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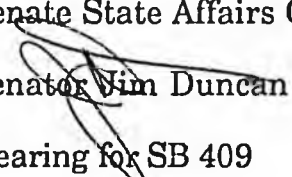
# Alaska State Legislature

SENATOR JIM DUNCAN

P. O. Box V JUNEAU, ALASKA 99811-3100  
(907) 465-4766

COMMITTEES:  
VICE CHAIR –  
FINANCE  
VICE CHAIR –  
STATE AFFAIRS  
RULES  
BUDGET & AUDIT  
ETHICS REFORM

To: Senator Pat Rodey  
Chair  
Senate State Affairs Committee

From:  Senator Jim Duncan

Regards: Hearing for SB 409

Date: February 14, 1992

I am requesting the earliest possible hearing for Senate Bill 409, "An Act relating to expenditures from the search and rescue fund."

The bill allows the state to recover costs of search and rescue missions if people knowingly file a false notice or report. It also addresses those cases where the subject of a search not in need of assistance is grossly negligent in failing to report their whereabouts after a mission starts.

It is my hope in introducing this bill that a provision in state law addressing these situations will act as a deterrent in the future.

Under terms of the bill, violators are faced with repaying the state's Search and Rescue Fund. The Attorney General is authorized, at the request of the Department of Public Safety, to recover funds.

Your favorable consideration of my request is most appreciated.

**FISCAL NOTE**

**STATE OF ALASKA**  
**1992 LEGISLATIVE SESSION**

BILL NO. SB 409

Revision Date: \_\_\_\_\_ Department Affected: Public Safety  
 Title: An Act relating to expenditures from the search and rescue fund BRU: Alaska State Troopers  
 Component: Search and Rescue  
 Sponsor: Senator Duncan  
 Requestor: Senate State Affairs COMPONENT SERIAL NO. 

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**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE FUND SOURCE:	-0-	-0-	-0-	-0-	-0-	-0-
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**FUNDING: (Thousands of Dollars)**

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE:						
<b>TOTAL</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-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.)**  
 Although this bill may result in reimbursement of some search and rescue funds, it is impossible to predict how often the provisions of the bill will be applied, and the amount of any recovery.

*2/24/92*

Prepared By: Gayle A. Horetski Phone: 465-4322  
 Division: Commissioner's Office Date: 2/21/92  
 Approved by Commissioner: *Richard L. Burton* Richard L. Burton  
 Agency: Department of Public Safety Date: 2/21/92

*Fiscal Note* *Position Paper* ↓

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<b>CAPITAL</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
<b>REVENUE FUND SOURCE:</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

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 Agency: Department of Public Safety Date: 2/21/92

*Fiscal Note*      *Position Paper* ↓

**BILL NO:** SB 409

**DATE:** February 21, 1992

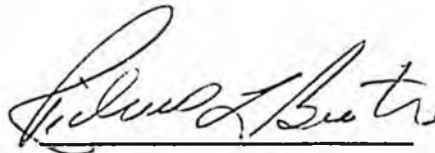
**TITLE:** An Act relating to  
expenditures from the search  
and rescue fund

**CONTACT:** Lt. Robert Clontz  
Alaska State Troopers  
465-4322

**POSITION PAPER - Department of Public Safety**

This legislation will enable the Attorney General, upon request from the Commissioner of the Department of Public Safety, to seek to recover funds that are expended on search and rescue missions when that mission was initiated based on false information. The funds would be recovered from the person who knowingly gave false notice or knowingly filed a false report. Recovery of funds could also be sought from the person who was the subject of a search, if the person's actions giving rise to the search demonstrated a grossly negligent failure to perceive that a search would be mounted and funds expended. This bill will lessen the chance that the state would expend scarce funds on searches that do not need to be conducted and will put the burden of payment on that person that caused a needless search or rescue to be initiated.

The Department of Public Safety supports this bill.



Richard L. Burton  
Commissioner

FISCAL NOTE

STATE OF ALASKA  
1992 LEGISLATIVE SESSION

BILL NO. SB 409

Revision Date: \_\_\_\_\_ Department Affected: Public Safety

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from the search and rescue fund Component: Search and Rescue

Sponsor: Senator Duncan

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Approved by Commissioner:  Richard L. Burton

Agency: Department of Public Safety Date: 2/21/92

*Handwritten:* 2/24/92

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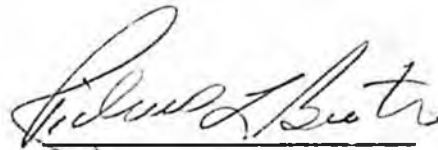
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The Department of Public Safety supports this bill.



Richard L. Burton  
Commissioner

Clear language -  
for (sub-section) 2  
lines 9-13

## Senate Bill 409 Sectional Analysis

### Section 1

This section adds a new subsection to AS 18.60.

Under terms of this section the Attorney General may seek to recover expenditures from the Search and Rescue Fund at the request of the Commissioner of the Department of Public Safety in the following two cases:

- When a person knowingly gives false notice or files a false report.
- When an individual, who is not in need of such assistance, is grossly negligent in failing to report their whereabouts after a search and rescue mission starts.

### Section 2

This section specifies that application of this act pertains to notifications given under AS 18.60.120, dealing with search and rescue missions, and AS.160.150, reports of mysterious disappearances or separation from companions.

*Sectional Analysis*