

HB

103

# Alaska Association Chiefs of Police



February 2, 1991

Representative Dave Donley  
Alaska State Legislature  
P. O. Box V (MS 3100)  
Juneau, AK 99811

Dear Representative Donley,

On behalf of the Alaska Association of Chiefs of Police I want to express our whole hearted support for House Bill 103. The ability to Fingerprint juveniles would be an important law enforcement tool.

We know that the majority of property offenses are committed by juveniles. House Bill 103 would help apprehend juveniles while still young. This would greatly aid efforts to correct their behavior before they become adult career criminals. It would also help us recover stolen property and return it to victims.

If we can do anything to assist you in the passage of this bill, please contact me.

Sincerely,

A handwritten signature in cursive script, reading "Duane S. Udland".

Duane S. Udland  
President

*Chiefs of Police Position*

# HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

DATE 2/20/91

JOINT \_\_\_\_\_

TAPE # 11

JOINT \_\_\_\_\_

TIME CALLED TO ORDER 8:35 (am/pm)

TIME ADJOURNED 9:50A

ROLL CALL:	PRES	ABST	TIME ARRVD	JOINT MEMBERS PRESENT:
Rep. Patrick Carney	✓			
Rep. Georgiana Lincoln	✓			
Rep. Bettye Davis	✓			
Rep. Cheri Davis	✓			
Rep. John Gonzales	✓			
Rep. Mark Hanley	✓			
Rep. Mary Miller	✓	<del>✓</del>		late @ 8:39am

**AGENDA:**

BILL NO.	SHORT TITLE	ACTION TAKEN
HB 44	Amending Domestic Violence Laws	Passed out w/ final - Ind. Rec.
*HB 103	Fingerprinting of Minors	Passed out w/ final - Ind. Rec.

**OTHER:**

Rep. Frank Ulmer x4947

Rep. Dave Donley x3892

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**SPECIAL ANNOUNCEMENTS:**

FISCAL NOTE

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. HB 103

Revision Date: \_\_\_\_\_ Department Affected: Department of Law  
 Title: "An Act relating to fingerprinting." BRU: Prosecution/Legal Services  
 Component: Prosecution/Criminal Justice Litigation  
Legal Services/Operations  
 Sponsor: Representative Donley  
 Requestor: House Judiciary COMPONENT SERIAL NO. 

		8	9
		9	3

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current year impact: \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary.)  
 This bill involves fingerprinting of minors in custody, which is a concern of law enforcement agencies and the Division of Family and Youth Services. There will not be a fiscal impact for the Department of Law.

Prepared By: Richard I. Pegues, Director Phone: 465-3672  
 Division: Administrative Services Date: February 15, 1991  
 Approved by Commissioner: Charles E. Cole, Attorney General  
 Agency: Department of Law Date: February 15, 1991

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. HB 103

Revision Date: \_\_\_\_\_  
Title: An Act Relating to the  
Fingerprinting of Minors  
Sponsor: Rep. Donlev  
Requestor: House Judiciary

Department Affected: Public Safety  
BRU: DPS Statewide Support  
Component: AK Criminal Records & ID

COMPONENT SERIAL NO. 

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

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	10.0	10.0	10.0	10.0	10.0	10.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>

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	10.0	10.0	10.0	10.0	10.0	10.0
FEDERAL FUNDS						
OTHER/PROG RCPT						
<b>TOTAL</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>

POSITIONS:

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

Estimate of current year impact \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary)

(See attached).

Prepared by: Ken Bischoff Phone: 465-4336  
Division: Administrative Services Date: 1/25/91  
Approved by Commissioner: *Richard L. Burton* Richard L. Burton  
Agency: Department of Public Safety Date: 2/07/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

ANALYSIS:

This bill would allow the fingerprinting of juveniles age 14 or older who are arrested for criminal offenses. These fingerprints would be compared with latent (crime scene) prints contained in the Alaska Automated Fingerprint Identification System (AAFIS). The DPS Records and Identification Section operates the Alaska Automated Fingerprint Identification System (AAFIS) and maintains criminal history record information used by police and other criminal justice agencies.

This bill would have a positive impact on the ability of police to solve cases involving juvenile offenders. Over 40% of all persons arrested for burglary and theft are juveniles. Many other crimes remain unsolved, however, as fingerprint evidence frequently found at the scene is not matched to any suspect because juveniles are not fingerprinted. AAFIS records indicate that 22% of the crime scene prints identified by the system since 1985 have been from first-time adult arrests which matched latent prints taken from crimes committed when the offender was a juvenile. Of these cases 86% were for burglary and theft offenses. Had these persons been fingerprinted as juvenile offenders they could have been identified, solving additional cases, and enabling the court to consider the offender's complete conduct when deciding the disposition of a case.

Existing AAFIS staff are not able to keep current with their present work load. Additional funding is required in Personal Services to increase the staff months of a part-time position approved for this unit for FY91 under a fiscal note for HB 52 (Chp 7 SLA 1990). The increased work load expected as a result of this bill is estimated as follows:

Estimated number of juvenile fingerprint cards	-	2700
Total time to complete 15 processing steps	-	504 hrs
Clk IV - Range 9A (4.0 months)		

\*\*\*\*\*  
\*  
\* DELIVER TO: LHSCHES \*  
\*  
\* ORIGINAL \*  
\* SENT: 02/20/91 TIME: 09:34 \*  
\* FROM: LIOCLAI \*  
\* SUBJECT: 91-02-089;FS;DOMEST VIOL;2-20 \*  
\* PRINT DATE: 02/20/91 TIME: 09:34 \*  
\*  
\*\*\*\*\*

SUBJECT LINE TO READ: TC NO.;SHORT SUBJECT;DATE

T/C NO: 91-02-089  
DATE: 02-20-91  
SPONSOR: (H) HEALTH, EDUCATION & SOCIAL SERVICES  
SUBJECT: HB 44, HB 103  
MODERATOR: LANI  
SITE: ANCHORAGE

FINAL STATS

\*\*\*\*\*  
WE HAD NO PARTICIPANTS AND DID NOT DIAL INTO THE TELECONFERENCE

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# HOUSE COMMITTEE REPORT

(7)

Date Referred: February 4, 1991

FURTHER REFERRALS:

Judiciary  
Finance

Date of Committee Action: 2/20/91

The HEALTH, EDUCATION AND SOCIAL SERVICES Committee considered:

HB 103

HOUSE BILL NO. 103

FINGERPRINTING OF MINORS

"An Act relating to fingerprinting of minors."

**RECOMMENDATIONS:**

- be replaced with \_\_\_\_\_  the same title  
 a new title
- have attached amendments(s)
- do pass
- do not pass
- no recommendations
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

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

(Dept)

**APPROVES PREVIOUS:**

(Dept/Date)

fiscal impact DPS \$10,000 1/25/91

fiscal note(s) \_\_\_\_\_

zero fiscal note \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

**SIGNING DO PASS:**

**SIGNING OTHER RECOMMENDATIONS:**

	Check appropriate column:	Do Not Pass	No Rec	Amend
<i>Cheri Davis</i>				
<i>Mary Miller</i>				
<i>Mark Stanley</i>				
<i>Betty Davis</i>				
<del><i>John C. Douglas</i></del>	<i>John C. Douglas</i>		X	
<del><i>John C. Douglas</i></del>	<i>John C. Douglas</i>		X	

*[Signature]*  
Chairman's Signature

# Alaska State Legislature



## House of Representatives House Judiciary Committee

P. O. Box V  
State Capitol  
Juneau, Alaska 99811  
(907) 465-4990  
(907) 465-4712

### SPONSOR STATEMENT

House Bill 103 allows law enforcement authorities to place the fingerprints of minors who are arrested for committing a crime in the state fingerprint computer. The legislation will help prevent criminal behavior by giving police officers the tools necessary to solve crimes and by allowing the early apprehension of repeat juvenile offenders.

One of the single most important investigative tools available to law enforcement officers is the ability to match unidentified fingerprints taken from a crime scene with known fingerprints that are stored in the state fingerprint computer. This tool increases the ability of police to protect the public, and helps ensure that people who have committed criminal acts are identified, apprehended, and convicted. However, because the fingerprints of minors are rarely allowed to be placed in the state fingerprint computer, this tool is not available to solve crimes committed by juveniles. Since the majority of burglary arrests in Alaska are of juveniles between the ages of 14 and 18, the restriction on placing minors' fingerprints in the computer significantly hinders the ability of police to solve crimes.

From 1984 through 1989, the fingerprints of 124 persons arrested for the first time as adults were matched with unidentified latent fingerprints taken from the scenes of unsolved crimes that were committed when the arrestee was a juvenile. It is likely that these offenders could have been identified and arrested earlier, and before they committed criminal acts as adults, if authority existed to place the fingerprints of minors in the state fingerprint computer.

The legislation has been a priority of the Alaska Peace Officers' Association for many years, and is strongly supported by the Alaska Association of Chiefs of Police, the Department of Public Safety, and the Department of Law.

SPONSOR STATEMENT

BILL NO: HB 103

DATE: February 7, 1991

TITLE: An Act Relating to the Fingerprinting of Minors

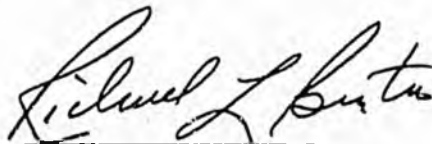
CONTACT: Gayle A. Horetski Deputy Commissioner

POSITION PAPER / DEPARTMENT OF PUBLIC SAFETY

This bill would allow the fingerprinting of juveniles age 14 and older who are arrested for criminal offenses. The fingerprints would be taken for comparison with latent (crime scene) prints contained in the Alaska Automated Fingerprint Identification System (AAFIS).

This bill should have a positive impact on the ability of police to solve cases involving juvenile offenders. Over 40% of all persons arrested for theft and burglary offenses are juveniles (see attached chart). Fingerprint evidence is frequently found at crime scenes, but is not matched to any suspect because juveniles are not fingerprinted. A large number of theft and burglary offenses are "cleared" when adults are arrested and their fingerprints matched to latents from crimes committed when the offender was a juvenile. AAFIS records indicate that 22% of the crime scene prints identified by the system since 1985 have been from first-time adult arrests which matched latent prints taken from the scenes of crimes committed when the offender was a juvenile. See attached graph. Had these persons been fingerprinted as juvenile offenders they could have been identified, solving additional cases, and enabling the court to consider the offender's complete conduct when deciding the disposition of a case.

The Department of Public Safety supports HB 103.



Richard L. Burton  
Commissioner

Pub. Safety - Position Paper

JUVENILE ARRESTS\*

	1987	%	1988	%	1989	%
<b>MAJOR FELONIES**</b>						
Total Arrests	990		1100		2090	
Juveniles	96	9.7%	97	8%		
<b>BURGLARY</b>						
Total Arrests	1041		960		1004	
Juveniles	475	46.0%	509	49%	527	52.5%
<b>LARCENY</b>						
Total Arrests	4934		4398		4487	
Juveniles	1754	36.0%	1624	37%	1761	39.2%
<b>MOTOR VEHICLE THEFT</b>						
Total Arrests	331		481		512	
Juveniles	166	50.0%	214	44%	272	53.0%

\*Data obtained from the 24 agencies submitting UCR figures to DPS.

\*\*Major Felonies = Combined figures for Murder, Manslaughter, Rape, Robbery and Aggravated Assault.



**Alaska State Legislature**  
**House of Representatives**  
 COMMITTEE ON HEALTH, EDUCATION  
 AND SOCIAL SERVICES

DATE: February 20, 1991

PLACE: Capitol Room 106

**SUBJECT OF MEETING:**  
 HB 44 Amending Domestic Violence Laws  
 \*HB103 Fingerprinting of Minors

NAME	REPRESENTING	BUSINESS/PERSONAL MAILING ADDRESS	ZIP	(H) PHONE	(W) PHONE	DO YOU WANT TO TESTIFY?		WHAT SUBJECT/ WHICH BILL?
						Y	N	
(DO YOU WISH TO TESTIFY?)		(FILL OUT COMPLETELY!)				Y	N	
Barbara Miklos	Counsel on DV/SA	Pouch N Juneau 99811		<del>345</del> 345 <del>435</del>	465-4356	Y	<input checked="" type="radio"/> N	only of questions
						Y	N	
Margie Knuth	Assistant Attorney General D.O.L.	PO Box KC Juneau	99811		3428	<input checked="" type="radio"/> Y	N	HB 103
Gayle Horetzki	Deputy Commissioner DPS	PO Box N - Juneau Dep Com Pub Safety	99811		465-4322	<input checked="" type="radio"/> Y	N	HB 103
Laurie Otto	Council to HSEJUD Committee	PO Box V - Juneau - AK RM 120, Cap. Bldg	99811		74990	Y	N	HB 103
						Y	N	
						Y	N	
						Y	N	
						Y	N	
						Y	N	