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120

HOUSE STATE AFFAIRS COMMITTEE

NEXT COMMITTEE: JUDICIARY

BILL: SB 120

CURRENT VERSION: 2d CS SB 120 (JUD)

SCHEDULED: APRIL 18, 1988

SPONSOR: FAIKS

PHONE NO: 3755

CONTACT FILE: _____

BILL SUBJECT: ENTRY OF INFORMATION REGARDING MINORS ON THE ALASKA PUBLIC SAFETY INFORMATION NETWORK

SPONSOR BACKUP: IN FILES

AFFECTED AGENCIES:

<u>DEPARTMENT</u>	<u>CONTACT/PHONE</u>	<u>COMMENT</u>
PUBLIC SAFETY	GAYLE HORETSKI/4322	NOTIFIED 4/5/88
COURTS	BOB FISHER/264-8215	NOTIFIED 4/5/88

FISCAL NOTES

<u>AGENCY</u>	<u>REQUESTED</u>	<u>DATED</u>	<u>FY 88 AMT</u>	<u>FY 89 AMT</u>
PUBLIC SAFETY		3/18/88	-0-	\$8,500
H&SS		3/18/88	-0-	-0-
COURT SYSTEM		3/18/88	-0-	\$5,300

ACTION

<u>DATE</u>	<u>COMMENT</u>
4/15/88	HEARING: HELD UNTIL 4/18 FOR COMMITTEE SUBSTITUTE
4/18/88	COMMITTEE SUBSTITUTE ADOPTED AND PASSED FROM COMMITTEE

STATE OF ALASKA THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY LEGISLATIVE REFERENCE LIBRARY

May, 1988

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

Mary Van Nimwegen

HSA	4-15-88	3:00 p.m.
HSA	4-18-88	3:00 p.m.

Original sponsors: Faiks and Szymanski

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE CS FOR 2d CS FOR SENATE BILL NO. 120 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the entry of information regard-
7 ing minors on the Alaska Public Safety Information
8 Network."

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

10 * Section 1. AS 47.10.090 is amended by adding new subsections to read:

11 (d) Notwithstanding (a) of this section, if a minor is placed in
12 a juvenile facility under AS 47.10.080(b)(1) or released on probation,
13 the court shall transmit for entry into the Alaska Public Safety
14 Information Network the following information if applicable:

15 (1) the fact that the minor is in a juvenile facility or on
16 probation;

17 (2) the dates of the placement or probation and any terms
18 or conditions imposed that restrict the minor's curfew hours and
19 geographic area;

20 (3) the name of the minor's probation officer; and

21 (4) any offense for which the minor is in a juvenile facil-
22 ity or on probation if the offense would be a felony if committed by
23 an adult.

24 (e) The Department of Public Safety shall make the information
25 transmitted under (d) of this section available to a member of a state
26 or local law enforcement agency, as defined in AS 12.62.070, who
27 requests the information for official business purposes.

28 (f) As soon as practicable after the date on which the minor is
29 scheduled to complete the period of detention or the terms of

1 probation, the Department of Public Safety shall remove the informa-
2 tion transmitted under (d) of this section from the Alaska Public
3 Safety Information Network.
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Alaska State Legislature

SENATE

Office of the President

P.O. Box V
State Capitol
Juneau, Alaska 99811
(907) 465-3755

MEMORANDUM

March 22, 1988

TO: Representative Fran Ulmer, Chairman
House State Affairs Committee

FROM: Senator Jan Faiks
President of the Senate

SUBJECT: 2d CSSB 120 (Jud) "An Act relating to the entry of information regarding minors on the Alaska Public Safety Information Network."

Senate Bill 120 has been referred to the House State Affairs Committee for consideration. The purpose of this bill is to enable the Alaska Public Safety Information Network (APSIN) to maintain information on the probation status of minors.

APSIN is the state's criminal justice computer system. It contains information regarding the criminal activity of adults, but not minors. At the present time, law enforcement officers who detain juvenile suspects have no easy way of determining if the juvenile is a probationer, and is acting in violation of the probation.

2d CSSB 120 (Jud) authorizes the superior court to have certain facts entered into APSIN. These include the fact that a minor is on probation, the actual terms and conditions thereof, the name of the minor's probation officer, and the offense committed, if the offense was a felony. This information will provide law enforcement officers with the tools they need to investigate crimes in which minors on probation are suspects. It will also provide officers with the knowledge they require in order to take the necessary steps to protect themselves when they stop minors on probation for questioning.

This information may be made available only to a member of a public agency involved in law enforcement, who needs the information for official business purposes.

The dates of the duration of the probation must be entered into APSIN, so that law enforcement officers will be able to determine that inadvertently unexpunged information is no

longer current, and so that the Department of Public Safety will know when to remove it.

The bill requires DPS to remove the information from APSIN as soon as practicable after the date on which the minor is scheduled to complete the probation.

Please feel free to contact my office if you have any questions or comments.

Thank you.

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STATE OF ALASKA 1988 LEGISLATIVE SESSION
FISCAL NOTE

(a)

REQUEST: Bill Version: 2nd CS SB 120 (Jud)
Publish Date: 3/21/88

Revision Date: 03/18/88 Agency Affected: Alaska Court System
Title: An act relating to the BRU: Trial Courts
entry of information regarding minors
Sponsor: Faiks & Szymanski Components:
Requestor:

EXPENDITURES/REVENUES:	(Thousands of Dollars)					
OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
Personal Services
Travel
Contractual	5.3	4.6	4.6	4.6	4.6
Supplies
Equipment
Land & Structures
Grants & Claims
TOTAL OPERATING	0.0	5.3	4.6	4.6	4.6	4.6

CAPITAL

REVENUE

FUNDING:	(Thousands of Dollars)					
General Funds	0.0	5.3	4.6	4.6	4.6	4.6
Federal Funds	. . . .	. . . .	. . . .	. . . .	. . . .	. . . .
Other	. . . .	. . . .	. . . .	. . . .	. . . .	. . . .
TOTAL	0.0	5.3	4.6	4.6	4.6	4.6

POSITIONS:						
Full-time	. . . .	. . . .	. . . .	. . . .	. . . .	. . . .
Part-time	. . . .	. . . .	. . . .	. . . .	. . . .	. . . .
Temporary	. . . .	. . . .	. . . .	. . . .	. . . .	. . . .

ANALYSIS: (Attach a separate page if necessary)

See attached analysis.

Prepared by: *Jan Strandberg*
Jan Strandberg, General Counsel Phone: 264-8228
Division: Alaska Court System Date: 03/18/88

Approved by: *Stephanie Cole, for*
Arthur H. Snowden, II, Administrative Director Date: 03/18/88
Agency: Alaska Court System

- Distribution (by preparer):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management & Budget
 Impacted Agency(ies)
 Senate Secretary

FISCAL ANALYSIS SB 120

This bill would require courts to transmit the terms and conditions of probation for minors for entry into the Alaska Public Safety Information Network. Terminals would be needed by children's court personnel in Anchorage and Fairbanks specifically to transmit this information. In other court locations, the court system anticipates transmitting hard copy, incurring only postage costs.

ALASKA COURT SYSTEM

FISCAL NOTE - CS SB 120

Contractual Services:

Communications:

Division of Data Processing data line rental (2 @ \$82/month) and installation (2 @ \$350/one-time) charges	\$2,568
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Postage	500
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Equipment Rental:

Terminal rental (2 @ \$87/month)	2,088
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Total Contractual	\$5,256 *****
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STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: 2d CSSB 120 (JUD)
PUBLISH DATE: Senate 3/21/88

(b)

FISCAL NOTE

REQUEST

Revision Date: <u>March 18, 1988</u>	Agency Affected: <u>Public Safety</u>
Title: <u>"An Act relating to entry of information regarding minors..."</u>	BRU: <u>DPS Administration</u>
Sponsor: <u>Sen. Faiks & Szymanski</u>	Components: <u>Administrative Services</u>
Requestor: <u>Senate Judiciary</u>	

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		8.1	8.1	8.1	8.1	8.1
TRAVEL						
CONTRACTUAL		.1	.1	.1	.1	.1
SUPPLIES		.1	.1	.1	.1	.1
EQUIPMENT		.2				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		8.5	8.3	8.3	8.3	8.3
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUNDS		8.5	8.3	8.3	8.3	8.3
FEDERAL FUNDS						
OTHER						
TOTAL		8.5	8.3	8.3	8.3	8.3

POSITIONS:

FULL-TIME						
PART-TIME		1	1	1	1	1
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Please see attached analysis requesting a new part-time position.
Inflation is not included in above costs.

Prepared by: M. J. Clemens, Assistant Director Phone: 465-4336
Division: Administrative Services Date: 3/18/88

Approved by Commissioner: Arthur English Date: 3-18-88
Agency: Public Safety

Distribution (by preparer):

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

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(C)

STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: 2nd CSSB 120 (JUD)
PUBLISH DATE: Senate 2/21/88

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: The entry of information regarding minors on the APSIN
Sponsor: _____
Requestor: _____

Agency Affected: Health & Social Svcs.
BRU: Youth Svcs.
Components: Probation Svcs.

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

This bill requires no action by the Department and would not require additional resources.

Prepared by: Yvonne M. Chase, Director
Division: Division of Family and Youth Services

Phone: 465-3170
Date: 03-18-88

Approved by Commissioner: Myra M. Munson, Commissioner
Agency: Department of Health and Social Services

Date: 3/18/88

Distribution (by preparer):

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