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SENATE COMMITTEE REPORT

FURTHER

3/2/89

DATE TURNED INTO OFFICE 3/10/89

Mr. President:

FINANCE

Committee considered SSSB 110

certain officers and employees of the Department of Transportation and Public Facilities who are stationed at an international airport

and recommended

- replace with _____ CS _____) same title
- or adopt _____ CS _____) new title
- attached amendment(s) and technical title change (HB only)
- 3 (Trans) letter of intent adopted

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

- FISCAL NOTE(S) zero fiscal impact appropriation no FN
- new DOA & IIR/DOT updated previous
- same as previous fiscal note(s) published _____

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Juan Duncan Duncan
Frank Frank
Paul Pearce Pearce
Paul Fisher Fisher
~~_____~~
~~_____~~

Richard Uehling (DO PASS)
 Chairman signature and recommendation

Committee Backup attached

Dolene Binkley Co-Chair
 Binkley No-ROL

R/O SFC 3-10-89

STATE OF ALASKA BILL VERSION: SSSB 110
1989 LEGISLATIVE SESSION PUBLISH DATE: _____

FISCAL NOTE

REQUEST: _____

REVISION DATE: _____ AGENCY: DOT&PF
TITLE: Airport Security Police BRU: Anchorage and Fairbanks International Airports
SPONSOR: Sturgulewski COMPONENTS: Airport Safety
REQUESTOR: Senate Finance

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
OPERATING						
PERS. SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND/BUILD.						
GRANTS/CLAIMS						
MISCELLANEOUS						
TOTAL	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0


FUNDING: (THOUSANDS OF DOLLARS)

GENERAL FUNDS						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

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

ANALYSIS:

PREPARED BY: 
SENATOR RICK UEHLING, CO-CHAIRMAN
SENATE FINANCE COMMITTEE

DATE: March 10, 1989

PHONE No.: 465-4821

740 SPC 3-10-89

STATE OF ALASKA
1989 LEGISLATIVE SESSION

Bill Version: SSSB 110
Publish Date:

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: Certain employees of DOT/PF at international airports.
Sponsor: Senator Sturgulewski and Pearce
Requestor: Senate Finance

Agency Affected: Dept. of Admin. Department of Transportation and Public Facilities
BRU: _____
Components: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
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	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

The proposed requirement for police officer certification will have no immediate, direct cost increase; employment standards, per se, do not directly correlate to pay rates. However, because wages of the affected employees are subject to collective bargaining negotiations, including interest arbitration, it may be anticipated that an argument will be made for higher wages at some point (probably upon the expiration of the current contract, December 31, 1989). Whether or not that argument would be persuasive and, if so, for what amount, is speculative. Should such occur, a separate funding request must be submitted to the legislature pursuant to AS 23.40.215, as is occurring this year.

Prepared By: Bruce Cummings, Director Phone: 465-4404
Division: Director Labor Relations Date: 3/10/89

Approved by Commissioner: John W. Andrews Date: 3/10/89
Agency: Department of Administration

Distribution (by preparer):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

R/O SFC - 3-10-89

Transportation

DRAFT

LETTER OF INTENT
SPONSOR SUBSTITUTE FOR SENATE BILL 110

It is the intent of the Legislature that the Department of Transportation make every possible effort to ensure that persons currently employed as Airport Safety Officers are able to remain in state employment if found ineligible for certification by the Alaska Police Standards Council.

TRSP Letter of Intent

1 IN THE SENATE BY STURGULEWSKI AND PEARCE
2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 110
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to certain officers and employees of
7 the Department of Transportation and Public Facili-
8 ties who are stationed at an international airport."

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

10 * Section 1. AS 18.65.290(5) is amended to read:

11 (5) "police officer" means

12 (A) a full-time employee of the state or a local
13 police department with the authority to arrest and issue cita-
14 tions; detain a person taken into custody until that person can
15 be arraigned before a judge or magistrate; conduct investigations
16 of violations of and enforce criminal laws, regulations and
17 traffic laws; search with or without a warrant persons, dwell-
18 ings, and other forms of property for evidence of a crime; carry
19 a concealed weapon; and take other action consistent with exer-
20 cise of these enumerated powers when necessary to maintain the
21 public peace;

22 (B) an officer or employee of the Department of Trans-
23 portation and Public Facilities who is stationed at an interna-
24 tional airport and has been designated to have the general police
25 powers authorized under AS 02.15.230(a);

26 * Sec. 2. AS 23.10.037(b) is amended to read:

27 (b) The provisions of (a) of this section do not apply to the
28 state or a political subdivision of the state when dealing with police
29 officers [POLICEMEN] in its employ or with persons applying to be

88-01-8 3-10-88

1 employed as police officers [POLICEMEN]. In this subsection, "police
2 officers" includes officers and employees of the Department of Trans-
3 portation and Public Facilities who are stationed at an international
4 airport and have been designated to have the general police powers
5 authorized under AS 02.15.230(a).

6 * Sec. 3. Notwithstanding AS 18.65.290(5), as amended by sec. 1 of this
7 Act, an employee of the Department of Transportation and Public Facilities
8 who holds a position on the effective date of this Act that would be cover-
9 ed by the amendment made to AS 18.65.290(5) by sec. 1 of this Act and who
10 does not hold a police officer certificate issued by the Alaska Police
11 Standards Council is not subject to AS 18.65.130 - 18.65.290 or the regu-
12 lations adopted under AS 18.65.130 - 18.65.290 while employed by the
13 Department of Transportation and Public Facilities until two years after
14 the effective date of this Act. During this two-year period, the Depart-
15 ment of Transportation and Public Facilities may not discriminate against a
16 person described by this section in an employment matter related to the
17 person's wages and benefits payable, promotion and reassignment opportuni-
18 ties, or training necessary to attain certification because the person does
19 not have a certificate issued by the Alaska Police Standards Council.

SECTIONAL ANALYSIS
SPONSOR SUBSTITUTE FOR SENATE BILL 110
22 February 1989

SECTION 1:

Adds (B) "an officer of employee of the Department of Transportation and Public Facilities who is stationed at an international airport and has been designated to have the general police powers authorized under AS 02.15.230(a)" to the definition of a "police officer" for purposes of the Alaska Police Standards Council jurisdiction.

SECTION 2:

Adds to the definition of "police officer" for purposes of allowing the state or a political subdivision of the state to administer a polygraph to an employee or job applicant.

SECTION 3:

This section allows airport safety officers to take two years to achieve certification. This section also provides that the department may not discriminate against any employee during that time.

Alaska State Legislature



2957 SHELDON JACKSON STREET
ANCHORAGE, ALASKA 99508

SENATOR
ARLISS STURGULEWSKI
Senate President Pro Tempore
Chairman, Senate Rules Committee

While in Juneau
P.O. BOX V
JUNEAU, ALASKA 99811
(907) 463-3818

Senate

MEMORANDUM

2 March 1989

TO: Senator Rick Uehling
Co-Chairman, Senate Finance Committee

FROM: Senator Arliss Sturgulewski *as*

RE: Senate Bill 110

Senate Bill 110 is designed to upgrade the professional standards which must be met by airport safety officers. Currently airport safety officers must meet training standards equivalent to those of police officers but they do not fall under the jurisdiction of the Alaska Police Standards Council.

This legislation adds a subsection to the statute defining who comes under the jurisdiction of the Alaska Police Standards Council. This new subsection adds certain airport security officers to the definition of police officer for the purposes of Alaska Police Standards Council jurisdiction.

The Alaska Police Standards Council, the Alaska Peace Officers' Association and the Department of Transportation both support this legislation. Attached is the letter we received from the Alaska Airport Safety Officers Association requesting the bill and explaining the association's reasons for wanting professional certification. Also attached is a letter of support from the Alaska Police Standards Council.

I believe that increased standards for Airport Safety Officers can only be of benefit to the state. As you will see from the attached fiscal note, the fiscal impact is small. I would appreciate your scheduling this bill as soon as is possible.

Department of Transportation & Public Facilities



POSITION PAPER

MSH

BILL NO: SSSB 110

APPROVED: Mark S. Hickey
Commissioner

TITLE: Airport Security Police

DATE: March 1, 1989

The Department of Transportation and Public Facilities (DOT&PF) supports Sponsor Substitute for Senate Bill No. 110 as amended.

Certification as a basic police office is the accepted professional standard for most police agencies and their officers. Certification will mandate that all officers will meet and maintain a minimum level of professional training and expertise in their field. By assuring the proper training, liability limits may be lowered. Airport Safety Officers would be required to adhere to the law enforcement Code of Ethics, thus giving the Department a better means of discipline for noncompliance.

The acceptance of Airport Safety in the program will help management recruit candidates and employ officers who adhere to certain recognized professional standards. Certification is a recognition of professional achievement in the law enforcement career.

In summation, we believe the activities of the Airport Safety Officers are compatible with certification, and that certification will increase our ability to maintain a highly qualified professional staff. The establishment of minimum selection, training and retention requirements for Airport Safety Officers is vital to the International Airport System.

For further information call Catherine A. McHugh at 465-3900

POSITION PAPER - DOT



SERVING
ANCHORAGE • FAIRBANKS
• COLD BAY •

January 17, 1989

Senator Arliss Sturgulewski
Alaska State Senate
Mail Stop 3100
P.O. Box V
Juneau, AK 99811

Dear Senator Sturgulewski:

Federal Aviation Administration regulations require Airport Safety Officers, more commonly known as Airport Police, to meet the standards set forth by the Alaska Police Standards Council that governs certification of Police Officers. Although Airport Safety Officers already meet and exceed these requirements, they are not now certified. Commissioner Hickey of the Department of Transportation and respective Airport Management, "...believe certification will increase our ability to maintain a highly qualified staff.... and provide them expanded training opportunities." The Alaska Police Standards Council is not opposed to certification of Airport Safety Officers, but believes a statute change is necessary due to outdated statutory definitions. It is thought such certification would be a matter of paperwork and of nominal expense.

Additionally, such overdue recognition not only will represent personal achievement and pride throughout the advanced levels of accreditation, but also dictate an exemplary degree of conduct for officers both on and off duty with punitive consequences if violated.

Airport Safety Officers have historically performed a "public safety" service utilizing their cross-training in the police and fire fields, as many certified municipal departments throughout the State now do. Airport Safety Officers' uniform patch and badge clearly identify, and in fact state, first and foremost that they are indeed a "Police Officer."

P.O. Box 92624 • Anchorage 99509-2624 • (907) 276-6464

Sponsor's BACKGROUND materials

Page Two
Senator Arliss Sturgulewski
January 17, 1989

Senate Bill #110 legitimizes the authority long held by Airport Safety Officers and would ensure that the millions of traveling public are being provided the level of professional law enforcement service the citizens of Alaska expect and deserve.

Thank you for your support in this endeavor.

Sincerely,



Michael A. Judd
President

MAJ/cd

ALASKA PEACE OFFICERS ASSOCIATION



Anchorage Chapter
P. O. Box 103824
Anchorage, AK 99510
Phone 561-2878

Senator Arlyss Sturgulewski
Pouch V
Juneau, Alaska 99803

Re: Senate Bill No. 110

Dear Senator Sturgulewski,

The Alaska Peace Officers Association, Anchorage Chapter would like to thank you for your sponsorship of SB 110, an act relating to the jurisdiction of the Alaska Police Standards Council.

We have recognized for some time the expertise required and the danger present for the Department of Transportation and Public Facilities employees stationed at the airport. The men and women must be trained as firemen as well as police officers yet work without realizing the full benefit of either. This bill will correct that injustice.

Thank you again for sponsoring this important legislation. Please let us know if we can be of any assistance in securing passage of this bill.

Sincerely,

A handwritten signature in cursive script that reads "Dorothy P. Hansen".

Dorothy P. Hansen
Secretary, Anchorage Chapter

1527D
DH

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

STEVE COWPER, GOVERNOR

P.O. BOX N
JUNEAU, ALASKA 99811-1200
PHONE: (907) 465-4378

January 13, 1989

The Honorable Arliss Sturgulewski
Alaska State Senator
P.O. Box V
Juneau, AK 99811

Dear Senator Sturgulewski:

Senate Bill No. 110

The Alaska Police Standards Council discussed the matter of the certification of Airport Safety Officers at their meeting on September 15-16, 1988, and it was their belief that a statute change should be initiated if the Department of Transportation felt that the certification of Airport Safety Officers is appropriate.

The council instructed me to advise Commissioner Mark S. Hickey that should his agency decide to initiate the necessary action for a statute change that the council would not oppose the legislation, and if deemed necessary would provide staff assistance to support the change.

The council members discussed at length the many parallels between the Airport Safety Officer and Municipal Police Officer positions, noting that they are required to attend the same training programs, the duties and responsibilities are very similar, they are sworn to uphold the laws of the State of Alaska and they are required to carry firearms on duty. Bearing these similarities in mind the council agreed that it would be reasonable to require the Airport Safety Officers to meet the same standards now in effect for police officers.

It should be noted that the council does not anticipate that this change in the statute would necessitate an expansion in the council's membership and they would not support legislation in this area.

The Honorable Sturgulewski

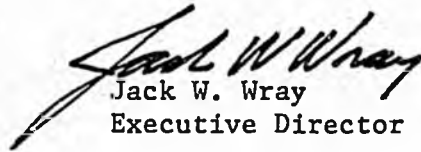
Page 2

January 13, 1989

In conclusion the council supports this bill and is in a position to assume the responsibility for the implementation of the certification of Airport Safety Officers with no increase in their FY 90 budget request.

Please contact me for further information.

Sincerely,


Jack W. Wray
Executive Director

JWW/vlh

cc: Representative Bette M. Cato
Richard Gressett, P.S.E.A.
Commissioner Mark S. Hickey, D.O.T.

AIRPORT SECURITY

The following is an extract of Federal Aviation Regulations, Part 107, as amended.

107.15 Law enforcement support.

- (a) Each airport operator shall provide law enforcement officers in the number and in a manner adequate to support—
 - (1) Its security program; and
 - (2) Each passenger screening system required by Part 108 or Part 129.25 of this chapter.

- (b) For scheduled or public charter passenger operations with airplanes having a passenger seating configuration (as defined in Part 108.3 of this chapter) of more than 30 but less than 61 seats for which a passenger screening system is not required, each airport operator shall ensure that law enforcement officers are available and committed to respond to an incident at the request of a certificate holder or foreign air carrier and shall ensure that the request procedures are provided to the certificate holder or foreign air carrier.

107.17 Law enforcement officers

- (a) No airport operator may use or arrange for response by any person as a required law enforcement officer unless, while on duty at the airport, the officer—
 - (1) Has the arrest authority described in paragraph (b) of this section;
 - (2) Is readily identifiable by uniform and displays or carries a badge or other indicia of authority;

- (3) Is armed with a firearm and authorized to use it; and
 - (4) Has completed a training program that meets the requirements in paragraph (c) of this section.
- (b) The law enforcement officer must, while on duty at the airport, have the authority to arrest, with or without a warrant, for the following violations of the criminal laws of the State and local jurisdictions in which the airport is located:
- (1) A crime committed in the officer's presence.
 - (2) A felony, when the officer has reason to believe that the suspect has committed it.
- (c) The training program required by paragraph (a)(4) of this section must provide training in the subjects specified in paragraph (d) of this section and either—
- (1) Meet the training standards, if any, prescribed by either the State or local jurisdiction in which the airport is located, for law enforcement officers performing comparable functions; or
 - (2) If the State and local jurisdictions in which the airport is located do not prescribe training standards for officers performing comparable functions, be acceptable to the Administrator.
- (d) The training program required by paragraph (a)(4) of this section must include training in—
- (1) The use of firearms;
 - (2) The courteous and efficient treatment of persons subject to inspection, detention, search, arrest, and other aviation security activities;

MEMORANDUM

State of Alaska

TO: Mark S. Hickey
Commissioner

DATE: February 13, 1989

FILE NO:

TELEPHONE NO:

THRU: Doyle C. Ruff, Manager
Anchorage International Airport

SUBJECT: Current Standards:
Airport Safety
Officer I

FROM: Timothy W. Foster
Chief, Airport Safety

Here are the ~~current hiring and training~~ standards, as well as associated costs for Airport Safety Officer I.

Also attached are the proposed new hiring requirements if House Bill 94 is adopted under the Alaska Police Standards Council requirements.

TWF/ljc

Attachments

AIRPORT SAFETY OFFICER I

Current Hiring Standards (Effective February 2, 1986)

21 years old
Valid Driver's License
Sound Health
Medical Examination to test for physical and mental
condition to meet demands of job

Current policy for background checks on new hires:

1. Release waiver for criminal/driving history through the Alaska Public Safety Information Network (APSIN) and the National Crime Information Center (NCIC).
2. Complete APSIN background check.
3. Complete NCIC check, including Level III and query by States listed in application.
4. Telephonic character reference checks.
5. Telephonic employment checks for minimum of last 5 years (FAA requirement).
6. Completion of medical and personal history forms.
7. Fingerprint applicant, cards sent to the Federal Bureau of Investigation and Alaska State Troopers for processing.
8. Photograph applicant.
9. Three interviews before hire; by a Sergeant, Lieutenant, Captains and then Chief.

**Airport Safety Officer I
Current Training Standards
(1-Year Probation)**

Successfully complete Alaska Police Standards Council approved police academy, i.e., State Troopers or Anchorage Police Department, 9-11 weeks.

6 week in-service Airport Safety Academy, combination Police and Crash/Fire/Rescue, and emergency medical training.

6-month Field Training Officer Program combination Police and Crash/Fire/Rescue. Must successfully complete all phases. Assigned to senior qualified Training Officer.

**Airport Safety Officer I
Training Costs Per Officer**

1. Salary per month: \$2,243.00 x 7 months
(average number of months for completing) =
\$15,701.00 (not including benefits).
2. Air fare to Sitka = \$243.00
3. Average amount of overtime during academy =
50 hours @ \$20.90/hour = \$1,045.00
4. Tuition per student = \$1,785.00

Total approximate cost:

\$15,701
243
1,045
\$ 1,785
\$18,774

ALASKA POLICE STANDARDS COUNCIL REQUIREMENTS
(If House Bill 94 is Adopted)

NEW HIRING REQUIREMENTS

13 AAC 85.010. BASIC STANDARDS FOR POLICE OFFICERS.

- (a) A participating police department may not hire a person as a police officer unless the person meets the following qualifications:
- (1) is a citizen of the United States or a resident alien who has demonstrated an intent to become a citizen of the United States;
 - (2) is 19 years of age or older;
 - (3) is of good moral character;
 - (4) has a high school diploma, or its equivalent, or has passed a General Educational Development (GED) test;
 - (5) is, at the time of hire, certified by a licensed physician on a medical record from supplied by the council to:
 - (a) be physically sound and free from physical defects which would adversely affect performance as a police officer;
 - (b) have normal color discrimination, normal binocular coordination, normal peripheral vision, and corrected visual acuity of 20/30 or better in each eye;
 - (c) have normal hearing or have no hearing defect which would adversely affect performance as a police officer;
 - (6) is free from any mental or emotional disorder which may adversely affect performance as a police officer.
- (b) A participating police department may not hire as a police officer a person:
- (1) who has been convicted of a felony by a civilian court of this state; the United States; another state or territory, or by a military court;
 - (2) who has been convicted, during the 10 years immediately before application for hire as a police officer, of a misdemeanor crime of dishonesty or moral turpitude, or a misdemeanor crime which resulted in serious physical injury to another person, by a civilian court of this state; the United States, another state or territory or by a military court;

13 AAC 85.010. BASIC STANDARDS FOR POLICE OFFICERS.

- (3) who has been denied certification or whose basic certificate has been revoked by the council, unless the denial or revocation has been rescinded by the council;
- (4) who:
 - (a) has illegally manufactured, transported, or sold a controlled substance;
 - (b) within the three years before application for hire, or repeatedly at any time before application for hire, has illegally used a controlled substance other than marijuana;
 - (c) within the three years before application for hire, has engaged in sustained regular use of marijuana;
 - (d) to any degree, has used marijuana within the six months before application for hire.
- (c) A participating police department has 90 days after the date of hire to confirm that a person hired as a police officer meets the standards of (a) and (b) of this section. The council will, in its discretion, grant an extension of the 90-day period if the council determines that the person will probably be able to meet the standards by the end of the extension period. The chief administrative officer of the police department where the person is employed shall make a written request for the extension, and shall explain the reason the extension is necessary. If a police department concludes at the end of the investigation that the person does not meet the required standards, the department shall immediately discharge the person from employment as a police officer. When deciding whether a person meets the standards of (a) and (b) of this section, the department shall:
 - (1) obtain proof of age, citizenship status, and education;
 - (2) obtain fingerprints on two copies of FBI Applicant Card FD-258; one card must be forwarded for permanent retention to the records and identification section of the division of state troopers of the Department of Public Safety; the other must be forwarded to the Federal Bureau of Investigation for a record check of the person;
 - (3) obtain a complete personal history of the person on a form supplied or approved by the council;

13 AAC 85.010. BASIC STANDARDS FOR POLICE OFFICERS.

- (4) conduct a thorough personal-history investigation of the person to determine character traits and habits indicative of moral character and fitness as a police officer;
 - (5) obtain a complete medical history report of the person; the report must be given to a licensed physician to use as a basis in conducting a physical examination of the person;
 - (6) require the person to undergo an examination by a licensed psychiatrist or psychologist if there is an indication of past or present personality defect or mental problem;
 - (7) determine whether certification of the person as a police officer has ever been denied or revoked by the council, and if so, whether the denial or revocation has been rescinded by the council.
- (d) All information, documents, and reports obtained by a participating police department under (c) of this section must be placed in the permanent files of the police department and must be available for examination at any reasonable time by representatives of the council. A copy of any criminal record discovered and of the following completed council forms must be sent to the council within 90 days after the date of each hire:
- (1) the Medical Exam Form;
 - (2) the Health Questionnaire;
 - (3) the Personal History Statement; and
 - (4) the Psychological Examination Report, when the examination is mandatory.
- (e) A police department shall begin field training with an officer, using the Field Training Manual, immediately after the officer is hired. If an officer attends an approved police academy within the first six months after employment as a police officer, or has been previously certified as a police officer, the Field Training Manual must be completed and sent to the council within the probationary period specified in 13 AAC 85.040(b)(3). In all other cases, the Field Training Manual must be completed and sent to the council within six months after the date the officer began work as a police officer with the department.

13 AAC 85.010. BASIC STANDARDS FOR POLICE OFFICERS.

- (f) The information in the council's files is confidential, and available only for use by the council in carrying out the requirements of AS 18.65.130 - AS 18.65.290 and the regulations adopted under AS 18.65.130 - AS 18.65.290. However, a police officer or applicant may review his own training records and the documents listed in (d) and (e) of this section. Information which indicates that a person may not qualify as a police officer, or which adversely reflects upon a person's ability to be a competent officer, will, in the council's discretion, be furnished by the council to a participating police department which has hired or is considering hiring the person. A police officer or applicant may not review information in the council's files which was supplied to the council with the understanding that the information or the source of the information would remain confidential, except that any information which serves as the basis for a decision to deny or revoke certification must be revealed to the police officer or applicant.
- (g) If the signature of an officer or applicant is required on a council form, the signature must be under oath or affirmation and must be accompanied by a statement by the officer or applicant that the information supplied is true, to the best of the signer's knowledge.
- (h) The council will, in its discretion, design and distribute forms to aid police departments in obtaining the information required in (c) of this section (Eff. 8/10/73, Register 47; am 8/10/80, Register 75; am 9/23/84, Register 91)

Authority: AS 18.65.220
AS 18.65.240
Art. I, sec. 22, Ak. Const.

Added note : February 13, 1989

In my opinion the APSC should raise its hiring requirement re: age from 19 to 21. In addition to raising the level of maturity, it would then be legal for the officer to enter an alcohol establishment (bar). Further, if there is a question as to people under 21 purchasing weapons or ammunition, as private citizens, the ASO and airport would not be in a position of criticism relative to this.

-6-
S. K. Hugg

PART 6

~~ALASKA POLICE STANDARDS COUNCIL~~

Chapter

85. Minimum Standards for Police Officers
(13 AAC 85.005 -- 13 AAC 85.150)

CHAPTER 85. MINIMUM STANDARDS FOR POLICE OFFICERS

Section

- 05. Applicability of chapter
- 10. Basic standards for police officers
- 20. Permanent employment for police officers
- 30. (Repealed)
- 40. Basic, intermediate, and advanced certificates
- 50. Basic police training program
- 60. Waiver and reciprocity
- 70. (Repealed)
- 80. (Repealed)
- 90. Personnel reports and training records
- 100. Denial of certificates
- 110. Revocation of certificates
- 120. Lapse of certificates
- 150. Definitions

13 AAC 85.005. APPLICABILITY OF CHAPTER. The requirements of this chapter do not apply to village police officers or village public safety officers identified in 13 AAC 89, except as specifically provided in 13 AAC 89. (Eff. 10/18/81, Register 80).

Authority: AS 18.65.220

13 AAC 85.010. BASIC STANDARDS FOR POLICE OFFICERS. (a) A participating police department may not hire a person as a police officer unless the person meets the following qualifications:

(1) is a citizen of the United States or a resident alien who has demonstrated an intent to become a citizen of the United States;

(2) is 19 years of age or older;

(3) is of good moral character;

(4) has a high school diploma, or its equivalent, or has passed a General Educational Development (GED) test;

(5) is, at the time of hire, certified by a licensed physician on a medical record form supplied by the council to

(A) be physically sound and free from physical defects which would adversely affect performance as a police officer;

(B) have normal color discrimination, normal binocular coordination, normal peripheral vision, and corrected visual acuity of 20/30 or better in each eye;

(C) have normal hearing or have no hearing defect which would adversely affect performance as a police officer;

(6) is free from any mental or emotional disorder which may adversely affect performance as a police officer.

(b) A participating police department may not hire as a police officer a person

(1) who has been convicted of a felony by a civilian court of this state; the United States; another state or territory; or by a military court;

(2) who has been convicted, during the 10 years immediately before application for hire as a police officer, of a misdemeanor crime of dishonesty or moral turpitude, or a misdemeanor crime which resulted in serious physical injury to another person, by a civilian court of this state; the United States; another state or territory; or by a military court;

(3) who has been denied certification or whose basic certificate has been revoked by the council, unless the denial or revocation has been rescinded by the council;

(4) who

(A) has illegally manufactured, transported, or sold a controlled substance;

(B) within the three years before application for hire, or repeatedly at any time before application for hire, has illegally used a controlled substance other than marijuana;

(C) within the three years before application for hire, has engaged in sustained regular use of marijuana;

(D) to any degree, has used marijuana within the six months before application for hire.

(c) A participating police department has 90 days after the date of hire to confirm that a person hired as a police officer meets the standards of (a) and (b) of this section. The council will, in its discretion, grant an extension of the 90-day period if the council determines that the person will probably be able to meet the standards by the end of the extension period. The chief administrative officer of the police department where the person is employed shall make a written request for the extension, and shall explain the reason the extension is necessary. If a police department concludes at the end of the investigation that the person does not meet the required standards, the department shall immediately discharge the person from employment as a police officer. When deciding whether a person meets the standards of (a) and (b) of this section, the department shall

- (1) obtain proof of age, citizenship status, and education;
- (2) obtain fingerprints on two copies of FBI Applicant Card FD-258; one card must be forwarded for permanent retention to the records and identification section of the Division of State Troopers of the Department of Public Safety; the other must be forwarded to the Federal Bureau of Investigation for a record check of the person;
- (3) obtain a complete personal history of the person on a form supplied or approved by the council;
- (4) conduct a thorough personal history investigation of the person to determine character traits and habits indicative of moral character and fitness as a police officer;
- (5) obtain a complete medical history report of the person; the report must be given to a licensed physician to use as a basis in conducting a physical examination of the person;
- (6) require the person to undergo an examination by a licensed psychiatrist or psychologist if there is an indication of past or present personality defect or mental problem;
- (7) determine whether certification of the person as a police officer has ever been denied or revoked by the council, and if so, whether the denial or revocation has been rescinded by the council.

(d) All information, documents, and reports obtained by a participating police department under (c) of this section must be placed

in the permanent files of the police department and must be available for examination at any reasonable time by representatives of the council. A copy of any criminal record discovered and of the following completed council forms must be sent to the council within 90 days after the date of each hire: (1) the Medical Exam Form; (2) the Health Questionnaire; (3) the Personal History Statement; and (4) the Psychological Examination Report, when the examination is mandatory.

(e) A police department shall begin field training with an officer, using the Field Training Manual, immediately after the officer is hired. If an officer attends an approved police academy within the first six months after employment as a police officer, or has been previously certified as a police officer, the Field Training Manual must be completed and sent to the council within the probationary period specified in 13 AAC 85.040(b)(3). In all other cases, the Field Training Manual must be completed and sent to the council within six months after the date the officer began work as a police officer with the department.

(f) The information in the council's files is confidential, and available only for use by the council in carrying out the requirements of AS 18.65.130 -- AS 18.65.290 and the regulations adopted under AS 18.65.130 -- AS 18.65.290. However, a police officer or applicant may review his own training records and the documents listed in (d) and (e) of this section. Information which indicates that a person may not qualify for certification as a police officer, or which adversely reflects upon a person's ability to be a competent officer, will, in the council's discretion, be furnished by the council to a participating police department which has hired or is considering hiring the person. A police officer or applicant may not review information in the council's files which was supplied to the council with the understanding that the information or the source of the information would remain confidential, except that any information which serves as the basis for a decision to deny or revoke certification must be revealed to the police officer or applicant.

(g) If the signature of an officer or applicant is required on a council form, the signature must be under oath or affirmation and must be accompanied by a statement by the officer or applicant that the information supplied is true, to the best of the signer's knowledge.

(h) The council will, in its discretion, design and distribute forms to aid police departments in obtaining the information required in

(c) of this section. (Eff. 8/10/73, Register 47; am 8/10/80, Register 75; am 9/23/84, Register 91)

Authority: AS 18.65.220
AS 18.65.240
Art. I, sec. 22,
Alaska Const.

13 AAC 85.020. PERMANENT EMPLOYMENT FOR POLICE OFFICERS. (a) A participating police department may not grant a person permanent status as a police officer unless the person has a current basic certificate issued by the council under 13 AAC 85.040.

(b) A participating police department may not employ a person as a police officer for more than 14 consecutive months unless the person has a current basic certificate issued by the council under 13 AAC 85.040, or unless an extension is granted under (c) of this section.

(c) The council will, in its discretion, grant an extension for employment for longer than 14 months if the chief administrative officer of the participating police department makes a written request for the extension and certifies that his department is temporarily understaffed. Additionally, an extension will, in the council's discretion, be granted to allow an officer to complete the necessary training if he is unable to do so in the first 14 months of his employment because of illness, injury, or family emergency. An extension will not exceed six months. (Eff. 8/19/73, Register 47; am 9/17/76, Register 59; am 8/10/80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.030. PERMANENT APPOINTMENT. Repealed 8/10/80.

13 AAC 85.040. BASIC, INTERMEDIATE, AND ADVANCED CERTIFICATES. (a) The Council will issue a basic, intermediate, or advanced certificate to a police officer meeting the standards set forth in (b), (c), or (d) of this section. No certificate will be issued unless documents required under 13 AAC 85.010(d) are submitted to the council.

(b) To be eligible for the award of a basic certificate, an applicant must

(1) be a full-time, paid police officer of a police department in Alaska;

- (2) meet the standards of 13 AAC 85.010(a) and (b);
- (3) have worked 12 consecutive months on a probationary basis with the police department where he is employed at the time of his application;
- (4) have successfully completed the basic police training program meeting the standards of 13 AAC 85.050 or 13 AAC 85.060;
- (5) attest that he subscribes to the law enforcement Code of Ethics as follows:

As a law enforcement officer, my fundamental duty is to serve mankind; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder; and to respect the constitutional rights of all men to liberty, equality, and justice.

I will keep my private life unsullied as an example to all; maintain courageous calm in the face of danger, scorn or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed in both my personal and official life, I will be exemplary in obeying the laws of the land and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty. I will never act officiously or permit personal feelings, prejudices, animosities, or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence, and never accepting gratuities.

I will recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of the police service. I will constantly strive to achieve these objectives and ideals, dedicating myself (before God)* to my chosen profession ... law enforcement.

* The phrase in parentheses may be omitted.

- (c) To be eligible for an intermediate certificate, an applicant must

(1) be a full-time, paid police officer of a police department in Alaska;

(2) possess a basic certificate; and

13 AAC 85.040(c)(3) is amended to read:

(3) have acquired the following combination of experience, training, and education points:

Minimum years as a police officer	2	4	4	5	6	7	8
Minimum training points	APSC basic police training program		45 (900)	38 (760)	30 (600)	23 (460)	15 (300)
Minimum education points in college credits	BA or BS Degree	AA or AS Degree	45	38	30	23	15

(d) To be eligible for an advanced certificate, an applicant must

(1) be a full-time, paid police officer of a police department in Alaska;

(2) possess a basic certificate; and

13 AAC 85.040(d)(3) is amended to read:

(3) have acquired the following combination of experience, training, and education points:

Minimum years as a police officer	4	6	9	9	10	11	12
Minimum training points	APSC basic police training program			45 (900)	40 (800)	35 (700)	30 (600)
Minimum education points in college credits	Masters Degree	BA or BS Degree	AA or AS Degree	45	40	35	30

(Eff. 8/10/73, Register 47; am 9/17/76, Register 59; am 5/8/77, Register 62; am 8/10/80, Register 75; am 9/23/84, Register 91; am 5/23/85, Register 94;)

Authority: AS 18.65.220
AS 18.65.240

(e) The council may award an advanced certificate to an applicant who meets the requirements of (d)(1) and (d)(2) of this section and has 12 combined training and education points and 20 years experience as a police officer, or 30 combined training and education points and 15 years of experience as a police officer.

(f) College credits or degrees awarded by an institution of higher learning accredited by the National Association of Post-Secondary Education will be recognized by the council. College credits awarded for a basic police training program will not be recognized for education points toward an intermediate or advanced certificate. College credits awarded for advanced, supervisory, management, executive, or specialized law enforcement courses will, in the council's discretion, be recognized for either training or education points. Education points will be awarded on the following basis:

(1) one quarter college credit equals two-thirds of an education point,

(2) one semester college credit equals one education point.

(g) Twenty hours of council-certified or recognized police officer training equals one training point toward an intermediate or advanced certificate. All training must be documented and the course must have been completed successfully by the applicant. (Eff. 8/10/73, Register 47; am 9/17/76, Register 59; am 5/8/77, Register 62; am 8/10/80, Register 75, am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.050. BASIC POLICE TRAINING PROGRAM. (a) The basic police training program consists of 40 hours of supervised field training as prescribed in the Alaska Police Standards Council Field Training Manual and at least 230 hours of instruction in basic law enforcement subjects.

(b) The basic police training program must include

(1) 10 hours of first aid instruction sufficient to qualify students for a Standard Red Cross First Aid Certificate or a council-approved equivalent; and

(2) instruction in criminal law, administration of justice, criminal investigation, offensive and defensive tactics, field techniques, traffic operations, precision driving, and firearms.

(c) To receive credit for the basic police training program, a person must attend all sessions of the course, except for absences approved by the school director or coordinator, and be awarded a certificate of graduation by the director or coordinator of the program. A Person may not be certified for successful completion of the basic police training program if

(1) his excused absences exceed 10 percent of the total hours of instruction;

(2) he fails to achieve a passing grade of 70 percent or higher on each block of instruction;

(3) he fails to achieve a cumulative average of 70 percent or higher; or

(4) he fails to achieve a grade of 75 percent or higher on the firearms portion of the basic program.

(d) The council will, in its discretion, refuse to authorize admission to the Municipal Police Academy for applicants or persons employed as police officers who are not eligible for certification as a police officer under 13 AAC 85.005 -- 13 AAC 85.150. (Eff. 8/10/73, Register 47; am 8/10/80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

Editor's Note

The APSC Field Training Manual for Police Recruits is on file in the Lieutenant Governor's Office, together with this chapter of regulations. Copies may also be obtained from the Alaska Police Standards Council, Pouch N, Juneau, Alaska, 99811.

13 AAC 85.060. WAIVER AND RECIPROCITY. (a) The council will, in its discretion, waive part or all of the basic police training requirements if an applicant furnishes satisfactory evidence that equivalent training was completed.

(b) The council may enter into reciprocity agreements with states which regulate or supervise the quality of police training, and which require a minimum of 230 hours of classroom training for police officers. (Eff. 8/10/73, Register 47; am 8/10/80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.070. LAW ENFORCEMENT CODE OF ETHICS. Repealed 8/10/80.

13 AAC 85.080. DISCRIMINATION PROHIBITED. Repealed 8/10/80.

13 AAC 85.090. PERSONNEL REPORTS AND TRAINING RECORDS. (a) A participating police department shall report to the council the name, address, and other pertinent information concerning each newly appointed police officer within 30 days after the police officer is appointed, except in those instances where a public record of the appointment would jeopardize the officer or the assignment.

(b) When a police officer resigns or is terminated from a participating police department, the department shall notify the council within 30 days after the resignation or termination, and shall state the reason for the resignation or termination.

(c) Forms for the notification required in (a) and (b) of this section will be supplied by the council. The council will keep the information, and will, in its discretion, furnish it to a police department that has hired or is considering the hire of a person who resigned or was terminated from employment as a police officer. (Eff. 8/10/73, Register 47; am 9/17/76, Register 59; am 8/10/80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.100. DENIAL OF CERTIFICATES. (a) The council will, in its discretion, deny a basic certificate upon a finding that the applicant for the certificate

(1) falsified or omitted information required to be provided on the application for certification or on supporting documents;

(2) has been discharged or resigned under threat of discharge, for cause, from employment as a police officer in this state or any other state or territory; or

(3) does not meet the standards in 13 AAC 85.010(a) or (b).

(b) The council shall deny a basic certificate upon a finding that the applicant for the certificate

(1) has, after hire as a police officer, been convicted of a felony, or of a misdemeanor crime listed in 13 AAC 85.010(b)(2); or

department; separation of less than 91 consecutive days will be considered unbroken service;

(5) "controlled substance" means a controlled substance as defined in AS 11.71.900(4);

(6) "felony" means a crime classified as a felony in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a felony conviction if the crime has elements similar to those of a felony under Alaska law at the time the offense was committed; a suspended imposition of sentence, expungement of record, or a pardon does not remove a felony conviction from a person's record;

(7) "for cause" means inefficiency, incompetency, dishonesty, misconduct, or some other reason which adversely affects the ability and fitness of the officer to perform his duties or which is detrimental to the reputation, integrity, or discipline of the department;

(8) "good moral character" means the absence of acts or conduct which would cause a reasonable person to have substantial doubts about an individual's honesty, fairness and respect for the rights of others and for the laws of the state and the nation; for purposes of this standard, a determination of lack of "good moral character" is not restricted to acts that reflect moral turpitude, but may be based upon a consideration of all aspects of a person's character; the following are indicia of a lack of good moral character:

(A) illegal conduct;

(B) conduct involving moral turpitude;

(C) conduct involving dishonesty, fraud, deceit, or misrepresentation;

(D) intentional deception or fraud or attempted deception or fraud in an application, examination, or other document for securing eligibility or certification;

(E) conduct that adversely reflects on a person's fitness to perform as a police officer; examples include intoxication while on duty, unauthorized absences from duty not involving extenuating circumstances, or a history of personal habits off the job which could affect the officer's performance on the job, such as excessive use of alcohol;

(F) illegal purchase, use, possession, transportation, distribution, cultivation, manufacture, or sale of any controlled substance or any imitation controlled substance;

(9) "imitation controlled substance" means an imitation controlled substance as defined in AS 11.73.099(3);

(10) "misdemeanor" means a crime classified as a misdemeanor in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a misdemeanor conviction if the crime has elements similar to those of a misdemeanor under Alaska law at the time the offense was committed; a suspended imposition of sentence, expungement of record, or a pardon does not remove a misdemeanor conviction from a person's record;

(11) "moral turpitude" means an act contrary to justice, honesty, principle, or good morals; an act which violates the private and social duties which a person owes to another or to society in general; or an act which is immoral in itself, regardless of illegality;

(12) "serious physical injury" means serious physical injury as defined in AS 11.81.900(b)(50). (Eff. 8/10/73, Register 47; am 8/10 80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

(2) has, after hire as a police officer, used marijuana; illegally used or possessed any other controlled substance; or illegally purchased, sold, cultivated, transported, manufactured, or distributed a controlled substance.

(c) If a basic certificate was denied under this section, the applicant may request reconsideration of the denial after one year following the date of the denial. The applicant shall state in writing the reasons why the denial should be reconsidered. A hearing must be held before a hearing officer or the council. Following the hearing, the council will decide whether to rescind the denial, and will state on the record at the hearing, or in writing, the reasons for the decision. If the denial is rescinded, the applicant is eligible for hire by a participating police department, but must serve the full probationary period required under 13 AAC 85.040(b)(3) before he may apply for certification. (Eff. 8/10/80, Register 75; am 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.110. REVOCATION OF CERTIFICATES. (a) The council will, in its discretion, revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate

(1) falsified or omitted information required to be provided on an application for certification at any level, or in supporting documents;

(2) has been discharged or resigned under threat of discharge, for cause, from employment as a police officer in this state or any other state or territory; or

(3) does not meet the standards in 13 AAC 85.010(a) or (b).

(b) The council shall revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate

(1) has, after hire as a police officer, been convicted of a felony, or of a misdemeanor crime listed in 13 AAC 85.010(b)(2); or

(2) has, after hire as a police officer used marijuana; illegally used or possessed any other controlled substance; or illegally purchased, sold, cultivated, transported, manufactured, or distributed a controlled substance.

(c) If a basic, intermediate, or advanced certificate was revoked under this section, the former police officer may petition the council for rescission of the revocation after one year following the date of the revocation. The petitioner must state in writing the reasons why the revocation should be rescinded. A hearing must be held before a hearing officer or the council. Following the hearing, the council will decide whether to rescind the revocation, and will state on the record at the hearing, or in writing, the reasons for the decision. If the revocation is rescinded, the petitioner is eligible for hire by a participating police department, but must serve a probationary period under 13 AAC 85.040(b)(3) before he may apply for reinstatement of his basic, intermediate, or advanced certificate. (Eff. 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.120. LAPSE OF CERTIFICATES. (a) A basic, intermediate, or advanced certificate lapses if the holder is not employed as a police officer with a police department in this or another state or territory for a period of 12 consecutive months.

(b) A person may request reinstatement of a lapsed certificate after serving an additional 12-month probationary period. The council will, in its discretion, require supplemental training as a condition of reinstatement. (Eff. 9/23/84, Register 91).

Authority: AS 18.65.220
AS 18.65.240

13 AAC 85.150. DEFINITIONS. In this chapter

- (1) "council" means the Alaska Police Standards Council;
- (2) "participating police department" includes the Alaska Department of Public Safety and a police department of any political subdivision of the state that has not excluded itself under the provisions of AS 18.65.280(b);
- (3) "police department" means a civil force of police officers organized by the state, or a political subdivision of the state, whose basic purpose and function is to maintain peace and order and to prevent and investigate criminal offenses;
- (4) "probationary period" means employment as a police officer for a period of 12 consecutive months with a single police

department; separation of less than 91 consecutive days will be considered unbroken service;

(5) "controlled substance" means a controlled substance as defined in AS 11.71.900(4);

(6) "felony" means a crime classified as a felony in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a felony conviction if the crime has elements similar to those of a felony under Alaska law at the time the offense was committed; a suspended imposition of sentence, expungement of record, or a pardon does not remove a felony conviction from a person's record;

(7) "for cause" means inefficiency, incompetency, dishonesty, misconduct, or some other reason which adversely affects the ability and fitness of the officer to perform his duties or which is detrimental to the reputation, integrity, or discipline of the department;

(8) "good moral character" means the absence of acts or conduct which would cause a reasonable person to have substantial doubts about an individual's honesty, fairness and respect for the rights of others; and for the laws of the state and the nation; for purposes of this standard, a determination of lack of "good moral character" is not restricted to acts that reflect moral turpitude, but may be based upon a consideration of all aspects of a person's character; the following are indicia of a lack of good moral character:

(A) illegal conduct;

(B) conduct involving moral turpitude;

(C) conduct involving dishonesty, fraud, deceit, or misrepresentation;

(D) intentional deception or fraud or attempted deception or fraud in an application, examination, or other document for securing eligibility or certification;

(E) conduct that adversely reflects on a person's fitness to perform as a police officer; examples include intoxication while on duty, unauthorized absences from duty not involving extenuating circumstances, or a history of personal habits off the job which could affect the officer's performance on the job, such as excessive use of alcohol;

(F) illegal purchase, use, possession, transportation, distribution, cultivation, manufacture, or sale of any controlled substance or any imitation controlled substance;

(9) "imitation controlled substance" means an imitation controlled substance as defined in AS 11.73.099(3);

(10) "misdemeanor" means a crime classified as a misdemeanor in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a misdemeanor conviction if the crime has elements similar to those of a misdemeanor under Alaska law at the time the offense was committed; a completed suspended imposition of sentence, expungement of record, or a pardon does not remove a misdemeanor conviction from a person's record unless the offense was committed by the person before the age of 21;

(11) "moral turpitude" means an act contrary to justice, honesty, principle, or good morals; an act which violates the private and social duties which a person owes to another or to society in general; or an act which is immoral in itself, regardless of illegality;

(12) "serious physical injury" means serious physical injury as defined in AS 11.81.900(b)(50). (Eff. 8/10/73, Register 47; am 8/10 80, Register 75; am 9/23/84, Register 91, am 3/13/89, Register 109).

Authority: AS 18.65.220
AS 18.65.240

**STATE OF ALASKA
1989 LEGISLATIVE SESSION**

**BILL VERSION: SSSB 110
PUBLISH DATE: 2/21/89**

FISCAL NOTE

Revision Date: 2/21/89
Title: Airport Security Police

Agency Affected: DOT&PF
BRU: Anchorage and Fairbanks
International Airports

Sponsor: Sturgulewski
Requestor: Senate Transportation

Components: Airport Safety

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	0	0	0	0	0	0
CONTRACTURAL	14.4	14.4	14.4	14.4	14.4	14.4
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	14.4	14.4	14.4	14.4	14.4	14.4
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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	0	0	0	0	0	0
OTHER*	14.4	14.4	14.4	14.4	14.4	14.4
TOTAL	14.4	14.4	14.4	14.4	14.4	14.4

* International Airport Revenue Fund

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

Prepared by: D. Randy Simmons, Deputy Commissioner
Division: Budget and Finance

Phone: 465-3900
Date: 03/01/89

Approved by Commissioner: Mark S. Hickey
Agency: Department of Transportation and Public Facilities

Date: 03/01/89

Distribution (by preparer):
Legislative Finance
Legislative Sponsor
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Office of Management and Budget
Impacted Agency(ies)

FISCAL ANALYSIS FOR SSSB 110

March 1, 1989

A review of the bill indicates the only additional cost would be in providing psychological testing and polygraph examination of new applicants. *

ANCHORAGE INTERNATIONAL AIRPORT

For Anchorage International Airport, historical employee turnover is nine (9) employees per year. It is estimated that three (3) applicants would receive the tests before final selection for each position. The cost of the examination is \$400 (\$250 for psychological and \$150 for polygraph). The total cost would be nine (9) hires x three (3) applicants x \$400.00 = \$10,800.

FAIRBANKS INTERNATIONAL AIRPORT

For Fairbanks International Airport, historical employee turnover is three (3) employees per year. It is estimated that three (3) applicants would receive the tests before final selection for each position. The cost of the examination is \$400 (\$250 for psychological and \$150 for polygraph). The total cost would be nine (3) hires x three (3) applicants x \$400.00 = \$3,600.

* A comment from the Department of Administration, Labor Relations, indicates that they see no immediate impact. However, they do feel that there may be long range impact, due to possible requests for salary increases due to the necessary certification.