

**HB**

**104**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 4/11/96

DATE TURNED INTO OFFICE: 4-27-96

The Finance Committee considered CS FOR SS FOR HOUSE BILL NO. 104(JUD) am  
 Relating to disclosures of information about certain minors.

*JCS(Fin)  
coming*

and recommends:

- be replaced with 5 CS CS55 HB 104 (Fin)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical change
  - new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			

**NEW FISCAL NOTE(S):**

Department                      Date    Zero    Fiscal

DH+SS (DFYS)	4/17/96	0	
DOA (POA)	4/15/96	0	

**PREVIOUS FISCAL NOTE(S):\***

Department                      Date    Zero    Fiscal

#18 Courts	4/10/96	0	
#19 DPS	4/11/96	0	
#20 DOE	4/11/96	0	
#21 DOA (OPA)	4/15/96	0	

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCSCSSHB104(JUD)

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

POSITIONS	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \_\_\_\_\_ \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

There will be no fiscal impact if this bill passes.

5/17/96  
Prepared by: *L. Diane Worley*  
Division: Family & Youth Services

Approved by Commissioner: *Karen Perdue*  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 04/11/96

Date: 4/17/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCS CSSH B 104 (JUD)

Revision Date: \_\_\_\_\_  
 Title: An Act relating to disclosures of information about certain minors.  
 Sponsor: Rep. Kott  
 Requestor: (S)Jud.

Dept. Affected: Administration  
 BRU: Public Defender Agency  
 Component: Public Defender Agency  
 COMPONENT SERIAL NO. 1631

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
 No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
 Division: Public Defender Agency

Phone: (907)264-4400  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer *M. Boyer*  
 Agency: Department of Administration

Date: 4/15/96

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# FISCAL NOTE

No. 18

Bill Version: SCSCS55HB104(JUD)

(S) Publish Date: 4/11/96

**STATE OF ALASKA  
1996 LEGISLATIVE SESSION**

Revision Date: 04/10/96 Dept. Affected: Alaska Court System  
 Title: Disclosure of juvenile records BRU: Trial Courts  
 Sponsor: Rep. Kott Component: \_\_\_\_\_  
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 788

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES (						
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Fund Source (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1027 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: None

Positions

Full-Time						
Part-Time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel Phone: 264-8228  
 Agency: Alaska Court System Date: 04/10/96

Approved by: Arthur H. Snowden, II, Administrative Director Date: 04/10/96  
 Agency: Alaska Court System

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**FISCAL NO**

No. 19

**STATE OF ALASKA  
1996 LEGISLATIVE SESSION**

**BILL NO:**

Bill Version: SCS(S)SSHB104(JWD)

(S) Publish Date: 4-11-96

Revision Date: April 11, 1996  
 Title: Disclosure of Juvenile Records  
 Sponsor: Representative KOTT  
 Requestor: S. Judiciary

Dept. Affected: Public Safety  
 BRU: Alaska State Troopers  
 Component: Detachments  
 COMPONENT SERIAL NO. 0799

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

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
<b>OPERATING</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This bill will not have a material impact on the Division of Alaska State Troopers

Prepared By: Lt. Dan Lowden  
 Division: Alaska State Troopers  
 Approved by Commissioner: *Ronald L. Otte*  
 Agency: Ronald L. Otte, Dept. of Public Safety

Phone: 465 - 5505  
 Date: April 11, 1996  
 Date: 4/11/96

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# FISCAL NOTE

No. 20

Bill Version: SCSCSSSB104(JUD)

(S) Publish Date: 4-11-96

STATE OF ALASKA

1996 LEGISLATIVE SESSION

Revision Date: 4/11/96

Title: Disclosure of Juvenile Records

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

Sponsor: Representative Kott

Requester: Senate Judiciary Committee

COMPONENT SERIAL NO. 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES</b>						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0.0

**ANALYSIS:** SCSCSSSB104(Jud) clarifies when state and municipal law enforcement agencies are required to disclose information to the public and to schools regarding minors who commit certain crimes. This version added the stipulation that law enforcement agencies may disclose the name(s) of the parent(s) whose minor committed the felony. Further, these agencies may reveal necessary information to school officials in order to increase the safety of students and staff. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Homme, Special Assistant

Phone: 465-2803

Division: Commissioner's Office

Date: April 11, 1996

Approved by Commissioner: Shirley J. Holloway

Shirley J. Holloway, Ph.D. Commissioner

Agency: Education

Date: April 11, 1996

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# FISCAL NOTE

No. 21

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSSSB/04(LTW)  
(S) Publish Date: 4/15/96  
1/-

Revision Date: \_\_\_\_\_  
Title: "An Act relating to disclosures of information about certain minors."  
Sponsor: Representative Kott  
Requestor: (S)Judiciary

Dept. Affected: Administration  
BRU: Office of Public Advocacy  
Component: Office of Public Advocacy  
  
**COMPONENT SERIAL NO. 43**

**EXPENDITURES/REVENUES:**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>	0	0	0	0	0	0
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<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0
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**FUND SOURCE:**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)

No anticipated fiscal impact on the Office of Public Advocacy.

Prepared by: Brant McGee, Public Advocate  
Division: Office of Public Advocacy

Phone: (907) 274-1684  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer *MBoyer*  
Agency: Department of Administration

Date: 4/15/96

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4/27/96 Amend #1 p.2  
Adopted

9-LS0276\N

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 104(FIN)<sup>FIN</sup>

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 4/11/96  
Referred: Finance

Sponsor(s): REPRESENTATIVES KOTT, Bunde, Green, Ogan, Rokeberg

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to disclosures of information about certain minors."

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

3 \* Section 1. AS 47.10.093(c) is amended to read:

4 (c) A state or municipal law enforcement agency

5 (1) shall disclose information regarding a case that is needed by the  
6 person or agency charged with making a preliminary investigation for the information  
7 of the court under AS 47.10.020;

8 (2) may disclose to the public upon request but may not report to the  
9 Department of Public Safety under AS 12.62.120

10 (A) the following information about a minor when the minor  
11 has been arrested for commission of an offense, the minor committed the  
12 offense on or after the effective date of this Act, and the offense is one that  
13 would have been a felony if committed by an adult:

14 (i) the minor's name;

15 (ii) the name of the minor's parent or parents;

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(iii) the date and place of the offense; and

(iv) a description of the nature of the offense; and

(B) information regarding a criminal offense, other than an offense for which a disclosure may be made under (A) of this paragraph, in which a minor is a suspect, victim, or witness if the minor is not identified by the disclosure;

(3) may disclose to school officials information regarding a case as may be necessary to protect the safety of school students and staff;

(4) may disclose to the public information regarding a case as may be necessary to protect the safety of the public; and

(5) may disclose to a victim information, *regarding the arrest* including copies of reports, *DD Amend. #1* as necessary for civil litigation or insurance claims pursued by or against the victim.

*4/27/96  
am  
DD  
Amend.  
#1  
Adopted  
4/27/96  
pm*

4/28/96

Larry-

Submitted for approval is the final SES CS 5514B 104 (Fin) with Sen. Donley's amendment on page two.

Kathy  
2618

cc: Sen. Donley

Karen-

4/28/96

Attached is the final  
JCS CS 55 HB 104 (Fin)  
with Senator Donley's  
amendment on page  
two.

Please advise

A circular stamp containing handwritten text. The word "Kathy" is written on the left side. In the center, there are initials "KJ". On the right side, the word "Kathy" is written again. At the bottom of the circle, the name "Karen" is written. To the right of the circle, the year "2018" is written.

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 104(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:  
Referred:

Sponsor(s): REPRESENTATIVES KOTT, Bunde, Green, Ogan, Rokeberg

SENATORS Halford, Phillips

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to disclosures of information about certain minors."

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

3 \* Section 1. AS 47.10.093(c) is amended to read:

4 (c) A state or municipal law enforcement agency

5 (1) shall disclose information regarding a case that is needed by the  
6 person or agency charged with making a preliminary investigation for the information  
7 of the court under AS 47.10.020;

8 (2) may disclose to the public upon request but may not report to the  
9 Department of Public Safety under AS 12 62.120

10 (A) the following information about a minor when the minor  
11 has been arrested for commission of an offense, the minor committed the  
12 offense on or after the effective date of this Act, and the offense is one that  
13 would have been a felony if committed by an adult:

14 (i) the minor's name;

15 (ii) the name of the minor's parent or parents;

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(iii) the date and place of the offense; and

(iv) a description of the nature of the offense; and

(B) information regarding a criminal offense, other than an offense for which a disclosure may be made under (A) of this paragraph,  
in which a minor is a suspect, victim, or witness if the minor is not identified  
by the disclosure;

(3) may disclose to school officials information regarding a case as may  
be necessary to protect the safety of school students and staff;

(4) may disclose to the public information regarding a case as may be  
necessary to protect the safety of the public; and

(5) may disclose to a victim information regarding the minor's arrest,  
including copies of reports [, AS NECESSARY FOR CIVIL LITIGATION OR  
INSURANCE CLAIMS PURSUED BY OR AGAINST THE VICTIM].

FISCAL NOTE

No. 17

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCS C555 HB104 (HE)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services

Sponsor: Representative Kott  
Requestor: Senate (JUD)

Component: Northern Region  
COMPONENT SERIAL NO. 255  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts	(507.4)	(507.4)	(507.4)	(507.4)	(507.4)	(507.4)
1003 GF Match						
1004 GF	507.4	507.4	507.4	507.4	507.4	507.4
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$507.4 in Title IVE federal funds for the Northern Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley  
Division: Family & Youth Services

L. Diane Worley, Director  
Family & Youth Services

Phone: 465-3191  
Date: 03/15/96

Approved by Commissioner: Karen Perdue  
Agency: Department of Health & Social Services

Karen Perdue, Commissioner  
Department of Health & Social Services

Date: 3/20/96

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# FISCAL NOTE

No. 16

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCS SSB104 (HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
 Title: Disclosure of Juvenile Records  
 \_\_\_\_\_  
 Sponsor: Representative Kott  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Southeastern Region  
 COMPONENT SERIAL NO. 258  
 See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)
1003 GF Match						
1004 GF	286.0	286.0	286.0	286.0	286.0	286.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

POSITIONS	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$286.0 in Title IVE federal funds for Southeast Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
 Division: Family & Youth Services  
 Approved by Commissioner: Karen Perrine, Commissioner  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/15/96  
 Date: 3/20/96

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**FISCAL NOTE**

No. 15

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSS5HB104(CHES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services

BRU: Family and Youth Services

Component: Southcentral Region

Sponsor: Representative Kott

COMPONENT SERIAL NO. 254

Requestor: Senate (JUD)

See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)
1003 GF Match						
1004 GF	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1,153.8 in Title IVE federal funds for Southcentral Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services

Phone: 465-3191  
Date: 03/15/96

Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Date: 3/20/96

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**FISCAL NOTE**

No. 14

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSS87B104 (HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family & Youth Services  
Component: Foster Care  
COMPONENT SERIAL NO. 252  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)
1003 GF Match						
1004 GF	1,330.0	1,330.0	1,330.0	1,330.0	1,330.0	1,330.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1330.0 in Title IVE federal funds for Foster Care. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *L. Diane Worley*  
 Division: Family & Youth Services  
 Approved by Commissioner: *Karen Perdue*  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/19/96  
 Date: 3/20/96

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# FISCAL NOTE

No. 13

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCS CSS HB104(HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services

BRU: Family & Youth Services

Component: Residential Child Care

Sponsor: Representative Kott

COMPONENT SERIAL NO. 253

Requestor: Senate (JUD)

See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)
1003 GF Match						
1004 GF	568.0	568.0	568.0	568.0	568.0	568.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$568.0 in Title IVE federal funds for Residential Child Care. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *J. Diane Worley*  
 Division: Family & Youth Services  
 Approved by Commissioner: *Karen Pedue*  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/19/96  
 Date: 3/20/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

No. 12  
Bill Version: SCS CS SS HB 104 CHES  
(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family & Youth Services  
Component: Family Preservation  
COMPONENT SERIAL NO. 1628  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)
1003 GF Match						
1004 GF	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9
1005 GF/Program Receipts						
1005 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1022.9 in Title IVE federal funds for Family Preservation. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *L. Diane Worley*  
Division: Family & Youth Services  
Approved by Commissioner: *Karen Perdue*  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 03/19/96  
Date: 3/20/96

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# FISCAL NOTE

No. 11

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCS55HB104CHES

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family & Youth Services  
Component: Sub Adoption & Guardianship  
COMPONENT SERIAL NO. 1962  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)
1003 GF Match						
1004 GF	1,364.6	1,364.6	1,364.6	1,364.6	1,364.6	1,364.6
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1364.6 in Title IVE federal funds for Subsidized Adoption & Guardianship. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *L. Diane Worley*  
 Division: Family & Youth Services  
 Approved by Commissioner: *Karen Perdue*  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/19/96  
 Date: 3/20/96

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**FISCAL NOTE**

No. 10

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSS HB14/HES

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)
1003 GF Match						
1004 GF	1,393.2	1,393.2	1,393.2	1,393.2	1,393.2	1,393.2
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1393.2 in Title IVE federal funds for the Central Office. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services  
Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 03/15/96  
Date: 3/20/96

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# FISCAL NOTE

No. 9

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BJ Bill Version: SCSCS SS HA104(HES)  
(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Court System  
Title: Disclosure of juvenile records BRU: Trial Courts  
Sponsor: Rep. Kott Component: \_\_\_\_\_  
Requestor: Senate HESS COMPONENT SERIAL NO. 768

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	18.1	18.1	18.1	18.1	18.1	18.1
TRAVEL						
CONTRACTUAL						
SUPPLIES	0.4	0.4	0.4	0.4	0.4	0.4
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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Fund Source (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	18.5	18.5	18.5	18.5	18.5	18.5
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>	<b>18.5</b>

Estimate of any current year (FY 96) cost: None

Positions

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff Counsel *[Signature]* Phone: 264-8228  
Agency: Alaska Court System Date: 04/10/96  
Approved by: Arthur H. Snowden, II, Administrative Director *[Signature]* Date: 04/10/96  
Agency: Alaska Court System

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Alaska Court System  
Fiscal Analysis  
SCS CSSSHB 104 (HES)

SCS CSSSHB 104 (HES) amends delinquency laws to make public certain records of a juvenile who is alleged to have committed an act which would be a felony if committed by an adult. Those parts of a juvenile file which are made public include the court order which closes the case after determining that the minor may be prosecuted as an adult; the court order that dismisses the case; and the court's disposition order following the adjudication of the minor as a delinquent.

The major use of adult criminal files by private citizens is records checks. In Alaska, there is a 13 to 18-year old population of approximately 50,000; this figure, along with scores of thousands of young adults, is the potential group about which records requests could be made by potential employers, landlords, credit bureaus, neighbors, teachers, etc. Statewide, courts receive over 3500 written requests per year for adult criminal records information, from individuals and entities that are located in a different community than the courthouse. Far more individuals and businesses perform adult criminal records research in person at courthouses. In Anchorage alone, for example, approximately 75 people per day request adult files to review for criminal records; these 75 individuals look through an estimated 500 files per day. It can be assumed that the number of requests for juvenile records will likewise be substantial, once they are made accessible. This bill will require creation of a second juvenile file system, containing public information, which will be kept concurrently with the existing confidential file system. This will impose additional clerical costs.



# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

No. 8  
Bill Version: SCSCSS17B104(HB)  
(S) Publish Date: 4-2-96

Revision Date: \_\_\_\_\_  
Title: An Act relating to disclosure of information about certain minors.  
Sponsor: Rep. Kott  
Requestor: (S)HES

Dept. Affected: Administration  
BRU: Public Defender Agency  
Component: Public Defender Agency  
COMPONENT SERIAL NO. 1631

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0	0	0	0	0	0
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CHANGE IN REVENUES ( )	0	0	0	0	0	0
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**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
Division: Public Defender Agency

Phone: (907)264-4400  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
Agency: Department of Administration

Date: 3/29/96

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# FISCAL NOTE

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL #** \_\_\_\_\_ Bill Version: SCS CS 55 + 8104  
(S) Publish Date: 3-25-96

Revision Date: February 29, 1996 Dept. Affected: Public Safety  
Title: "An Act relating to disclosure of information  
about certain minors..." BRU: Alaska State Troopers  
Sponsor: Representative KOTT Component: Detachments  
Requestor: S. Judiciary COMPONENT SERIAL NO. 799

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

**ANALYSIS: (Attach a separate page if necessary.)**

No significant fiscal impact is anticipated.

Prepared By: Francis c. Allan Phone: (907) 269-5691  
Division: Alaska State Troopers Date: 02/29/96  
Approved by Commissioner: *D. L. Smith* Date: 3/1/96  
Agency: Ronald L. Otte, Dept. of Public Safety

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSLS SSHB104(HES)  
(S) Publish Date: 2-26-96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (HES)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

**ANALYSIS:** (Attach a separate page if necessary)

There would be no fiscal impact if this bill were to become law.

*5/22/96*

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services

Phone: 465-3191  
Date: 02/22/96

Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Date: \_\_\_\_\_

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# FISCAL NOTE

No. 5

Bill Version: SCSCSSS HB 104 (HB5)

(S) Publish Date: 2-26-96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: 05/01/95

Title: Disclosure of Juvenile Records

Sponsor: Representative Kott

Requester: Representative Kott

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

COMPONENT SERIAL NO. 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary.)

CSSSHB 104 (Jud)am clarifies when state and municipal law enforcement agencies are required to disclose information to schools and the public regarding minors who commit certain offenses. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Homme, Special Assistant

Division: Commissioner's office

Approved by Commissioner: [Signature]

Agency: Education

Phone: 465-2803

Date: February 20, 1996

Richard S. Cross, Deputy Commissioner

Date: February 20, 1996

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STA 1  
1995 F.L.

No. 4  
Bill Version: CSSSHB 104 (JUD)  
(H) Publish Date: 4/22/95

Revision Date: \_\_\_\_\_  
Title: "An Act relating to disclosures of information about certain minors."  
Sponsor: Rep. Kott  
Requestor: (H) JUD

Department Affected: Administration  
BRU: Public Defender Agency  
Component: Public Defender Agency  
COMPONENT SERIAL NO. 1631

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

FUND SOURCE: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 95) cost: \$ -0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
Division: Public Defender Agency

Phone: 264-4400  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover  
Agency: Department of Administration

Date: 4/18/95

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

No. 3  
Bill Version: CSSSHB 104 (HES)  
(H) Publish Date: 4/6/95

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
Title: Disclosure of juvenile records BRU: Alaska State Troopers  
Component: Detachments  
Sponsor: Representative Kort  
Requestor: (H) HESS COMPONENT SERIAL NO. 799

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
<small>Revenue Code</small>						

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 95) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

No material impact.

Prepared By: Francis C. Allan Phone: 269-5691  
Division: Alaska State Troopers Date: 04/03/95  
Approved by Commissioner: Ronald L. Otte Date: 4-4-95  
Agency: Ronald L. Otte, Dept. of Public Safety

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# FISCAL NOTE

Bill No. 2

Bill Version: CSSSHB 104 (HES)

(H) Publish Date: 4/6/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: 03/20/95 Dept. Affected: Alaska Court System  
 Title: Disclosure of juvenile records BRU: Trial Courts  
 Components: \_\_\_\_\_  
 Sponsor: Rep. Kott, Bunde, Green  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 768

**EXPENDITURES/REVENUES** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>						

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 95) cost: \$ None

**ANALYSIS:** (Attach a separate page if necessary)

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel *(Signature)* Phone: 264-8228  
 Agency: Alaska Court System Date: 03/20/95

Approved by: Arthur H. Snowden, II, Administrative Director *(Signature)* Date: 03/20/95  
 Agency: Alaska Court System

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STATE OF ALASKA  
1995 LEGISLATIVE SESSION

No. 1  
Version: CSSSHB 104 (HES)  
(H) Publish Date: 4/6/95

Revision Date: \_\_\_\_\_  
Title: Disclosure of Information on Minors  
Sponsor: Representative Kott  
Requestor: House (HES)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other (please specify)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY95) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

There would be no fiscal impact for the Department if this bill were to become law.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services

Phone: 465-3191  
Date: 04/05/95

Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Date: 4/5/95

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# Alaska State Legislature House of Representatives

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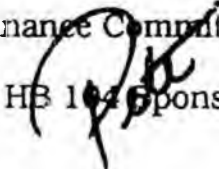


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## MEMORANDUM

To: Members of the Senate Finance Committee

From: Representative Pete Kott, HB 104 Sponsor 

Date: April 16, 1996

Subject: Support for Senate CS for CS SS HB104: Disclosures of Information about certain minors

Senate CS for CS SS HB104(JUD) has just passed out of Senate Judiciary. In its current amended form, it only affects one agency, the Department of Public Safety, and there is a zero fiscal note. I would therefore like to request that you waive this bill from Senate Finance. Attached is a waiver slip for your convenience, as well as backup documentation.

Concern over the great increase in juvenile offenders has developed in Alaska as well as other states. There have been numerous approaches taken to deal with this problem, including prevention programs, stiffer penalties, and release of information. This bill falls into the latter category.

As of 1995, attached documents show that 24 states provided for release of information about certain crimes to the general public under special circumstances. Of these, 12 states provide specifically for public access to records of juveniles charged with or adjudicated for crimes that would be considered felonies if committed by adults. Release of information on juvenile offenders such as this bill provides is also supported by the Municipality of Anchorage with their Public Safety Partnership Program.

With this bill, we chose not to confront the potential of D.F.Y.S. losing millions in federal funds if we required them to release information. It was the struggle over this issue that led to CSs in just about every House and Senate Committee the bill was heard in. Other states do not have this problem because they keep their enforcement and their treatment programs in separate departments, but since D.F.Y.S. does both, there are confidentiality and federal funding issues. By dealing only with D.P.S., this bill avoids the problem and thus a potential veto.



Representative Pete Kott 

# Alaska State Legislature House of Representatives

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## SPONSOR STATEMENT SENATE CS for CS SS HB 104 (JUD)

Although the overall crime rate may be experiencing a slight dip in the United States, juvenile crime is growing at a precipitous rate. Even more disturbing, juveniles are committing increasingly violent crimes and are doing so at younger ages. The serious nature of juvenile crime is pervasive in Alaska. This bill is a step toward informing the public about the severity of this problem and the identity of juvenile perpetrators.

If enacted, this bill would permit an arresting entity to release certain information to the public, provided that four criteria are satisfied. First, there must be a request for information made by a member of the public. Second, the juvenile must have been arrested for the commission of an offense. Third, the offense must have been committed after the effective date of the bill. Fourth, the offense must be one that would have been a felony if committed by an adult. Finally, a House floor amendment made certain that none of this information went into the DPS criminal justice information system.

If the above criteria are satisfied, the arresting agency may release the minor's name, the date and place of the offense, the parents name (a Senate HESS amendment) and a description of the nature of the offense. Another Senate HESS Committee amendment required that, once the minor had gone through the D.F.Y.S. system, the Court must in addition release certain outcome information on the case.

Subsequently, the entire section of the Senate HESS version dealing with the Courts had to be dropped, because it was determined that D.F.Y.S. funding would still be threatened. The new Senate Judiciary version would allow D.P.S. to release four things: 1) the minor's name, 2) the name of the minor's parent or parents, 3) the date and place of the offense, and 4) a description of the nature of the offense. In its current form, it is the same as CS SS HB 104(JUD) am that passed the House, with the exception of the addition of 2) above.

An awareness by juveniles that their identity can be revealed to their friends, teachers, and neighbors when they commit a serious offense will act as a deterrent. This is one step to help reverse the growing trend of juvenile criminality. It will help juveniles decide what type of life they want to live, and it will encourage them to make the proper choice. Furthermore, public safety will be enhanced when citizens are able to obtain such information to help protect their families.



Representative Pete Kott



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Juneau, Alaska 99801-2105

## MEMORANDUM

January 10, 1996

**SUBJECT:** CSSSHB 104(Jud) am, relating to disclosure of information about minors: sectional analysis (Work Order No. 9-LS0276\O)

**TO:** Representative Pete Kott  
ATTN: Roger Poppe

**FROM:** Jack Chenoweth  
Legislative Counsel

As revised by the House Judiciary Committee and amended by the House members during floor debate, this House-passed bill proposes to allow state and municipal law enforcement agencies to release information and records about certain minors.

The measure's sole operative provision, bill section 1, amends existing AS 47.10.093(c). The material added to paragraph (c)(2) explicitly permits law enforcement agencies to release to the public information about a minor who has committed an offense that is a felony if it had been committed by an adult. The information that may be released includes the minor's name, the date and place of the offense, and a description of the nature of the offense. A state or municipal law enforcement agency would continue to have authority under AS 47.10.093(c) to release other information about an offense without defining the identity of the minor.

A floor amendment addition to this House-passed version specifically withholds from the law enforcement agency--presumably the municipal or local law enforcement agency--the authority to report the same information to the Department of Public Safety for purposes of AS 12.62.120 (reporting of criminal justice information for inclusion of the information in the statewide Criminal Justice Information System, or CJIS).

JBC:lmb  
96-012.lmb

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Fax: (907) 465-3351

February 8, 1995

## MEMORANDUM

TO:

FROM: Patricia Young *JP Young*  
Legislative Analyst

RE: Confidentiality of Juvenile Records  
Research Request 95.067

You asked for background information on Alaska's statutes on confidentiality of juvenile records. Specifically, you wished to know the history and intent of the law passed in the mid-1970s prohibiting the release of the names of juvenile offenders. You also wished to know the history of the law closing juvenile court hearings. In addition, you wished to know how confidentiality of juvenile information relates to federal funding under Title IV-E of the Social Security Act and what other states do in regard to confidentiality of juvenile records.

### Legislative History and Intent--Confidentiality of Juveniles' Names and Records

Until 1975, the law regarding the confidentiality of juveniles' records and names provided that records were strictly confidential, although persons with a legitimate interest could inspect them with the court's permission. It also provided that the disclosure of the names or photographs of minors under the jurisdiction of the court by the media was strictly prohibited except as authorized by court order. Confidentiality of juvenile records as a general rule is based on the long-held beliefs that minors are not entirely responsible for their actions, that rehabilitation is possible and more appropriate than punishment, and that the stigma of *juvenile offender* or *criminal* is counterproductive to the process of rehabilitation.

In 1975, Committee Substitute for Senate Bill 59, sponsored by Senator Ray, was passed into law as Chapter 90 SLA 1975. The intent of the bill was not to protect the confidentiality of juveniles' names, but rather to make public the names of minors convicted for the second time of acts which would have been considered felonies if committed by adults. The committee substitute called for mandatory publication of names under these circumstances unless,

February 8, 1995

Page 2

in the discretion of the court, such publication should be withheld. Essentially, the bill reversed the procedure that had been in place, but the effect was largely the same in that discretion was left to the judge.<sup>1</sup>

The bill occasioned a significant amount of testimony. Support was particularly strong among citizens of Juneau. Although individual judges addressing the issue were divided in their opinions, several organizations strongly opposed the measure. The Office of Child Advocacy, the Department of Corrections, Alaska Youth Advocates, and the State League of Women Voters were among those organizations opposed to the publication of juveniles' names. It appears that legislators concluded, nevertheless, that problems in the juvenile justice system would not be enlarged by passage of the bill, and that citizens had the right to know about serious, repeat offenders among them.

That statute--AS 47.10.090, which encompassed provisions for both confidentiality of records and disclosure of names--was repealed and reenacted in 1994 by passage of Committee Substitute for Senate Bill 54. The provision that only persons with a legitimate interest may have access to records has remained intact through the years, although "legitimate interest" has been expanded by certain specific references. **The provision making public the names of juveniles twice convicted of what would be considered felonies was eliminated by the 1994 change, and the law now specifies, as it had originally, that the name or picture of a juvenile under the jurisdiction of the court may not be made public unless authorized by court order.**

Discussion and testimony for the 1994 bill dealt primarily with the issue of waiver to adult court for juveniles charged with serious crimes. The language requiring the publication of the names of juveniles convicted of a second offense that would have been considered a felony if committed by an adult continued in the various versions of the bill until it reached the House Finance committee. While in that committee, the Department of Law proposed splitting the issue of juvenile records into *court records* and *agency records*. At the same time, the 1975 language about the publication of names was deleted. (See Attachment A for copies of the pertinent session laws and committee notes.) **The deletion of this language was a result of concern on the part of the Department of Health and Social Services that federal funding under Title IV-E of the Social Security Act would be jeopardized if the federal provision addressing confidentiality of juvenile records were to be enforced.**

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<sup>1</sup>All references to the media were eliminated at this time and replaced with just the word "publication."

### Federal Funding Under Title IV-E

Under Title IV-E of the Social Security Act, a state must comply with a number of requirements in order to qualify for funding available for foster care and adoption assistance. Among the requirements is compliance with 42 USC 671(a)(8), which sets out parameters for the release of information about juveniles. According to Carol Overbeck, program specialist with the Administration for Children and Families, Region X, U.S. Department of Health and Human Services (DHHS), the department had been unaware of the Alaska provision for mandatory publication of juveniles' names. Had DHHS been aware of the provision, according to Ms. Overbeck, the state's Title IV-E funding would have been cut.<sup>2</sup> Ms. Overbeck argues that although 42 USC 671(a)(8) addresses release of information by the state agency involved with the IV-E program, DHHS looks upon a state as a single entity and holds the *entire* state responsible for the confidentiality of information pertaining to children covered by the program. Ms. Overbeck further contends that any release of information beyond that allowed by federal law from *any* source about juveniles assisted through either the Title IV-E or IV-B programs would violate the federal confidentiality requirements. Whether this opinion would be supportable by law or precedent is uncertain.

Attachment B is a copy of a 1994 publication, "Confidentiality of Juvenile Court Records Statutes Analysis," conducted by Linda Szymanski of the National Center for Juvenile Justice (NCJJ), an independent, nonprofit research group. According to Ms. Szymanski's summaries, as of 1993, juvenile statutes provided specifically for the following:

- 36 states and the District of Columbia provide for the release of records to persons having a legitimate interest;
- 4 states provide specifically for release of information to persons in danger from the child;
- 25 states provide specifically for release of information to victims of the crime;
- 13 states provide for release of juvenile records to school officials;
- 2 states provide specifically for release of information to the news media under some limited circumstances; and
- 24 states provide for release of information about certain crimes to the general public under special circumstances.

---

<sup>2</sup>The state Division of Family and Youth Services (DFYS) and the DHHS consider Title IV-B--child welfare services--funding to be at risk along with funding for Title IV-E programs. According to Kathy Tibbles, acting director of DFYS, although the major share comes from the IV-E programs, funding from the two sources totals nearly \$7 million dollars annually.

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Page 4

Of the 24 states Ms. Szymanski cites as providing for release of information about certain crimes to the general public under special circumstances, 4 refer specifically to records of juveniles who have been transferred to adult courts. Although the particulars vary, **another 12 states provide specifically for public access to records of juveniles charged with or adjudicated for crimes that would be considered felonies if committed by adults.** (Since Ms. Szymanski published the report, at least one other state--Illinois--has passed a similar law, and at least one additional state--Utah--is considering a similar law). Louisiana appears to be unique in requiring that the name of a serious violent offender be released only after the entire appeal process has been exhausted. The following states' provisions may be of particular note.

**California, WI.676.** The names of minors having committed serious violent offenses shall not be confidential, unless the court, for good cause, so orders. Any party may petition the court to prohibit disclosure, and the court shall grant the petition if it appears that the harm to the minor, victims, witnesses, or public from the disclosure outweighs the benefit of public knowledge.

**Colorado, 19.1.119 (1)(b.5).** Basic information in the court records of a juvenile charged or convicted of an act that would have constituted a class 1,2,3, or 4 felony if committed by an adult shall be open to the public.

**Florida, 39.045 (9).** A law enforcement agency may release for publication the name and address of a child of 16 or more years who has been taken into custody for a violation of law which, if committed by an adult, would be a felony, or the name and address of any child 16 or older who has been found to have committed at least three or more violations which, if committed by an adult, would be misdemeanors, or the name and address of any child who has been adjudicated guilty of a capital felony, life felony, first degree felony, or a second degree felony involving violence against a person.

**Montana, 41.5.601(2).** Publicity may not be withheld regarding any youth formally charged with an offense that would be punishable as a felony if the youth were an adult.

**New Jersey, 2A.4A.60(d).** Information as to the identity of a juvenile, the offense, the adjudication and the disposition of a case shall be disclosed to the public where the offense for which the juvenile has been adjudicated delinquent, if committed by an adult, would constitute a crime of the first, second, or third degree, or aggravated assault, destruction or damage to property to an extent of more than \$500, or the manufacture or distribution of a narcotic drug, unless upon application at the time of disposition the juvenile can demonstrate a substantial likelihood that specific harm would result from such disclosure.

**Oklahoma, 10.51.1125.3.** Confidentiality restrictions shall not apply if a juvenile is adjudicated for a serious act or for certain habitual criminal acts.

February 8, 1995

Page 5

**Virginia, 16.1.309.1.** Where consideration of public interest requires, the judge may make public the name and address of a child and the nature of the offense for which the child has been adjudicated delinquent if for an act which would be a class 1,2, or 3 felony, forcible rape or robbery if committed by an adult, or in any case where a child is sentenced as an adult.

**Wyoming, 14.6.240 (d).** The court may release to the news media the name of a child who has been adjudicated a delinquent for a second or subsequent time pursuant to a petition filed under this act alleging the commission of a delinquent act constituting a felony.

I spoke with program representatives in Colorado, Florida, and Wyoming about Title IV-E funding in relation to the release of juvenile court records. **These states have experienced no funding problems in connection with access to juvenile justice records.**

- Sharen Ford, program administrator with the Division of Child Welfare Services in Colorado, notes that a few months ago, the juvenile justice and child welfare services functions were consolidated into a single department. The state's Title IV-E and IV-B funding has not been impacted--either before or after consolidation--by the release of juvenile records.
- Janet Ferris, general counsel for Florida's youth services program, notes that in the past, Florida has not sought Title IV-E and IV-B funding for delinquent youth. Thus, Florida has not had occasion to test the compatibility of Title IV-E confidentiality requirements and the state's release of juvenile records provision. With a potential of approximately \$39 million annually, however, IV-E funding is currently a high priority. Ms. Ferris is not anticipating a problem in regard to confidentiality requirements.
- Jim Mitchell, management consultant for Wyoming's Division of Youth Services, Department of Family Services, notes that a law similar to their current one has been in effect in Wyoming since 1957. Mr. Mitchell, who is the former administrator of the division, states that both children's services and juvenile justice are administered within the Division of Youth Services, and that the IV-E funds serve delinquent children on a regular basis. Wyoming has never experienced a problem with their Title IV-E funding.

I also spoke with Dan Lewis, at the Children's Bureau, the Administration for Children, Youth, and Families, US DHHS. Mr. Lewis suggested that I submit a formal request for an interpretation of the confidentiality requirements in regard to this issue to the associate commissioner of the Children's Bureau. I will forward copies of my request and the response when it arrives.

February 8, 1995

Page 6

### Legislative History and Intent--Confidentiality of Juvenile Court Proceedings

The Laws of Alaska in 1957 provided that the public be excluded from all juvenile hearings. Certain persons could be permitted to attend if, in the judge's opinion, such attendance was in the best interest of the minor. This aspect of the law has not changed, although in 1966 the legislature added a provision allowing for the presence of a "young adult advisory panel," and in 1991, the legislature passed a provision granting a victim the unlimited right to attend a hearing. The addition of the advisory panels was intended to allow for some measure of peer pressure for juveniles, as well as to provide a wider range of young adults with a look at the potential consequences of criminal behavior. The right to be present allowed to victims is in keeping with the victims' rights movement across the country.

Attachment C is a copy of Linda Szymanski's recent NCJJ publication, "Confidentiality of Juvenile Court Delinquency Proceedings (1994 Update)." As of 1994, 20 states admit the general public to juvenile hearings, at least under some circumstances. According to the summary provided, **hearings in nine states--California, Delaware, Kansas, Louisiana, Maine, Minnesota, Montana, Oklahoma, and Utah--are open if the crimes are serious.**

The general rule has always been that juvenile hearings, like juvenile records, should be kept confidential because children can change their behavior, have their records sealed, and go on to lead productive lives. Public sentiment, however, is changing in this regard.

The possibility of open juvenile court hearings raises questions about eligibility for Title IV-E funding similar to those raised by access to or publication of juvenile court records. I will include this issue in my request to the Children's Bureau.

I hope this information is helpful. If you have questions or need further information, please let me know.

Attachments

4/27/96

Attached is info from  
Anne Carpeneti as requested  
by the committee. She  
has asked we hold this  
until matter is taken up  
again.

Jerry

*Freedom of Information*

§ 09.25.120

ALASKA STATUTES

§ 09.25.120

**Sec. 09.25.120. Public records; exceptions; certified copies.**

(a) Every person has a right to inspect a public record in the state, including public records in recorders' offices, except

(1) records of vital statistics and adoption proceedings which shall be treated in the manner required by AS 18.50;

(2) records pertaining to juveniles unless disclosure is authorized by law;

(3) medical and related public health records;

(4) records required to be kept confidential by a federal law or regulation or by state law;

(5) to the extent the records are required to be kept confidential under 20 U.S.C. 1232g and the regulations adopted under 20 U.S.C. 1232g in order to secure or retain federal assistance;

(6) records or information compiled for law enforcement purposes, but only to the extent that the production of the law enforcement records or information

*except that* (A) could reasonably be expected to interfere with enforcement proceedings;

(B) would deprive a person of a right to a fair trial or an impartial adjudication;

(C) could reasonably be expected to constitute an unwarranted invasion of the personal privacy of a suspect, defendant, victim, or witness;

(D) could reasonably be expected to disclose the identity of a confidential source;

(E) would disclose confidential techniques and procedures for law enforcement investigations or prosecutions;

(F) would disclose guidelines for law enforcement investigations or prosecutions if the disclosure could reasonably be expected to risk circumvention of the law; or

(G) could reasonably be expected to endanger the life or physical safety of an individual.

(b) Every public officer having the custody of records not included in the exceptions shall permit the inspection, and give on demand and on payment of the fees under AS 09.25.110 — 09.25.115 a certified copy of the record, and the copy shall in all cases be evidence of the original.

(c) Recorders shall permit memoranda, transcripts, and copies of the public records in their offices to be made by photography or otherwise for the purpose of examining titles to real estate described in the public records, making abstracts of title or guaranteeing or insuring the titles of the real estate, or building and maintaining title and abstract plants; and shall furnish proper and reasonable facilities to persons having lawful occasion for access to the public records for those purposes, subject to reasonable rules and regulations, in conformity to the direction of the court, as are necessary for the protection of

the records and to prevent interference with the regular discharge of the duties of the recorders and their employees. (§ 3.23 ch 101 SLA 1962; am § 5 ch 200 SLA 1990; am § 1 ch 113 SLA 1994)

**Revisor's notes.** — Reorganized into subsections in 1994.

**Cross references.** — For provisions related to personal information in public records, see AS 44.99.300 — 44.99.350.

**Effect of amendments.** — The 1990 amendment rewrote this section.

The 1994 amendment, effective September 1, 1994, made a minor stylistic change in the introductory language and added "unless disclosure is authorized by law" at the end of paragraph (a)(2).

**Opinions of attorney general.** — Disclosing library use records, while deleting any references which would allow the library patron to be identified, should, in most cases, satisfy the policies underlying the Freedom of Information Act without interfering with privacy interests. There may, however, be some instances in which the release of names is necessary to accomplish an important public interest. Such requests should be reviewed on a case-by-case basis with advice from the Department of Law. July 13, 1984 Op. Att'y Gen.

The Alaska Judicial Council is a public agency, and its records are public records subject to the provisions of this section. Oct. 3, 1984 Op. Att'y Gen.

The Judicial Council is authorized to adopt rules and regulations regarding the confidentiality of its own records, provided they are consistent with state statutes, including this section. For those cases where considerations favoring disclosure are nearly equal to those favoring confidentiality, rules or regulations may, and indeed should, be adopted to set guidelines for use in deciding whether disclosure should be made. Oct. 3, 1984 Op. Att'y Gen.

Any letters concerning judicial applicants which are transferred by the Judicial Council to the governor remain confidential in the hands of the governor and should not be disclosed to the public. Oct. 3, 1984 Op. Att'y Gen.

Portions of trip memoranda prepared by the governor which related to personal matters were not public records subject to release. Further, the "public record" portion of the trip memoranda were communications which the governor's office, in its discretion, could have declined to release under the doctrine of executive priv-

ilege. Finally, even if the governor waived any claim to executive privilege, he should have declined to release material which compromised an individual's privacy rights, unless a waiver was obtained. Sept. 24, 1985 Op. Att'y Gen.

The radio frequencies of the Department of Fish and Games telemetry transmitters that are used to track wildlife in the state should not normally be disclosed to the public because this disclosure would be against the public interest. While there is no state statute specifically requiring these radio frequencies to be kept confidential, there are two other sources of "state law" under which records may be required to be kept confidential: (1) the right of privacy specified in article I, section 22 of the Alaska Constitution; and (2) the common-law "public interest" exception. Oct. 21, 1985 Op. Att'y Gen.

In response to a public records request received by the Division of Retirement and Benefits concerning former state troopers, firemen, and fish and wildlife protection officers who were receiving occupational disability benefits under the Public Employees' Retirement System (PERS), which request included asking for the recipients' names, former positions with the state, dates of injury, types of injury or disability, retirement dates, and amounts of monthly benefits, the public interest was served by providing the requested information, but, in order to protect the privacy interests of the benefit recipients, all personal references and information that would have easily allowed identification of individuals had to be deleted. Aug. 6, 1986 Op. Att'y Gen.

The names and addresses of individual trappers, contained on Alaska Department of Fish and Game wolf sealing forms, are not expressly exempted from the public disclosure requirements of AS 09.25.110, and there is no constitutional or common-law requirement for confidentiality. Sept. 3, 1986 Op. Att'y Gen.

Certain private business records in the possession of the Department of Commerce and Economic Development, which were submitted voluntarily, in order for the department to carry out its statutory duty to conduct economic development studies relating to domestic fish harvesting, which records included those used by

BILL: HB 104 SHORT TITLE: DISCLOSURE OF JUVENILE RECORDS  
BILL VERSION: CSSSHB 104(JUD) AM  
SPONSOR(S): REPRESENTATIVE(S) KOTT, BUNDE, GREEN, OGAN, ROKEBERG

CURRENT STATUS: (S) FIN

STATUS DATE: 04/11/96

TITLE: "AN ACT RELATING TO DISCLOSURES OF INFORMATION ABOUT CERTAIN MINORS."

01/20/95	101	(H)	READ THE FIRST TIME - REFERRAL(S)
01/20/95	101	(H)	HES, JUD
01/25/95	136	(H)	COSPONSOR(S): GREEN
02/10/95	301	(H)	SPONSOR SUBSTITUTE INTRODUCED-REFERRALS
02/10/95	301	(H)	READ THE FIRST TIME - REFERRAL(S)
02/10/95	301	(H)	HES, JUD
04/06/95	1048	(H)	HES RPT CS(HES) 3DP 1NR
04/06/95	1048	(H)	DP: BUNDE, TOOHEY, VEZEY
04/06/95	1048	(H)	NR: BRICE
04/06/95	1048	(H)	3 ZERO FNS (DPS, COURT, DHSS)
04/22/95	1442	(H)	JUD RPT CS(JUD) 3DP 1NR 1AM
04/22/95	1442	(H)	DP: BUNDE, TOOHEY, PORTER
04/22/95	1442	(H)	NR: GREEN
04/22/95	1443	(H)	AM: FINKELSTEIN
04/22/95	1443	(H)	ZERO FISCAL NOTE (ADM)
04/22/95	1443	(H)	3 ZERO FNS (DHSS, DPS, COURT) 4/6/95
04/28/95	1533	(H)	RULES TO CALENDAR 4/28/95
04/28/95	1633	(H)	READ THE SECOND TIME
04/28/95	1633	(H)	JUD CS ADOPTED UNAN CONSENT
04/28/95	1634	(H)	AM NO 1 ADOPTED UNAN CONSENT
04/28/95	1634	(H)	AM NO 2 FAILED Y12 N25 F2 A1
04/28/95	1635	(H)	AM NO 3 WITHDRAWN
04/28/95	1635	(H)	ADVANCED TO THIRD READING 4/29 CALENDAR
04/28/95	1650	(H)	COSPONSOR(S): OGAN
04/29/95	1676	(H)	READ THE THIRD TIME CSSSHB 104(JUD)AM
04/29/95	1676	(H)	RETURN TO SECOND FOR AM 4 UNAN CONSENT
04/29/95	1676	(H)	AM NO 4 ADOPTED UNAN CONSENT
04/29/95	1676	(H)	AUTOMATICALLY IN THIRD READING
04/29/95	1677	(H)	RETURN TO SECOND FOR AM 6 UNAN CONSENT
04/29/95	1677	(H)	AM NO 6 ADOPTED UNAN CONSENT
04/29/95	1677	(H)	RETURN TO 2ND FOR AM 5 FLD Y14 N22 E4
04/29/95	1677	(H)	AUTOMATICALLY IN THIRD READING
04/29/95	1678	(H)	PASSED Y29 N7 E4
04/29/95	1678	(H)	BROWN NOTICE OF RECONSIDERATION
04/29/95	1681	(H)	COSPONSOR(S): ROKEBERG
05/01/95	1720	(H)	RECONSIDERATION NOT TAKEN UP
05/01/95	1720	(H)	TRANSMITTED TO (S)
05/01/95	1392	(S)	READ THE FIRST TIME - REFERRAL(S)
05/01/95	1392	(S)	HES, JUD, FIN
02/26/96	2538	(S)	HES RPT SCS 3DP 1NR SAME TITLE
04/11/96	3151	(S)	FISCAL NOTE TO SCS (COURT)
04/11/96	3151	(S)	FISCAL NOTES TO SCS (HES-8)
02/26/96	2538	(S)	ZERO FISCAL NOTES TO SCS (DOE, DHSS)
03/25/96	2864	(S)	ZERO FISCAL NOTE TO SCS (DPS)
04/02/96	3013	(S)	ZERO FISCAL NOTE TO SCS (ADM)
04/11/96	3151	(S)	JUD RPT SCS 3DP 2NR SAME TITLE
04/11/96	3151	(S)	PREVIOUS FISCAL NOTES (DHSS-8)
04/11/96	3151	(S)	ZERO FN TO SCS (COURT)
04/11/96	3151	(S)	PREVIOUS ZERO FNS (DOE, DHSS, DPS, ADM)
04/11/96	3151	(S)	REFERRED TO FINANCE

NEW BILL IN  
COMMITTEE 4/11/96

# SENATE COMMITTEE REPORT

DATE: 2/26/96

FURTHER: Finance

DATE TURNED INTO OFFICE: 4-10-96

The Judiciary Committee considered CS SSHB 104(JUD) am

"An Act relating to disclosures of information about certain minors."

*Q Fair's TR*

and recommends:

- be replaced with S B CS p CSSS HB107 Jud
- adopt previous CS \_\_\_\_\_
- attached amendment(s) \_\_\_\_\_
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

Senate Bill:  
 same title  
 new title  
House Bill:  
 same title  
 technical change  
 new SCR

SIGNING DO PASS	DP	OFFER RECOMMENDATIONS	NR	DNP	AM
<i>Keith Green</i>	<input checked="" type="checkbox"/>	<i>Ellis</i>	<input checked="" type="checkbox"/>		
<i>Mike Miller</i>	<input checked="" type="checkbox"/>	<i>Walker</i>	<input checked="" type="checkbox"/>		
CHAIR: <i>Adrian Taylor</i>	<input checked="" type="checkbox"/>				

**NEW FISCAL NOTE(S):**

Department	Date	Zero	Fiscal
<i>Court</i>	<i>4/10</i>	<input checked="" type="checkbox"/>	

**PREVIOUS FISCAL NOTE(S):\***

Department	Date	Zero	Fiscal
<i>all</i>			

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

**FISCAL NOTE**

4/02 JUN. 11 #8

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL NO. SCS for CSSSHB104 (HES)**

Revision Date: \_\_\_\_\_  
 Title: An Act relating to disclosure of information about certain minors.  
 Sponsor: Rep. Kott  
 Requestor: (S)HES

Dept. Affected: Administration  
 BRU: Public Defender Agency  
 Component: Public Defender Agency  
 COMPONENT SERIAL NO. 1631

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>	0	0	0	0	0	0
-----------------------------	---	---	---	---	---	---

<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0
-------------------------------	---	---	---	---	---	---

**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
 No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
 Division: Public Defender Agency

Phone: (907)264-4400  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
 Agency: Department of Administration *M.B.*

Date: 3/29/96

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# FISCAL NOTE

*3(Jud) updated  
4/10/96 by #19*

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL NO: Draft "H" SCS CSSSHB104(JUD)**

Revision Date: April 8, 1996 Dept. Affected: Public Safety  
 Title: Disclosure of Juvenile Records BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Representative KOTT  
 Requestor: S. Judiciary COMPONENT SERIAL NO. 0799

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GE Match						
1004 GE						
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This bill will not have a material impact on the Division of Alaska State Troopers

Prepared By: Lt. Dan Lowden Phone: 465 - 5505  
 Division: Alaska State Troopers Date: 04/08/96  
 Approved by Commissioner: *Ronald L. Otte* Date: 4-9-96  
 Agency: Ronald L. Otte, Dept. of Public Safety

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H/B 104

# FISCAL NOTE

#7

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL NO: SCS CSSSHB104 (HES)**

Revision Date: February 29, 1996 Dept. Affected: Public Safety  
 Title: "An Act relating to disclosure of information  
about certain minors..." BRU: Alaska State Troopers  
 Sponsor: Representative KOTT Component: Detachments  
 Requestor: S. Judiciary COMPONENT SERIAL NO. 799

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GE Match						
1004 GE						
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

No significant fiscal impact is anticipated.

Prepared By: Francis c. Allan Phone: (907) 269-5691  
 Division: Alaska State Troopers Date: 02/29/96  
 Approved by Commissioner: *Ronald L. Otte* Date: 3/1/96  
 Agency: Ronald L. Otte, Dept. of Public Safety

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Updated  
by #20

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSSSHB 104 (Jud)am

Revision Date: 05/01/95

Department Affected: Education

Title: Disclosure of Juvenile Records

BRU: Executive Administration

Sponsor: Representative Kott

Component: Commissioner's Office

Requester: Representative Kott

COMPONENT SERIAL NO. 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0

**ANALYSIS: (Attach a separate page if necessary.)**

CSSSHB 104 (Jud)am clarifies when state and municipal law enforcement agencies are required to disclose information to schools and the public regarding minors who commit certain offenses. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Hornme, Special Assistant

Phone: 465-2803

Division: Commissioner's office

Date: February 20, 1996

Approved by Commissioner: [Signature]

Richard S. Cross, Deputy Commissioner

Agency: Education

Date: February 20, 1996

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#20

# FISCAL NOTE

BILL NO. SCSCSSSHB104(Jud)

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: 4/11/96

Title: Disclosure of Juvenile Records

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

Sponsor: Representative Kot

Requester: Senate Judiciary Committee

COMPONENT SERIAL NO. 185

### Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

### FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

### POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0.0

ANALYSIS: SCSCSSSHB104(Jud) clarifies when state and municipal law enforcement agencies are required to disclose information to the public and to schools regarding minors who commit certain crimes. This version added the stipulation that law enforcement agencies may disclose the name(s) of the parent(s) whose minor committed the felony. Further, these agencies may reveal necessary information to school officials in order to increase the safety of students and staff. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Homme, Special Assistant

Phone: 465-2803

Division: Commissioner's Office

Date: April 11, 1996

Approved by Commissioner: Shirley J. Holloway

Shirley J. Holloway, Ph.D., Commissioner

Agency: Education

Date: April 11, 1996

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#19

# FISCAL NOTE

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL NO: SCS CSSSHB104(JUD)**

Revision Date: April 11, 1996 Dept. Affected: Public Safety  
 Title: Disclosure of Juvenile Records BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Representative KOTT  
 Requestor: S. Judiciary COMPONENT SERIAL NO. 0799

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

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
OPERATING						
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 ( )	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This bill will not have a material impact on the Division of Alaska State Troopers

Prepared By: Lt. Dan Lowden Phone: 465 - 5505  
 Division: Alaska State Troopers Date: April 11, 1996  
 Approved by Commissioner: *Ronald L. Otte* Date: 4/11/96  
 Agency: Ronald L. Otte, Dept. of Public Safety

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# FISCAL NOTE

#21

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCS CSSH B 104 (JUD)

Revision Date: \_\_\_\_\_  
 Title: \* An Act relating to disclosures of information about certain minors.  
 Sponsor: Representative Kott  
 Requestor: (S)Judiciary

Dept. Affected: Administration  
 BRU: Office of Public Advocacy  
 Component: Office of Public Advocacy  
 COMPONENT SERIAL NO. 43

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 07	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0	0	0	0	0	0
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CHANGE IN REVENUES ( )	0	0	0	0	0	0
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**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
 No anticipated fiscal impact on the Office of Public Advocacy.

Prepared by: Brant McGee, Public Advocate  
 Division: Office of Public Advocacy

Phone: (907) 274-1684  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover  
 Agency: Department of Administration

Date: 4/15/96

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