has
20 cause to believe is a result of child abuse or neglect. These reports
21 shall be made to the nearest office of the department.

22 * Sec. 12. AS 47.17.020 is amended by adding a new subsection to read:

23 (d) This section does not require a religious healing practi-
24 tioner to report as neglect of a child the failure to provide medical
25 attention to the child if the child is provided treatment solely by
26 spiritual means through prayer in accordance with the tenets and
27 practices of a recognized church or religious denomination by an
28 accredited practitioner of the church or denomination.

29 * Sec. 13. AS 47.17 is amended by adding a new section to read:

1 Sec. 47.17.023. REPORTS REGARDING CHILD PORNOGRAPHY. A person
2 who, in the course of processing or producing visual or printed
3 matter, either privately or commercially, has reason to believe that
4 the matter visually depicts a child engaged in conduct described in
5 AS 11.41.455(a) shall promptly report this to the nearest law enforce-
6 ment agency, and provide the law enforcement agency with all
7 information known about the nature and origin of the matter.

8 * Sec. 14. AS 47.17.064 is repealed and reenacted to read:

9 Sec. 47.17.064. PHOTOGRAPHS AND X-RAYS. (a) The department or
10 a practitioner of the healing arts may, without the permission of the
11 parents, guardian, or custodian, take the following actions with
12 regard to a child believed to have suffered physical harm as a result
13 of child abuse or neglect:

14 (1) take or have taken photographs of the areas of trauma
15 visible on the child; and

16 (2) if medically indicated, have a radiological examination
17 of the child performed by a person who is licensed to administer a
18 radiological examination.

19 (b) The department or a practitioner of the healing arts shall
20 notify the parents, guardian, or custodian of a child as soon as
21 possible after taking action under (a) of this section with regard to
22 the child.

23 * Sec. 15. AS 47.17.068 is repealed and reenacted to read:

24 Sec. 47.17.068. PENALTY FOR FAILURE TO REPORT. A person who
25 knowingly fails or refuses to report as required under AS 47.17.020 or
26 47.17.023 is guilty of a class B misdemeanor.

27 * Sec. 16. AS 47.17 is amended by adding a new section to read:

28 Sec. 47.17.069. PROTECTIVE INJUNCTIONS. (a) A court may enjoin
29 or limit a person from contact with a child if the attorney general

1 establishes by a preponderance of the evidence that the person

2 (1) has sexually abused a child,

3 (2) has physically abused a child; or

4 (3) has engaged in conduct that constitutes a clear and
5 present danger to the mental, emotional, or physical welfare of a
6 child.

7 (b) This section does not limit the authority of the attorney
8 general or the court to act to protect a child.

9 * Sec. 17. AS 47.17.070(6) is amended to read:

10 (6) "practitioner of the healing arts" includes chiroprac-
11 tors, dental hygienists, dentists, health aides, nurses, nurse practi-
12 tioners, optometrists, osteopaths, physical therapists, physicians,
13 physician's assistants, psychiatrists, psychologists, psychological
14 associates, religious healing practitioners, and surgeons;

15 * Sec. 18. AS 47.17.070 is amended by adding new paragraphs to read:

16 (8) "child care provider" means an adult individual, or an
17 employee of an organization, who provides care and supervision to a
18 child for compensation;

19 (9) "organization" means a group or entity that provides
20 care and supervision for compensation to a child not related to the
21 caregiver, and includes a child care facility, pre-elementary school,
22 head start center, child foster home, residential child care facility,
23 recreation program, children's camp, and children's club;

24 (10) "person responsible for the child's welfare" means the
25 child's parent, guardian, foster parent, a person responsible for the
26 child's care at the time of the alleged child abuse or neglect, or a
27 person responsible for the child's welfare in a public or private
28 residential agency or institution.

29 * Sec. 19. AS 47.35.070 is amended to read:

1 Sec. 47.35.070. VIOLATIONS. A person who violates a provision
2 of this chapter [AS 47.35.010 - 47.35.100] or a regulation adopted
3 under this chapter [AS 47.35.010 - 47.35.100] is guilty of a class B
4 misdemeanor [, AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE
5 THAN \$200].

6 * Sec. 20. AS 47.35.070 is amended by adding a new subsection to read:

7 (b) The department may by regulation devise a system of civil
8 enforcement. The system may employ civil penalties not to exceed \$200
9 for each day during which one or more violations of a licensing stat-
10 ute or licensing regulation occurs. The imposition of a civil penalty
11 does not prevent prosecution and sentence for a criminal offense.

12 * Sec. 21. Section 5 of this Act takes effect September 30, 1985.
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State of Alaska

COMMITTEES

HOUSE HEALTH, EDUCATION
AND SOCIAL SERVICES
(Co-Chairman)
HOUSE JUDICIARY
HOUSE COMMUNITY AND
REGIONAL AFFAIRS



POUCH V
JUNEAU, ALASKA 99811
(907) 465-4968

914 CLAY COURT
ANCHORAGE, ALASKA 99503
(907) 276-6844

Representative Max F. Gruenberg, Jr.
District 11
Spenard, Upper Midtown Anchorage

May 6, 1985

Senator Pat Rodey
Chairman, Senate Judiciary Committee
Pouch V
Juneau, AK 99811

RE: HB 88 (child abuse)

Dear Senator Rodey:

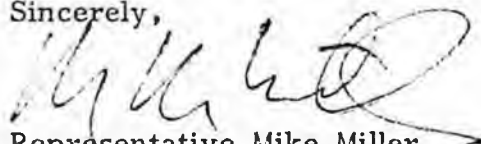
The House Judiciary Committee adopted an amendment to HB 88 offered by Representative Max Gruenberg. This amendment added "grandchildren" to the class of people protected by the domestic violence statutes and related statutes. It had originally been prepared as an amendment to SB 29, as a result of testimony on that bill. Senator Faiks had said she had no objection to the amendment. However, in order to expedite passage of SB 29 (so that it did not have to be returned to the House for concurrence) the amendment was not added. It was accepted by the House Judiciary Committee as an amendment to HB 88, without objection.

Hearings on HB 88 were very lengthy, and apparently due to a secretarial error, part of the amendment was omitted from the final printed committee substitute. Nobody caught the error until the bill was in third reading on the House floor, just before the final vote was taken on final passage. To expedite passage of the bill, Representative Gruenberg agreed not to offer the amendment, with the understanding we would request the Senate to insert the amendment into the bill in committee.

Section 6 of the bill (part of the Gruenberg amendment) now adds "grandchild" to AS 25.35.060. The omitted parts of the amendment added "grandchild" to AS 12.25.030(b) and AS 18.66.900(3). These amendments to AS 12.25.030(b) and AS 18.66.900(3) were omitted inadvertently.

We would be grateful if you could amend HB 88 to include these two amendments. Suggested amendments are enclosed.

Sincerely,

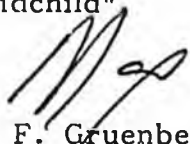

Representative Mike Miller
Chairman, House Judiciary


Representative Max Gruenberg

Encls.

Senator Pat Rodey
May 6, 1985

P.S. The underlined language also contains the other language added to the two sections by SB 29 because, technically, SB 29 is not yet law. SB 29, as you know, is in the House Rules Committee. Assuming SB 29 is passed, the only language which would be added would be "or grandchild"



Max F. Gruenberg

A M E N D M E N T

Offered in the SENATE

TO: CSHB 88 (Finance)

Page 2, after line 2, insert a new bill section to read:

"* Sec. 4. AS 12.25.030(b) is amended to read:

(b) In addition to the authority granted under (a) of this section, a peace officer without a warrant may arrest a person when the peace officer has reasonable cause for believing that the person has committed a crime under AS 11.41, AS 11.46.330, or AS 11.61.120 when the victim is a spouse or former spouse of the person who committed the crime; a parent, grandparent, child or grandchild of the person who committed the crime; [,] a member of the social unit comprised of those living together in the same dwelling as the person who committed the crime; [,] or another person who is not a spouse or former spouse of the person who committed the crime but who previously lived in a spousal relationship with the person who committed the crime."

Renumber remaining bill sections accordingly.

Page 2, after line 24, insert a new bill section to read:

"* Sec. 4. AS 18.66.900(3) is amended to read:

(3) "domestic violence" means a crime specified in AS 11.41 when the victim is a spouse or a former spouse of the defendant; a parent, grandparent, child or grandchild of the defendant; [, OR] a

member of the social unit comprised of those living together in the same dwelling as the defendant; or a person who is not a spouse or former spouse of the defendant but who previously lived in a spousal relationship with the defendant;"

Renumber remaining bill sections accordingly.

5/28/64

SUMMARY OF FISCAL NOTES FOR CS HB 88 (FINANCE)

<u>Agency</u> DHSS	<u>Original Request</u> \$1992.7	<u>HFC Figure</u> \$1582.1
Law	\$1160.6 gen. funds 145.2 IARs	\$ 515.8 gen. funds 108.9 IARs
Public Defender	\$ 437.2	\$ 317.4
Public Advocate	\$ 296.1	\$ 218.3
Dom. Vic. Council	\$ 200.0	\$ 20.0
Court System	\$ 145.9	\$ 51.3
Troopers	\$ 0	\$ 0
TOTALS	\$4232.5 gen. funds 145.2 IARs	\$2704.9 gen. funds 108.9 IARs

SUMMARY OF H.F.C. REDUCTIONS TO CS HB 88 (FIN) FISCAL NOTES

1. DHSS

Personal services is funded for 10 months instead of 12, and all other lines are reduced by a maximum of 25%.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	1360.0	1133.0
Travel	122.2	91.6
Contractual	404.3	303.2
Supplies	19.0	14.3
Equipment	87.2	40.0
Total	1992.7	1582.0
Full Time	31.0	31.0
Part Time	8.0	8.0

2. Law

The following positions were eliminated or changed: 2 part time legal secretaries for the civil sections in Bethel and Fairbanks were eliminated. Prosecution reductions are as follows: one attorney IV in Anchorage, one secretary in Anchorage and the other attorney IV in Anchorage was reduced to an attorney II; one paralegal in Kenai and one attorney IV reduced to an attorney II in Kenai; one attorney in Fairbanks and the legal secretary in Fairbanks was reduced to part time; one paralegal in Kotzebue; one attorney III and one secretary in Barrow; one attorney III in Juneau; and one paralegal in Ketchikan. Also adjusted personal services as follows: two attorneys in the civil section are only partially funded with interagency receipts, the rest of their funding is from the general fund.

Miscellaneous other reductions taken as shown on the chart.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	938.2	441.0
Travel	77.5	42.5
Contractual	144.6	92.2
Supplies	70.5	30.0
Equipment	75.0	19.0
Total	1305.8	624.7
General Fund	1160.6	515.8
IARs	145.2	108.9
Full Time	19.0	9.0
Part Time	3.0	2.0

3. Public Defender

Eliminated one paralegal position in Palmer. Funded all remaining positions for 10 months. Took miscellaneous cuts in other lines.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	347.7	252.9
Travel	30.0	20.0
Contractual	43.5	36.5
Commodities	6.5	4.5
Equipment	9.5	3.5
Total	437.2	317.4
Full Time	6.0	5.0

4. Public Advocate

Positions funded at 10 months instead of 12. Miscellaneous reductions taken in other lines.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	155.1	129.3
Travel	15.0	0
Contractual	100.0	75.0
Supplies	2.0	0
Equipment	24.0	14.0
Total	296.1	218.3
Full Time	4.0	4.0

5. Council on Domestic Violence and Sexual Assault

No additional funds were provided for grants since the FY 86 budget includes a maintenance grant amount of \$4414.9M. Instead, \$20,000 is provided to upgrade the existing data clerk to a research analyst. It is important that program data be analyzed in order for the legislature to adequately judge funding needs from year to year. This funding recommendation comes from the most recent legislative audit of the program.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	0	20.0
Grants	200.0	0
Total	200.0	20.0
Full Time	.5	.5

6. Court System

Funds provided are for 10 months of retired judge time in Anchorage and 10 months for a part time in court clerk in Anchorage. Other funds are eliminated because of cuts in funding to other agencies.

<u>Line</u>	<u>Original</u>	<u>Revised</u>
Personal Services	123.9	51.3
Travel	22.0	0
Total	145.9	51.3
Full Time	3.0	1.0
Part Time	0	1.0

7. Troopers

No funds were requested and no funds were provided.

CSHB 88 (FIN): Personal Services By Community
(does not include the Court System)

	FBKS	ANCH	PALMER	KETCH	JUNEAU	BETHEL	KOTZEBUE	KENAI	BARROW
DHSS	1 clk typ 1 A.A. 1 Acct Clk 2 SW	4 SW 2 DCL 1 A.A. 1 Act clk 2 Clk Typ	-0-	1 SW 1 DCL 1 Clk Typ 1 A.A.	2 SW	-0-	-0-	2 SW	1 clk typ
CIVIL	1 Atty 1 PPT Sec	1 Atty 1 PPT Sec	-0-	-0-	-0-	1 PPT Sec 1 Atty	-0-	-0-	-0-
PROS	1 Atty 1 P/L 1 Sec part-time	1 Atty 1 P/L 1 Sec 1 Atty reduced to Atty II	1 P/L 1 Sec	1 P/L	1 Atty	-0-	1 P/L reduced to ATTY II 1 Atty 1 P/L	1 Atty 1 Sec	
P.D.	1 P/L	1 Atty	1 P/L	-0-	-0-	1 P/L	1 Atty	1 P/L	-0-
P.A.	1 A. Atty 1 Sec	1 A. Atty 1 Clk Typ	-0-	-0-	-0-	-0-	-0-	-0-	-0-

Health & Social services

Addez	1 Clk
Copper Center	1 Clk
Asilla	1 Clk
Analaska	1 Clk
Ordova	1 Clk
Billingham	1 Clk
omer	1 SW and 1 Clk Typ
elta	1 SW and 1 Clk Typ
elena	1 SW and 1 Clk Typ
enana	1 SS Assoc.
t. Yukon	1 Clk
raig	1 Clk Typ

Original

	T	PFT	PPT
DHSS	39	31	8
LAW	22	19	3
PD	6	6	0
PA	4	4	0
	71	60	11

Reduced

	T	PFT	PPT
DHSS	39	31	8
LAW	11	9	2
PD	5	5	0
PD	4	4	0
	59	49	10

= eliminated in Adams' proposed.

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No.1
Bill/Resolution No.: CSHB 88 (Fin)
Title: Protection of children

FISCAL DETAIL
Agency Affected: Dept. Health & Social Serv.
Program Category Affected: Social Services

Sponsor: Governor
Requestor: House Finance Committee
Date of Request: 5/3/85

BRU, Program or Subprogram(s) Affected:

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		1133.0				
200 TRAVEL		91.6				
300 CONTRACTUAL		303.2				
400 SUPPLIES		14.3				
500 EQUIPMENT		40.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		1582.1				

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

FUNDING: (Thousands of Dollars)

GENERAL FUND		1582.1				
FEDERAL FUNDS						
OTHER						
TOTAL		1582.1				

POSITIONS:

FULL-TIME		31				
PART-TIME		8				
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Personal Services funded for 10 months instead of 12. All other lines funded at a maximum of 75% of original request.

APA

Prepared By: Representative Adams - Chairman Phone: 465-3706
Division: House Finance Committee Date: 5/3/85

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by Agency preparing fiscal note):

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

7/1/84
SOCIAL SERV

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

REQUEST No. 2
Bill/Resolution No.: CSIB 88 (Fin)
Title: Child Protection

FISCAL DETAIL
Agency Affected: Dept. Law
Program Category Affected: General
Government
BRU, Program or Subprogram(s) Affected:
Prosecution

Sponsor: Governor
Requestor: House Finance Committee
Date of Request: 5/3/85

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		441.0				
200 TRAVEL		42.5				
300 CONTRACTUAL		92.2				
400 SUPPLIES		30.0				
500 EQUIPMENT		19.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		624.7				

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		515.8				
FEDERAL FUNDS						
OTHER		108.9				
TOTAL		624.7				

POSITIONS:

FULL-TIME		9				
PART-TIME		2				
TEMPORARY						

ANALYSIS: - PERSONAL SERVICES

Eliminated the following positions: 2 PPT legal secretaries in Bethel and Fairbanks which were requested by the Civil Section. Prosecution reductions are: 1 Attorney IV in Anchorage, one secretary in Anchorage, and reduce the other Attorney IV to an Attorney II; 1 Paralegal in Kenai, and reduce Attorney IV to an Attorney II in Kenai; 1 Attorney in Fairbanks and reduce 1 Legal Secretary in Fairbanks to PPT; one paralegal in Kotzebue; one Attorney III and one Secretary in Barrow; one Attorney III in Juneau; and one paralegal in Ketchikan.

Also Adjusted personal services as follows: In the original fiscal note, two attorneys in the Civil Section were funded with interagency receipts from the Department of Health and Social Services. In this proposal, those attorneys would be funded 75% by interagency receipts and 25% by general funds. The Personal Services line has changed accordingly.

OTHER LINES

Miscellaneous reductions applied.

Prepared By: Representative Adams - Chairman
Division: House Finance Committee

Phone: 465-3706

Date: 5/3/85

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No. 3

Bill/Resolution No.: CS HB 88 (Fin)
Title: Protection of Children

FISCAL DETAIL

Agency Affected: Administration
Program Category Affected: Due Process

Sponsor: Governor
Requestor: House Finance Committee
Date of Request: 5/3/85

BRU, Program or Subprogram(s) Affected:
Public Defender Agency

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		252.9				
200 TRAVEL		20.0				
300 CONTRACTUAL		36.5				
400 SUPPLIES		4.5				
500 EQUIPMENT		3.5				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		317.4				

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		317.4				
FEDERAL FUNDS						
OTHER						
TOTAL		317.4				

POSITIONS:

FULL-TIME		5				
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Eliminated 1 paralegal position in Palmer. Funded all remaining positions for 10 months. Took miscellaneous cuts in other lines.

Prepared By: Representative Adams - Chairman
Division: House Finance Committee

Phone: 465-3706
Date: 5/3/85

Approved by Commissioner: _____
Agency: _____

Date: _____

Distribution (by Agency preparing fiscal note):

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

7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No. 4

Bill/Resolution No.: CSHB 88 (Fin)
Title: Protection of Children

FISCAL DETAIL

Agency Affected: Administration
Program Category Affected: Due Process

Sponsor: Governor
Requestor: House Finance Committee
Date of Request: 5/3/85

BRU, Program or Subprogram(s) Affected:
Office of Public Advocacy

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		129.3				
200 TRAVEL		-0-				
300 CONTRACTUAL		75.0				
400 SUPPLIES		-0-				
500 EQUIPMENT		14.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		218.3				

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		218.3				
FEDERAL FUNDS						
OTHER						
TOTAL		218.3				

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Positions funded for 10 months instead of 12. Miscellaneous cuts applied to other lines.

Prepared By: Representative Adams - Chairman Phone: 465-3706
Division: House Finance Committee Date: 5/3/85

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
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- Office of Management and Budget
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7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No. 5
Bill/Resolution No.: CSHB 88 (Fin)
Title: Protection of Children
Sponsor: Rules/Governor
Requestor: House Finance Committee
Date of Request: 5/3/85

FISCAL DETAIL
Agency Affected: Public Safety
Program Category Affected: Administration of Justice
BRU, Program or Subprogram(s) Affected: Council on Domestic Violence and Sexual Assault

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		20.0				
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS		-0-				
800 MISCELLANEOUS						
TOTAL OPERATING		20.0				

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		20.0				
FEDERAL FUNDS						
OTHER						
TOTAL		20.0				

POSITIONS:

FULL-TIME		1/2				
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary. The personal services funds are to be used to upgrade the existing data clerk position to a research analyst position. This position will analyze as well as record data. This function is important to proper legislative analysis of the Council and appropriate funding needs.

APA

Prepared By: Representative Adams - Chairman Phone: 465-3706
 Division: House Finance Committee Date: 5/3/85

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):
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 Legislative Sponsor
 Requestor
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7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No. 6
 Bill/Resolution No.: CSHB 88 (Fin)
 Title: Protection of Children
 Sponsor: Governor
 Requestor: House Finance Committee
 Date of Request: 5/3/85

FISCAL DETAIL
 Agency Affected: Alaska Court System
 Program Category Affected: _____
Administration of Justice
 BRU, Program or Subprogram(s) Affected: _____
Trial Courts

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		51.3				
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		51.3				
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	51.3				
FEDERAL FUNDS					
OTHER					
TOTAL	51.3				

POSITIONS:

FULL-TIME	1				
PART-TIME	1				
TEMPORARY					

ANALYSIS:

<u>PERSONAL SERVICES:</u>	<u>SALARY</u>	<u>BENEFITS</u>	<u>TOTAL COST</u>
Pro Tem Superior Court Judge Anchorage 10 Months	15,338	22,363	37,701
In-Court Clerk (Range 23 B) Anchorage 10 Months, Part Time	10,215	3,382	-----
		<u>TOTAL PERSONAL SERVICES:</u>	\$51,298

APA

Prepared By: Representative Adams - Chairman Phone: 465-3706
 Division: House Finance Committee Date: 5/3/85

Approved by Commissioner: _____ Date: _____ PART

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST No. 7

Bill/Resolution No.: CS HB 88 (Fin)
Title: Protection of Children

Sponsor: Rules Committee
Requestor: House Finance Committee
Date of Request: 5/3/85

FISCAL DETAIL

Agency Affected: Public Safety
Program Category Affected: _____
Administration of Justice
BRU, Program or Subprogram(s) Affected:
1) Alaska State Troopers &
2) Administration (Records & Identification)

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		-0-				

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL		-0-				

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Prepared By: Representative Adams - Chairman
Division: House Finance Committee

Phone: 465-3706

Date: 5/3/85

Approved by Commissioner: _____
Agency: _____

Date: _____

Distribution (by Agency preparing fiscal note):

Legislative Finance
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7/1/84