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387

# HOUSE COMMITTEE REPORT

(7)

Date referred: 1/22/88

FURTHER REFERRALS: Finance

DATE: Feb 22, 1988

The Judiciary Committee has considered HB 387

"An Act making a special appropriation to the Department of Public Safety for a reward program to promote the apprehension and conviction of persons who violate certain alcohol control laws; and providing for an effective date."

**RECOMMENDS:**

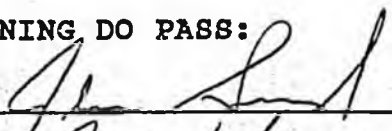
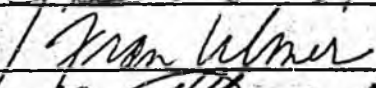
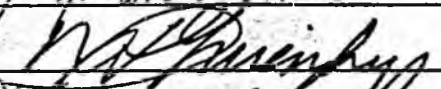
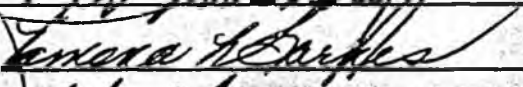
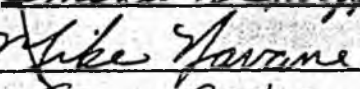
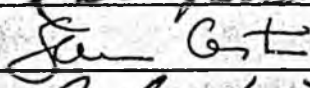
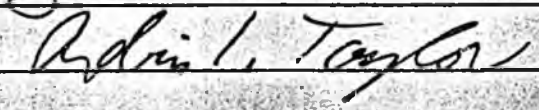
- replace with CS HB 387 (Jud)  the same title
- attached amendment(s)  a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

**ADOPTS:**  \_\_\_\_\_ letter of intent

**ATTACHES NEW FISCAL NOTE(S):**


- fiscal impact  same as previous fiscal note published \_\_\_\_\_
- zero fiscal note  same as previous zero fiscal note published \_\_\_\_\_
- zero with analysis

**SIGNING DO PASS:**

**SIGNING OTHER RECOMMENDATIONS:**

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 \_\_\_\_\_  
 Chairman's signature

Original sponsor: Hoffman

Funding Information

General Fund	\$250,000
Other Funds	-0-
	<u>\$250,000</u>

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 387 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Public Safety for enforcement of alcoholic  
8 beverage control laws and for a reward program to  
9 promote the apprehension and conviction of persons  
10 who violate certain alcohol control laws; and provid-  
11 ing for an effective date."

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

13 \* Section 1. The sum of \$250,000 is appropriated from the general fund  
14 to the Department of Public Safety for enforcement of alcoholic beverage  
15 control laws and for grants to municipalities and established villages for  
16 local programs to offer rewards for information leading to the apprehension  
17 and conviction of persons who violate AS 04.11.010 by selling, importing,  
18 or possessing alcoholic beverages in violation of an ordinance adopted by a  
19 municipality or established village under AS 04.11.490 - 04.11.500.

20 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
21 made by this Act lapses into the general fund June 30, 1989.

22 \* Sec. 3. This Act takes effect on the effective date of an Act passed  
23 by the Fifteenth Alaska State Legislature relating to the enforcement of  
24 alcoholic beverage control laws and authorizing the Department of Public  
25 Safety to offer rewards and to provide grants to municipalities and estab-  
26 lished villages to offer rewards for information leading to the apprehen-  
27 sion and conviction of persons who violate AS 04.11.010 by selling, import-  
28 ing, or possessing alcoholic beverages in violation of an ordinance adopted  
29 by a municipality or established village under AS 04.11.490 - 04.11.500.

5-1655B  
Utermohle  
2/22/88

Original sponsor: Hoffman

<u>Funding Information</u>	
General Fund	\$250,000
Other Funds	-0-
	<u>\$250,000</u>

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BY THE JUDICIARY COMMITTEE

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DRAFT

IN THE HOUSE

BY HOFFMAN

PROPOSED

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 386  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
FIFTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to the investigation of violations of alcohol control laws; establishment of a reward program to promote the apprehension of alcohol law violators; and providing for an effective date."

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

\* Section 1. AS 18.65.085 is amended to read:

Sec. 18.65.085. Narcotic Drugs and Alcohol Enforcement.

(a) There is established in the Department of Public Safety, division of state troopers, a narcotic drugs and alcohol enforcement unit for the purpose of investigating and combating the illicit sale and distribution of narcotic drugs and alcoholic beverages in the state. Alcohol law enforcement efforts shall be primarily focused on the investigation, apprehension, and conviction of persons who violate AS 04.11.010 by selling, importing, or possessing alcoholic beverages in a community that has prohibited the

**DRAFT**

sale, importation, or possession of alcoholic beverages  
under AS 04.11.490 - 04.11.500.

(b) The commissioner of public safety shall submit to the legislature, within 30 days from the date the legislature convenes, a report concerning the activities of the narcotic drugs and alcohol enforcement unit. The report shall include, but is not limited to, the number of arrests made, the kind, amount and value of narcotic drugs and alcoholic beverages seized, the sentences received by narcotic drug and alcohol offenders, and an overall view of the narcotic drug and illicit alcohol problem in the state.

(c) The Department of Public Safety is authorized to establish and administer a reward program, and to provide grants to municipalities and established villages for reward programs, leading to the investigation, apprehension, and conviction of persons selling, importing, or possessing alcoholic beverages in violation of an ordinance adopted under AS 04.11.490 - 04.11.500.

\* Sec. 2. This Act takes effect July 1, 1988.

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IN THE HOUSE

BY HOFFMAN

PROPOSED

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 387  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
FIFTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act making a special appropriation to the Department of Public Safety for a unit to investigate violations of alcohol control laws and for a reward program to promote the apprehension of persons who violate alcohol control laws; and providing for an effective date."

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

\* Section 1. The sum of \$250,000 is appropriated from the general fund to the Department of Public Safety to establish a unit to investigate violations of alcohol control laws, to establish a reward program, and to provide grants to municipalities and established villages for local programs to offer rewards for information leading to investigation, apprehension, and conviction of persons who violate AS 04.11.010 by selling, importing, or possessing alcoholic beverages in a community that has prohibited the sale, importation, or possession of alcoholic beverages under AS 04.11.490 - 04.11.500.

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\* Sec. 2. The unexpended and unobligated portion of the appropriation made by this Act lapses into the general fund June 30, 1989.

\* Sec. 3. This Act takes effect on the effective date of an Act authorizing the Department of Public Safety to establish a unit to investigate violations of alcohol control laws, to offer rewards, and to provide grants to local governments to offer rewards for information leading to the investigation, apprehension, and conviction of persons who violate AS 04.11.010 by selling, importing, or possessing alcoholic beverages in a community that has prohibited the sale, importation, or possession of alcoholic beverages under AS 04.11.490 - 04.11.500.

## Description of Combined Drug and Alcohol Enforcement Unit

There is presently a program within the Alaska State Troopers that is responsible for providing assistance to local agencies and villages in Western Alaska with their drug enforcement efforts. The program is called the Western Alaska Narcotics Team (W.A.N.T.). One state trooper drug investigator is responsible for coordinating primarily narcotics investigations; he assists in bootlegging investigations as time and resources allow. W.A.N.T. was established in late 1982.

Based on the area of responsibility and the vast travel requirements, the W.A.N.T. trooper investigator works out of Anchorage. The W.A.N.T. area includes communities located along the Alaska Peninsula and the Aleutian Islands, and those communities in Bristol Bay, the Kuskokwim Delta, Norton Sound, Seward Peninsula, and the Kotzebue Sound. The investigator's role is to provide leadership, guidance, assistance, direction, informants, undercover agents, buy money, expense funds, and to act in undercover capacities whenever possible. The investigator's office is located at the Anchorage airport, which allows increased effectiveness in disrupting the flow of drugs to Western Alaska.

In the five years of its existence, the Western Alaska team has seized over a million dollars worth of drugs and made over 300 arrests for drug and alcohol violations in its area.

Because a single trooper is responsible for covering such a large area, he can give his attention to a certain area for only a short period of time. He must divide his efforts so as to provide, on a rotating basis, enforcement in as many different communities as possible. Generally, his concentration has been on drugs first and alcohol second. In either case, he encourages those communities with enforcement resources to conduct their own investigations with his assistance and some AST funding. Consistent and continuous clandestine investigative pressure on drug and alcohol violators is simply not possible under current staffing levels, even though such an effort is badly needed.

The alcohol problems in Western Alaska need to be addressed on a full-time basis, and in combination with full-time drug enforcement efforts. The procedures for conducting investigations for either type of violation are very similar. The best way to address this problem would be the development of a team of investigators who can concentrate 100 percent on west coast alcohol and drug problems. The

team members should be capable of working undercover either together or singly, be able to deal with interdiction at the airports, provide assistance and guidance in clandestine operations, share intelligence information, conduct training for law enforcement officers, VPSOs, and VPOs, and participate in school and other prevention programs.

A joint drug and alcohol investigative unit would support local law enforcement efforts. A no-cost alcohol and drug information hot line could be established to receive confidential tips from citizens. This information can be evaluated, and payment from a "reward fund" awarded to individuals based on their participation and the reliability of their information.

We suggest the creation of a full-time Western Alaska Alcohol and Narcotics Team (W.A.A.N.T.). We suggest the addition of two trooper investigators and a clerk typist to the existing one-trooper W.A.N.T. unit. The scope of the unit's enforcement efforts would then be expanded to include full-time ongoing investigation of alcohol violations.

The desirability of having three investigators dealing with related problems and working in the same area of Alaska was well illustrated by the recently concluded enforcement effort in Western Alaska. That effort was conducted by the W.A.N.T. unit trooper investigator, local officers, local troopers, a VPSO, VPOs, and two additional state trooper narcotics investigators temporarily assigned to assist the W.A.N.T. unit.

The following costs are anticipated (based upon the level of funding now proposed in HB 386):

Personal Services:

A. Investigator I (PFT - Range 77A)		
Salary	\$42,880	
Overtime (180 hours per year)	5,800	
Benefits	<u>18,211</u>	
Investigator I Cost		65.9
B. Investigator I (PFT - Range 77A)		
Salary	\$42,880	
Overtime (180 hours per year)	5,800	
Benefits	<u>18,211</u>	
Investigator I Cost		65.9

C. Clerk Typist II (PFT - 7A)		
Salary	\$18,540	
Overtime (120 hours per year)	1,712	
Benefits	<u>9,185</u>	
Clerk Typist II Cost		<u>29.4</u>
Total Personal Services		\$161.2

Travel:

Extensive travel would be necessary to conduct investigations, oversee undercover operatives, and coordinate with local law enforcement authorities.

In-State Transportation	10.0	
In-State Per Diem	<u>10.0</u>	
Total Travel		20.0

Contractual:

Much of the unit's activities will involve conducting undercover operations. Costs include informant pay, buy funds, and expense funds. These costs are paid outside the normal state purchasing system to assure the confidentiality of the operations.

Professional Services	38.0	
Communications (telephone, etc.)	6.0	
Printing/binding - training and school instruction material	8.0	
Miscellaneous (clothing allowance, etc.)	<u>2.0</u>	
Total Contractual		54.0

Supplies:

Office supplies (stationery, etc.)	4.0	
Professional supplies (ammunition, etc.)	3.0	
Miscellaneous	<u>1.0</u>	
Total Supplies		8.0

Equipment: (First Year Cost Only)

Desks (2)	1.1	
Chairs (3)	1.0	
Bookcase	0.4	
File cabinet	0.6	
Firearms	0.7	
Word Processor (shared)	<u>3.0</u>	
Total Equipment		<u>6.8</u>
Total Cost		\$250.0