

SB

321

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 3/7/94

FURTHER:

DATE TURNED INTO OFFICE: 3-16-94

The Finance Committee considered **SENATE BILL NO. 321**

Taking of fingerprints when a person is arrested; that the fingerprints be provided to the Dept of Public Safety; criminal and crime records; reporting of information concerning homicides and suspected homicides; requiring the Dept of Public Safety to participate in the Federal Bureau of Investigation, Violent Crimes Apprehension Program."

and recommends:

replace with _____ CS SB 321 (FINANCE)
 or adopt previous _____ CS _____
 attaches amendment(s)

same title
 new title
 technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal
DPS troopers	2-28-94	<input checked="" type="checkbox"/>	
DPS Records	2-28-94	<input checked="" type="checkbox"/>	
DCC	3-18-94	<input checked="" type="checkbox"/>	

Appropriation No Fiscal Note

DO PASS.

Tim Kell
Bob [unclear]
[unclear]

OTHER RECOMMENDATIONS:

Steve King No Recommendation

1. *Don't do pass*

2. *True Name. 10 [unclear]*

FISCAL NOTE

STATE OF ALASKA
1994 LEGISLATIVE SESSION

No. L
BILL NO Bill Version: SB 321
(S) Publish Date: 3-7-94

Revision Date: _____ Dept. Affected: Public Safety
Title: Fingerprinting/Crime Records BRU: Alaska State Troopers
Component: Detachments
Sponsor: Senator Halford
Requestor: Senator Halford COMPONENT SERIAL NO. 799

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

OPERATING	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS. CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES () <small>Revenue Code</small>	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 94) impact: \$ _____

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.)
No fiscal impact anticipated.

Prepared By: Lee Ann Lucas Phone: 465-4322
Division: Commissioner's Office Date: 02/28/94
Approved by Commissioner: [Signature] Date: 02/28/94
Agency: Richard J. Burton, Dir. of Public Safety

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
date _____ Comte Aide (initial)

For further

FISCAL NOTES

Changes in CS SB321(J4D)
have no fiscal impact. This
fiscal note is appropriate.
3/3/94 [Signature]

STATE OF ALASKA
1994 LEGISLATIVE SESSION

FISCAL NOTE

BILL NO

No. 2
Bill Version: SB 321
(S) Publish Date: 3-7-94

Revision Date: _____ Dept. Affected: Public Safety
Title: Fingerprinting/Crime Records BRU: Statewide
Component: Alaska Criminal Records
Sponsor: Senator Halford
Requestor: Senator Halford COMPONENT SERIAL NO. 1190

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

OPERATING	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES () Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 94) impact: \$ _____

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.)
No fiscal impact anticipated.

Prepared By: Lee Ann Lucas Phone: 465-4322
Division: Commissioner's Office Date: 02/28/94

Approved by Commissioner: [Signature] date 02/28/94 Conte Aide (initial)
Agency: Richard L. Burton, Dept. of Public Safety

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Changes in CS SB 321 (JVD)
have no fiscal impact. This
fiscal note is appropriate.

STATE OF ALASKA
1994 LEGISLATIVE SESSION

FISCAL NOTE

*Rec'd after bill R/O
3-18-94
Transmitted to the
BILL NO.: CSSB 321(FIN) floor.*

Revision Date: _____ Dept. Affected: Corrections
 Title: An Act relating to ... fingerprints BRU: Statewide Operations
 Sponsor: Sen. Halford Component: Institutions
 Requestor: Senate Finance Component Serial #: 694-1884

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXP.	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES	0	.	.	.	.	.
TRAVEL						
CONTRACTUAL	0	.	.	.	.	.
SUPPLIES	0	.	.	.	.	.
EQUIPMENT	0	.	.	.	.	.
*LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0

CAPITAL EXP	0
-------------	---	---	---	---	---	---

CHANGES IN REVENUES						
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FUND SOURCE

1002 Federal Receipts						
1003 GF Match						
1004 GF	0
1005 GF Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0	.	.	.	.	.

Estimate of any current year (FY94) cost \$ 0

POSITIONS

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

ANALYSIS: Please see the attached explanation.

Prepared by: Diane Schenker, Special Assistant
 Division: Office of the Commissioner
 Approved by: I. Frank Prewitt, Jr., Commissioner
 Agency: Department of Corrections

Phone: 465-4643/786-2147
 Date: 3/16/94
 Date: 3/18/94
 Page 1 of 2

Fiscal Note/DOC
CSSB 321(FIN)
March 15, 1994
Page 2 of 2

The bill requires that fingerprints be taken for persons arrested for an offense, with or without a warrant, when booked into a correctional facility, or at arraignment, adjudication, or sentencing. A court will order that the offender be fingerprinted at a correctional facility or other appropriate place. Mandatory fingerprinting for misdemeanants will not go into effect until FY96. The department cannot determine with accuracy the number of additional cases which will require fingerprinting, nor which of those cases will be assigned to the department, without further investigation. Any increase in resources needed to accomplish additional fingerprinting will be requested through the FY96 budget process.

The department is continuing to work with the Department of Public Safety to assess the actual number of cases which are not being satisfactorily fingerprinted now. Offenders taken directly to a magistrate, appearing in court on a summons, or sentenced to probation without a period of incarceration, as well as some warrant arrests and some probation violators are probably not being fingerprinted under current practice. The increase in workload to fingerprint these cases will require additional resources. It has not been determined which agencies, in which locations, will be the most appropriate to pick up the additional fingerprinting workloads.

It costs roughly \$10 per set of prints (for 20 minutes of a correctional officer's time plus supplies.) The department plans to begin using an automated fingerprint machine at the busiest booking facility, Sixth Avenue Correctional Center, which may reduce personnel and supply expenses per set of prints. The time estimated to fingerprint an offender does not include the time required to perform a pat search and property inventory for a prisoner prior to admission into a correctional facility.

3-16-94
JK-304

WORK DRAFT

WORK DRAFT

WORK DRAFT

8-LS1649R
Luckhaupt
3/15/94

Adopted

CS FOR SENATE BILL NO. 321()
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS HALFORD, Phillips, Kelly

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to the taking of a legible set of fingerprints when a person is
2 arrested, upon initial appearance or arraignment, upon the conviction of the
3 person, and when the person is received at a correctional facility, and providing
4 that the set of fingerprints shall be provided to the Department of Public Safety;
5 relating to criminal and crime records and information; requiring the reporting
6 of information concerning homicides and suspected homicides to the Department
7 of Public Safety for analysis; requiring the Department of Public Safety to
8 participate in the Federal Bureau of Investigation, Violent Criminals Apprehension
9 Program."

10 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

11 * **Section 1.** AS 12.80 is amended by adding a new section to read:

12 **Sec. 12.80.060. FINGERPRINTING. (a)** When a person is arrested for an

1 offense, with or without a warrant, fingerprints of the person may be taken by the law
2 enforcement agency with custody of the person. If the law enforcement agency with
3 custody of the person does not take the fingerprints, the person's fingerprints shall be
4 taken by the correctional facility where the person is lodged following the arrest.

5 (b) At the initial court appearance or arraignment of a person for an offense,
6 the court shall determine if the person's fingerprints have been taken in connection
7 with the offense. If the court is unable to conclusively determine that the person's
8 fingerprints have been taken, the court shall order the person to submit to
9 fingerprinting within 24 hours at the appropriate correctional facility or another place
10 for taking fingerprints that is more appropriate.

11 (c) When a defendant is sentenced or otherwise adjudicated for an offense, the
12 court shall determine if legible fingerprints have been taken in connection with the
13 proceedings. If the court is unable to conclusively determine that legible fingerprints
14 have been taken, the court shall order that the defendant, as a condition of sentence,
15 adjudication, suspended imposition of sentence, probation, or release, submit to
16 fingerprinting within 24 hours at the appropriate correctional facility or another place
17 for taking fingerprints that is more appropriate.

18 (d) The Department of Public Safety shall develop standard forms and
19 procedures for the taking of fingerprints under this section. Fingerprints shall be

20 (1) taken on a form, and in the manner, prescribed by the Department
21 of Public Safety; and

22 (2) forwarded within five working days to the Department of Public
23 Safety.

24 (e) When the Department of Public Safety receives fingerprints of a person in
25 connection with an offense, the Department of Public Safety shall make a reasonable
26 effort to confirm the identity of the person fingerprinted. If the Department of Public
27 Safety finds that the person fingerprinted has criminal history record information under
28 a name other than the name submitted with the fingerprints, the Department of Public
29 Safety shall promptly notify the officer, agency, or facility that took the fingerprints.

30 (f) If the arresting officer, the law enforcement agency that employs the
31 officer, or the correctional facility where fingerprints were taken is notified by the

1 Department of Public Safety that fingerprints taken under this section are not legible,
2 the officer, agency, or facility shall make a reasonable effort to obtain a legible set of
3 fingerprints. If legible fingerprints cannot be obtained within a reasonable period of
4 time, and if the illegible fingerprints were taken under a court order, the officer or
5 agency shall inform the court, which shall order the defendant to submit to
6 fingerprinting again.

7 (g) In this section,

8 (1) "correctional facility" has the meaning given in AS 33.30.901;

9 (2) "offense" means conduct subjecting a person to arrest as an adult
10 offender, or as a juvenile charged as an adult,

11 (A) due to a violation of a federal or state criminal law, or
12 municipal criminal ordinance;

13 (B) under AS 12.25.180;

14 (C) under AS 12.30.060; or

15 (D) under AS 12.70.

16 * Sec. 2. AS 33.30.011 is amended to read:

17 Sec. 33.30.011. DUTIES OF COMMISSIONER. The commissioner shall

18 (1) establish, maintain, operate, and control correctional facilities
19 suitable for the custody, care, and discipline of persons charged or convicted of
20 offenses against the state or held under authority of state law;

21 (2) classify prisoners;

22 (3) for persons committed to the custody of the commissioner, establish
23 programs, including furlough programs that are reasonably calculated to

24 (A) protect the public;

25 (B) maintain health;

26 (C) create or improve occupational skills;

27 (D) enhance educational qualifications;

28 (E) support court-ordered restitution; and

29 (F) otherwise provide for the rehabilitation and reformation of
30 prisoners, facilitating their reintegration into society;

31 (4) provide necessary medical services for prisoners in correctional

1 facilities or who are committed by a court to the custody of the commissioner,
2 including examinations for communicable and infectious diseases;

3 (5) provide necessary psychological or psychiatric treatment if a
4 physician or other health care provider, exercising ordinary skill and care at the time
5 of observation, concludes that

6 (A) a prisoner exhibits symptoms of a serious disease or injury
7 that is curable or may be substantially alleviated; and

8 (B) the potential for harm to the prisoner by reason of delay or
9 denial of care is substantial; [AND]

10 (6) establish minimum standards for sex offender treatment programs
11 offered to persons who are committed to the custody of the commissioner; and

12 (7) provide for fingerprinting in correctional facilities in accordance
13 with AS 12.80.060.

14 * Sec. 3. AS 44.41 is amended by adding a new section to read:

15 Sec. 44.41.050. UNIFORM HOMICIDE REPORTING. (a) A law
16 enforcement agency shall report each homicide or suspected homicide committed
17 within the jurisdiction of the agency to the Department of Public Safety within 25 days
18 of the homicide's discovery. The report shall be on a form approved by the
19 commissioner of public safety and must contain information as determined by the
20 commissioner to be necessary to aid law enforcement personnel in comparing
21 homicides and suspected homicides and discovering those that exhibit similar
22 characteristics. If the Department of Public Safety determines that a homicide or
23 suspected homicide meets the Violent Criminals Apprehension Program criteria, the
24 department shall notify the law enforcement agency that submitted the report, and the
25 agency shall complete and forward to the department within 30 days a Federal Bureau
26 of Investigation Violent Criminals Apprehension Program form.

27 (b) The Department of Public Safety shall enter the information submitted
28 under (a) of this section into a file and shall compare the information to information
29 on other homicides or suspected homicides for the purpose of discovering similarities
30 in criminal methods and suspect descriptions. If the Department of Public Safety finds
31 homicides exhibiting similar criminal methods or suspect descriptions, the department

1 shall notify the concerned law enforcement agencies of the discoveries.

2 (c) If a law enforcement agency terminates active investigation of a homicide
3 or suspected homicide due to the arrest of a suspect, death of the primary suspect, or
4 other reason, the agency shall notify the Department of Public Safety of the
5 termination and the reason for the termination within 30 days following the
6 termination.

7 (d) The Department of Public Safety shall participate in the Federal Bureau of
8 Investigation, Violent Criminals Apprehension Program. The Department of Public
9 Safety shall transmit each Violent Criminals Apprehension Program report received
10 under (a) of this section concerning homicides or suspected homicides, discoveries
11 under (b) of this section of homicides exhibiting similar criminal methods or suspect
12 descriptions, and notices of and reasons for termination of investigations of homicides
13 received under (c) of this section to the Federal Bureau of Investigation, Violent
14 Criminals Apprehension Program manager, at least on a quarterly basis.

15 * Sec. 4. Notwithstanding AS 44.41.050, added by sec. 3 of this Act, each law enforcement
16 agency in the state shall report each homicide or suspected homicide discovered in the one-
17 year period before the effective date of this Act, and the termination of investigation of any
18 of those homicides or suspected homicides, to the Department of Public Safety in the manner
19 provided in AS 44.41.050 within 60 days of the date the Department of Public Safety
20 prescribes forms for the reporting.

21 * Sec. 5. APPLICABILITY. The fingerprinting requirements of AS 12.80.060, enacted by
22 sec. 1 of this Act, and regulations adopted under that statute, are not applicable before July 1,
23 1996, to criminal activity that does not constitute a felony offense.

MEMORANDUM

TO: Bill Miles
Senator Drue Pearce's Office
FROM: Kelly Goode *KG*
Senator Rick Halford's Office
DATE: March 15, 1994
SUBJECT: Explanation of Changes in Blank CS for SB 321 - Version R

=====

The blank CS makes four changes to the Judiciary Committee version of SB 321.

First:

The bill adopts the Department of Law's language concerning fingerprinting with the following changes to pg. 2, lines 9-10 and 17-18. This draft replaces the word *unless* with *or* and deletes after consultation with state or local law enforcement agencies, the court determines that at the request of the Department of Corrections. A transitional period which was included in SB 276 was also added.

Second:

The Judiciary Committee accepted an amendment offered by the Department of Public Safety. DPS now wants the language out and this version reflects that change. The amendment included "violent sexual assaults" with homicides. Based on information, it was difficult to identify and define which sexual assaults would meet the VICAP criteria. With everyone's approval the language was removed.

Third:

Page 4, lines 17 -28 were revised. Initiated by local law enforcement agencies, this section was amended to require agencies fill out a form prepared by the Commissioner of DPS at the discovery of all homicides. This form would be sent to DPS for screening. If DPS found that the homicide information met the VICAP criteria, they would notify the law enforcement agency and have a FBI VICAP form completed and returned within 30 days.

Fourth:

Violent Crimes is now replaced with Violent Criminal wherever it appears in the bill. This was a technical change.

To date, there is no known opposition to this version of Senate Bill 321.

MEMORANDUM

TO: Billy Miles
Senator Drue Pearce's Office

FROM: Kelly Goode
Senator Rick Halford's Office

DATE: March 14, 1994

SUBJECT: Explanation of Changes in Blank CS for SB 321

=====

The blank CS makes three changes to the Judiciary Committee version of Senate Bill 321.

First:

The bill adopts the Department of Law's language concerning fingerprinting. To date, I don't believe there is any opposition to this change.

Second:

The Judiciary Committee accepted an amendment offered by the Department of Public Safety. DPS now wants the language out and this version reflects that change. The amendment included "violent sexual assaults" with homicides. Based on information, it was difficult to identify and define which sexual assaults would meet the VICAP criteria. With everyone's approval the language was removed.

Third:

Page 4, lines 17 -28 were revised. Initiated by local law enforcement agencies, this section was amended to state the agencies would fill out a form prepared by the Commissioner of DPS at the discovery of all homicides. This form would then be sent to DPS for screening. If DPS found that the homicide information met the VICAP criteria, they would notify the law enforcement agency and have a FBI VICAP form filled out and sent to them within 30 days.

This is supported by DPS, local law enforcements agencies and the Department of Law.

To date, there is no known opposition to this version of Senate Bill 321.

8-LS1649R
Luckhaupt
3/14/94

*Updated by
"R" version
3-15-94*

CS FOR SENATE BILL NO. 321()
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS HALFORD, Phillips, Kelly

A BILL

FOR AN ACT ENTITLED

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22 offenses against the state or held under authority of state law;

23 (2) classify prisoners;

24 (3) for persons committed to the custody of the commissioner, establish
25 programs, including furlough programs that are reasonably calculated to

26 (A) protect the public;

27 (B) maintain health;

28 (C) create or improve occupational skills;

29 (D) enhance educational qualifications;

30 (E) support court-ordered restitution; and

31 (F) otherwise provide for the rehabilitation and reformation of

1 prisoners, facilitating their reintegration into society;

2 (4) provide necessary medical services for prisoners in correctional
3 facilities or who are committed by a court to the custody of the commissioner,
4 including examinations for communicable and infectious diseases;

5 (5) provide necessary psychological or psychiatric treatment if a
6 physician or other health care provider, exercising ordinary skill and care at the time
7 of observation, concludes that

8 (A) a prisoner exhibits symptoms of a serious disease or injury
9 that is curable or may be substantially alleviated; and

10 (B) the potential for harm to the prisoner by reason of delay or
11 denial of care is substantial; [AND]

12 (6) establish minimum standards for sex offender treatment programs
13 offered to persons who are committed to the custody of the commissioner; and

14 (7) provide for fingerprinting in state correctional facilities in
15 accordance with AS 12.80.060.

16 * Sec. 3. AS 44.41 is amended by adding a new section to read:

17 Sec. 44.41.050. UNIFORM HOMICIDE REPORTING. (a) A law
18 enforcement agency shall report each homicide or suspected homicide committed
19 within the jurisdiction of the agency to the Department of Public Safety within 25 days
20 of the homicide's discovery. The report shall be on a form approved by the
21 commissioner of public safety and must contain information as determined by the
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23 homicides and suspected homicides and discovering those that exhibit similar
24 characteristics. If the Department of Public Safety determines that a homicide or
25 suspected homicide meets the Violent Crimes Apprehension Program criteria, the
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30 under (a) of this section into a file and shall compare the information to information
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2 homicides exhibiting similar criminal methods or suspect descriptions, the department
3 shall notify the concerned law enforcement agencies of the discoveries.

4 (c) If a law enforcement agency terminates active investigation of a homicide
5 or suspected homicide due to the arrest of a suspect, death of the primary suspect, or
6 other reason, the agency shall notify the Department of Public Safety of the
7 termination and the reason for the termination within 30 days following the
8 termination.

9 (d) The Department of Public Safety shall participate in the Federal Bureau of
10 Investigation, Violent Crimes Apprehension Program. The Department of Public
11 Safety shall transmit each Violent Crimes Apprehension Program report received under
12 (a) of this section concerning homicides or suspected homicides, discoveries under (b)
13 of this section of homicides exhibiting similar criminal methods or suspect
14 descriptions, and notices of and reasons for termination of investigations of homicides
15 received under (c) of this section to the Federal Bureau of Investigation, Violent
16 Crimes Apprehension Program manager, at least on a quarterly basis.

17 * Sec. 4. Notwithstanding AS 44.41.050, added by sec. 3 of this Act, each law enforcement
18 agency in the state shall report each homicide or suspected homicide discovered in the one-
19 year period before the effective date of this Act, and the termination of investigation of any
20 of those homicides or suspected homicides, to the Department of Public Safety in the manner
21 provided in AS 44.41.050 within 60 days of the date the Department of Public Safety
22 prescribes forms for the reporting.



ALASKA STATE LEGISLATURE

Senator Rick Halford

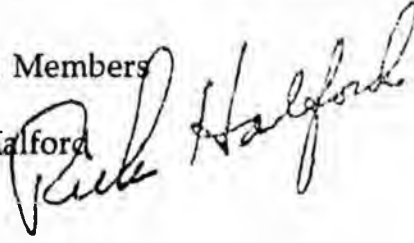
President of the Senate

MEMORANDUM

While in Session:
State Capitol
Juneau, AK 99801-1182
907-465-4958

While in Interim:
P.O. Box 670190
Chugiak, AK 99567
907-694-4958

TO: Senate Finance Members
FROM: Senator Rick Halford
DATE: March 11, 1994
SUBJECT: Sponsor Statement - Senate Bill 321



Senate Bill 321 relates to the taking of fingerprints and the uniform reporting of homicides to the Federal Bureau of Investigations and the Violent Crimes Apprehension Program (VICAP).

Today, fingerprints are used to identify and apprehend suspected criminals. However, in some instances criminals who either post bail immediately or are summoned to appear in court may never be officially fingerprinted. SB 321 specifies when and how fingerprints are taken in order to enhance the criminal records in our state.

The Violent Crimes Apprehension Programs (VICAP) was created in 1985 at the request of law enforcement agencies attempting to share information across the country. VICAP is a national computer data information center located in the Behavioral Sciences Unit at the Federal Bureau of Investigations in Quantico, VA. The program deals with solved or unsolved homicides, missing persons who are suspected homicide victims and unidentified bodies suspected to be victims of foul play. VICAP provides the tool which enables law enforcement agencies nationwide to close-in on and arrest the 4000 people who get away with murder each year -- literally. To date there have been 457 known serial murderers across the United States.

This legislation will increase the efficiency and effectiveness of the criminal justice system. I encourage all members of the committee to give Senate Bill 321 your favorable consideration.



**FBI NATIONAL ACADEMY ASSOCIATES
ALASKA CHAPTER**

March 2, 1994

Senator Rick Halford
State Capitol
Juneau, Ak 99801-1182

Dear Senator Halford,

I am writing to inform you of the Alaska Chapter of the FBI National Academy Associates' (FBINAA) strong support of Senate Bill No. 321, which incorporates provisions for fingerprinting and the coordination of homicide and violent crime investigations.

Inadequacies in the current system allow persons involved in criminal behavior to go undetected because fingerprints were not taken, or were of such poor quality that they were of little value for purposes of comparison and identification. As a result, missing or rejected fingerprints prevent the automated searching of 180,000 Alaskan records, 12 million Western States Identification records, and the reliable indexing and searching of the FBI's Interstate Identification Index (III) and National Crime Information Center (NCIC) which are used for national criminal records searches. This legislation will readily correct the problem by insuring that all persons charged with a crime are properly fingerprinted, whether they are arrested, summoned or released on bail.

The FBINAA also supports the provision in this bill that establishes within the Department of Public Safety the responsibility of coordinating Alaska's participation in the Violent Criminal Apprehension Program (VICAP). The VICAP program will provide Alaska law enforcement with a "Single Point of Contact" for reporting, collecting, collating, and analyzing investigative data on a series of homicides that have been perpetrated by the same suspect or suspects. This information can then be used to effectively coordinate multi-agency investigations that will enhance the expeditious identification and apprehension of those responsible for the crimes.

Thank you for your help on these and other important issues.

Sincerely Yours,

Glenn M. Flothe
Glenn M. Flothe
President
Alaska Chapter FBINAA

RECEIVED

MAR 08 1994

GMF/lp

.....

ALASKA PEACE OFFICERS ASSOCIATION

State APOA Office • P.O. Box 240106 • Anchorage, Alaska 99524-0106 • (907) 277-0515



February 25, 1994

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The Honorable Senator Rick Halford
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Re: Senate Bill 321

Dear Senator Halford,

As statewide president of the Alaska Peace Officers Association, I speak for over 1,100 law enforcement men and women who have dedicated their careers to the betterment of our Alaskan way of life. This is a task which grows increasingly difficult in an era of rising crime, especially murders.

We have supported legislation such as the Juvenile Waiver Bill, the Conspiracy Bill, and others because we feel such tools will help us identify and prosecute society's most dangerous offenders. We can thereby return our community to the semblance of law and order which is but a memory to Alaskans such as you and me who have lived here most of our lives.

It is for these reasons that the Alaska Peace Officers Association offers its support and endorsement of your Senate Bill 321 providing for fingerprinting of suspects and the uniform reporting of homicides in cooperation with the Federal Bureau of Investigations (FBI), and Violent Crimes Apprehension Program (VICAP).

The VICAP program grew out of the experiences of state and local homicide investigators with suspects who they felt had killed before. When it was realized that no national resources on this subject existed, a task force was organized that resulted

The Honorable Senator Rick Halford
February, 25, 1994
Page 2

in the formation of the National Center for the Analysis of Violent Crime (NCAVC). VICAP was created as part of the NCAVC in 1985.

VICAP is essentially a national computer data information center which is located in the Behavioral Sciences Unit at the FBI training academy in Quantico, VA. Its mission is to collect and analyze reports of violent crime -- specifically murder. The program receives reports from all 50 states and several foreign countries. The types of homicides VICAP deals with fall into three categories:

- solved or unsolved homicides or attempts that are apparently random, sexually oriented, without motive or are suspected of being part of a series;

- missing persons who are suspected of being victims of foul play;

- unidentified dead bodies suspected of being victims of homicide.

An investigator with a murder that fits one of these criteria will complete a VICAP form which consists of several pages of questions dealing with all phases of the crime, from victimology to physical evidence. When the form arrives at VICAP headquarters, it is reviewed for accuracy and entered into a computer data base. Once a case goes into the data base it is compared continually against all other entries from other states on the basis of certain aspects of the crime such as the type of weapon, body recovery site, firearm caliber, similarity and location of injuries and many other details.

The purpose of this is to detect general patterns in homicide MO's, which will in turn allow VICAP personnel to pinpoint those crimes that may have been committed by the same offender and then notify the agencies involved. When a possible serial murderer has been identified, VICAP can assist the law enforcement agencies that may have relevant cases by coordinating a multi-agency investigation conference. This becomes especially important when the suspect or suspects have traveled throughout the country. This is often the case

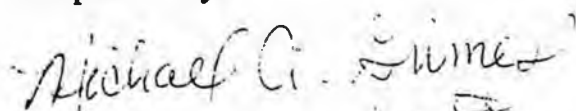
The Honorable Rick Halford
February 25, 1994
Page 3

in Alaska given a large military presence, a considerable number of seasonal workers and tourists, and our share of transients.

As you can imagine, the VICAP data base can only assist police officers to the extent that reliable information from all parts of the country are fed into it on a systematic basis. It is for this reason that we applaud the provisions of your uniform homicide reporting statute as proposed in AS 44.41.050. Requiring the fingerprinting of suspects will have a beneficial effect on law enforcement's ability to quickly detect and arrest those who have violated our laws. In time it will also augment the data base of Alaska's automated fingerprint computer identification system (AFIS).

Those of us who put our lives on the line every day applaud efforts such as yours that continue to provide us with the sort of tools which will help us effectively protect Alaskan citizens.

Respectfully,



Michael A. Grimes
Statewide President
Alaska Peace Officers Association

cc: The Honorable Representative Ramona Barnes
Speaker of the House
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182



Tom Fink, Mayor

ANCHORAGE POLICE DEPARTMENT

4501 SOUTH BRAGAW STREET ♦ ANCHORAGE, ALASKA 99507-1599
TELEPHONE (907) 786-8500



Service since 1921

February 24, 1994

Senator Rick Halford
Alaska State Legislature
State Capitol (MS 3100)
Juneau, Alaska 99801-1182

Dear Senator Halford,

I would like to thank you for introducing Senate Bill No. 321, an act relating to the taking of fingerprints. This bill is timely and quite necessary for a number of reasons.

The traditional role of fingerprints has been to identify and apprehend criminals. The use of fingerprints coupled with modern day technology continues to be a very effective means of catching criminals. I have attached a memorandum from Kathryn Monfreda, my head Identification Technician, outlining APD's experience with fingerprints and the Automated Fingerprint Identification System. You can see that our success has been quite good.

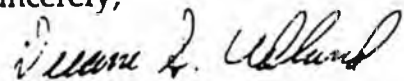
A less traditional role that public safety has been called upon to perform in recent years has been to do background checks on people for a variety of employment reasons, such as day care providers. Most recently the Brady Bill was thrust upon us, again underscoring the need for accurate fingerprint based criminal records.

Unfortunately, we are missing a significant number of fingerprints in Alaska for persons who have been arrested and convicted of crimes. Many people who are arrested never actually go to jail and get fingerprinted. We are missing out on a potential data base of prints that would lead to more crimes being solved as well as enhancing the accuracy of our criminal records system.

Your bill also specifies where and how fingerprints will be taken. That is a very important step in making sure that people don't drop through the cracks and escape detection or identification.

I also support the other aspects of your bill concerning mandatory reporting of homicides and the Violent Offenders Apprehension Program. I would be happy to assist you in any way that I can. I can be reached at 786-8552.

Sincerely,

A handwritten signature in cursive script, appearing to read "Duane S. Udland".

Duane S. Udland
Deputy Chief of Police
4501 South Bragaw
Anchorage, Alaska 99507

MUNICIPALITY OF ANCHORAGE

MEMORANDUM

DATE: February 22, 1994

TO: Deputy Chief Udland

FROM: Kathryn Monfreda, Identification Technician *KM*

RE: Automated Fingerprint Identification System Statistics

As your requested, the following are some of the statistics I have compiled relating to APD's use of the State AFIS system.

Number of APD latents entered in system (start-up to date):	2,551
Number of APD latent "Hit" in system:	554 (approx. 22%)
Number of additional latents identified/result of "hit":	476
Number of additional cases cleared/result of "hit":	44

We have had a few cases of particular interest that have been solved solely due to the use of AFIS. One particular case involved a sexual assault at a place of business. The perpetrator used the telephone after completing the sexual assault of a stranger. The U.I. Officer lifted a print off the phone, which was entered into AFIS, and identified. This same suspect had also committed at least one other sexual assault (on UAA campus), and identifying him through AFIS is likely to have prevented further sexual assaults.

Shortly before Christmas, 1993, we had a string of residential burglaries. The officers were pretty sure many of them were the work of one unidentified individual. After several burglaries were investigated, a U.I. Officer lifted a print from a beer bottle on the kitchen counter of one of the burglarized homes. I was able to search this print through AFIS, and identified the print as having been made by Jason Barnum. His description fit that of an individual seen fleeing the area of other homes. The suspect was soon contacted, and was ultimately charged not only with the burglary through which he was identified, but 27 additional residential burglaries.

I hope this information is useful to you. If I can provide any further information, please let me know.

**DIVISION OF LEGAL SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA**

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

February 18, 1994

SUBJECT: Sectional Summary of SB 321. (Work Order No. 8-LS1649\K)

TO: Senator Rick Halford
Attn: Kelly

FROM: Jerry Luckhaupt *JEL*
Legislative Counsel

You have requested a sectional summary of the above-described bill. As a preliminary matter, please note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill - the bill itself is the best statement of its contents.

Section 1 of the bill amends AS 12.55 to add a new section that provides that whenever a person is arrested for an offense, and is not issued a citation under AS 12.25.180 and released, the person shall be fingerprinted at a correctional facility and the fingerprints shall be forwarded within five days to the Department of Public Safety.

Section 2 of the bill repeals and reenacts AS 12.55.147 and requires that whenever a defendant is convicted of an offense the court shall order the defendant's fingerprints to be taken if they have not already been taken. The fingerprints shall be forwarded by the agency or facility taking the fingerprints within five days to the Department of Public Safety.

Section 3 of the bill amends AS 12.80 by adding a new section to require that whenever a person appears before a court for an initial appearance or arraignment for an offense the court shall order the person's fingerprints to be taken if they have not already been taken. The fingerprints shall be forwarded within five days to the Department of Public Safety.

Section 4 of the bill amends AS 33.30.011 by adding a new paragraph (7) that requires the commissioner of public safety to provide for the fingerprinting of all persons charged with, or convicted of an offense, who are received at an correctional

SECTIONAL ANALYSIS

facility. The fingerprints shall be forwarded to the Department of Public Safety within five days.

Section 5 of the bill requires the Department of Public Safety to develop standard forms and procedures for the taking of fingerprints; also requires the department to make a reasonable effort to confirm the identity of a person whose fingerprints are received by the department and if the person has criminal record information under a different name the department shall promptly notify the appropriate agency or officer.

Section 6 of the bill requires all law enforcement agencies to report homicides and suspected homicides to the Department of Public Safety within 25 days of the discovery of the homicide; the report shall contain information considered relevant by the Commissioner of Public Safety and shall be on a form similar to and consistent with the forms used by the Federal Bureau of Investigation's Violent Crimes Apprehension Program; requires the department to compile the information received and compare that information to other homicides to discover similarities and in crimes and suspects - if similarities are found the department shall notify the reporting agencies; requires law enforcement agencies that terminate the investigation of a homicide to notify the department of the termination and the reason for the termination; requires the department to participate in the Federal Bureau of Investigation's Violent Crimes Apprehension Program and transmit the information received under this section to the FBI at least on a quarterly basis.

Section 7 of the bill provides a transitional section to cover the initial reporting of homicides and suspected homicides under AS 44.41.150.

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FD-676 (Rev. 3-22-91)
OMB No. 1110-0011

U.S. Department of Justice
Federal Bureau of Investigation



VIOLENT CRIMINAL APPREHENSION PROGRAM

VICAP

Crime Analysis Report



Examples:

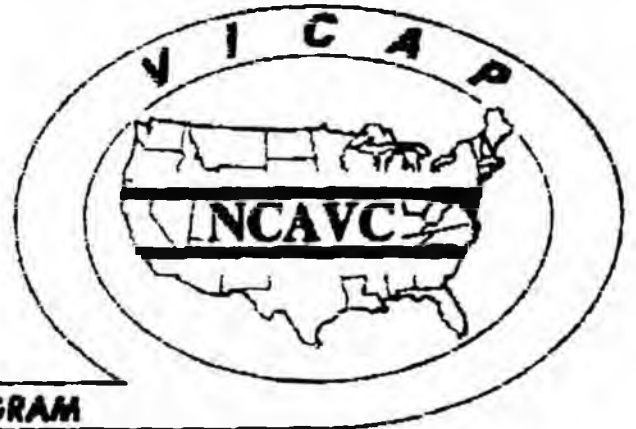
- 1) For two (2) victims and one (1) offender, you must complete two (2) VICAP Crime Analysis Report forms (one for each victim). Do not duplicate the Offender information (Items 55 through 84) in the second Report.
 - 2) For two (2) victims and two (2) offenders, you must complete two (2) VICAP Crime Analysis Report forms. Victim #1 and offender #1 would go on the first Report form and victim #2 and offender #2 would go on the second Report form.
 - 3) For one (1) victim and two (2) offenders, you must complete one (1) VICAP Crime Analysis Report form. The victim and offender #1 would be reported in the body of the VICAP Crime Analysis Report form, and offender #2 would be reported by copying an additional offender page (Items 55 through 84), completing it, and attaching it to the VICAP Crime Analysis Report.
- Before submitting the VICAP Crime Analysis Report, make a copy for your records.
 - Mail all VICAP Crime Analysis Reports, Supplements, and/or Corrections to:
VICAP
National Center for the Analysis of Violent Crime
FBI Academy
Quantico, VA 22135.
 - Enclosing Crime Scene Photographs with the VICAP Crime Analysis Report will assist the VICAP staff in the evaluation of the case.
 - A VICAP Case Number will be assigned to your case when it is processed and will be provided to you as soon as possible. The VICAP Case Number should be referenced in any subsequent correspondence or telephone communications with VICAP regarding the case.
 - The Narrative Summary is intended to provide VICAP Analysts with a general overview of the case. Minute details of the investigation need not be provided here; the VICAP Crime Analysis Report will capture most of the detail necessary to complete the analysis. A person unfamiliar with your case, however, should have at least a general idea of what happened after reading your brief narrative.

Examples:

- 1) The partially decomposed body of an adult female was discovered in a wooded area of a state park, one-quarter mile from a major state highway. There are indications of sexual assault. Victim died of gunshot wounds. It appears that the victim was not killed at the body recovery site. The victim's whereabouts prior to her death have not been established.
- 2) Female juvenile was last seen at school. Investigation indicates that she was possibly abducted at or near the school while en route home. The victim has not returned nor has her body been recovered. Investigation indicates that it is unlikely that the victim is a runaway or that she disappeared of her own accord. This case is strikingly similar to one that occurred approximately 8 months ago in the same vicinity.
- 3) The reported offender entered a locked single-family residence occupied by a man, his wife, and 2 infant children. While the offender was gathering property in the residence, the husband confronted the offender. The husband was shot immediately and died. The wife responded after hearing the gunshot and was physically restrained by the offender. The offender hit her repeatedly with his fists, forced her to commit oral sex, and raped her repeatedly. The wife survived the attack. The children were not assaulted. The offender left the residence, and a vehicle was heard to leave the area. Offender arrested during the commission of a burglary in the same neighborhood one week later.

FD-676 (Rev. 3-22-91)
OMB No. 1110-0011

U.S. Department of Justice
Federal Bureau of Investigation



VIOLENT CRIMINAL APPREHENSION PROGRAM

VICAP

Crime Analysis Report



HOW TO COMPLETE THE VICAP CRIME ANALYSIS REPORT FORM

VICAP SUBMISSION CRITERIA

The VICAP Crime Analysis Report form has been designed to collect information regarding the following types of crimes whether or not the offender has been arrested or identified:

- (1) Solved or unsolved homicides or attempts, especially those that involve an abduction; are apparently random, motiveless, or sexually oriented; or are known or suspected to be part of a series.
- (2) Missing person, where the circumstances indicate a strong possibility of foul play and the victim is still missing.
- (3) Unidentified dead bodies, where the manner of death is known or suspected to be homicide.

Cases where the offender has been arrested or identified should be submitted so unsolved cases in the VICAP system can be linked to known offenders.

INSTRUCTIONS

- Use black ink or pencil. Legibly print all written responses.
- Unless stated otherwise, check as many boxes as apply for each item.
- If in doubt about how to respond to a given item, be guided by your experience and good judgment. Proof beyond a reasonable doubt is not required, but do not guess either.
- If there are details of the case that you feel are important but that do not fit well into the items provided in the VICAP Crime Analysis Report, describe them in the narrative.
- If you wish to supplement or correct information previously reported to VICAP, submit a new VICAP Crime Analysis Report but complete only items 1 through 18, 27 and 36 plus the item(s) you wish to supplement or correct. You need not resubmit unchanged items.
- For advice or assistance regarding this report or its completion, call VICAP at (703) 640-6131.
- If you are submitting this VICAP Crime Analysis Report in conjunction with a request for a criminal personality profile evaluation, you *must* contact the **CRIMINAL PROFILE COORDINATOR** assigned to the FBI Field Division in your area. The **CRIMINAL PROFILE COORDINATOR** is charged with the responsibility of assisting you with your request for a criminal personality profile and will advise you of additional materials that must be submitted in order to evaluate your case properly. He/she will review the materials and will submit the entire profile package to the National Center for the Analysis of Violent Crime on your behalf. *Do not submit Criminal Personality Profiling case materials directly to VICAP.* Only the VICAP Crime Analysis Report should be submitted directly to VICAP.
- Multiple victims & multiple offenders

If your incident has **MULTIPLE VICTIMS**, you must complete a separate VICAP Crime Analysis Report form for each victim. Offender information need not be duplicated.

If your incident has **MULTIPLE OFFENDERS**, submit only one complete VICAP Crime Analysis Report per victim; xerox and attach additional offender page(s) (Items 55 through 84) to each Report as needed.

Examples:

- 1) For two (2) victims and one (1) offender, you must complete two (2) VICAP Crime Analysis Report forms (one for each victim). Do not duplicate the Offender information (Items 55 through 84) in the second Report.
 - 2) For two (2) victims and two (2) offenders, you must complete two (2) VICAP Crime Analysis Report forms. Victim #1 and offender #1 would go on the first Report form and victim #2 and offender #2 would go on the second Report form.
 - 3) For one (1) victim and two (2) offenders, you must complete one (1) VICAP Crime Analysis Report form. The victim and offender #1 would be reported in the body of the VICAP Crime Analysis Report form, and offender #2 would be reported by copying an additional offender page (Items 55 through 84), completing it, and attaching it to the VICAP Crime Analysis Report.
- Before submitting the VICAP Crime Analysis Report, make a copy for your records.
 - Mail all VICAP Crime Analysis Reports, Supplements, and/or Corrections to:
VICAP
National Center for the Analysis of Violent Crime
FBI Academy
Quantico, VA 22135.
 - Enclosing Crime Scene Photographs with the VICAP Crime Analysis Report will assist the VICAP staff in the evaluation of the case.
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Examples:

- 1) The partially decomposed body of an adult female was discovered in a wooded area of a state park, one-quarter mile from a major state highway. There are indications of sexual assault. Victim died of gunshot wounds. It appears that the victim was not killed at the body recovery site. The victim's whereabouts prior to her death have not been established.
- 2) Female juvenile was last seen at school. Investigation indicates that she was possibly abducted at or near the school while en route home. The victim has not returned nor has her body been recovered. Investigation indicates that it is unlikely that the victim is a runaway or that she disappeared of her own accord. This case is strikingly similar to one that occurred approximately 8 months ago in the same vicinity.
- 3) The reported offender entered a locked single-family residence occupied by a man, his wife, and 2 infant children. While the offender was gathering property in the residence, the husband confronted the offender. The husband was shot immediately and died. The wife responded after hearing the gunshot and was physically restrained by the offender. The offender hit her repeatedly with his fists, forced her to commit oral sex, and raped her repeatedly. The wife survived the attack. The children were not assaulted. The offender left the residence, and a vehicle was heard to leave the area. Offender arrested during the commission of a burglary in the same neighborhood one week later.

TABLE OF CONTENTS

iii

<u>SUBJECT AREA</u>	<u>ITEM NUMBERS</u>
I. ADMINISTRATION	
Case administration	1 - 17
Crime classification	18 - 20
Date and time parameters	21 - 24
II. VICTIM INFORMATION	
Status	25 - 28
Identification	27 - 33
Physical description	34 - 45
Scars and/or birthmarks	46
Tattoos	47 - 48
Outstanding physical features	49
Clothing	50 - 52
Miscellaneous	53 - 54
III. OFFENDER INFORMATION	
Status	55 - 56
Identification	57 - 63
Physical description	64 - 76
Scars and/or birthmarks	77
Tattoos	78
Outstanding physical features	79
IV. IDENTIFIED OFFENDER INFORMATION	
Offender background	80 - 82
Property of others	83
Offender's admissions	84
V. VEHICLE DESCRIPTION	
Vehicle used in this incident	85 - 86
VI. OFFENSE M. O.	
Offender's approach to victim at time of incident	86 - 90
Exact geographic location	100
Location of events	
Body recovery site	101 - 106
Murder or major assault site	107 - 113
Site of offender's initial contact with victim	114 - 120
Victim's last known location	121 - 126
Events at assault site	127 - 129
Offender's writing or carving on body of victim	131 - 131
Offender's writing or drawing at the crime scene	132 - 135
Symbolic artifacts at crime scene	134
Offender's communications	135
VII. CONDITION OF VICTIM WHEN FOUND	
Body disposition	136 - 140
Restraints used	141 - 149
Clothing and property	150 - 156
VIII. CAUSE OF DEATH AND/OR TRAUMA	
Cause of death	157
Trauma	158 - 163
Bite marks	164 - 165
Elements of torture or unusual assault	166 - 169
Sexual assault	170 - 177
IX. FORENSIC EVIDENCE	
Weapons	178 - 184
Blood	185 - 186
X. REQUEST FOR PROFILE	187
XI. OTHER RELATED CASES	189
XII. NARRATIVE SUMMARY	189

DO NOT COMPLETE THIS REPORT WITHOUT FIRST READING INSTRUCTIONS

I. ADMINISTRATION

CASE ADMINISTRATION

- 5. Reporting Agency: _____
- 6. Address _____ 7. City: _____
- 8. County: _____ 9. State: _____ 10. ZIP: _____
- 11. Reporting Agency's ORI Number: _____
- 12. Reporting Agency's Case Number: _____
- 13. NCIC Number If Victim Is 1) Missing or 2) an Unidentified Dead Body: _____
- 14. Investigator's Name: _____
- 15. Investigator's Phone Number: _____
- 16. VICAP Crime Analysis Report Type:
 - 1 Original Submission of This Case
 - 2 Supplement to Previously Submitted Information
 - 3 Correction of Previously Submitted Information
- 17. Investigating Agency's Case Status:
 - 1 Open (active investigation)
 - 2 Suspended (inactive investigation)
 - 3 Open -- Arrest Warrant Issued
 - 4 Cleared by Arrest
 - 5 Exceptionally Cleared (by UCR definition)

CRIME CLASSIFICATION

- 18. This VICAP Crime Analysis Report Pertains to the Following Type Case (check one only):
 - 1 Murder or Attempted Murder -- Victim Identified (go to Item 19)
 - 2 Unidentified Dead Body Where Manner of Death Is Known or Suspected to Be Homicide (go to Item 19)
 - 3 Kidnaping or Missing Person with Evidence of Foul Play (victim still missing) (go to Item 20)
- 19. Based on Your Experience and the Results of the Investigation of This Case, Do You Believe This Offender Has Killed Before?
 - 1 Yes (explain in Narrative Summary)
 - 2 No
 - 99 Unable to Determine
- 20. There is an Indication That This Case is Related to Organized Drug Trafficking:
 - 1 Yes
 - 2 No
 - 99 Unable to Determine

DATE AND TIME PARAMETERS

- 21. Today's Date: _____
 (mo) (da) (yr)
- 22. Victim Last Seen: _____
 (mo) (da) (yr) Military Time Exact Approximate
- 23. Death or Major Assault: _____
 (mo) (da) (yr) _____
- 24. Victim or Body Found _____
 (mo) (da) (yr) _____

If your victim is either a missing person or an unidentified dead body, respond to items 44 through 48. Otherwise, go to item 49.

44. Abnormalities of Teeth:

- 1 None
- 2 Braces
- 3 Broken or Chipped
- 4 Crooked
- 5 Decayed
- 6 Noticeable Gaps
- 7 Some or All Missing
- 8 Stained
- 9 Other (describe): _____
- 99 Unknown

45. Glasses or Corrective Lenses Normally Worn by or Associated with Victim:

- 1 None
- 2 Prescription
- 3 Contacts
- 4 Bifocals
- 5 Plastic Frame
- 6 Metal Frame
- 7 Rimless
- 8 Other (describe): _____
- 99 Unknown

SCARS AND/OR BIRTHMARKS

46. Location of Noticeable Scars or Birthmarks (not tattoos):

- 1 None
- 2 Face, Head, or Neck
- 3 Arm(s) or Hand(s)
- 4 Torso
- 5 Buttocks
- 6 Feet or Leg(s)
- 7 Other (describe): _____
- 99 Unknown

TATTOOS

47. Tattoo Locations:

- 1 None
- 2 Face, Head, or Neck
- 3 Arm(s) or Hand(s)
- 4 Torso
- 5 Buttocks
- 6 Feet or Leg(s)
- 7 Other (describe): _____
- 99 Unknown

48. Tattoo Designs:

- 1 Initials or Words
- 2 Number(s)
- 3 Picture(s) or Design(s)
- 4 Other (specify): _____
- 99 Unknown

OUTSTANDING PHYSICAL FEATURES

49. Did the Victim Have Outstanding Physical Features (crossed eyes, noticeable limp, physical deformity, etc.)? (Do not repeat information reported in Items 44 through 48, above.)

- 1 Yes (describe): _____
- 2 No
- 99 Unknown

CLOTHING OF VICTIM

50. Generally Preferred Clothing Style (this item deals with general style of dress typically preferred by the victim, not a detailed clothing description):

- 1 Business Suit
- 2 Casual
- 3 Gaudy or Garish
- 4 Sport or Athletic
- 5 Western Wear
- 6 Work Clothes or Uniform
- 88 Other (describe): _____
- 99 Unknown

51. Generally Preferred Predominant Color Tone of Clothing

(check one only):

- 1 Whites
- 2 Yellows
- 3 Greens
- 4 Blues
- 5 Purples/Violets
- 6 Reds/Oranges
- 7 Browns/Tans
- 8 Grays/Blacks

52. If This Victim Is a Missing Person or Unidentified Dead, Give a Detailed Description of Clothing:

MISCELLANEOUS

53. Victim's Residence (check one only):

- 1 Single-Family Dwelling
- 2 Multi-Family Dwelling
- 3 Temporary or Transient Housing
- 4 Motor Vehicle
- 5 Street
- 99 Unknown

54. Current Occupation(s): 1) _____
2) _____

III. OFFENDER INFORMATION

OFFENDER DEFINED. As used in this VICAP Crime Analysis Report, "offender" includes arrestees, perpetrators, or persons the investigator has reasonable cause to believe are responsible for the commission of the crime.

OFFENDER STATUS

- 55. This is Offender _____ of _____ Offender(s) in This Incident.
(number) (total)
- 56. The Offender Is (check one only):
 - 1 Unknown—Not Seen (go to Item 85)
 - 2 Unknown—Seen
 - 3 Identified (named)—Not in Custody
 - 4 In Custody
 - 5 Deceased

OFFENDER IDENTIFICATION

- 57. Name: _____
(last, first, middle)
- 58. Alias(es) (including maiden name and prior married names):

- 59. Resident City: _____ 60. State: _____ 61. ZIP: _____
- 62. Social Security Number: _____ 63. FBI Number: _____

PHYSICAL DESCRIPTION

- 64. Sex:
 - 1 Male
 - 2 Female
 - 99 Unknown
- 65. Race:
 - 1 Black
 - 2 Caucasian
 - 3 Hispanic
 - 4 Oriental/Asian
 - 5 Other
 - 99 Unknown
- 66. Date of Birth: ____/____/____
(mo) / (da) / (yr)
99 Unknown
- 67. Age (or best estimate) at Time of Incident: _____
99 Unknown. (years)
- 68. Height (or best estimate): _____ feet _____ inches (to _____ feet _____ inches)
99 Unknown
- 69. Build (check one only):
 - 1 Small (thin)
 - 2 Medium (average)
 - 3 Large (stocky)
 - 99 Unknown
- 70. Hair Length (check one only):
 - 1 Bald or Shaved
 - 2 Shorter Than Collar Length
 - 3 Collar Length
 - 4 Shoulder Length
 - 5 Longer Than Shoulder Length
 - 99 Unknown
- 71. Hair Shade (check one only):
 - 1 Light
 - 2 Dark
 - 3 Neither 1 or 2 Above
 - 99 Unknown
- 72. Predominant Hair Color (check one only):
 - 1 Gray and/or White
 - 2 Blond
 - 3 Red
 - 4 Brown
 - 5 Black
 - 6 Other
 - 99 Unknown

- 73. Was Wearing Glasses:
 - 1 Yes
 - 2 No
 - 99 Unknown
- 74. Facial Hair (check all that apply):
 - 1 None
 - 2 Mustache
 - 3 Beard
 - 4 Other
 - 99 Unknown
- 75. Appeared Generally Well Groomed:
 - 1 Yes
 - 2 No
 - 99 Unknown
- 76. Offender Wore a Disguise or Mask:
 - 1 Yes
 - 2 No
 - 99 Unknown

SCARS AND/OR BIRTHMARKS

- 77. Noticeable Scars or Birthmarks (not tattoos):
 - 1 Yes
 - 2 No
 - 99 Unknown

TATTOOS

- 78. Noticeable Tattoos:
 - 1 Yes
 - 2 No
 - 99 Unknown

OUTSTANDING PHYSICAL FEATURES

- 79. Other Outstanding Physical Features of the Offender Not Reported Above (crossed eyes, noticeable limp, physical deformity, etc.):
 - 1 Yes (describe): _____
 - 2 No
 - 99 Unknown

IV. IDENTIFIED OFFENDER INFORMATION

If you have an offender in custody or identified in this case, complete items 80 through 84. Otherwise, go to item 85.

OFFENDER'S BACKGROUND

- 80. Cities and States of Residence during Last 5 Years (exclude current city of residence):
 - 1) _____ 3) _____
 - 2) _____ 4) _____
- 81. List the States the Offender Has Visited during Last 5 Years (attach separate sheet if necessary):
 - 1) _____ 3) _____
 - 2) _____ 4) _____
- 82. Foreign Countries Lived or Traveled in:
 - 1) _____ 3) _____
 - 2) _____ 4) _____

PROPERTY OF OTHERS

- 83. Offender Was in Possession of Property of Others (check all that apply):
 - 1 Body Parts
 - 2 Clothing
 - 3 Credit Card(s), Checks, or other I.D.
 - 4 Jewelry
 - 5 Photo(s)
 - 99 Other (specify): _____

OFFENDER'S ADMISSIONS

- 84. Offender Admits Other Similar Crime(s) of Violence:
 - 1 Yes (attach details)
 - 2 No

V. VEHICLE DESCRIPTION

VEHICLE USED IN THIS INCIDENT

85. Is a Vehicle Known to Have Been Used in This Incident?
 1 Yes 2 No or Unknown (go to Item 96)

NOTE: Complete vehicle information if 1) a vehicle was used by the offender in this incident; or 2) this is a missing person case and the vehicle is missing; or 3) this is an unidentified dead case and the vehicle has been connected with the victim; or 4) the vehicle is in any way significantly involved in this incident.

86. Did the Vehicle Belong to, or Was it under the Civil Control of, the Victim?
 1 Yes 2 No

87. The Vehicle Would Normally Be Described as Being:
 1 Exceptionally Well Maintained ("sharp") 3 Neither 1 or 2 Above
 2 Not Generally Well Kept ("beat-up") 99 Unknown

88. The Vehicle Would Normally Be Described as Being:
 1 Newer/Late Model 3 Neither 1 or 2 Above
 2 Older Model 99 Unknown

89. License Number: _____ 90. License State: _____

91. Vehicle Year: _____ 92. Make: _____ 93. Model: _____

94. Body Style:
 1 Passenger Car 6 Motorcycle
 2 Van 88 Other (specify): _____
 3 Pick-up Truck
 4 "Jeep" Type (i.e., Bronco, Blazer, etc.) 99 Unknown
 5 Tractor-Trailer

95. Color: _____
 (top) (bottom)

VI. OFFENSE M. O.

OFFENSE M.O. USED IN THIS INCIDENT

96. The Victim or a Witness Reported That the Offender's Approach to Victim Was:
 1 No Living Victim or Person Witnessed the Offender's Approach to Victim (go to Item 100)
 2 By Deception or Con: Openly, with Subterfuge or Ploy (e.g., offers assistance or requests direction) (go to Item 97 and then go to Item 100)
 3 By Surprise: Lay in Wait or Stepped from Concealment (go to Item 98 and then go to Item 100)
 4 By "Blitz": Direct and Immediate Physical Assault (go to Item 99)
97. If the Offender Initiated Contact with the Victim by Means of Deception, indicate the Type of Deception Below:
 1 Posed as Authority Figure 7 Asked for or Offered Assistance
 2 Posed as Business Person 8 Caused or Staged Traffic Accident
 3 Asked Victim to Model or Pose for Photos 9 Phony Police Traffic Stop
 4 Offered Job, Money, Treats, or Toys 10 Solicitation for Sex
 5 Implied Family Emergency or Illness 11 Offered Ride or Transportation
 6 Wanted to Show (something) 12 Other Deception
98. If the Offender Initiated Contact with the Victim by Means of Surprise, Indicate the Type of Surprise Below:
 1 Lay in Wait—Out of Doors 4 Victim Sleeping
 2 Lay in Wait—In Building 5 Other Surprise
 3 Lay in Wait—In Vehicle

99. If the Offender Initiated Contact with the Victim by Direct and Immediate Physical Assault. Indicate the Type of Direct and Immediate Physical Assault Below:

- 1 Immediately and Physically Overpowered Victim (picked up, carried away, etc.)
- 2 Hit Victim with Hand, Fist, or Clubbing Weapon
- 3 Choked Victim
- 4 Stabbed Victim
- 5 Shot Victim
- 6 Other Direct Assault

EXACT GEOGRAPHIC LOCATION

100. Last Known Location of Identified Victim or Location of Unidentified Dead Body Recovery Site:

a. City of (if within incorporated city, town, etc.)

b. County of (if not within incorporated city, town, etc.)

c. State: _____ d. ZIP: _____

LOCATION OF EVENTS

BODY RECOVERY SITE

101. Description of General Area of the Body Recovery Site (check one only):

- 1 Rural
- 2 Suburban
- 3 Urban
- 99 Unknown

102. The Neighborhood of the Body Recovery Site Is Predominantly (check one only):

- 1 Business, Industrial, or Commercial
- 2 Farm or Agricultural
- 3 Residential
- 4 Uninhabited or Wilderness
- 99 Unknown

103. The Body Recovery Site Was (check as many as apply):

- 1 Any Residence
- 2 At or Near a School or Playground
- 3 In a Retail Shopping District
- 4 On a Public Street
- 5 In a Vice Area
- 6 A Densely Wooded Area
- 7 In an Open Field
- 8 In a Vehicle
- 9 On Public Transportation
- 88 Other (specify): _____
- 99 Unknown

104. The Body Recovery Site Was Victim's Residence:

- 1 Yes
- 2 No
- 99 Unknown

105. The Body Recovery Site Was Victim's Work Place:

- 1 Yes
- 2 No
- 99 Unknown

106. Potential Witnesses at the Time the Offender Left the Body at the Body Recovery Site:

- 1 Other People Were Present in the Immediate Area
- 2 Area Was Essentially Deserted
- 99 Unknown

MURDER OR MAJOR ASSAULT SITE

107. Was the Murder or Major Assault Site the Same as the Body Recovery Site?

- 1 Yes (go to Item 113)
- 2 No or Unknown

108. Description of General Area of Murder or Major Assault Site (check one only):

- 1 Rural
- 2 Suburban
- 3 Urban
- 99 Unknown

109. The Neighborhood of Murder or Major Assault Site Is Predominantly (check one only):

- 1 Business, Industrial, or Commercial
- 2 Farm or Agricultural
- 3 Residential
- 4 Uninhabited or Wilderness
- 99 Unknown

110. The Murder or Major Assault Site Was (check as many as apply):

- 1 Any Residence
- 2 At or Near a School or Playground
- 3 In a Retail Shopping District
- 4 On a Public Street
- 5 In a Vice Area
- 6 A Densely Wooded Area
- 7 In an Open Field
- 8 In a Vehicle
- 9 On Public Transportation
- 88 Other (specify): _____
- 99 Unknown

125. The Victim's Last Known Location Was Victim's Residence:
1 Yes 2 No 99 Unknown

126. The Victim's Last Known Location Was Victim's Work Place:
1 Yes 2 No 99 Unknown

EVIDENCE AT ASSAULT(S)

127. There Is Evidence That the Offender Disabled the Telephone, Other Utilities, or Security Devices:
1 Yes 2 No 99 Unknown

128. The Property at the Crime Scene(s) Was Ransacked, Vandalized, or Burned:
1 Yes 2 No 99 Unknown

129. There Are Indications That the Offender Took Steps to Obliterate or Destroy Evidence at the Scene:
1 Yes 2 No 99 Unknown

OFFENDERS WRITING OR DRAWING ON BODY OF VICTIM

130. Writing or Carving on Body:
1 Yes (describe): _____ 2 No

131. Instrument Used to Write or Carve on Body:
1 Knife or Other Sharp Instrument 4 Writing Instrument (pen, etc.)
2 Blood 88 Other (specify): _____
3 Lipstick

OFFENDERS WRITING OR DRAWING AT THE CRIME SCENE

132. Writing or Drawing at Crime Scene(s):
1 Yes (describe): _____ 2 No

133. Instrument Used to Write or Draw at Crime Scene(s):
1 Knife or Other Sharp Instrument 4 Writing Instrument (pen, etc.)
2 Blood 88 Other (specify): _____
3 Lipstick

SYMBOLS, ITEMS, OR THINGS AT CRIME SCENE

134. Was There Evidence to Suggest a Deliberate or Unusual Ritual/Act/Thing Had Been Performed on, with, or near the Victim (such as an orderly formation of rocks, burnt candles, dead animals, defecation, etc.)?
1 Yes (describe): _____ 2 No
99 Unknown

OFFENDERS COMMUNICATIONS

Item 135 deals with communications initiated by the offender with respect to the crime. Examples would be: an offender sending a letter or tape recording to the police or media claiming responsibility for the crime; a ransom note; or a suspicious communication received by the victim prior to the crime. (This item does not refer to conversation between the offender and victim during commission of the crime.)

135. Was There Any Communication from the Offender Before or After the Crime?
1 Yes (enclose a copy or synopsis of the communication) 2 No
99 Unknown

CLOTHING AND PROPERTY OF VICTIM

- 150. Clothing on Victim When Found:
 - 1 Fully Dressed
 - 2 Partially Undressed
 - 3 Nude
 - 88 Other (specify): _____
- 151. There is Evidence the Victim Was Re-dressed by Offender:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 152. There is Evidence to Suggest That Any or All of the Victim's Clothing had been Ripped or Torn:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 153. There is Evidence to Suggest That Any or All of the Victim's Clothing had been Cut from the Body:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 154. Items of the Victim's Clothing Were Missing from the Body Recovery Site:
 - 1 Yes (identify): _____
 - 2 No
 - 99 Unknown
- 155. Victim's Clothing (not on the body) Recovered at the Body Recovery Site Was:
 - 1 Piled Neatly
 - 2 Scattered
 - 3 Hidden
 - 4 Not Applicable
- 156. Based on the investigation, There is Evidence to Suggest That the Offender Took Small Personal Items (other than clothing) From the Victim (these items may or may not be valuable, e.g., photos, driver's license, real or costume jewelry, etc.):
 - 1 Yes (specify): _____
 - 2 No
 - 99 Unknown

VIII. CAUSE OF DEATH AND/OR TRAUMA

If victim is a survivor, go to Item 158.

- 157. Medical Examiner's or Coroner's Officially Listed Cause of Death:

1 <input type="checkbox"/> Gunshot Wound(s)	11 <input type="checkbox"/> Burns --- Fire
2 <input type="checkbox"/> Stab Wound(s)	12 <input type="checkbox"/> Burns --- Chemical
3 <input type="checkbox"/> Cutting or Incise Wound(s)	13 <input type="checkbox"/> Burns --- Scalding
4 <input type="checkbox"/> Blunt Force Injury	14 <input type="checkbox"/> Hypothermia or Exposure
5 <input type="checkbox"/> Strangulation --- Manual, Ligature, Undetermined (circle one)	15 <input type="checkbox"/> Malnutrition or Dehydration
6 <input type="checkbox"/> Smothering	16 <input type="checkbox"/> Electrocution
7 <input type="checkbox"/> Airway Occlusion --- Internal	17 <input type="checkbox"/> Crushing Injury
8 <input type="checkbox"/> Torso Compression	18 <input type="checkbox"/> Explosive Trauma
9 <input type="checkbox"/> Hanging	19 <input type="checkbox"/> Undetermined
10 <input type="checkbox"/> Drowning	88 <input type="checkbox"/> Other (specify): _____

- 158. Major Trauma Location(s) (check as many as apply):

1 <input type="checkbox"/> Head / Face / Neck	7 <input type="checkbox"/> Genitalia
2 <input type="checkbox"/> Arm(s) / Hand(s)	8 <input type="checkbox"/> Anus
3 <input type="checkbox"/> Torso	88 <input type="checkbox"/> Other (specify): _____
4 <input type="checkbox"/> Leg(s) / Feet	
5 <input type="checkbox"/> Breasts	99 <input type="checkbox"/> Unable to Determine
6 <input type="checkbox"/> Buttocks	

- 159. Extent of Blunt Force Injury:
 - 1 None
 - 2 Minimal (minor bruising only, possibly caused by offender's slapping to control the victim)
 - 3 Moderate (injury inflicted which in itself could not have caused death)
 - 4 Severe (injury which in itself could have caused death, whether it was the cause of death or not)
 - 5 Extreme (injury inflicted beyond that necessary for death. Overkill)

VIII. CAUSE OF DEATH AND/OR TRAUMA (cont.)

- 160. Estimated Number of Stab Wounds: _____
- 161. Estimated Number of Cutting Wounds: _____
- 162. Number of Entry Gunshot Wounds: _____
- 163. Range of Gunfire:
 - 1 Not Applicable
 - 2 Distant (no stippling / tattooing)
 - 3 Intermediate (stippling / tattooing)
 - 4 Close (powder residue / tattooing)
 - 5 Contact

MARKS ON VICTIM

- 164. Bite Marks Were Identified on the Victim's Body:
 - 1 Yes
 - 2 No (go to Item 166)
- 165. Location of Bite Marks:
 - 1 Face
 - 2 Neck
 - 3 Abdomen
 - 4 Breast(s)
 - 5 Buttocks
 - 6 Groin
 - 7 Genitalia
 - 8 Thigh(s)
 - 88 Other (specify): _____

ELEMENTS OF FORCE OR UNUSUAL ASSAULT

- 166. There is Evidence to Suggest That the Offender Disfigured the Body of the Victim in Order to Delay or Hinder Identification of the Victim (burned body; removed and took hands, feet, head; etc.):
 - 1 Yes
 - 2 No
- 167. Elements of Unusual or Additional Assault upon Victim:
 - 1 None
 - 2 Victim Whipped
 - 3 Burns on Victim
 - 4 Victim Run Over by Vehicle
 - 5 Evidence of Cannibalism / Vampirism
 - 6 Offender Explored, Probed, or Mutilated Cavities or Wounds of Victim
 - 98 Other (specify): _____
- 168. Body Parts Removed by Offender:
 - 1 None (go to Item 170)
 - 2 Head
 - 3 Scalp
 - 4 Face
 - 5 Teeth
 - 6 Eye(s)
 - 7 Ear(s)
 - 8 Nose
 - 9 Hand(s)
 - 10 Arm(s)
 - 11 Leg(s)
 - 12 Breast(s)
 - 13 Nipples
 - 14 Anus
 - 15 Genitalia
 - 16 Internal Organs
 - 88 Other (specify): _____
- 169. Dismemberment Method:
 - 1 Bitten Off
 - 2 Cut -- Skilled/Surgical
 - 3 Cut -- Unskilled/Rough-Cut
 - 4 Hacked / Chopped Off
 - 5 Sawed Off
 - 88 Other (specify): _____

SEXUAL ASSAULT

- 170. Is There Evidence of an Assault to Any of the Victim's Sexual Organs or Body Cavities?
 - 1 Yes
 - 2 No (go to Item 178)
 - 3 Unable to Determine
- 171. Type Sexual Assault, or Attempt (check all that apply):
 - 1 Vaginal
 - 2 Anal
 - 3 Victim Performed Oral Sex on Offender
 - 4 Offender Performed Oral Sex on Victim
 - 88 Other (describe): _____
 - 99 Unable to Determine

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

DATE: 2/14/94

FURTHER: Finance

Date of 5-Day Notice: 2/24/94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 3/3/94

Judiciary Committee considered SB 321

Taking of firm conviction of **FINGERPRINTING AND CRIME RECORDS** or arraignment, upon the conviction of **FINGERPRINTING AND CRIME RECORDS** on a penal facility, and providing that fingerprints be provided to the Department of Public Safety; criminal and crime records and information; reporting of information concerning homicides and suspected homicides to the Department of Public Safety for analysis; requiring the Department of Public Safety to participate in the Federal Bureau of Investigation, Violent Crimes Apprehension Program."

and recommends: ^{and a majority of the committee recommends it be replaced with}

replace with CS SB 321 (JUD)

- same title
- new title
- technical title change (HB only)

attaches amendment(s) **and do pass**

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

20/15/15

FISCAL NOTE INFORMATION

Department	Date	Zero	Fiscal
Fin. Sec.			
Pub. Safety - Troopers	2/27/94	✓	
Pub. Safety - Statewide	2/28/94	✓	

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

Rick Halford
Debra Dowley
Suzanne Atlas

OTHER RECOMMENDATIONS:

Adrian L. Taylor, Do Pass
Chair: Signature and Recommendation