

S B

49

MOVED OUT 1-16-89

SENATE STATE AFFAIRS COMMITTEE

BILL NUMBER SB 49

SPONSOR Fahrenkamp

BILL TITLE Extend Council on Domestic Violence
and Sexual Assault

DATE REFERRED 1-9-89

HEARING SCHEDULED 1-16-89

FISCAL NOTE PREPARED

✓

Barbara will also bring
~~report~~'s annual
report

SPONSOR CONTACTED

✓ Tom 3834

INTERESTED PARTIES CONTACTED

yes ✓ Barbara Miklos, COVSA 4356

✓ Gail Horvitzki, DPS

won't testify ✓ Deena McIntyre (chair) - Koponen's office

maybe ✓ Mary Hakala DOE 2800

can't attend ✓ Lori Otto LAW 3428

yes ✓ Cindy Smith 586-3650 network domestic violence

yes ✓ Yvonne Chase, DHSS 3170 vice-chair

OTHER

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 5-DAY NOTICE
IN ACCORDANCE WITH UNIFORM RULE 23

FURTHER FINANCE

**FISCAL NOTE(S) MUST BE ATTACHED
IN ACCORDANCE WITH AS 24.08.035

DATE TURNED INTO OFFICE 1/16/89

1/9/89

Mr. President:

STATE AFFAIRS

Committee considered SB 49

extending the termination date of the Council on Domestic Violence
and Sexual Assault; efd

and recommended:

replace with CS _____ same title

attached amendment(s) and new title

_____ letter of intent adopted

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

FISCAL NOTE(S) attached zero

appropriation no FN attached

fiscal impact

Gov. FN introduced w/ bill

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

[Signature]
[Signature]
[Signature]
[Signature]

Al Adams - NO Rec.

[Signature] do pass
Chairman signature and recommendation

Committee backup attached

Position Paper

Senate Bill No. 49

For an Act entitled: "An Act continuing the existence of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

Domestic violence is a pervasive problem, both nationally and in Alaska. It affects not only the adults who may be directly involved, but the children in these families, who frequently become victims of physical abuse, neglect, or sexual abuse. Not only does research indicate the continuation of the cycle of violence continuing, and a high percentage of children who grow up in homes where domestic violence exists becoming involved in the same cycle as adults, but both the numbers and percentage of violent "teens" are increasing as well. The problem of domestic violence belongs to everyone, and the availability and coordination of a continuum of services is essential.

The Department of Health and Social Services (DHSS) supports SB 49. The Council on Domestic Violence and Sexual Assault is essential for the coordination of activities within the State of Alaska designed to reduce family violence. The disbursement of funds and technical assistance to, as well as the monitoring and evaluation of domestic violence programs in local communities, has been a function which the Council and staff have carried out in an outstanding manner, as indicated by the most recent audit of the Council's activities. DHSS has appointed the Director of the Division of Family and Youth Services to fill this Department seat on the Council, in an effort to maximize DHSS's ability to coordinate services for families involved in violence, including child abuse and neglect. DFYS's ability to intervene effectively with such families is possible only if domestic violence programs are also there as part of that intervention strategy.

Recommended by:

Yvonne M. Chase
Yvonne M. Chase, ACSW
Director
Division of Family
and Youth Services

Date:

1-16-88

Approved by:

Jay Munson
Myra M. Munson
Commissioner
Department of Health
and Social Services

Date:

1-16-88

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Dept./Health & Soc. Services
 Title An Act continuing the existence of the BRU: _____
Council on Domestic Violence and Sexual Assault
 Sponsor: Fahrenkamp, Kelly, et al Components: _____
 Requestor: Senate State Affairs

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-
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL		-0-	-0-	-0-	-0-	-0-
REVENUE		-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

Prepared by: Yvonne M. Chase, ACSW, Director Phone: 465-3170
 Division: Family and Youth Services Date: _____
 Approved by Commissioner: Myra M. Munson Date: 1-16-88
 Agency: Department of Health and Social Services

Distribution (by preparer):

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

Chapter

67. General State Policy (Renumbered)

Chapter 65. Interdepartment and Interagency Services.

[Repealed, § 69 ch 106 SLA 1986, § 27 ch 65 SLA 1987.]

Chapter 66. Review of the Activities of Agencies, Boards and Commissions.

Section

10. Termination of state boards and commissions

Sec. 44.66.010. Termination of state boards and commissions.

(a) Boards and commissions listed in this subsection expire on the date set out after each:

(1) Alcoholic Beverage Control Board (AS 04.06.010) — June 30, 1990;

(2) [Repealed, 1983 Initiative Proposal No. 2, § 6.]

(3) Board of Parole (AS 33.16.020) — June 30, 1989;

(4) Alaska Public Utilities Commission (AS 42.05.010) — June 30, 1989;

(5) [Repealed, § 20 ch 110 SLA 1981.]

(6) [Repealed, § 63 ch 21 SLA 1985.]

(7) [Repealed, § 16 ch 161 SLA 1984.]

(8) Alaska Code Revision Commission (AS 24.20.075) — June 30, 1989;

(9) [Repealed, § 2 ch 97 SLA 1986.]

(10) Older Alaskans Commission (AS 44.21.200) — June 30, 1989;

(11) Council on Domestic Violence and Sexual Assault (AS 18.66.010) — June 30, 1989;

(12) Alaska Women's Commission — June 30, 1987;

(13) Alaska State Fire Commission — June 30, 1990;

(14) Special Education Service Agency (AS 14.30.600) — June 30, 1989;

(15) Alaska Tourism Marketing Council (AS 44.33.700) — June 30, 1993;

(16) Tourism Coordinating Committee (AS 44.33.122) — June 30, 1993.

(b) Upon termination, a commission listed in (a) of this section shall continue in existence until June 30 of the next succeeding year for the purpose of concluding its affairs.

(c) A commission scheduled for termination under AS 44.66.010 — 44.66.060 may be continued or reestablished by the legislature for a

§ 44.62.640
icial or legisla-
otherwise re-
s and officers
made applica-
under the con-
er of an agency
s a person who
fied under AS
a person, other
ficial capacity,
1 accusation is
ent of issues is
ation exchange
A 1959; § 1 (ch
h 54 SLA 1985)
agency, and who
ceeding before such
any proceedings for
an appeal from the
nai v. State, Pub.
Cl. Op. No. 3176
P.2d 760 (1987).
v. State, Com. Fish-
Sup. Ct. Op. No.
11), 717 P.2d 391
a-Susitna Borough
Op. No. 3114 (File
(1986).

Agencies.

aled)
id Commissions

§ 18.65.520

involving do-

18.35.010 and

violence under

each agency

program shall

providing assis-

A 1980)

violence. (a)

domestic vio-

lence the victim of

violence, substan-

of the follow-

that provide

best organiza-

your safety,

to insure your

tion with the

children from

the court.

order but one

attorney, you

one which is lo-

ism of the De-

partment attor-

stand English.

the victim of

violence the

41 when the

perpetrated the

crime, or any

other person who

has a personal relation-

§ 18.66.010

HEALTH AND SAFETY

§ 18.66.020

(2) "peace officer" means a person vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders. (§ 3 ch 139 SLA 1980; am §§ 14, 15 ch 61 SLA 1982)

Cross references. — For a general definition of peace officer, see AS 01.10.060(7).

Effect of amendments. — The 1982 amendment substituted "peace officer" for "police officer" and "and" for "or" preceding "in writing" in the introductory language of subsection (a), and in subsection (c), added the paragraph (1) designation,

substituted "when the victim is a spouse or a former spouse of the person who committed the crime" for "committed against a spouse, a former spouse, or" in present paragraph (1), added the language beginning "or another person who is not a spouse or former spouse" to the end of present paragraph (1), and added paragraph (2).

Chapter 66. Council on Domestic Violence and Sexual Assault.

Section

10. Council on domestic violence and sexual assault; purpose

20. Membership, terms, vacancies, and disqualification

30. Compensation and expenses

Section

40. Meetings and quorum

50. Duties of the council

60. Qualifications

900. Definitions

Sec. 18.66.010. Council on domestic violence and sexual assault; purpose. There is established in the Department of Public Safety the Council on Domestic Violence and Sexual Assault. The purpose of the council is to provide for planning and coordination of services to victims of domestic violence or sexual assault or to their families and to perpetrators of domestic violence and sexual assault and to provide for crisis intervention and prevention programs. (§ 1 ch 101 SLA 1981)

Cross references. — For senate resolve concerning the establishment of funding priorities for the council, see SR 6 in the 1982 Temporary and Special Acts and Resolves.

Sec. 18.66.020. Membership, terms, vacancies, and disqualification. (a) The council consists of

(1) three persons appointed by the governor after consultation with the Network on Domestic Violence and Sexual Assault, a nonprofit corporation; the Network on Domestic Violence and Sexual Assault shall submit a list to the governor of persons recommended for appointment;

(2) the commissioner of public safety or the designee of the commissioner of public safety; and

(3) the commissioner of health and social services or the designee of the commissioner of health and social services;

(4) the commissioner of education or the designee of the commissioner of education;

(5) the attorney general or the designee of the attorney general.

(b) The term of office of a member appointed under (a)(1) of this section is two years. A member appointed under (a)(1) of this section serves at the pleasure of the governor and may not serve more than two consecutive terms. A vacancy on the council shall be filled for the unexpired term by appointment by the governor after consultation with the Network on Domestic Violence.

(c) A person who receives compensation from or is an employee of a domestic violence, sexual assault, or crisis intervention or prevention program may not be appointed to the council. (§ 1 ch 101 SLA 1981)

Sec. 18.66.030. Compensation and expenses. The members of the council receive no salary but are entitled to transportation expenses and per diem in accordance with AS 39.20.180. (§ 1 ch 101 SLA 1981)

Sec. 18.66.040. Meetings and quorum. The council shall meet at least four times a year. At least one meeting each year shall include a statewide public teleconference hearing. The time and place of a meeting shall be set by the presiding officer or by three members who submit a written request for a meeting to the presiding officer. Four members of the council constitute a quorum. (§ 1 ch 101 SLA 1981)

Sec. 18.66.050. Duties of the council. The council shall

(1) hire an executive director and necessary staff;

(2) elect one of its members as presiding officer;

(3) in consultation with authorities in the field, develop, implement, maintain, and monitor domestic violence, sexual assault, and crisis intervention and prevention programs, including educational programs, films, and school curricula on the cause, prevention, and treatment of domestic violence and sexual assault;

(4) coordinate services provided by the Department of Law, the Department of Education, the Department of Public Safety, the Department of Health and Social Services, and other state agencies and community groups dealing with domestic violence, sexual assault, and crisis intervention and prevention, and provide technical assistance as requested by those state agencies and community groups;

(5) develop and implement a standardized data collection system on domestic violence, sexual assault, and crisis intervention and prevention;

(6) conduct public hearings and studies on issues relating to violence, including domestic violence and sexual assault, and on issues relating to the role of crisis intervention and prevention;

§ 18.66.050

ie commis-

ay general.

(1) of this

his section

more than

lled for the

onsultation

mployee of a

prevention

SLA 1981)

members of

station ex-

§ 1 ch 101

all meet at

l include a

of a meet-

nbers who

ficer. Four

SLA 1981)

all

op, imple-

sault, and

lucational

ntion, and

w, the De-

ie Depart-

ncies and

sault, and

istance as

system on

ad preven-

ng to vio-

on issuers

§ 18.66.060

HEALTH AND SAFETY

§ 18.66.900

(7) receive and dispense state and federal money and award grants and contracts from appropriations for the purpose to qualified local community entities for domestic violence, sexual assault, and crisis intervention and prevention programs;

(8) oversee and audit domestic violence, sexual assault, and crisis intervention and prevention programs that receive money under this chapter;

(9) provide fiscal and technical assistance to plan, organize, implement and administer domestic violence, sexual assault, and crisis intervention and prevention programs;

(10) make an annual report to the governor and the legislature on the activities of the council, plans of the council for new services and programs, and concerns of the council, including recommendations for legislation necessary to carry out the purposes of this chapter;

(11) adopt regulations in accordance with the Administrative Procedure Act (AS 44.62) to carry out the purposes of this chapter and to protect the health, safety, well-being, and privacy of persons receiving services financed with grants or contracts under this chapter. (§ 1 ch 101 SLA 1981)

Sec. 18.66.060. Qualifications. A local community entity is qualified to receive a grant or contract under this chapter if it agrees to provide services approved by the council to victims of domestic violence or sexual assault or their families or to perpetrators of domestic violence or sexual assault without regard to ability to pay. (§ 1 ch 101 SLA 1981)

Sec. 18.66.900. Definitions. In this chapter

(1) "council" means the Council on Domestic Violence and Sexual Assault;

(2) "crisis intervention and prevention program" means a community program that provides information, education, counseling, and referral services to individuals experiencing personal crisis related to domestic violence or sexual assault and to individuals in personal or professional transition, excluding correctional half-way houses, outpatient mental health programs, and drug or alcohol rehabilitation programs;

(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; 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;

(4) "domestic violence program" means a program that provides services to the victims of domestic violence, their families, or perpetrators of domestic violence;

(5) "local community entity" means a city or borough or other political subdivision of the state, a nonprofit organization, or a combination of these;

(6) "sexual assault" means a crime specified in AS 11.41.410 — 11.41.450;

(7) "sexual assault program" means a program that provides services to the victims of sexual assault, their families, or perpetrators of sexual assault. (§ 1 ch 101 SLA 1981; am § 9 ch 78 SLA 1983; am § 4 ch 43 SLA 1985)

Effect of amendments. — The 1983 amendment deleted "or AS 11.51.130(a)(4)" from the end of paragraph (6).

The 1985 amendment in paragraph (3) inserted 'a parent, grandparent, child or

grandchild of the defendant" and "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" and made stylistic and punctuation changes.

Chapter 67. Violent Crimes Compensation Board.

Section

- 10. Purpose
- 20. Violent Crimes Compensation Board
- 30. Application for compensation
- 40. Action on application; hearings
- 50. Attorney fees
- 60. Regulations
- 70. Standards for compensation
- 80. Awarding compensation
- 90. Recovery from collateral source
- 101. Incidents and offenses to which AS 18.67.010 — 18.67.180 apply

Section

- 110. Nature of the compensation
- 120. Emergency compensation
- 130. Limitations on awarding compensation
- 140. Recovery from offender
- 150. False claim
- 160. Survival and abatement
- 162. Crime victim compensation fund
- 170. Reports
- 175. Duty to display information
- 180. Definitions

Opinions of attorney general. — The commissioner of the Department of Public Safety has statutory authority to enter into a reciprocal agreement with the Commonwealth of Kentucky for compensation to innocent victims of violent crimes. September 24, 1980 Op. Atty Gen.

Collateral references. — 21 Am. Jur. 2d, Criminal Law, §§ 570-576, 589, 590, 24B C.J.S., Criminal Law, §§ 2604-2607.

Sec. 18.67.010. Purpose. It is the purpose of this chapter to facilitate and permit the payment of compensation to innocent persons injured, to dependents of persons killed, and to certain other persons who by virtue of their relationship to the victim of a crime incur actual and reasonable expense as a result of certain serious crimes or in attempts to prevent the commission of crime or to apprehend suspected criminals. (§ 1 ch 203 SLA 1972; am § 1 ch 132 SLA 1975)

Alaska State Legislature

SENATOR BETTYE FAHRENKAMP
CHAIRMAN, LEGISLATIVE COUNCIL
CHAIRMAN, OIL AND GAS COMMITTEE
515 7TH AVENUE, SUITE 130
FAIRBANKS, ALASKA 99701
OFFICE (907) 452-4882
HOME (907) 456-2899



Senate

WHILE IN JUNEAU
P.O. BOX V
JUNEAU, ALASKA 99811
CAPITOL ROOM 125
OFFICE (907) 465-3834
HOME (907) 780-6027

MEMORANDUM

TO: Senator Pat Pourchot, Chairman
Senate State Affairs Committee

FROM: Senator Bettye Fahrenkamp

DATE: January 16, 1989

RE: SB 49 An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date.

BILL SUMMARY:

SB 49 would extend the Council until 1993, effective upon passage.

ABOUT THE COUNCIL:

The Council was created in 1981. It is scheduled to sunset June 30, 1989. Statutes require the Council to provide planning and coordination of services to victims of domestic violence or sexual assault and for crisis intervention and prevention programs. The Council does this by the development, implementation, maintenance, and monitoring of domestic violence and sexual assault programs.

The Legislative Budget and Audit Committee recommends reestablishment.

FISCAL IMPACT:

The bill has a zero fiscal note. Funds for the operation of the council are in the Governor's proposed FY 90 submittal.

DEPARTMENT POSITION

The Department of Public Safety supports this bill.

07-12-14-00-00 (0-12-46727-0521)

STATE OF ALASKA -- COMPONENT BUDGET SUMMARY

SALSFRMA 15:28 1/03/89

AGENCY: DEPARTMENT OF PUBLIC SAFETY
CATEGORY: ADMINISTRATION OF JUSTICEPROGRAM: DOMESTIC VIOL & SEXUAL ASSAULT
SUB-PROGRAM:

LEG. FIN.

----- F I S C A L Y E A R 1 9 9 0 -----

EXPENDITURES & FUNDING	(01) FY88 ACT	(02) FY89 CC	(03) COL 03	(24) FY89 ATH	(25) FY90BASE	(26) FY90ADJB	(27) FY90 AGY	(28) FY90 GOV	(09) HOUSE	(10) SENATE	(11) C. C.	(12) BILLS	(13) LEG.REC.
01 PERS. SERV.	186.8	180.3		180.3	185.1	192.4	227.6	192.4					
02 TRAVEL	20.5	22.4		22.4	22.4	22.4	22.4	22.4					
03 CONTRACTUAL	24.1	43.8		73.8	73.8	73.8	133.8	323.8					
04 COMMODITIES	2.3	4.3		4.3	4.3	4.3	4.3	4.3					
05 EQUIPMENT	6.7												
06 LANDS/BLDGS													
07 GRANTS, CLMS	4397.5	4417.5		5287.5	5287.5	5287.5	7527.5	5487.5					
08 MISC.													
** TOTAL EXPEND	4637.9	4668.3		5568.3	5573.1	5580.4	7915.6	6030.4					
09 I-A TRANSFER													
1002 FED RCPTS	204.5	225.0		225.0	225.0	225.0	225.0	225.0					
1004 GEN FUND	4331.0	4336.8		5236.8	5241.6	5248.9	7584.1	5698.9					
1007 I/A RCPTS	102.4	106.5		106.5	106.5	106.5	106.5	106.5					
15 FULL TIME	3.0	3.0		3.0	3.0	3.0	4.0	3.0					
16 PART TIME	1.0	1.0		1.0	1.0	1.0		1.0					
17 TEMPORARY													
18 STAFF MONTHS	40.0	40.0		40.0	40.0	40.0	48.0	40.0					

AGENCY: DEPARTMENT OF PUBLIC SAFETY
 CATEGORY: ADMINISTRATION OF JUSTICE

PROGRAM: DOMESTIC VIOL & SEXUAL ASSAULT
 SUB-PROGRAM:

LEG. FIN.

***** FY90 GOV ANALYSIS *****

OBJECT GROUP	VARIATION		DESCRIPTION: FY90 GOV (\$6,030.4) VERSUS FY89 ATH (\$5,568.3)
01 PERS. SERV.	12.1	6.7%	
03 CONTRACTUAL	250.0	338.8%	
07 GRANTS, CLMS	200.0	3.8%	
** TOTALS	462.1	8.3%	

*** FY90 GOVERNOR (OMB NOTES) ***

DETAIL DESCRIPTION OF VETOS, TRANSFERS, INCREMENTS, & DECREMENTS
 CHANGES FROM FY89 CONFERENCE COMMITTEE TO FY89 AUTHORIZED

REF#	DESCRIPTION	WHO:	PFT	PPT	AGENCY / GOVERNOR	TOTAL	GEN FUND	OTHER	100	200	300	400	500	600	700	800
1035	CH 154/SLA 88, SEC 21: SERVICES FOR CHILDREN IN VIOLENT HOMES	AGY:	0.0	0.0		650.0	650.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	635.0	0.0
		GOV:	0.0	0.0		650.0	650.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	635.0	0.0
1040	CH 154/SLA 88, SEC 21: SERVICES FOR PHYSICALLY AND SEXUALLY ABUSED CHILDREN AND YOUTH	AGY:	0.0	0.0		250.0	250.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	235.0	0.0
		GOV:	0.0	0.0		250.0	250.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	235.0	0.0

CHANGES FROM FY89 AUTHORIZED TO FY90 BASE

REF#	DESCRIPTION	WHO:	PFT	PPT	AGENCY / GOVERNOR	TOTAL	GEN FUND	OTHER	100	200	300	400	500	600	700	800
2243	PROJECTED FY '90 HEALTH BENEFIT ADJUSTMENT (\$4.8)	AGY:	0.0	0.0		4.8	4.8	0.0	4.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0
		GOV:	0.0	0.0		4.8	4.8	0.0	4.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CHANGES FROM FY90 BASE TO FY90 ADJUSTED BASE

REF#	DESCRIPTION	WHO:	PFT	PPT	AGENCY / GOVERNOR	TOTAL	GEN FUND	OTHER	100	200	300	400	500	600	700	800
3082	REALLOCATION OF RIP SAVINGS	AGY:	0.0	0.0		7.3	7.3	0.0	7.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
		GOV:	0.0	0.0		7.3	7.3	0.0	7.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0



Official Business

Alaska State Legislature

P.O. Box V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

TO: Senate State Affairs Committee Members
FROM: Senator Pat Pourchot, Chairman *Pat*
RE: January 16 Committee Meeting
DATE: January 13, 1989

On Monday, January 16, at 1:30 p.m. in the Beltz Room, the Senate State Affairs Committee will hear the following bills.

SB 8, Relating to the Alaska Women's Commission; extending the date of the Interim Women's Commission.

SB 8 reestablishes the Alaska Women's Commission through June 1993. Last session the legislature failed to act on legislation to continue the commission beyond its June 30, 1987 sunset date. However, the legislature approved funds in the state operating budget for the commission along with intent language directing the Governor to continue the commission administratively. The commission presently exists as the Interim Women's Commission through the end of this legislative session.

SB 8 has a zero fiscal note, as funding for the commission is contained in the Governor's proposed FY 90 operating budget.

The Women's Commission was established in 1978 to improve the status of women in Alaska by conducting research and by making and implementing recommendations on the opportunities, needs, problems, and contributions of women in Alaska.

SB 49, Extending the termination date of the Council on Domestic Violence and Sexual Assault.

SB 49 extends the Council on Domestic Violence and Sexual Assault (CDVSA) through June 30, 1993. The bill has a zero fiscal note, as funding for the council is contained in the Governor's proposed FY 90 operating budget. A copy of the sunset audit, which recommends continuation of CDVSA, is attached.

The CDVSA was established within the Department of Public Safety in 1981 to provide for planning and coordination of services to victims and perpetrators of domestic violence or sexual assault and to provide for crisis intervention and prevention programs.

BY FAHRENKAMP, KELLY,
STURGULEWSKI, KERTTULA,
PEARCE, UEHLING, ELIASON,
RODEY, DUNCAN

1 IN THE SENATE

2

SENATE BILL NO. 49

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act extending the termination date of the Council

7

on Domestic Violence and Sexual Assault; and provid-

8

ing for an effective date."

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

10 * Section 1. AS 44.66.010(a)(11) is amended to read:

11

(11) Council on Domestic Violence and Sexual Assault

12

(AS 18.66.010) -- June 30, 1993 [1989];

13

* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

BILL NO: SENATE BILL NO. 49

DATE: January 13, 1989

TITLE: "An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

CONTACT: Barbara Miklos
Executive Director
Council on Domestic
Violence and Sexual
Assault

DEPARTMENT OF PUBLIC SAFETY

Senate Bill 49 provides for the continuation of the Council on Domestic Violence and Sexual Assault. The Council fulfills its statutory duties very efficiently and effectively. These duties include to fund and monitor domestic violence and sexual assault programs; to provide for planning of services to victims of domestic violence or sexual assault, their families and perpetrators of domestic violence and sexual assault; to coordinate domestic violence and sexual assault services provided by State agencies and community groups; to develop and implement a standardized data collection system; and to provide fiscal and technical assistance to domestic violence and sexual assault programs.

The Council has been very successful in accomplishing its coordinating functions. Council members, who represent the Departments of Law, Health and Social Services, Public Safety and Education as well as the public, work together effectively. "The Child Sexual Abuse Agreement for Alaska" which sets out general guidelines for agreement among the four state departments with the most significant responsibilities relating to child sexual abuse, is an example of the kind of coordinating efforts the Council has sponsored.

The Department of Public Safety is in full support of the continuation of the Council.



Arthur English
Commissioner

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: "An act extending the termina-
tion date of the Council on DV/SA..."
Sponsor: Fahrenkamp, Kelly, et al
Requestor: Senate State Affairs

Agency Affected: Public Safety
BRU: Council on Domestic Violence
and Sexual Assault
Component: _____

EXPENDITURES/REVENUES: (Thousands of Dollars) (Inflation not included)

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

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

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Since the funds for operation of the Council on Domestic Violence and Sexual Assault are included in the Governor's FY90 budget, there is no additional fiscal impact.

Prepared by: Barbara Miklos *Bfm*
Division: Council on Domestic Violence and Sexual
Assault
Approved by Commissioner: Arthur English *AE*
Agency: Department of Public Safety

Phone: 465-4356
Date: 1/12/89
Date: 1/12/89

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
GRANT AWARDS

<u>PROGRAM</u>	<u>FY88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY89</u>
<u>ANCHORAGE</u> ABUSED WOMEN'S AID IN CRISIS (AWAIC)	554.7	641.0	domestic violence: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, elder abuse services, prevention/education
<u>ANCHORAGE</u> ALASKA WOMEN'S RESOURCE CENTER (AWRC)	133.7	151.0	domestic violence: crisis intervention, advocacy, counseling, prevention/education, children's program
<u>ANCHORAGE</u> STANDING TOGETHER AGAINST RAPE (STAR)	226.6	294.2	sexual assault: crisis line, advocacy, counseling, children's services, elder abuse services, prevention/education
<u>BARROW</u> ARCTIC WOMEN IN CRISIS (AWIC)	215.0	216.5	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's program, rural outreach, prevention/education
<u>BETHEL</u> TUNDRA WOMEN'S COALITION (TWC)	384.0	446.0	domestic violence/sexual assault: shelter, crisis line, counseling, children's services, rural outreach, prevention/education, client advocacy
<u>DILLINGHAM</u> SAFE AND FEAR-FREE ENVIRONMENT (SAFE)	112.5	157.9	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, rural outreach, prevention/education, children's program
<u>EMMONAK</u> EMMONAK WOMEN'S SHELTER (EWS)	49.4	68.4	domestic violence: shelter, crisis intervention
<u>FAIRBANKS</u> WOMEN IN CRISIS-COUNSELING AND ASSISTANCE (WICCA)	450.5	552.0	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, elder abuse services, rural outreach, prevention/education
<u>FAIRBANKS</u> TANANA CHIEFS CONFERENCE (TCC)	39.5	39.5	domestic violence/sexual assault: safe homes, crisis intervention, advocacy, rural outreach
<u>HOMER</u> SOUTH PENINSULA WOMEN'S SERVICES (SPWS)	108.8	152.1	domestic violence/sexual assault: safe homes, crisis line, advocacy, children's prog., counseling, rural outreach prevention/education, batterers' prog.

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
GRANT AWARDS

<u>PROGRAM</u>	<u>FY88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY89</u>
<u>JUNEAU</u> AIDING WOMEN FROM ABUSE AND RAPE EMERGENCIES (AWARE)	381.6	408.6	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, elder abuse services, rural outreach, prevention/education
<u>JUNEAU</u> MEN, INC. (MEN)	89.8	113.0	domestic violence: batterers' counseling, children's services, prevention/education
<u>JUNEAU</u> PARENT AIDE PROGRAM (PAP)		17.7	parent education and counseling
<u>KENAI/SOLDOTNA</u> WOMEN'S RESOURCE AND CRISIS CENTER (K/SWRCC)	244.0	295.4	domestic violence/sexual assault: shelter, crisis line, advocacy, elder abuse, counseling, children's prog., prevention/ed., batterers' counseling
<u>KETCHIKAN</u> WOMEN IN SAFE HOMES (WISH)	286.6	348.9	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, rural outreach, prevention/education
<u>KODIAK</u> WOMEN'S RESOURCE & CRISIS CENTER (KWRCC)	169.5	195.5	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, rural outreach, prevention/ education
<u>NOME</u> BERING SEA WOMEN'S GROUP (BSWG)	316.0	366.2	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, rural outreach, prevention/education
<u>PALMER</u> VALLEY WOMEN'S RESOURCE CENTER (VWRC)	247.3	300.6	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, prevention/education
<u>SEWARD</u> SEWARD LIFE ACTION COUNCIL (SLAC)		18.5	domestic violence/sexual assault; counseling
<u>SITKA</u> SITKANS AGAINST FAMILY VIOLENCE (SAFV)	169.5	211.6	domestic violence/sexual assault: shelter, crisis intervention, advocacy, counseling, children's services, rural outreach, prevention/education

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
GRANT AWARDS

<u>PROGRAM</u>	<u>FY 88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY 89</u>
<u>UNALASKA</u> UNALASKANS AGAINST SEXUAL ASSAULT AND FAMILY VIOLENCE (USAFV)	31.5	38.1	domestic violence/sexual assault: safe homes, crisis intervention, advocacy, prevention/education, elder abuse, counseling, crisis line
<u>VALDEZ</u> ADVOCATES FOR VICTIMS OF VIOLENCE (AVV)	94.0	125.4	domestic violence/sexual assault: shelter, crisis line, counseling, children's services, prevention/educa- tion, client advocacy, rural outreach

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT

MAJOR COUNCIL INITIATIVES IN 1988

1. Coordination

Coordination of services with local, state and national agencies is one of the Council's major roles. The Council has four state members representing the Departments of Law, Education, Public Safety, and Health and Social Services. In addition, there are three public members who bring their unique backgrounds and talents from diverse areas of the state. The makeup of the Council encourages coordination by combining the knowledge, experience and programmatic resources of its members so that issues of domestic violence and sexual assault can be addressed in a comprehensive and effective manner.

In 1988 the Council was involved in two major coordination activities: the Governor's Interim Commission on Children and Youth, and the Child Sexual Abuse Working Group. The Executive Director of the Council on Domestic Violence and Sexual Assault represents the Department of Public Safety on the Children's Commission, which developed a number of far reaching recommendations to improve the services and opportunities for Alaska's children. One of their major issues of concern is the effect of family violence on children. As a result of the support from the Governor and the bipartisan Children's Caucus of the 15th Alaska Legislature, additional funds were provided in the FY89 budget to address the needs of children who are victims or witnesses of domestic violence or sexual assault.

The Executive Director of the Council served as Chair of the Child Sexual Abuse Working Group, appointed by the Governor to develop recommendations to better protect victims of child sexual abuse. Participants included representatives of the Departments of Law, Public Safety, Health and Social Services, and Corrections as well as private citizens who are children's advocates. The Committee developed both no cost and cost recommendations regarding legal intervention, treatment, primary prevention, and coordination and training. The Group is following up with state departments to ensure that recommendations will be implemented to the extent that fiscal resources allow.

Through a Reimbursable Services' Agreement with the Department of Corrections, the Council funded and monitored prison batterers' programs in Juneau, Fairbanks and Nome. The focus of these programs is to offer inmates, especially those convicted of violent crimes or who were victimized themselves, with anger control counseling, both individual and group, and to provide alternatives to violence.

Following are the amounts of funding provided to each program in FY89:

<u>Facility</u>	<u>Program Name</u>	<u>Amount Funded</u>
*Fairbanks Correctional Center	WICCA	\$28,500
*Lemon Creek Correction Center and Glacier Manor Halfway House	MEN, Inc.	41,685
*Nome Correctional Center	BSWG	20,815

In addition to routine coordination activities, the Council and its staff also:

- * Developed, distributed and advertised a Request for Proposals for training for staff of domestic violence and sexual assault programs serving children. A contractor was selected to provide training and technical assistance in issues relating to children from violent homes and sexual and physical abuse of children.
- * Coordinated and facilitated a meeting for programs that provide services to batterers.
- * Revised the Memorandum of Agreement with the Department of Corrections regarding the provision of anger control programs in three of the State's jails.
- * Participated in the Department of Public Safety's Planning Meeting.
- * Coordinated with the Trooper Academy regarding domestic violence, sexual assault and child sexual assault content in the Academy's curriculum.
- * Presented information regarding domestic violence and sexual assault to participants in the Department of Education's Youth at Risk National Forum.
- * Developed and implemented a training contract regarding sexual assault services and prevention services.
- * Worked with the Alaska State Troopers on developing protocols for responding to cases of domestic violence and child abuse and a plan for training Troopers and Village Public Safety Officers on children's services.
- * Worked with the Alaska Network on Domestic Violence and Sexual Assault on program training, coordination and legislation.
- * Worked with the Alaska State Troopers to have temporary restraining orders entered on the Department's computer system, APSIN. This will enable troopers to better enforce these court orders and ensure better protection for victims.

2. Planning of Services for Victims of Domestic Violence or Sexual Assault, their Families and Perpetrators of Domestic Violence and Sexual Assault

The Council has begun to develop a new Work Plan which focuses on activities that carry out the Council's mandates. After reviewing the previous plan, the Council found it was outdated.

The Council has continued to develop a Planning Guide for Domestic Violence and Sexual Assault Services, which will identify necessary elements of a comprehensive service delivery system. It will describe the service models, the philosophical context of service provision to victims of domestic violence and sexual assault, and strategies communities can use in developing these services. Input is being received from agencies that provide services.

3. Public Meetings and Hearings

The Council held 5 meetings in 1988. Council meetings are advertised and open to the public. The November, 1988 meeting was by teleconference and included a public hearing on the topic of domestic violence restraining orders. There were participants and testimony from 16 sites statewide.

4. Staffing and Budget

The Council maintained a full time Executive Director, Program Coordinator and Statistical Technician through 1988. Due to lack of funding, the Secretary position was filled with a temporary Clerk Typist for five months. The Secretary position was filled in August, 1988.

In FY88, the Council expended the following:

<u>PERSONNEL:</u> for the Council Office	\$186,800
<u>TRAVEL:</u> to fund program evaluations, and Council Meetings (7 Council members and staff)	20,500
<u>CONTRACTUAL SERVICES:</u> to fund basic telephone, printing, word processing, copying, etc.	24,000
<u>SUPPLIES AND MATERIALS:</u> to purchase Council office supplies and films and domestic violence and sexual assault pamphlets for distribution	2,300
<u>GRANTS:</u> grants to community-based programs	4,397,500

Since the FY87 revised budget had reduced the Council's administrative budget by 12.5%, and these cuts were continued in FY88, services provided by the Council office have been severely curtailed. Not all programs could be evaluated in 1988, and there were limited resources for printing and technical assistance materials. The Council could not function any longer without a Secretary, so \$28,400 was transferred from grants in FY89 to fully fund the Council's four positions.

Besides the state general funds in the Council's FY88 budget, there were \$203,000 in federal funds (\$153,000 from the Victims of Crime Act and \$50,000 from the Family Violence Prevention Services Act). In addition, the Council received \$100,000 from a Reimbursable Services Agreement from the Department of Corrections to fund and administer batterers' programs in prisons, and \$6,500 from a Reimbursable Services Agreement from the Department of Health and Social Services to provide rape prevention training.

5. Capital and Special Grants

In March, 1988, the Council received and administered twelve "Jobs Bill" grants, which were used to upgrade and remodel shelters throughout the state. The twelve "Jobs Bill" grantees and the grant amounts are as follows:

Abused Women's Aid in Crisis	\$106,500
Alaska Women's Resource Center	83,000
Emmonak Women's Shelter	25,500
Women in Crisis-Counseling Assistance	45,000
Aiding Women from Abuse Rape Emergencies	91,000
K/S Women's Resource and Crisis Cntr.	105,000
Women in Safe Homes	103,000
Kodiak Women's Resource & Crisis Cntr.	39,000
Bering Sea Women's Group	102,800
Valley Women's Resource Center	125,000
Sitkan's Against Family Violence	25,000
Advocates for Victims of Violence	26,000

Three of the grants were completed in the fall of 1988. Of the remaining grants, eight are in progress and some are close to completion; Bering Sea Women's Group has run into some delays in implementing their planned renovation.

There were two capital grants received in July, 1987, for projects which were completed in 1988. These included the leveling and painting of the shelter building in Bethel, Tundra Women's Coalition (\$35,000), and the renovation of the Women in Safe Homes shelter building in Ketchikan to make it accessible to persons with physical disabilities and to meet fire, safety and sanitation codes (\$25,000). The installation of a sprinkler system in the AWARE shelter in Juneau was completed in 1988. The sprinkler system and driveway and parking lot paving were included in a \$75,000 grant received in 1985.

6. Development of Educational Materials on the Cause, Prevention and Treatment of Domestic Violence and Sexual Assault

The Council makes its film library available and distributes pamphlets, upon request, to any agency in Alaska. Materials that are routinely distributed are the Council's Sexual Assault Curriculum and companion video tapes for grades K-6 and 7-12 and the booklet "Village to Village" and its accompanying video tape.

In 1988, the Council revised and updated a booklet on Child Sexual Assault, called "He Told Me Not to Tell". In addition, the Council developed and distributed Victims' Services training packets for use in training law enforcement officers.

7. Data System

The Council developed and implemented a standardized data collection system for its funded programs in July, 1982. In FY88, current data was entered for all programs. Computer reports were distributed to programs and anyone else requesting the information. The data system was improved and modified to take advantage of software upgrades, as well as changes in reporting requirements from other agencies. The Council office provided statistical information to state, federal and local agencies as requested.

8. Regulations

The Council has adopted regulations for grants' administration, which were clarified and simplified in 1987, and for program standards. One section of the program standards, relating to the reporting of abuse of elderly persons, was revised in 1988.

9. Evaluations and Audits

The Council staff monitored all funded programs through written fiscal and narrative reports. Due to a reduction in travel and personnel funds, the Council made a decision not to conduct yearly evaluations for those programs which had been in existence for three years, received good evaluations for three years, have no known problems and have maintained the same director for at least a year. On-site program evaluations were conducted for 15 programs in 1988.

On-site evaluations of programs funded by the Council were conducted by the Program Coordinator or the Executive Director and averaged 2½ days per program. Each evaluation included interviews with program staff and volunteers, relevant community agencies, clients and the governing board. The program's policy and procedure manuals, client files, and other materials pertinent to compliance with State regulations and grant award conditions were reviewed. As a result of each on-site visit, a report outlining findings and making recommendations for change was written.

10. Technical Assistance

The Council provides domestic violence and sexual assault information to any group or individual requesting it. The Council and its staff understand the importance of assisting community groups and programs, particularly in rural areas, in improving services to meet local needs. Technical assistance is provided through telephone calls, by written materials, and through on-site visits as travel resources permit.

11. Sunset Audit

In accordance with Alaska statutes, the Council is scheduled to terminate on June 30, 1989. An audit was conducted in the summer and fall in order to determine whether the Council is still needed and if it has been operating in an efficient and effective manner. The audit report recommended that the Council be reestablished.

A PERFORMANCE REPORT ON THE
DEPARTMENT OF PUBLIC SAFETY
COUNCIL ON DOMESTIC VIOLENCE
AND SEXUAL ASSAULT

July 1, 1984 - June 30, 1988

Audit Control Number

12-1344-89-R

Commissioner, Department of
Public Safety

Arthur English

Deputy Commissioner, Department of
Public Safety

Gayle A. Horetski

Members of the
Council on Domestic Violence and Sexual Assault

Chair

Drena McIntyre

Public Member

Mary Pete

Public Member

Paula Haley

Commissioner,

Department of Public Safety

Arthur English

Designee of the Attorney General,

Department of Law

Stephanie Joannides

Designee of the Commissioner,

Department of Education

Mary Hakala

Designee of the Commissioner,

Department of Health & Social Services

Yvonne Chase

STATE OF ALASKA

THE LEGISLATURE
BUDGET AND AUDIT COMMITTEE

AUDIT DIVISION
P.O. BOX W
JUNEAU, ALASKA 99811-3300

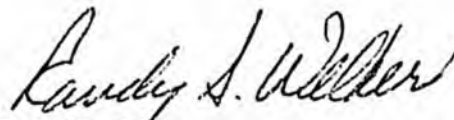
November 1, 1988

Members of the Legislative Budget
and Audit Committee:

According to the provisions of Titles 24 and 44 of the Alaska Statutes, the Division of Legislative Audit is required to conduct a "Sunset" review of the Council on Domestic Violence and Sexual Assault.

At the request of the Chairman, during Fiscal Year 1988 budget deliberations, Audit Division's budget was revised to reflect certain changes in the organization of the Committee's two Divisions. The revised budget of the Audit Division reflected efficiencies that might be obtained by utilizing the staff of the Legislative Finance Division on selected audit assignments during the interim.

As a result, the audit of the Council on Domestic Violence and Sexual Assault was conducted and this report has been prepared by the Legislative Finance Division. We feel this report discharges our responsibility under Titles 24 and 44. The report is submitted for your review.



Randy S. Welker, CPA
Legislative Auditor
Division of Legislative Audit

STATE OF ALASKA

THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION
P.O. BOX WF
JUNEAU, ALASKA 99811
PHONE: (907) 465-3795

September 26, 1988

Members of the Legislative Budget
and Audit Committee:

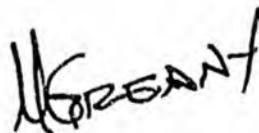
In accordance with the provisions of Titles 24 and 44 of the Alaska Statutes (sunset legislation), the attached report is submitted for your review.

A PERFORMANCE REPORT ON THE
DEPARTMENT OF PUBLIC SAFETY
COUNCIL ON DOMESTIC VIOLENCE
AND SEXUAL ASSAULT

July 1, 1984 - June 30, 1988

Audit Control Number

12-1344-89-R



Mike Greany, Director
Division of Legislative Finance

TABLE OF CONTENTS

	<u>PAGE</u>
Purpose and Scope of the Report.	1
Organization and Function.	3
Report Conclusion.	5
Findings and Recommendations	7
Analysis of Public Need.	9
Appendixes:	
A. Client Statistics for FY87 and FY88.	15
B. Shelter Use by Program for FY87 and FY88	17
C. Grant Awards for FY87 and FY88	19
Agency Response:	
Department of Public Safety.	21

PURPOSE AND SCOPE OF THE REPORT

Purpose

In accordance with the intent of Titles 24 and 44 (sunset legislation), we conducted an examination of the Department of Public Safety, Council on Domestic Violence and Sexual Assault (CDVSA), to determine if the Council has been operating in a efficient and effective manner and also if there is a public need for the program.

As required by legislative intent, this report shall be considered during legislative hearings in determining whether the CDVSA should be reestablished. Currently, the law specifies that this program will terminate as of June 30, 1989.

Scope

Our review consisted of evaluating the efficiency and effectiveness of the Council in (1) coordinating services provided by State and community agencies in response to domestic violence and sexual assault (DVSA) incidents; (2) developing, implementing, maintaining, and monitoring DVSA programs; (3) developing and implementing a standardized data collection system; (4) awarding grants and contracts; and (5) providing fiscal and technical assistance to grantee programs.

We reviewed the following sources of information:

1. Applicable statutes and legislative intent;
2. Budget documents;
3. Minutes of Council meetings;
4. Grantee performance and fiscal reviews prepared by Council and Public Safety personnel;
5. Interviews with various grantees;
6. Review of data collection forms and quarterly reports;
7. Interviews with various Council members; and
8. Office of the Ombudsman, State Equal Employment Opportunity Office, and the Human Rights Commission were contacted for information about complaints.

The policy and audit approach utilized by the Division of Legislative Finance for Performance Review can best be described as "audit by exception".

This methodology focuses audit efforts on areas of an auditee's operations that have been identified by a preliminary survey as having a high degree of probability for needing improvements.

Therefore, by design, finite audit resources are used to identify where and how improvement can be made, and little time is devoted to reviewing well-run operations or programs. Consequently, this report highlights those areas needing improvement and does not emphasize those operations and programs that are properly functioning.

ORGANIZATION AND FUNCTION

Title 18 of the Alaska Statutes gives the Department of Public Safety the authority to ". . . provide for planning and coordination of services to victims of domestic violence or sexual assault or to their families and to perpetrators of domestic violence and sexual assault and to provide for crisis intervention and prevention programs." The Department has met these statutory duties by the establishment of the CDVSA.

A large part of the Council's responsibility is their directive to "receive and dispense State and Federal money and award grants and contracts from appropriations for the purpose to qualified local community entities for domestic violence, sexual assault, and crisis intervention and prevention programs." The Council is also responsible to provide technical assistance and monitor the activities of various contractors and grantees.

The Council consists of seven members, of which four are the commissioners, or their designees, of the Departments of Public Safety, Health and Social Services, Education, and Law. The balance of the Council is comprised of persons recommended by the Network on Domestic Violence and Sexual Assault (a non-profit, private organization), and appointed at the Governor's discretion.

As of the date of this report, the Council is staffed by an executive director, a project coordinator, and a statistical technician.

The community programs, funded by the council, provide a variety of services to the public. Most importantly, their efforts are directed toward providing the victim with a safe environment by use of shelter and safe home networks. In addition, the programs are involved in educating and counseling the victim about domestic violence and sexual assault issues.

The counseling approach used by the programs is described as "empowerment". Empowerment's objective is to acquaint the victim with the law and victim rights; the cycle of domestic violence; the availability of jobs, child care, food stamps, and medical assistance; and to support and encourage the victim while she is learning self-dependence. The goal of this counseling method is to change the victim's beliefs about herself and to provide her with alternatives. It attempts to teach self-reliance.

The Council also grants funds provided by the Department of Corrections for batterers programs at the correctional centers in Juneau, Fairbanks and Nome. These programs are directed toward abusers and concentrate on reducing violent behavior.

(Intentionally left blank)

REPORT CONCLUSIONS

Policy Issues

This report contains policy and/or procedural issues raised as a result of our evaluation of various Council endeavors. The final decisions affecting these endeavors are not within the scope of this review but require legislative consideration. In debating these issues, the legislative oversight committees should consider the findings presented in this report so that the potential impact of changes can be evaluated.

Report Conclusions

In our opinion, the Council on Domestic Violence and Sexual Assault should be reestablished. The statutory requirement to provide planning and coordination of services to victims of domestic violence or sexual assault and for crisis intervention and prevention programs is necessary to protect the public's health, safety, and welfare. The Council provides this service by development, implementation, maintenance and monitoring of domestic violence and sexual assault programs.

The Findings and Recommendation Section (see page 7) describes areas where weaknesses or conflicts exist. We have made recommendations which, if implemented, will improve the efficiency and effectiveness of the Council.

(Intentionally left blank)

FINDINGS AND RECOMMENDATIONS

Recommendation No. 1

The Council should increase the availability and awareness of its yearly teleconference hearing to the general public.

Alaska Statute 18.66.040 requires that the Council hold at least one statewide public teleconference hearing a year. Since 1985, the teleconference sites have been limited to Anchorage, Fairbanks, Juneau and the rural community with a council member.

The limited number of teleconference sites and the lack of newspaper advertising of the meeting restricts the availability of the teleconference to the general public, especially in rural areas.

To comply with the statutory mandate for a yearly statewide public teleconference hearing, we recommend that the location of public notices and the number of teleconference sites be increased to improve public participation throughout the state.

Recommendation No. 2

The Council should continue to improve the data collection system by increasing its efficiency and improving the usefulness of the information for the grantees.

Alaska Statute 18.66.050(5) requires that the Council implement a standardized data collection system on domestic violence, sexual assault, and crisis intervention and prevention. The Council has complied with this requirement and has achieved a high level of compliance and awareness of the data reporting requirements among the grantees. The system which has developed, however, can be improved to reduce the number of secondary records which need to be kept. For example, the quarterly reports require that transportation services be broken down by "rural" and "other". The monthly reports do not break down data by this distinction, requiring additional records be kept.

Most of the grantees do not collect or maintain any other data than that required by the Council. For their own management needs, some grantees are performing hand tallies of statistics based on the monthly data recording forms. The information which the grantees count is easily available from the Council's computerized data base. We recommend that the Council work with the grantees to develop data collection forms which meet all of the Council's requirements and that provide information which meets the grantees' management reporting needs such as monthly management reports.

(Intentionally left blank)

ANALYSIS OF PUBLIC NEED

Limited Analysis

The following analyses of board activities relate to the public need factors defined in the "sunset" law. These analyses are not intended to be comprehensive, but address those areas we were able to cover within the scope of our review.

I. The extent to which the Council has operated in the public interest.

The Council has operated in the public interest by fulfilling its statutory responsibility to provide coordination of services to victims of domestic violence and sexual assault, crisis intervention and prevention, development, implementation, maintenance and monitoring of domestic violence and sexual assault programs, data collection, grants and fiscal and technical assistance.

II. The extent to which the operation of the Council has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resources, and personnel matters.

A. The Council, through program evaluations and financial reviews, has provided valuable technical assistance to grantees. Through these reviews, the Council not only safeguards State funds but also ensures the quality of services to the public.

B. The Council should continue to improve the data collection system required by AS 18.66.050(5) to increase its efficiency and improve the usefulness of the information (see Recommendation No. 2).

III. The extent to which the Council has recommended statutory changes which are generally of benefit to the public interest.

The Council has aided in the passage of legislation covering a variety of subjects such as protection of children, family members and dependent adults, criminal violations and proceedings in child physical and sexual abuse cases, personal safety curriculum in public schools and recognition and reporting of child abuse and neglect.

- IV. The extent to which the Council has encouraged interested persons to report to it concerning the effects of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

The Council encourages interested parties to comment on its decisions or regulations by publicly announcing its meetings. The Council also encourages input about its policies from the Alaska Network on Domestic Violence and Sexual Assault.

- V. The extent to which the Council has encouraged public participation in the making of its regulations and decisions.

A. The Council encourages public participation by advertising their meetings and teleconferences. The Council works with the Alaska Network on Domestic Violence and Sexual Assault and their membership in the development of regulations and policy decisions.

B. The Council can expand public participation by increasing the availability and awareness of its yearly teleconference hearing to the general public (see Recommendation No. 1).

- VI. The efficiency with which public inquiries or complaints regarding the activities of the Council filed with it, with the department to which the Council is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.

The Office of the Ombudsman, Equal Employment Opportunity, Human Rights Commission and the Department of Law do not have any outstanding complaints regarding the Council. We did not discover any additional complaints during our interviews with grantees.

- VII. The extent to which a Board or Commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public.

This section does not apply to the Council.

- VIII. The extent to which state personnel practice, including affirmative action requirements, have been complied with by the Council to its own activities and the area of activity or interest.

We found no problems in this area.

- IX. The extent to which statutory, regulatory, budgeting, or other changes are necessary to enable the Council to better serve the interests of the public and to comply with the factors enumerated in this subsection.

Please refer to the previous section, Findings and Recommendations.

(Intentionally left blank)

APPENDIXES

(Intentionally left blank)

APPENDIX A

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
CLIENT STATISTICS

FY 87 to FY 88 Comparison

	<u>FY 87</u>	<u>FY 88</u>
% Child Victims to Total Victims	8.4	9.1
% Adult Victims to Total Victims	91.6	90.9
% Child Clients to Total Clients	26.6	27.4
% Shelter Clients to Total Clients*	43.6	44.4
% New Clients to Total Clients	66.5	64.3

NUMBER OF CLIENTS BY ISSUE

Crisis Intervention	750	497
Domestic Violence	5,915	6,012
Incest	526	528
Marital Rape	344	480
Sexual Assault	898	971
Unknown	<u>194</u>	<u>94</u>
<u>TOTAL</u>	<u>8,627</u>	<u>8,582</u>

*Includes Shelter/Safe Home Programs Only

SOURCE: Council on Domestic Violence and Sexual Assault

(Intentionally left blank)

APPENDIX B

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
SHELTER USE BY PROGRAM

FY 87 to FY 88 Comparison

<u>PROGRAM</u>	<u>TOTAL SHELTER NIGHTS POSSIBLE</u>	<u>FY 87 SHELTER NIGHTS</u>	<u>USAGE RATE</u>	<u>FY 88 SHELTER NIGHTS</u>	<u>USAGE RATE</u>
Abused Women's Aid in Crisis - Anchorage (52 beds)	18,980	10,040	52.9%	9,148	48.2%
Advocates for Victims of Violence - Valdez (10 beds)	3,650	261	7.2%	520	14.2%
Aiding Women From Abuse & Rape Emergencies - Juneau (48 beds)	17,520	3,939	22.5%	4,187	23.9%
Arctic Women in Crisis - Barrow (8 beds)	2,920	1,499	51.3%	1,725	59.1%
Bering Sea Women's Group - Nome (12 beds)	4,380	2,377	54.3%	1,748	39.9%
Emmonak Women's Shelter (9 beds)	3,285	139	4.2%	209	6.4%
Kenai/Soldotna Women's Resource & Crisis Center (20 beds)	7,300	3,243	44.4%	3,913	53.6%
Kodiak Women's Resource & Crisis Center (12 beds)	4,380	693	15.8%	2,721	62.1%
Sitkan's Against Family Violence (15 beds)	5,475	1,108	20.2%	1,372	25.1%
Tundra Women's Coalition - Bethel (18 beds)	6,570	2,296	34.9%	2,723	41.4%
Valley Women's Resource Center - Palmer (20 beds)	7,300	1,452	19.9%	1,448	19.8%
Women in Crisis Counseling & Assistance - Fairbanks (34 beds)	12,410	5,468	44.1%	5,023	40.5%
Women in Safe Homes - Ketchikan (25 beds)	<u>9,125</u>	<u>4,092</u>	<u>44.8%</u>	<u>3,465</u>	<u>38.0%</u>
<u>TOTAL</u>	<u>103,295</u>	<u>36,607</u>	<u>35.4%</u>	<u>38,202</u>	<u>37.0%</u>

SOURCE: Council on Domestic Violence and Sexual Assault

(Intentionally left blank)

APPENDIX C

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT
GRANT AWARDS

FY 87 to FY 88 Comparison

	<u>FY 87 REV</u> <u>AMT FUND</u>	<u>FY 88</u> <u>AMT FUND</u>	<u>PERCENT</u> <u>CHANGE</u> <u>IN FUNDING</u>
Abused Women's Aid in Crisis			
- Anchorage (52 beds)	524.9	554.7	5.7%
Advocates for Victims of Violence			
- Valdez (10 beds)	94.0	94.0	0.0%
Aiding Women From Abuse & Rape			
Emergencies - Juneau (48 beds)	381.5	381.6	0.0%
Alaska Women's Resource Center			
- Anchorage	105.9	133.7	26.3%
Arctic Women in Crisis - Barrow			
(8 beds)	222.7	215.0	-3.5%
Bering Sea Women's Group - Nome			
(12 beds)	289.6	316.0	9.1%
Bristol Bay Family Resource &			
Crisis Center - Naknek	0.5	0.0	-100.0%
Cordova Women's Resource Center	2.5	0.0	-100.0%
Emmonak Women's Shelter (9 beds)	49.4	49.4	0.0%
Hooper Bay	9.0	0.0	-100.0%
Kenai/Soldotna Women's Resource			
& Crisis Center (20 Beds)	223.1	244.0	9.4%
Kodiak Women's Resource & Crisis			
Center (12 Beds)	169.5	169.5	0.0%
MEN, Inc. - Juneau	89.7	89.8	0.1%
Safe & Fearfree Environment			
- Dillingham	105.9	112.5	6.2%
Sitka's Against Family Violence			
(15 beds)	143.8	169.5	17.9%
South Peninsula Women's Services			
- Homer	93.8	108.8	16.0%
Standing Together Against Rape			
- Anchorage	216.5	226.6	4.7%
Tanana Chiefs Conference			
- Fairbanks	39.5	39.5	0.0%
Tundra Women's Coalition - Bethel			
(18 beds)	349.1	384.0	10.0%
Unalaskan's Against Sexual Assault			
& Family Violence	31.4	31.5	0.3%
Valley Women's Resource Center			
- Palmer (20 beds)	216.8	247.3	14.1%
Women in Crisis-Counseling &			
Assistance - Fairbanks (34 beds)	422.2	450.5	6.7%
Women in Safe Homes - Ketchikan			
(25 beds)	283.8	286.6	1.0%
Prison Programs - BSWG, MEN, WICCA	91.0	93.0	2.2%
Named Recipient Grants - TWC/VWRC	38.3	0.0	-100.0%
<u>TOTALS</u>	<u>4,194.4</u>	<u>4,397.5</u>	<u>4.8%</u>

SOURCE: Council on Domestic Violence and Sexual Assault

(Intentionally left blank)

STATE OF ALASKA

DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

DEC 13 1988

RECEIVED December 9, 1988
AUDIT

STEVE COWPER, GOVERNOR

P.O. BOX N
JUNEAU, ALASKA 99811-1200
PHONE: 465-4322

Mr. Randy S. Welker
Legislative Auditor
Finance Division
Division of Legislative Audit
P.O. Box W
Juneau, AK 99811

Dear Mr. Welker:

I am writing in response to the preliminary audit report of the Council on Domestic Violence and Sexual Assault (CDVSA). My response to the proposed recommendations follows.

Recommendation No. 1:

The Council should increase the availability and awareness of its yearly teleconference hearing to the general public.

I agree that the limited number of sites used for CDVSA teleconferences in the past has limited the public participation possible. The limited number of sites is the direct result of budget constraints.

Representative Koponen sponsored CDVSA's November, 1988 teleconference. His sponsorship meant that there were no teleconference costs to the Council. Members of the public in 11 different communities participated in the November teleconference. The teleconference focused on problems in obtaining and enforcing domestic violence restraining orders throughout the state, and identified some problems which the Council hopes to address in the future.

The Council has agreed to try to increase public awareness of and participation in its teleconference meetings. Of necessity, however, the number of teleconference sites will continue to depend on the availability of funding or the willingness of individual legislators to sponsor teleconferences.

Recommendation No. 2:

The Council should continue to improve the data collection system by increasing its efficiency and improving the usefulness of the information for the grantees.

I believe that, overall, CDVSA staff have done an outstanding job of developing the data collection system now in place. Council staff have

December 9, 1988

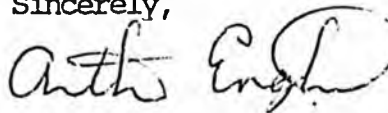
worked with the programs to reduce their data collection efforts. The statistical technician sends quarterly and yearly data reports to programs, and responds to individual requests for assistance. During on-site visits to programs, Council staff also confer with program staff concerning data collection.

As with just about anything we fallible humans undertake, however, I'm sure there is room for improvement. Council staff have assured me that they will continue to provide assistance to grantees to streamline data collection efforts, and will focus on providing information and technical assistance to programs in the upcoming year. The Council is also planning to review all data collection forms, including individual client forms and quarterly reports, to ensure that all data collected is really necessary and is collected in the most efficient manner.

I am committed to improving operations throughout the Department of Public Safety, and will follow up with the Council to encourage compliance with your recommendations to the extent possible under budget constraints.

Thank you for the opportunity to respond to the recommendations. If you have questions, please contact me at 465-4322, or Barbara Miklos at 465-4356.

Sincerely,



Arthur English
Commissioner

SB49POOP

SB 49 EXTENDING THE TERMINATION DATE OF THE COUNCIL ON
DOMESTIC VIOLENCE AND SEXUAL ASSAULT

TO TESTIFY:

SENATOR FAHRENKAMP, PRIME SPONSOR

BARBARA MIKLOS, EXECUTIVE DIRECTOR, COUNCIL ON DOMESTIC VIOLENCE

YVONNE CHASE, VICE-CHAIR, COUNCIL ON DOMESTIC VIOLENCE

CINDY SMITH, NETWORK ON DOMESTIC VIOLENCE

OTHERS (SEE WITNESS LIST)

FYI:

SUNSET AUDIT MADE 2 RECOMMENDATIONS:

INCREASE AVAILABILITY OF ANNUAL TELECONFERENCE (COUNCIL
RESPONDED THAT NUMBER OF SITES HAS BEEN LIMITED SOLELY
BECAUSE OF BUDGET CONSTRAINTS)

IMPROVE DATA COLLECTION SYSTEM (COUNCIL RESPONDED THAT
TREMENDOUS STRIDES HAVE BEEN MADE IN RECENT YEARS, BUT
THEY WILL CONTINUE TO WORK ON EFFICIENCIES)

BUDGET:	FY 88	4,333.0 GF
	FY 89	5,236.8 GF (900.0 GICCY)
	FY 90 (GOV. PROPOSED)	5,698.9 GF (200.0 RURAL OUTREACH, 250.0 STATEWIDE SEXUAL ASSAULT TRAINING)

CURRENTLY HAVE 3 STAFF.

STATE OF ALASKA

DEPARTMENT OF PUBLIC SAFETY

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT

STEVE COWPER, GOVERNOR

P.O. BOX N
JUNEAU, ALASKA 99811-1200
PHONE: (907) 465-4356

OFFICE ADDRESS: 450 WHITTIER STREET

RECEIVED JAN 26 1989

January 26, 1989

The Honorable Pat Pourchot
P.O. Box V
Juneau, AK 99811

Dear Senator Pourchot:

Thank you for scheduling Senate Bill 49, "An Act Extending the Termination Date for the Council on Domestic Violence and Sexual Assault" so quickly. We are pleased and proud that this was the first bill to pass the Senate. We appreciate the support from you and your office. Sandra Schubert, as always, was very helpful.

Sincerely,



Drena McIntyre
Chair