

**HB**

**27**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 3/9/95

FURTHER:

REPORTED OUT OF  
3-23-95

DATE TURNED INTO OFFICE: 3-23-95

The Finance Committee considered CS FOR HOUSE BILL NO. 27(FIN) am

Directing the Dept of Public Safety to establish and maintain a DNA identification registration system and requiring DNA registration by persons convicted of a felony crime against a person and of minors 16 years of age or older; efd.

and recommends:

- be replaced with S CS CS HB 27 (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	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>	✓				

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal

DH+SS Johnson	2/14/95	0	0
DH+SS Dome	2/14/95	0	
DH+SS Fox	2/14/95		0.3
DH+SS McLaughlin	2/14/95		1.6
DH+SS O'Neil	2/14/95		0.1
AK Jud. Council	2/09/95		1.2

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

Department                      Date      Zero      Fiscal

3	DPS	2/4/95	20.0
4	DOL	2/23/95	0
5	AFC/DPS	2/1/95	25.8
6	DPS / Records	2/3/95	11.0

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

Fiscal Notes

HB 27 - DNA TESTING OF VIOLENT OFFENDERS

<u>NO.</u>	<u>DEPT.</u>	<u>DATE</u>	
3.	DPS Info.Net	1/24/95	20.0
4.	DOLaw	1/23/95	0
5.	HFC/DPS Lab.Serv.	2/1/95	25.8
6.	DPS Records	2/3/95	11.0
New	DH&SS Johnson/Juno	2/14/95	0
New	DH&SS Nome	2/14/95	0
New	DH&SS Fbks.	2/14/95	0.3
New	DH&SS McLaughlin	2/14/95	1.6
New	DH&SS Bethel	2/14/95	0.1
New	Ak.Jud. Council	3/09/95	<u>1.2</u>
Total			60.0
SFC Revised 3/22/95			
Total			58.8

# FISCAL NOTE

**STATE OF ALASKA**  
**1995 LEGISLATIVE SESSION**

**BILL NO.**                     CSHB27                    

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Judicial Council  
 Title: Act directing DPS to establish a BRU: \_\_\_\_\_  
DNA registration system Components: \_\_\_\_\_  
 Sponsor: Parnell, etc.  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO.                     0771                    

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

EXPENDITURES/REVENUES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
<b>OPERATING EXPENDITURES</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	1.1	.4	.4	.4	.4	.4
SUPPLIES	.1					
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	1.2	.4	.4	.4	.4	.4
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>						

**FUND SOURCE** (Thousands of Dollars)

FUND SOURCE	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>						

**POSITIONS**

POSITIONS	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
FULL-TIME						
PART-TIME						
TEMPORARY						

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

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

The first year contractual funds include long distance telephone, teleconferences, computer research and postage. Existing staff would do the research and write the report on the use of DNA evidence. The Judicial Council would follow developments in the field and issue supplemental reports when necessary.

Prepared by: William T. Cotton Phone: 279-2526  
 Agency: Alaska Judicial Council Date: 3/9/95

Approved by: William T. Cotton  
 Agency: Alaska Judicial Council Date: 3/9/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB27(FIN)am

Revision Date: \_\_\_\_\_  
 Title: Maintain DNA registration for certain felons  
including minors 16 years of age or older  
 Sponsor: Representative Parnell  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Youth Facilities Services  
 Component: Bethel Youth Facility  
 COMPONENT SERIAL NO. 268  
 See also (SN#): 264.265.266.267

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES	0.1	0.1	0.1	0.1	0.1	0.1
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>
CAPITAL EXPENDITURES						
CHANGES IN REVENUES ( )						

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)	0.1	0.1	0.1	0.1	0.1	0.1
<b>TOTAL</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>	<b>0.1</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

The fiscal note is based on approximately 2 youth at an approximate cost of \$30.00 for fingerprinting and \$20.00 for blood samples.

This cost assumes there is no specific time frame to complete the procedure.

Prepared by: Kathy Tibbles, Acting Director  
 Division: Family & Youth Services

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

Phone: 465-3191  
 Date: 02/14/95

Date: 2/14/95

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STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHP27(FIN)am

Revision Date: \_\_\_\_\_  
 Title: Maintain DNA registration for certain felons  
including minors 16 years of age or older  
 Sponsor: Representative Parnell  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Youth Facilities Services  
 Component: McLaughlin Youth Center  
 COMPONENT SERIAL NO. 264  
 See also (SN#): 265.266.267.268

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES	1.6	1.7	1.8	1.9	2.0	2.1
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1.6</b>	<b>1.7</b>	<b>1.8</b>	<b>1.9</b>	<b>2.0</b>	<b>2.1</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)	1.6	1.7	1.8	1.9	2.0	2.1
<b>TOTAL</b>	<b>1.6</b>	<b>1.7</b>	<b>1.8</b>	<b>1.9</b>	<b>2.0</b>	<b>2.1</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

The fiscal note is based on approximately 32 youths at an approximate cost of \$30.00 for fingerprinting and \$20.00 for blood samples. The increase in FY97- FY01 are based on a 5% increase in youth per year.

This cost assumes there is no specific time frame to complete the procedure.

Prepared by: Kathy Tibbles, Acting Director  
 Division: Family & Youth Services

Phone: 465-3191  
 Date: 02/14/95

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

Date: 2/14/95

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STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB27(FIN)am

Revision Date: \_\_\_\_\_  
 Title: Maintain DNA registration for certain felons  
including minors 16 years of age or older  
 Sponsor: Representative Parnell  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Youth Facilities Services  
 Component: Fairbanks Youth Facility  
 COMPONENT SERIAL NO. 265  
 See also (SN#): 264,266,267,268

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES	0.3	0.3	0.3	0.3	0.4	0.4
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.3</b>	<b>0.3</b>	<b>0.3</b>	<b>0.3</b>	<b>0.4</b>	<b>0.4</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)	0.3	0.3	0.3	0.3	0.4	0.4
<b>TOTAL</b>	<b>0.3</b>	<b>0.3</b>	<b>0.3</b>	<b>0.3</b>	<b>0.4</b>	<b>0.4</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

The fiscal note is based on approximately 6 youths at an approximate cost of \$30.00 for fingerprinting and \$20.00 for blood samples. The increase in FY97-FY01 is based on a 5% increase in youth per year.

This cost assumes there is no specific time frame to complete the procedure.

Prepared by: *Kathy Tibbles*  
 Division: Family & Youth Services

Phone: 465-3191  
 Date: 02/14/95

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

Date: 2/14/95

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STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB27(FIN)am

Revision Date: \_\_\_\_\_  
 Title: Maintain DNA registration for certain felons  
including minors 16 years of age or older  
 Sponsor: Representative Parnell  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Youth Facilities Services  
 Component: Nome Youth Facility  
 COMPONENT SERIAL NO. 266  
 See also (SN#): 264,265,267,268

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
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						
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 (FY95) cost: 50.0

ANALYSIS: (Attach a separate page if necessary)

There should be no fiscal impact to the Nome Youth Facility as long as it is a 48 hour emergency Detention Unit only. The fingerprinting and blood samples should only be required after a youth is adjudicated and sent to one of the other three Treatment Facilities (McLaughlin, Fairbanks, or Bethel).

Prepared by: Kathy Tibbles, Acting Director  
 Division: Family & Youth Services

Phone: 465-3191  
 Date: 02/14/95

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

Date: 2/14/95

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STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB27(FIN)am

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Maintain DNA registration for certain felons JRU: Youth Facilities Services  
 including minors 16 years of age or older Component: Johnson Youth Center  
 Sponsor: Representative Parnell COMPONENT SERIAL NO. 267  
 Requestor: Senate (JUD) Sec also (SN#): 264,265,266,268

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
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						

FUND SOURCE (Thousands of Dollars)

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:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

There should be no fiscal impact to the Johnson Youth Center as long as it is a Detention Unit only. The fingerprinting and blood samples should only be required after a youth is adjudicated and sent to one of the other three Treatment Facilities (McLaughlin, Fairbanks, or Bethel).

Prepared by: Kathy Tibbles, Acting Director  
 Division: Family & Youth Services

Phone: 465-3191  
 Date: 02/14/95

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

Date: 2/14/95

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# FISCAL NOTE

No. 6  
 III Version: CSHB 27(FIN)  
 (H) Publish Date: 2/3/95

**STATE OF ALASKA  
 1995 LEGISLATIVE SESSION**

Revision Date: January 25, 1994 Dept. Affected: Public Safety  
 Title: "An Act directing the Department of Public Safety to establish and maintain a deoxyrib..." BRU: STATEWIDE  
 Sponsor: Parnell Component: Alaska Criminal Records and Identification  
 Requestor: Judiciary COMPONENT SERIAL NO. 1190

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	6.0	6.0	6.0	6.0	6.0	6.0
TRAVEL						
CONTRACTUAL	5.0					
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>11.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</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>
<small>Revenue Code</small>						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF	11.0	6.0	6.0	6.0	6.0	6.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>11.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</b>	<b>6.0</b>

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.)

SEE ATTACHED ANALYSIS

Prepared By: Ken Bischoff Phone: 465-4336  
 Division: Administrative Services Date: \_\_\_\_\_  
 Approved by Commissioner: Ronald L. Otte Date: \_\_\_\_\_  
 Agency: Ronald L. Otte, Dept. of Public Safety

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ANALYSIS  
CS HB 27 (JUD)

The assumptions upon which this fiscal note is based fall into two categories as discussed more fully below:

Costs for R&I personnel to verify and update APSIN DNA criminal history flag;

It is estimated that there are approximately 600 convicted felons for crimes against persons annually:

Cost Summary

Personal services costs the first year are for data entry, revising procedures and training data entry personnel. Continuing costs are for verification and data entry.

Contractual costs are requested to modify the fingerprint card tracking system to capture, maintain status and provide statistical reports.

# FISCAL NOTE

No 5  
 B. Version: CSHB 27(FIN)  
 (H) Publish Date: 2/3/95

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
 Title: "An Act directing the Dept. of Public  
 Safety to est. and maintain a deoxrb...  
 Sponsor: Parnell  
 Requestor: \_\_\_\_\_

Dept. Affected Public Safety  
 BRU: STATEWIDE  
 Components: Laboratory Service  
 Serial # 527

**EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)**

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
Personal Services	10.0	5.0	5.0	5.0	5.0	5.0
Travel						
Contractual	15.8	10.8	10.8	10.8	10.8	10.8
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>25.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>

CAPITAL						
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REVENUE						
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**FUNDING: (THOUSANDS OF DOLLARS)**

General Fund 1004	25.8	15.8	15.8	15.8	15.8	15.8
Federal Fund						
Other						
<b>TOTAL</b>	<b>25.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>	<b>15.8</b>

**POSITIONS :**

Full-Time	0	0	0	0	0	0
Part-Time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

**ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)**

see attached analysis

SEE ATTACHED ANALYSIS

Prepared by:

House Finance Committee

Rep. Mark Hanley, Co-Chair

Rep. Richard Foster, Co-Chair

Date: 2/1/95

Phone: 465-4939

Phone: 465-3789

**COMMITTEE COPY**

ANALYSIS  
CSHB 27 (FIN)

This fiscal note is intended to permit the Crime Lab to receive samples from the Department of Corrections and the Department of Health & Social Services and store them for later use.

The assumptions upon which this fiscal note is based are discussed below:

Costs for Laboratory and/or contract personnel to work out procedures and programming to automate and provide reconciliation between the Crime Lab Computer system and the Alaska Public Safety Information Network (ASPIN);

Costs to reimburse the Department of Corrections for drawing blood samples, providing fingerprints and delivery to the Crime Lab (\$8.8);

Costs to reimburse the Department of Health & Social Services for drawing blood samples, providing fingerprints and delivery to the Crime Lab (\$2.0);

It is estimated that there are approximately 600 convicted offenders annually for crimes against persons.

This fiscal note does not address typing blood samples or analyzing and typing crime scene evidence for storing in an automated computer system for matching and remote networking purposes. Collection of the blood samples will have value on a case by case basis where a suspect's blood is on file with the crime lab and knowledge that a sample exists has been made available to law enforcement via APSIN.

# FISCAL NOTE

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

BILL NO. HB 27

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: ...directing the Dept. of Public Safety to establish and maintain a deoxyribonucleic acid (DNA)...registration system... BRU: Prosecution  
 Component: All  
 Sponsor: Representative Parnell  
 Requester: Representative Parnell COMPONENT SERIAL NO. 0085 - 0090

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>	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						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

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

POSITIONS

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

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

This bill directs the Department of Public Safety to establish and maintain a deoxyribonucleic acid (DNA) identification registration system and requires registration by persons convicted of a felony sex offense in this state. The bill also provides that the Department of Public Safety may provide (1) DNA analysis services to law enforcement agencies; (2) assistance to law enforcement officials and prosecutors in the preparation and utilization of DNA evidence for presentation in court; and, (3) expert testimony in court on DNA evidentiary issues. Although there may be some cost for the Department of Public Safety, in establishing the registration system, the bill will not have a fiscal impact on the Department of Law. And the bill will make it easier for prosecutors to make their cases where identification of defendants is an issue.

Prepared by: Richard T. Peques, Director Phone: 465-3672  
 Division: Administrative Services Division Date: 1/23/95  
 Approved by Commissioner: Bruce M. Botelho, Attorney General Date: 1/23/95  
 Agency: DEPARTMENT OF LAW

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BIL No. 3  
Bill Version: CS HB 27(JUD)  
(H) Publish Date: 1/26/95

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
Title: \*An Act directing the Department of Public Safety to establish and maintain a deoxyrib... BRU: STATEWIDE  
Sponsor: Pamell Component: Alaska Public Safety Information Net.  
Requestor: Judiciary COMPONENT SERIAL NO. 528

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	10.0	5.0	5.0	5.0	5.0	5.0
TRAVEL						
CONTRACTUAL	10.0	5.0	5.0	5.0	5.0	5.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>20.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</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>
<small>Revenue Code</small>						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	20.0	10.0	10.0	10.0	10.0	10.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>20.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>

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.)

SEE ATTACHED ANALYSIS

Prepared By: Ken Bischoff Phone: 465-4336  
 Division: Administrative Services Date: January 24, 1995  
 Approved by Commissioner: [Signature] Date: January 24, 1995  
 Agency: Ronald L. Otto, Dept. of Public Safety

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ANALYSIS  
HB 27

The assumptions upon which this fiscal note is based fall into two categories as discussed more fully below:

Costs to ensure the APSIN Criminal History Record database is flagged so that law enforcement and other criminal justice agencies know a DNA record exists;

Costs to participate in design, implementation, program monitoring, problem resolution with the Crime Lab, Courts and/or Department of Corrections.

The Alaska Public Safety Information Network (APSIN) component provides the only statewide law enforcement computer network in Alaska with interfaces to national criminal justice information networks. APSIN currently services 39 communities, 172 agencies with 2,010 users.

APSIN maintains state databases and access to national databases for criminal history record, warrants and person information including fingerprints.

ROLE OF APSIN and National Criminal Justice Information Networks regarding DNA:

The role that APSIN should perform in the implementation of HB 27 is to provide a flag on the criminal history record to indicate that a DNA sample exists for lawful purposes authorized by the bill. The flag is simply an indicator, not the DNA record itself which would be located in the separately managed DNA Identification System defined in section 2 of this bill.

It is important for law enforcement and others to know that a DNA records exists. The most efficient method of providing law enforcement this information is with a field in the APSIN criminal history record that can be set to YES or NO indicating whether or not a DNA sample exists.

The manner in which APSIN should be updated is to require fingerprints to be taken of the individual at the time the blood sample is taken and forward the fingerprints to the Department of Public Safety, Division of Administrative Services, Records and Identification Section (R&I). R&I would perform a fingerprint verification to ensure the correct persons criminal history record is updated.

ROLE OF APSIN In Assisting the State Crime Lab, police and criminal justice agencies:

APSIN will perform a two part support role.

In the first instance, APSIN programming staff need to participate in the design of the registration system to ensure proper flow between the Crime Lab, Records and Identification, APSIN Courts and/or Corrections. APSIN staff would participate in the analysis, design, review, programming, testing and ongoing maintenance of the registration system.

In the second instance, APSIN staff perform the Control Terminal Agency responsibilities for Alaska police and criminal justice agency participation with the FBI - National Crime Information Center (NCIC) and other FBI Criminal Justice Information Systems Division functions. APSIN staff would review existing FBI standards and recommendations to help ensure current and future compliance with FBI initiatives like CODIS and flagging criminal history records sent to or indexed with the FBI for DNA purposes.

Note: CODIS is an FBI pilot program that is networking a number of crime labs around the country to facilitate remote searching of DNA records for possible matches. Automated identifications have already been made in Florida using this system. In order for a network such as this to be successful and evolve into a national system, standards need to be finalized and agreements reached among the states to operate with a uniform set of rules and procedures.

COMMITTEE COPY

Cost Summary:

APSIN and other programming necessary to establish a DNA flag in the APSIN criminal history record and provide for periodic reconciliation of APSIN entries to records on the DNA registration System - \$10.0

Personal Services are required to assist in coordination of the project, draft procedures and regulations, provide problem resolution assistance. First Year - \$10.0, Continuing - \$5.0

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BIL No. 3  
Bill Version: CS HB 27(JUD)  
(H) Publish Date: 1/26/95

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
Title: \*An Act directing the Department of Public Safety to establish and maintain a deoxyrib..... BRU: STATEWIDE  
Sponsor: Pamell Component: Alaska Public Safety Information Net.  
Requestor: Judiciary COMPONENT SERIAL NO. 528

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	10.0	5.0	5.0	5.0	5.0	5.0
TRAVEL						
CONTRACTUAL	10.0	5.0	5.0	5.0	5.0	5.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>20.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</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 ( Revenue Code)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	20.0	10.0	10.0	10.0	10.0	10.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>20.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>	<b>10.0</b>

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.)

SEE ATTACHED ANALYSIS

Prepared By: Ken Bischoff Phone: 465-4336  
Division: Administrative Services Date: January 24, 1995  
Approved by Commissioner: [Signature] Date: January 24, 1995  
Agency: for Ronald L. Otte, Dept. of Public Safety

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ANALYSIS  
HB 27

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COMMITTEE COPY

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Personal Services are required to assist in coordination of the project, draft procedures and regulations, provide problem resolution assistance. First Year - \$10.0, Continuing - \$5.0

Fiscal Notes

HB 27 - DNA TESTING OF VIOLENT OFFENDERS

<u>NO.</u>	<u>DEPT.</u>	<u>DATE</u>	
3.	DPS Info.Net	1/24/95	20.0
4.	DOLaw	1/23/95	0
5.	HFC/DPS Lab.Serv.	2/1/95	25.8
6.	DPS Records	2/3/95	11.0
New	DH&SS Johnson/Juno	2/14/95	0
New	DH&SS Nome	2/14/95	0
New	DH&SS Fbks.	2/14/95	0.3
New	DH&SS McLaughlin	2/14/95	1.6
New	DH&SS Bethel	2/14/95	0.1
New	Ak.Jud. Council	3/09/95	<u>1.2</u>
Total			60.0
SFC Revised 3/22/95			
Total			58.8

# FISCAL NOTE

**STATE OF ALASKA**  
**1995 LEGISLATIVE SESSION**

**BILL NO.** CSHB27

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Judicial Council  
 Title: Act directing DPS to establish a BRU: \_\_\_\_\_  
DNA registration system Components: \_\_\_\_\_  
 Sponsor: Parnell, etc.  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 0771

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	1.1	.4	.4	.4	.4	.4
SUPPLIES	.1					
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	<b>1.2</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>

<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>						

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other						
<b>TOTAL</b>						

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 96) cost: \$ None

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

The first year contractual funds include long distance telephone, teleconferences, computer research and postage. Existing staff would do the research and write the report on the use of DNA evidence. The Judicial Council would follow developments in the field and issue supplemental reports when necessary.

Prepared by: William T. Cotton Phone: 279-2526  
 Agency: Alaska Judicial Council Date: 3/9/95  
 Approved by: William T. Cotton  
 Agency: Alaska Judicial Council Date: 3/9/95

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Fiscal Notes

HB 27 - DNA TESTING OF VIOLENT OFFENDERS

<u>NO.</u>	<u>DEPT.</u>	<u>DATE</u>	
3.	DPS Info.Net	1/24/95	20.0
4.	DOLaw	1/23/95	0
5.	HFC/DPS Lab.Serv.	2/1/95	25.8
6.	DPS Records	2/3/95	11.0
New	DH&SS Johnson/Juno	2/14/95	0
New	DH&SS Nome	2/14/95	0
New	DH&SS Fbks.	2/14/95	0.3
New	DH&SS McLaughlin	2/14/95	1.6
New	DH&SS Bethel	2/14/95	0.1
New	Ak.Jud. Council	3/09/95	<u>1.2</u>
Total			60.0
SFC Revised 3/22/95			
Total			58.8

# FISCAL NOTE

**STATE OF ALASKA**  
**1995 LEGISLATIVE SESSION**

**BILL NO.** CSHB27

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Judicial Council  
 Title: Act directing DPS to establish a BRU: \_\_\_\_\_  
DNA registration system Components: \_\_\_\_\_  
 Sponsor: Parnell, etc.  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 0771

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	1.1	.4	.4	.4	.4	.4
SUPPLIES	.1					
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	<b>1.2</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>	<b>.4</b>

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

CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

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

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

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

The first year contractual funds include long distance telephone, teleconferences, computer research and postage. Existing staff would do the research and write the report on the use of DNA evidence. The Judicial Council would follow developments in the field and issue supplemental reports when necessary.

Prepared by: William T. Cotton Phone: 279-2526  
 Agency: Alaska Judicial Council Date: 3/9/95  
 Approved by: William T. Cotton  
 Agency: Alaska Judicial Council Date: 3/9/95

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# Alaska State Legislature

716 WEST 4TH AVENUE, SUITE 320  
ANCHORAGE, ALASKA 99501  
(907) 258-8194

While in Juneau  
STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-2995

REPRESENTATIVE  
SEAN R. PARNELL



## HOUSE OF REPRESENTATIVES

March 9, 1995

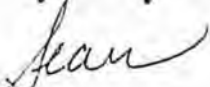
Senator Rick Halford  
Senate Finance Committee Chair  
State Capitol, Room 508  
Juneau, AK 99801

HAND CARRIED

Dear Senator Halford:

House Bill 27, requiring the DNA registration of persons convicted of a felony crime against a person, has been assigned to Finance Committee. I respectfully request a hearing of this bill on Friday, March 17, or at your earliest convenience. Thank you for consideration of this request.

Very Truly Yours,

  
Rep. Sean Parnell

# Alaska State Legislature

716 WEST 4TH AVENUE, SUITE 320  
ANCHORAGE, ALASKA 99501  
(907) 258-3194

While in Juneau  
STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-2995

REPRESENTATIVE  
SEAN R. PARNELL



## HOUSE OF REPRESENTATIVES

### SPONSOR STATEMENT House Bill 27

"An act directing the Department of Public Safety to establish and maintain a deoxyribonucleic acid (DNA) identification registration system."

This bill requires the Department of Public Safety (DPS) to draw a blood sample from persons convicted of a felony crime against a person and authorizes DPS to use the samples in establishing a DNA registration system for purposes of DNA analysis. DPS will use the data to investigate violent crimes and DPS may provide DNA analysis and testimony to law enforcement agencies and prosecutors throughout the state for use as evidence in court.

The bill requires compatibility of Alaska's DNA registration system with the Federal Bureau of Investigation's system. A local databank is greatly enhanced when linked to the databanks of other states through the Federal system. The DNA data may not be used for any purpose unrelated to a criminal investigation or improvement of the operation of the system.

DPS' State Crime Lab will be technologically incapable of maximizing use of a DNA databank or utilizing samples until about 1997; however, DPS is currently capable of maintaining DNA blood samples from convicted criminals. Passing HB 27 will establish a DNA database on persons convicted of a felony crime against a person and modernize our criminal prosecution efforts. I respectfully request your support of HB 27.

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY

STATE OF ALASKA

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

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

MEMORANDUM

January 23, 1995

**SUBJECT:** House Bill 27, directing establishment of a DNA identification registration system, and requiring registration in it by convicted felony sex offenders: sectional analysis (Work Order No. 9-LS0148\A)

**TO:** Representative Sean Parnell  
ATTN: Richard Vitale

**FROM:** Jack Chenoweth  
Legislative Counsel

The bill would direct the Department of Public Safety to establish and maintain a statewide deoxyribonucleic acid (DNA) identification system and require that persons convicted of felony sex offenses be registered to it. The measure tracks relevant provisions of the comparable Washington enactment, codified as RCW 43.43.752 - 43.43.759.

**Bill section 1** sets out legislative findings for the measure.

**Bill section 2**, adding a proposed new section, AS 44.41.035, prescribes establishment and maintenance of the DNA identification system:

-- subsection (a) directs the Department of Public Safety to establish the system, to be compatible with the existing FBI registration system;

-- subsection (b) directs that persons convicted of sex offenses--the term is defined in proposed AS 44.41.035(g)--have a blood sample drawn for purposes of DNA identification analysis, and sets limits on the proper use of that blood sample;

-- subsection (c) enumerates additional powers of the department relevant to DNA analysis;

-- subsection (d) imposes limitations on local (municipal) law enforcement operation of comparable DNA identification registration systems;

-- subsection (e) explicitly permits local law enforcement agencies to perform DNA identification analysis;

# Legislative Research Agency

Alaska State Legislature



130 Seward Street, Suite 218  
Juneau, Alaska 99801-2196

Phone: (907) 465-3991  
Fax: (907) 463-3351

February 23, 1995

## MEMORANDUM

TO: Representative Sean Parnell

FROM: Patricia Young *P Young*  
Legislative Analyst

RE: Recidivism Rates for Violent Offenders  
Research Request 95.088 (Supplemental Information)

As noted in the original memorandum of this title, recidivism rates for Alaska are extremely difficult to determine because there is no coordinated statewide database for arrest, prosecution, conviction/sentencing, and corrections information. During the life of the Alaska Sentencing Commission, however, Alan McKelvie attempted to integrate criminal justice data from the systems used by the Departments of Public Safety, Law, and Corrections.

The resulting database contains information from 1983 through 1991. Although subject to errors inherent in each of the sources as well as its own inaccuracies, it is nevertheless the best source of information on recidivism rates in Alaska. Mr. McKelvie's data show the following for prisoners released in 1986.<sup>1</sup> (See attached for full text.)

- Approximately 35 percent of all prisoners released had been incarcerated for criminal (Title 11) offenses.
- Approximately 19 percent of those (or approximately 7 percent of all released prisoners) had been incarcerated for violent crimes; approximately 4 percent had been convicted of sexual offenses.

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<sup>1</sup>Mr. McKelvie's analysis concentrates on 1983 and 1986. As he notes, the numbers for 1983 are misleading because the data are incomplete. The data for 1986 are more representative and would be the most current available because several years are needed to collect and collate arrest and court records on a cohort of prisoners released at a given time.

Representative Parnell

February 28, 1995

Page 2

- Of the individuals who had been incarcerated for criminal offenses, approximately 18 to 23 percent were rearrested for a felony within three years. Approximately 7 to 8 percent of individuals released after incarceration for a violent crime were rearrested for a violent crime, and approximately 2.5 percent of those released after incarceration for a sexual offense were rearrested for another sexual offense within three years.

Mr. McKelvie believes that the overall recidivism rate in Alaska is similar to the national rate although somewhat lower for violent offenders: he notes that in Alaska, overall recidivism (including felonies, misdemeanors, and parole/probation violations) is approximately 60 percent, but approximately 20 percent of released felons are rearrested for another felony. According to Mr. McKelvie, this is attributable to relatively long sentences for violent crimes and the frequency with which offenders are rearrested for alcohol-related misdemeanors.

I hope this information is helpful. If you have questions or need additional information, please let me know, or call Mr. McKelvie directly at the Alaska Judicial Council, 279-2526.

Attachment



# alaska judicial council

1029 W. Third Avenue, Suite 201, Anchorage, Alaska 99501-1981 (907) 279-2926 FAX (907) 276-5046

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William T. Cotton

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CHAIRMAN, EX OFFICIO  
Daniel A. Moore, Jr.  
Chief Justice  
Supreme Court

## MEMORANDUM

TO: Patricia Young  
FROM: Alan R. McKeivie  
DATE: February 22, 1995  
RE: Recidivism Data Analysis

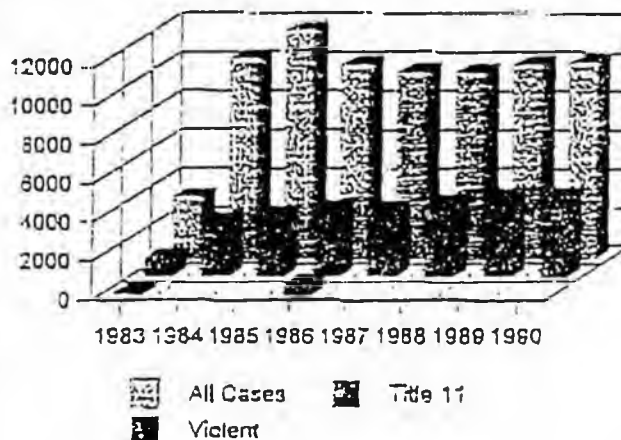
*Sent To You By  
Legislative Research Agency*

The following data was extracted from the Judicial Council's inter-agency justice data which is a combination of the data bases of the Departments of Public Safety, Law, and Corrections, etc. The primary source and starting point for this analysis was the Department of Corrections OBSCIS data base and consisted of all prison discharges (not releases) for the years 1983 - 1991. The data was then selected to include only those persons convicted of Alaska statute violations (as opposed to municipal infractions and violations, DWI's, fish and game, etc.). For 1983 and 1986, the subjects were cross-matched with the Department of Law's PROMIS database (Felony referrals: 1984 - 1991) to locate subsequent arrests. Subjects released in 1986 who were not found in PROMIS were also cross matched with the Department of Public Safety's APSIN database (Criminal History Repository: Felony and Misdemeanor, 1984 - 1993) to check the validity of the other matches. The results are described and discussed below, and a description/discussion of the database with its strengths and weaknesses follows.

Patricia Young  
2/22/95  
Page 2

Figure 1 shows the number of released prisoners for the years 1983 - 1990 separated out by total releases, releases of prisoners convicted of Title 11 violations, and releases of prisoners convicted of violent crimes for 1983 and 1986 only. The year 1983 is spuriously low because in that year the electronic databases were just being implemented so the data is incomplete. For 1983, the percent of statute violations to all cases was 27.95%. In 1986 it was 35%. Similarly, in 1983 the percent of released violent prisoners to all cases was 1.8% percent and to statute violations, 6.4%. The equivalent figures for 1986 are 6.8% and 19.4%. Sex offenses comprised 2% of the statute releases in 1983 and 4.1% in 1986.

## Prison Releases



In 1983, of the 979 Title 11 releasees, 202 or 20.6% were rearrested for a *felony* crime within 3 years. In 1986, 475 or 17.6% of the 2741 Title 11 releasees were rearrested for a *felony* crime within 3 years. For the violent crime category, 24 (2.4%) of the released prisoners were rearrested for a violent crime after having been released for the commission of a violent crime. For the sexual crime category (not on chart), 5 (0.5%) persons released for the commission of a sexual crime were rearrested for a sexual crime. For 1986 (n= 2741) the numbers are 192 (7%) for violent and 70 (2.5%) for sexual, respectively.

A few comments need to be made here regarding the comparison of the above data with the federal study that you received from Dr. Beck. In his study misdemeanors were a part of his release group as well as his re-offense category. The fact that our data is based on felony referrals lowers the rate of recidivism. In early studies conducted by the Judicial Council we found much higher recidivism rates when misdemeanors and parole/probation violations were included. An analysis presented to the Sentencing Commission showed overall recidivism at approximately 60%. But felon recidivism, i.e. a released felon rearrested for a felony, was 20%. Similar patterns were found in a random 10% sample of court files for the years 1985-1990. An analysis conducted with the Department of Corrections in 1993 showed a 2% to 10% impact of the 3 strikes legislation, depending on how tightly the "serious" crimes were defined, and how strictly the "previous" crimes were placed in time. Again, when restrictions are placed categorically on the recidivism rates, the rates drop dramatically.

Patricia Young

2/22/95

Page 3

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In an effort to examine the impact of the categorical restrictions on the sample, all cases not found in the PROMIS cross-match were cross-matched with APSIN. The results added 142 cases to the overall recidivism rate, 29 cases to the violent category and none to the sexual offense category. This results in rate increases for 1986 to 22.5% (overall) and 3% (violent), respectively.

A note of caution here, considerable error may be found in our historical data. Some aspects of inter-agency analyses were simply not designed into the individual databases in use. For instance, APSIN, in the past, recorded the offense crime as an NCIC code, not a state statute. While there is some high degree of correspondence between the two, the relationship is not one to one. PROMIS, while it uses case numbers for the key field in their records, it is not the same as that used by APSIN, and they do not use a person ID. OBSCIS records the offense statute at the time of booking based on the officers report. This may or may not be the eventual "most serious" crime of conviction. Consequently, categorization of cases and matching cases between data sets is not 100%.

Note: The above information was derived from the Judicial Council's inter-agency statistical database. The database is comprised of information obtained from the states on-line agency information systems and includes extracts from Public Safety's APSIN(1984-1994), Department of Law's PROMIS(1984-1991), and Correction's OBSCIS(1984-1994). Information was cross indexed based on Last name, first four characters of first name, and date of birth. The result is a fairly comprehensive picture of the state's criminal justice process. However, as in all database efforts, the information is subject to various inaccuracies, stemming from input error, lack of common data element definitions and indexes, data crash losses, etc. For a complete description of the data base i.e., dates, elements, strengths and weaknesses, etc., please contact me at the Judicial Council.

### Summary of DNA Database Hits in Minnesota

Minnesota's central crime laboratory in St. Paul has been a CODIS pilot site for the past several years as the system was under development. They have begun to show some success in linking sexual assault and murder cases to their state DNA database of convicted offenders, as the following cases show:

1. November 1994: A man wearing a nylon stocking over his face and armed with a knife jumped out from behind bushes and forced a woman who was walking by to perform oral sex. Semen was recovered from the victim's skirt and saliva samples. A suspect was excluded based on conventional serology. Searching Minnesota's DNA database, however, identified Terry Lee Anderson, who confessed and is now in prison.
2. October 1994: In St. Paul, a woman was grabbed by the neck and taken several blocks to an area near the railroad tracks. She was held by the neck, raped, and left at the scene. A suspect was eliminated because his DNA profile did not match the rape evidence. A previously unknown suspect was identified when the rapist's DNA was searched against Minnesota's DNA database.
3. October 1994: Two men were accused of sexually assaulting a woman whom they had brought home. She had been carrying a sign that said, "Work for food", and was intoxicated and bruised when police arrived. Both suspects were eliminated as contributors of the semen found on the woman's underwear. The DNA from the semen was then matched to a man who had been required to provide a blood sample from DNA typing as a result of a previous conviction.
4. October 1994: DNA evidence was matched from two unrelated assaults involving forced oral sex. Police departments in the two towns where the assaults occurred were notified that the same man committed both acts. A suspect was identified by searching the state DNA database.
5. February 1993: A woman entering her home was caught from behind and threatened with a screw driver. She was hooded with a ski mask, forced into her own car, and driven to a remote site where she was raped. Her attacker then dropped her off near her home and abandoned the car nearby. DNA evidence from vaginal swabs and the carpet from the car was matched in the DNA database to Troy Bradley Bloom. Bloom was convicted and sentenced to 30 years.
6. December 1991: Jean Broderick was raped and murdered in her home. Police had no suspect. The DNA from semen found on the Ms. Broderick's buttocks was matched to Martin Estrada Perez,

whose DNA profile was stored in Minnesota's DNA database. Perez was found guilty of murder and sentenced to life in prison without the possibility of parole. His conviction and sentence were affirmed by the Minnesota Supreme Court. [Note: Perez was an illegal alien from Mexico who had a history of sexual assaults in Georgia, Texas and Minnesota. Perez had been deported to Mexico following his previous release from prison by Minnesota. He quickly made his way back to Minnesota where he was arrested for burglary. Because he gave an alias, his previous convictions were not discovered. Jean Broderick was murdered a few days after he was released on the burglary charges.]

ENACTED STATES	TAKING SAMPLES	TYPING SAMPLES	TYPES OF OFFENDERS	RETROACTIVE SAMPLING	HITS	JUVENILE /ADULT OFFENDERS
ALABAMA	Oct-94	Dec-94	ALL FELONS, SOME MISDEMEANORS	CONVICTION OR PROBATION ON OR AFTER EFFECTIVE DATE	0	NOT SPECIFIC
ARIZONA	Aug-93	Aug-94	SPECIFIC SEX OFFENSES	CONVICTION OR PROBATION ON OR AFTER EFFECTIVE DATE	0	JUVENILE IF ORDERED BY JUDGE
CALIFORNIA	NO RESPONSE					
COLORADO	Jul-88	Aug-94	SEX OFFENSES	CONDITION OF PAROLE	1 CONVICTION	ADULT & JUVENILE
CONNECTICUT	NO RESPONSE					
DELAWARE	NO FUNDING	NO FUNDING	SEX & VIOLENT OFFENSES	CONVICED ON OR AFTER EFFECTIVE DATE	0	ADULT
FLORIDA	Jan-90	Jan-90	SEXUAL ASSAULT, LUDE & LACIVIOUS BEHAVIOR, HOMICIDE & ATTEMPTED HOMICIDE	SAMPLES TAKEN UPON PAROLE	1 CONVICTION; 3 UNDER IVESTIGATION	ADULT & JUVENILE
GEORGIA	Jan-95	SOON	SEX OFFENSES	CONVICTION OR PROBATION ON OR AFTER EFFECTIVE DATE	0	UNCERTAIN

ENACTED STATES	TAKING SAMPLES	TYPING SAMPLES	TYPES OF OFFENDERS	RETROACTIVE SAMPLING	HITS	JUVENILE/ ADULT OFFENDERS
HAWAII	1992	SOON	SEX & VIOLENT OFFENSES	RETROACTIVE TO INCLUDE ALL INCARCERATED	0	ADULTS
ILLINOIS	1992	1992	SEX OFFENSES	INCLUDES CONVICTS CURRENTLY SERVING OR ON PROBATION	1 ON TRIAL	ADULTS
IOWA	NO FUNDING	NO FUNDING	SEX & VIOLENT OFFENDERS	SAMPLE TAKEN PRIOR TO RELEASE	0	UNCERTAIN
KANSAS	1992	Jun-92	SEX & VIOLENT OFFENSES	ANYONE IN PRISON	0	ADULT, BILL RECENTLY PASSED TO INCLUDE JUVENILES BUT NO FUNDING
KENTUCKY	Jul-92	Mar-95	SEX OFFENSES	CONVICTED ON JULY 92	0	ADULT & JUVENILE
MARYLAND	Jul-92	Mar-95	SEX OFFENSES	CONVICTED ON JULY 92	0	ADULT & JUVENILE
MISSISSIPPI	Jan-96	Jan-96	SEX OFFENSES	ALL FELONS IN CUSTODY JAN 96	0	ADULT
MICHIGAN	Sep-94	Jan-95	SEX OFFENSES	RETROACTIVE TO PRISONERS RELEASED ON PAROLE	0	UNCERTAIN

ENACTED STATES	TAKING SAMPLES	TYPING SAMPLES	TYPES OF OFFENDERS	RETROACTIVE SAMPLING	HITS	JUVENILE/ ADULT OFFENDERS
MINNESOTA	MID 1990	Jan-91	SEX OFFENSES	RETROACTIVE TO ALL JAILED CONVICTS	2 CONVICTIONS; 1 FUGITIVE; 3 AWAITING TRIAL	ADULT & JUVENILE
MISSOURI	Jan-94	Jan-94	VIOLENT OFFENSES	NOT RETROACTIVE	0	ADULTS & JUVENILES
NEVADA	NO FUNDING				0	ADULT & JUVENILE
NEW JERSEY	Jan-95	Jan-95	SEX & VIOLENT OFFENSES	CASE BY CASE	0	UNCERTAIN
NEW YORK	Jan-96	Jan-96	SEX, HOMICIDE, & VIOLENT OFFENSES	UNCERTAIN	0	ADULT & JUVENILE
NORTH CAROLINA	Jul-94	Jul-94	VIOLENT OFFENSES, INCLUDING ARSON	ALL FELONS IN CUSTODY JULY 94	0	ADULT
OKLAHOMA	Jul-96	Jul-96	VIOLENT AND SEX OFFENSES	SAMPLES TAKEN ON EARLY PAROLE	0	ADULT
OREGON	Oct-91	Oct-91	SEX OFFENSES & MURDER	ALL FELONS IN CUSTODY ON OCT 91	1 IN TRIAL	ADULT & JUVENILE
SOUTH CAROLINA	Jul-95	Jul-95	SEX & VIOLENT OFFENSES	ALL FELONS GOING IN & COMING OUT	0	ADULT & JUVENILE
SOUTH DAKOTA	1991	1993	ARRESTED SEX OFFENSES	ALL FELONS IN CUSTODY IN 1991	0	ADULT & JUVENILE

ENACTED STATES	TAKING SAMPLES	TYPING SAMPLES	TYPES OF OFFENDERS	RETROACTIVE SAMPLES	HITS	JUVENILE/ ADULT OFFENDERS
TENNESSEE	LATE 1993	LATE 1994	SEX OFFENSES; JUDGE CAN REQUIRE ANYONE TO SUBMIT A SAMPLE	RETROACTIVE TO 1991	0	ADULT & JUVENILE
UTAH	Jul-95	Jul-95	SEX OFFENSES, MURDER, & AGGRIVATED MURDER	CONDITION OF PAROLE	0	ADULT
VIRGINIA	1989	1993	ALL CONVICTED FELONS	RETROACTIVE	1 CONVICTION; 1 WARRENT; 1 ARREST	ADULTS & JUVENILES
WASHINGTON	Jul-90	Apr-91	SEX & VIOLENT OFFENSES	CONVICTED ON/AFTER JULY 90	1 UNDETERMINED	ADULT & JUVENILE
WEST VIRGINIA	Jul-95	Jul-95	ALL FELONS	RETROACTIVE	0	ADULT & JUVENILE
WISCONSIN	Apr-94	LATE 94	SEX OFFENSES/ BURGLARY	ALL FELONS INCARCERATED UPON PASSING OF THE LAW	0	ADULT & JUVENILE



*Elek Mystrom,  
Mayor*

# ANCHORAGE POLICE DEPARTMENT

4501 South Bragaw Street • Anchorage, Alaska 99507-1599

Telephone (907) 786-8500



*Service since 1921*

January 24, 1995

Representative Sean R. Parnell  
Alaska State Legislature  
Juneau, Alaska 99801-1182

Dear Representative Parnell:

The Anchorage Police Department strongly supports the passage of House Bill 27, which establishes a deoxyribonucleic acid (DNA) registration system for convicted felony sex offenders. It has long been known that sex offenders have a higher rate of recidivism than those convicted of most other crimes.

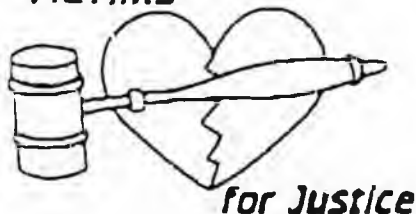
This law would provide criminal justice agencies with an important scientific tool in the apprehension of those who continue to prey on innocent victims.

Sincerely,

*Kevin M. O'Leary*

Kevin M. O'Leary  
Chief of Police

## VICTIMS



Rep. Sean Parnell  
State Capital Building  
Juneau, AK

Dear Rep. Parnell:

On behalf of all victims of crime, Victims for Justice would like to thank you for sponsoring HB27.

Victims for Justice (VFJ) strongly feels that the passage of HB27, dealing with the establishment of a DNA bank and the requirement of certain felons to register in this DNA bank, would be very beneficial to the victims of crime.

The DNA bank would allow for a positive identification to be made for many repeat violent offenders, making the victims "waiting time" from crime to capture and then conviction much shorter. HB27 will also allow for justice to be much more sure of itself, as the DNA match is an almost certain tool for a positive match for a perpetrator.

The common thread which should run through all criminal justice procedures or statutes should be the search for the truth, and HB27 will help to give law enforcement a good mechanism towards that end.

Sincerely,

A handwritten signature in black ink, appearing to read "Ralph Samuels".

Ralph Samuels  
Victims for Justice

# ALASKA PEACE OFFICERS ASSOCIATION

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



February 8, 1995

## EXECUTIVE DIRECTOR

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Anchorage

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Representative Sean Parnell  
Capitol Building  
Juneau, Alaska 99801-1182

Dear Representative Parnell,

I am the State-wide president of the Alaska Peace Officers Association. Our organization represents over 1200 law enforcement officers from over 80 local, state and federal agencies. On January 31, 1995, the State Board met and discussed pending legislation dealing with peace officers.

We have chosen House Bill 27 as one of our priority pieces of legislation. In 1901 at the World's Fair in St. Louis fingerprinting was introduced to America. By 1906 it was widely accepted by American Courts. DNA has been used by police agencies in this country since 1986 (it was first used by the Alaska State Crime Lab in 1992). It is meeting constant challenges by the defense bar because of its devastating consequences at a jury trial. We feel this scientific procedure has passed muster in courts all over the world and we should not bow to the pressure of disgruntled defense attorneys who are trying to prohibit this useful piece of evidence from the court room.

If there is anything this organization can do to assist your effort in passing this legislation please contact me (451-5316) or our Executive Director, Joseph Young (277-0515), or Alyce Hanley (243-7574). On behalf of the Alaska Peace Officers Association, I want to thank you for proposing this legislation and wish you the best in this legislative session.

Respectfully yours,

*Michael Corkill*  
Michael Corkill  
Statewide President

# ALASKA NETWORK ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT

30 Seward Street, No. 501 • Juneau, Alaska 99801 • (907) 536-3650

Abused Women's Aid in Crisis (AWAIC); Advocates for Victims of Violence (AVV);  
Aiding Women in Abuse and Rape Emergencies (AWAPE);  
Alaska Women's Resource Center (AWRC); Arctic Women in Crisis (AWIC);  
Bering Sea Woman's Group (BSWG); Emmonak Women's Shelter;  
Kodiak Women's Resource & Crisis Center (KWRC);  
Manilaq Regional Women's Crisis Program; Parent Aid Family Support Center;  
Safe & Fear-Free Environment (SAFE); Seward Life Action Council (SLAC);  
Sitkans Against Family Violence (SAFV); South Peninsula Women's Services (SPWS);  
Standing Together Against Rape (STAR);  
Tongass Community Counseling Center; Tundra Women's Coalition (TWC);  
Unalaskans Against Sexual Assault & Family Violence (USAFV);  
Valley Women's Resource Center (VWRC);  
Women in Crisis Counseling & Assistance (WCCA);  
Women in Safe Homes (WISH); Women's Resource & Crisis Center (WRCC)

## HOUSE BILL 27 DNA IDENTIFICATION REGISTRATION SYSTEM

The Alaska Network on Domestic Violence and Sexual Assault (Network) is a statewide coalition of 22 nonprofit programs. Shelter, advocacy, crisis intervention and counseling, and referral services are offered by member programs to victims of domestic violence and sexual assault. During FY94, over 9,500 victims and minor children sought and received services from member programs.

The Network supports passage of HB27. Requiring DNA registration of convicted felons will assist in the swift and accurate apprehension and conviction of sex offenders. The Network supports the accessibility of as many identifiers as possible for use by law enforcement when investigating and prosecuting sex offenses.

Beginning to gather DNA "fingerprints" now will give the criminal justice system more information with which to work when a data bank becomes feasible. Experts debate the percentages of recidivism by sex offenders (Is it 50, 75, or 80%, with or without treatment), but what is not debated is the fact of recidivism. A sex offender is likely to commit more than one offense.

Sexual assault victims undergo rape exams as soon after an attack as possible in order to preserve among other samples those of semen, hair, and skin. Currently, those samples cannot be used until a suspect is identified and undergoes a similar exam to collect samples. With an operational DNA databank, the samples gathered from a victim can be used as soon as they are typed to match against known sex offenders to eliminate suspects; narrow the field of investigation; and, in some cases identify the perpetrator.

Alaskan law enforcement efforts should be supported with the best technology possible. Requiring convicted felons to register their DNA will not prevent sexual assault, but it will better equip the criminal justice system, and demonstrate Alaska's commitment to use every means available to apprehend and convict sex offenders.

# DNA match convicts man of 1992 crime

Trial is first since high court  
expanded use of evidence

By Margaret Zack  
Staff Writer

In a case that probably wouldn't have led to criminal charges 10 years ago, an Andover man was found guilty Tuesday of kidnapping and raping a woman in 1992. It was the first case to go to trial since the Minnesota Supreme Court expanded the use of DNA evidence.

Troy Bloom, 32, had not been a suspect in the abduction and assault on a Brooklyn Park woman until a DNA analysis of body fluids found at the scene were matched with his.

The Minnesota Bureau of Criminal Apprehension (BCA), which did the analysis, was led to Bloom because it had samples of his DNA on file. He had two previous rape convictions.

The DNA match gave police their

only lead. The victim didn't see her assailant because he covered her head with a stocking cap, and she couldn't identify Bloom's voice in a voice lineup.

Assistant Hennepin County Attorney Karen Roessler said the guilty verdict supports the county attorney's office's contention that it is important to pursue new forensic or technological evidence. Having a convicted sex offender's DNA on file proved to be valuable, she said.

But Bloom's attorney, Clifford Poehler, said the wrong man was convicted.

"He knows where he was that day," he said of Bloom, who provided two alibi witnesses.

DNA continued on page 5B

# DNA/ County attorney looking into life sentence

Continued from page 1B

The jury deliberated about nine hours before returning the verdict to Hennepin County District Judge Isabel Gomez. Bloom will be sentenced Sept. 27. Roesler said the county attorney's office will research whether Bloom can be given a mandatory life sentence because he is a repeat offender. If not, the state will seek a 30-year sentence, she said.

Prosecutor Steve Redding told the jury in his closing argument Monday that the BCA concluded that the chances were 1 in 4.6 million that someone with the same DNA as Bloom left the samples. The ratio is the frequency with which that particular DNA pattern would show up in the general population. DNA, deoxyribonucleic acid, is a basic material in the chromosomes of a cell nucleus.

It wasn't until the April ruling by the Minnesota Supreme Court that statistical probabilities were permitted at trial. However, three Ramsey

County judges had allowed such evidence before the ruling.

Two DNA experts testified for the state and two for the defense.

A juror who asked to remain anonymous said that the DNA evidence was important but that the jury weighed all the evidence and found more pointing to guilt than to innocence, she said. The jury didn't believe that Bloom's alibi was airtight, she said.

She also said the two prior offenses were a factor.

"We didn't say he did it once, [therefore] he did it again. But the pattern was there," she said.

Redding asked the jury Monday: "Is Mr. Bloom the person who committed this crime or is there a Mr. X out there in our community who committed it?"

In addition to the DNA evidence,

Redding said, the kidnap and rape in November 1992 were similar to those committed by Bloom in 1980 and 1982, for which he served nine years in prison. The similarities included finding the victims early in the morning near their homes, putting them into a car through the driver's side, going to a secluded area in the northern metropolitan area, assaulting them and taking them home.

He has three other attempted-kidnapping charges that the jury was not told about.

Pochler said after the verdict Tuesday that the issue of whether the jury should learn of the prior offenses had been hotly contested. He said he thinks a different verdict would have been reached if that evidence had not been allowed.

He told the jury Monday that the description the victim gave of her assailant did not match Bloom's.

Her ability to observe was impaired

because she had had five alcoholic drinks and smoked marijuana before her abduction, Pochler said.

He also questioned the reliability of the DNA tests because of questionable handling of samples at the sheriff's laboratory and the wrong date on one.

"That shows mistakes can be made," he said.

Pochler said Bloom's alibi — that he was at a girlfriend's house — was solid.

Bloom, who testified in his own behalf, denied being involved. He denied telling a co-worker that he would commit a crime again and that the only thing he'd do differently would be to make sure the person wouldn't be able to identify him.

"Were you the person who raped this woman?" Pochler asked Bloom.

"No way," Bloom said.

## Rapist gets 30-year prison sentence in case decided on DNA evidence

MIKE SWEENEY STAFF WRITER

**H**ennepin County Judge Isabel Gomez sentenced convicted rapist Troy Bloom to 30 years in prison on Tuesday, calling him a sexual predator who deserves lengthy incarceration.

Bloom cried as he read a pre-sentence statement proclaiming his innocence.

"The jury messed up," he told Gomez. "They convicted me on my prior record . . . I did not commit this crime."

Gomez didn't show any sympathy for Bloom, convicted in August of breaking into a 34-year-old Brooklyn Park woman's residence, forcing her to drive with him for 20 minutes, threatening her with a screwdriver and raping her.

"I have a lot of trouble believing you," Gomez told Bloom, who was convicted of at least two rapes in the early 1980s, "because that's what you always say."

**The judge told Bloom that he must serve at least 20 years in prison.**

Gomez referred to a pre-sentence report stating Bloom maintained his innocence in the earlier rapes for nearly his entire 10-year prison term before finally admitting them.

"You have caused other people too much pain, Mr. Bloom," Gomez said after sentencing him.

The judge told Bloom, 32, that he must serve at least 20 years in prison and successfully complete a sex offenders' treatment program before he can be eligible for release.

And if he's released after 20 years, Gomez said, Bloom must be placed under close supervision for a minimum of 10 years.

Gomez denied a motion by Bloom's public defender, who ar-

gued the verdict should be overturned because the jury convicted Bloom on faulty DNA genetic pattern evidence.

Bloom's trial was the first in Minnesota in which a DNA sample taken at a crime scene was the only evidence linking a suspect to the act. The DNA sample from the rape matched Bloom's.

The trial was also the first in which jurors heard testimony on

the statistical probability that matching DNA samples came from the same person. In Bloom's case, jurors heard that the chance DNA found at the scene did not belong to Bloom was about 1 in 4.6 million.

Similar testimony is expected in the ongoing trial of Timothy Baugh, who has been linked by DNA tests to a dozen sexual assaults.

## DNA test leads to arrest in Brooklyn Park rape

MARIA DOUGLAS REEVE  
STAFF WRITER

**U**sing DNA profiling, Brooklyn Park police this week arrested a man in the Nov. 23 rape of a Brooklyn Park woman.

Troy Bradley Bloom's arrest marks only the second time in the nation that DNA profiling has resulted in the arrest of a previously unidentified rape suspect. The first was also a Minnesota case.

As part of their sexual assault investigation, the Brooklyn Park police submitted biological samples to the Bureau of Criminal Apprehension Laboratory for analysis.

Bloom, who had a prior conviction for sexual assault, had a sample in the BCA laboratory database.

He is accused of abducting a Brooklyn Park woman on Nov. 23, 1992, driving her around for 20 minutes in her car, and then threatening her with a screwdriver and raping her.

Convicted sexual assault offenders are required by Minnesota law to submit blood samples to the BCA. The samples are entered into a DNA database and are compared to the DNA from specimens of sexual assault cases where the suspect is not known. The database contains more than 3,000

samples of DNA. The law went into effect three years ago.

"It is gratifying to see three years of preparation and effort culminate in an arrest and underscore the credibility of DNA technology," said Michael Campion, acting superintendent of the BCA.

Minnesota is one of 10 states participating in a pilot project with the FBI to establish a nationwide DNA database of offenders.

The first case in which an unknown offender was identified using DNA profiling was in December 1991.

Martin Estrada Perez was charged with the Nov. 17, 1991, slaying of Jean Ann Broderick of Minneapolis' Lowry Hill neighborhood.

Authorities took a blood sample from Perez before he was released from Stillwater Prison in March 1991 after serving less than six years of a nine-year sentence. He was in prison for second-degree criminal sexual conduct and attempted first-degree sexual conduct for attacking a Minneapolis woman in 1984.

DNA, known as a biological fingerprint, stands for deoxyribonucleic acid. It is a genetic material unique in every human being and because of this is considered a promising tool in tracking down suspects in crimes.

Cross-Ref. to <sup>HB 27</sup> HB 27

BILL: SB 12      SHORT TITLE: DNA TESTING OF CONVICTED SEX OFFENDERS  
BILL VERSION:  
SPONSOR(S): SENATOR(S) LEMAN, Kelly, Halford, Sharp, Green

CURRENT STATUS: (S) JUD      STATUS DATE: 01/16/95  
                              THEN FIN, RLS

TITLE: "An Act directing the Department of Public Safety to establish and maintain a deoxyribonucleic acid (DNA) identification registration system and requiring DNA registration by persons convicted of a felony sex offense; and providing for an effective date."

01/06/95      16    (S)    PREFILE RELEASED -1/6/95  
01/16/95      16    (S)    READ THE FIRST TIME - REFERRAL(S)  
01/16/95      16    (S)    JUD, FIN

Fiscal Notes

HB 27 -- DNA TESTING OF VIOLENT OFFENDERS

<u>NO.</u>	<u>DEPT.</u>	<u>DATE</u>	
3.	DPS Info.Net	1/24/95	20.0
4.	DOLaw	1/23/95	0
5.	HFC/DPS Lab.Serv.	2/1/95	25.8
6.	DPS Records	2/3/95	11.0
New	DH&SS Johnson/Juno	2/14/95	0
New	DH&SS Nome	2/14/95	0
New	DH&SS Fbks.	2/14/95	0.3
New	DH&SS McLaughlin	2/14/95	1.6
New	DH&SS Bethel	2/14/95	0.1
			<hr/>
Total			58.8

02/10/95  
HB 27

HOUSE JOURNAL

PAGE 0314

THE FOLLOWING, WHICH WAS ADVANCED TO THIRD READING FROM THE FEBRUARY 8, 1995, CALENDAR (PAGE 281), WAS READ THE THIRD TIME:

02/10/95  
HB 27

HOUSE JOURNAL

PAGE 0315

CS FOR HOUSE BILL NO. 27(FIN) AM

"AN ACT DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO ESTABLISH AND MAINTAIN A DEOXYRIBONUCLEIC ACID (DNA) IDENTIFICATION REGISTRATION SYSTEM AND REQUIRING DNA REGISTRATION BY PERSONS CONVICTED OF A FELONY CRIME AGAINST A PERSON AND OF MINORS 16 YEARS OF AGE OR OLDER WHO ARE ADJUDICATED A DELINQUENT FOR AN ACT THAT WOULD BE A FELONY CRIME AGAINST A PERSON IF COMMITTED BY AN ADULT; AND PROVIDING FOR AN EFFECTIVE DATE."

\*\*REPRESENTATIVE MARTIN, WHO HAD BEEN PREVIOUSLY EXCUSED (PAGE 289), LEFT THE CHAMBER.

THE QUESTION BEING: "SHALL CSHB 27(FIN) AM PASS THE HOUSE?" THE ROLL WAS TAKEN WITH THE FOLLOWING RESULT:

CSHB 27(FIN) AM  
THIRD READING  
FINAL PASSAGE

YEAS: 33 NAYS: 1 EXCUSED: 6 ABSENT: 0

YEAS: AUSTERMAN, BARNES, BUNDE, DAVIES, B.DAVIS, G.DAVIS, ELTON, FINKELSTEIN, GREEN, GRUSSENDORF, HANLEY, IVAN, JAMES, KELLY, KOHRING, KUBINA, MACKIE, MASEK, MOSES, MULDER, NAVARRE, OGAN, PARNELL, PHILLIPS, PORTER, ROBINSON, ROKEBERG, SANDERS, THERRIAULT, TOOHEY, VEZEY, WILLIAMS, WILLIS

NAYS: BROWN

EXCUSED: BRICE, FOSTER, KOTT, MACLEAN, MARTIN, NICHOLIA

SELECTION=>

PF1	PF2	PF3	PF4	PF5	PF6	PF7	PF8	PF9	PF10	PF11	PF12
HELP		EXIT	MENU		PRINT	BWD	FWD		FIRST	LAST	QUIT

# SENATE FINANCE COMMITTEE REPORT

DATE: 3/9/95

FURTHER:

DATE TURNED INTO OFFICE: 3-23-95

The Finance Committee considered CS FOR HOUSE BILL NO. 27(FIN) am

Directing the Dept of Public Safety to establish and maintain a DNA identification registration system and requiring DNA registration by persons convicted of a felony crime against a person and of minors 16 years of age or older; efd.

and recommends:

be replaced with S CS CS HB 27 (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 <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>	<input checked="" type="checkbox"/>				
Co-Chair: <i>[Signature]</i>	<input checked="" type="checkbox"/>				
Co-Chair: <i>[Signature]</i>	<input checked="" type="checkbox"/>				

**NEW FISCAL NOTE(S):**

Department      Date      Zero      Fiscal

DH+SS Johnson	2/14/95	<del>0</del>	<del>0</del>
DH+SS Dome	2/14/95	<del>0</del>	
DH+SS FBKS	2/14/95		0.3
DH+SS McLaughlin	2/14/95		1.6
DH+SS Rothel	2/14/95		0.1
Ark. Jud. Council	2/09/95		1.2

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

Department      Date      Zero      Fiscal

3	DPS	1/24/95	20.0
4	DOL	2/23/95	<del>0</del>
5	HFC/DPS	2/1/95	25.8
6	DPS / Records	2/3/95	11.0

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

SENATE COMMITTEE REPORT

DATE: 2/14/95

FURTHER: Finance *further referral*

DATE TURNED INTO OFFICE: 3-9-95

*JWR*

Judiciary Committee considered CS FOR HOUSE BILL NO. 27(FIN) am

directing the Department of Public Safety to establish and maintain a DNA identification registration system and requiring DNA **DNA Identification** of a felony crime against a person and of minors 16 years of age or older and a delinquent for an act that would be a felony crime against a person if committed by an adult; etc.

*PH & FNS + FN*

and recommends:

- be replaced with Jud S CS HB 27 (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:
- technical change
  - new: SCR# \_\_\_\_\_
  - same title

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Mike Miller</i>	<input checked="" type="checkbox"/>	<i>all adts.</i>	<input checked="" type="checkbox"/>		
<i>Hydon Green</i>	<input checked="" type="checkbox"/>	<i>J. Ellis</i>	<input checked="" type="checkbox"/>		
CHAIR: <i>Adrian Taylor</i>	<input checked="" type="checkbox"/>				

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

Department	Date	Zero	Fiscal

PREVIOUS/FISCAL NOTE(S):\*

Department Date Zero Fiscal

Department	Date	Zero	Fiscal
<i>DPS - Statewide</i>	<i>1/24/95</i>		<i>11.0</i>
<i>DPS - Statewide - LAB</i>	<i>2/1/95</i>		<i>25.8</i>
<i>Law</i>	<i>1/23/95</i>	<input checked="" type="checkbox"/>	
<i>DPS - Statewide Info Net</i>	<i>1/24/95</i>		<i>20.0</i>

[ ] APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill