

**HB**

**386**

**SFIN**

**FILE**

5-2-96  
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Adopted

9-LS1203VO ✓  
Luckhaupt  
5/2/96

SENATE CS FOR CS FOR HOUSE BILL NO. 386( )  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
NINETEENTH LEGISLATURE - SECOND SESSION

BY

Offered:  
Referred:

Sponsor(s): REPRESENTATIVES GRUSSENDORF, Finkelstein, B.Davis, Robinson, Davies

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to cruelty to animals and to the power of first and second  
2 class boroughs to prohibit cruelty to animals."

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

4 \* Section 1. AS 03.05.011(a) is amended to read:

5 (a) To carry out the requirements of this title, the commissioner of  
6 environmental conservation may issue orders, regulations, permits, quarantines, and  
7 embargoes relating to

8 (1) examination and inspection of premises containing products,  
9 articles, and commodities carrying pests;

10 (2) establishment of quarantines for eradication of pests;

11 (3) establishment of standards and labeling requirements pertaining to  
12 the sale of meat, fish, and poultry;

13 (4) tests and analyses that may be made and hearings that may be held  
14 to determine whether the commissioner will issue a stop order or quarantine;

- 1 (5) cooperation with federal and other state agencies;
- 2 (6) regulation of fur farming; for purposes of this paragraph, "fur
- 3 farming" means the raising of and caring for animals for the purpose of marketing
- 4 their fur, or animals themselves for breeding stock;
- 5 (7) examination and inspection of meat, fish, and poultry advertised for
- 6 sale or sold to the public;
- 7 (8) enforcement of quality assurance plans developed in cooperation
- 8 with appropriate industry representatives;
- 9 (9) establishment of standards and conditions for the operation and
- 10 siting of aquatic farms and related hatcheries, including
- 11 (A) restrictions on the use of chemicals; and
- 12 (B) requirements to protect the public from contaminated
- 13 aquatic farm products that pose a risk to health;
- 14 (10) monitoring aquatic farms and aquatic farm products to ensure
- 15 compliance with this chapter and with the requirements of the national shellfish
- 16 sanitation program manual of operations published by the Food and Drug
- 17 Administration;
- 18 (11) establishment and enforcement of standards to protect
- 19 commercial farm animals from cruel treatment by commercial farmers.

20 \* Sec. 2. AS 03.05.011 is amended by adding a new subsection to read:

21 (c) In this section,

22 (1) "commercial farm animal" means an animal used in the commercial

23 production of food and whose meat, meat by-products, or derivative food, including

24 milk, is capable of being sold for consumption as food by humans or animals; in this

25 paragraph, "animal" has the meaning given in AS 11.61.140;

26 (2) "commercial farmer" means a person who owns or raises

27 commercial farm animals for the purpose of selling those animals, or their derivative

28 food, including milk, for consumption as food by humans or animals.

29 \* Sec. 3. AS 11.61.140(a) is amended to read:

30 (a) A person commits the crime of cruelty to animals if the person

31 (1) knowingly [INTENTIONALLY] inflicts severe [AND

1 PROLONGED] physical pain or prolonged suffering on an animal;

2 (2) with criminal negligence, [RECKLESSLY] neglects an animal and,  
3 as a result of that neglect, causes the death of the animal or causes severe physical  
4 pain or prolonged suffering to the animal; or

5 (3) kills an animal by the use of a decompression chamber.

6 \* Sec. 4. AS 29.10.200 is amended by adding a new paragraph to read:

7 (54) AS 29.35.147 (regulation of cruelty to commercial farm animals  
8 by commercial farmers).

9 \* Sec. 5. AS 29.35 is amended by adding a new section to article 1 to read:

10 Sec. 29.35.147. REGULATION OF CRUELTY TO ANIMALS BY  
11 FARMERS. (a) A municipality may not regulate the cruelty to commercial farm  
12 animals by commercial farmers.

13 (b) This section applies to home rule and general law municipalities.

14 (c) In this section, "commercial farm animal" and "commercial farmer" have the  
15 meanings given in AS 03.05.011.

16 \* Sec. 6. AS 29.35.200(b) is amended to read:

17 (b) A first class borough may by ordinance exercise the following powers on an  
18 areawide basis:

19 (1) provide transportation systems;

20 (2) provide water pollution control;

21 (3) provide air pollution control in accordance with AS 46.14.400;

22 (4) license day care facilities;

23 (5) license, impound, prohibit cruelty to, and dispose of animals.

24 \* Sec. 7. AS 29.35.210(a)(3) is amended to read:

25 (3) license, impound, prohibit cruelty to, and dispose of animals;

26 \* Sec. 8. AS 29.35.210(b) is amended to read:

27 (b) A second class borough may by ordinance exercise the following powers on  
28 an areawide basis:

29 (1) provide transportation systems;

30 (2) license, impound, prohibit cruelty to, and dispose of animals;

31 (3) provide air pollution control under AS 46.14.400;

32 (4) provide water pollution control;

1

(5) license day care facilities.

# FISCAL NOTE

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

**BILL NO:** Draft "C" SCS CSHB 386(FIN)

Revision Date: May 2, 1996

Dept. Affected: Public Safety

Title: Cruelty to Animals

BRU: Alaska State Troopers

Component: Detachments

Sponsor: Representative Grussendorf

Requestor: S. Finance

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</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						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

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

**POSITIONS:**

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

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

During 1995, the Alaska State Troopers investigated 20 cruelty to animal cases. This bill would change the mental states required in some of the sub-sections in the cruelty to animals statute. Those changes have the potential of increasing the number of cases the division would have to investigate, however that impact should be negligible.

Prepared By: Lt. Dan Lowden

Phone: 465-5505

Division: Alaska State Troopers

Date: May 2, 1996

Approved by Commissioner: *Ronald L. Otte*

Date: 5/2/96

Agency: Ronald L. Otte, Department of Public Safety

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO: SCS CS HB 386 (FIN)

Revision Date: 5/2/96  
Title: An Act relating to cruelty to animals and the provision of food and water to confined...  
Sponsor: Rep. Grussendorf  
Requestor: Senate Finance

Dept. Affected: Community & Regional Affairs  
BRU: \_\_\_\_\_  
Component: \_\_\_\_\_  
COMPONENT SERIAL NO. \_\_\_\_\_

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

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

<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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CHANGE IN REVENUES ( ) Revenue Code						
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**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 95) impact: \$ none

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This legislation would have no fiscal impact on the department

Prepared By: Remond Henderson *Remond Henderson* Phone: 465-4708  
Division: Director, Administrative Services Date: 5/2/96  
Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 5/2/96  
Agency: Mike Irwin, Dept. of Community & Reg. Affairs

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# FISCAL NOTE

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

**BILL NO. SCSCSHB 386 (FIN)**

Revision Date: 5/2/96 Dept. Affected: Department of Law  
 Title: "...cruelty to animals and the power of first and BRU: Criminal Division, Civil Division  
second class boroughs to prohibit cruelty to animals." Component: Criminal Division, General Legal Services  
 Sponsor: Representative Grussendorf  
 Requester: Representative Grussendorf COMPONENT SERIAL NO. 2085, 2087

**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						
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 (FY96) 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 amends Alaska laws relating to cruelty to animals in three ways. First, the bill amends AS 11.61.140 to lower the legal standard of conduct from one who acts intentionally to one who acts knowingly and inflicts severe physical or prolonged suffering on an animal. Similarly, the bill lowers the legal standard of conduct from one who acts recklessly to one who acts with criminal negligence and neglects an animal and, as a result of that neglect, causes the death of the animal or causes severe physical pain or prolonged suffering of the animal. These changes have the effect of making cruelty to animal cases easier to prove and, consequently, they will not have a fiscal impact.

Second, the bill amends AS 03.05 to add to the powers and duties of the Commissioner of Environmental Conservation to allow the commissioner to provide for the enforcement and enhancement of standards to protect commercial farm animals from cruel treatment by commercial farmers.

*Richard I. Peques*

Prepared by: Richard I. Peques, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Botelho, Attorney General  
 Agency: Department of Law

Phone: 465-3672  
 Date: 5/2/09  
 Date: 5/2/96

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FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCSCSHB 386(FIN)

ANALYSIS CONTINUATION:

Third, the bill amends AS 29.35 to authorize the first and second class boroughs to enact ordinances prohibiting cruelty to animals. Providing this authority will allow local governments to deal with a problem that is primarily one of local concern. Local governments would not be permitted to regulate or enforce laws relating to the cruelty to or care of farm animals, under the bill.

Sec. 11.61.140. Cruelty to animals. (a) A person commits the crime of cruelty to animals if the person

(1) intentionally inflicts severe and prolonged physical pain or suffering on an animal;

(2) recklessly neglects an animal and, as a result of that neglect, causes the death of the animal or causes severe pain or suffering to the animal; or

(3) kills an animal by the use of a decompression chamber.

DEFENSE —→ (b) It is a defense to a prosecution under (a)(1) or (2) of this section that the conduct of the defendant

(1) conformed to accepted veterinary practice;

(2) was part of scientific research governed by accepted standards; or

(3) was necessarily incident to lawful hunting or trapping activities.

(c) In this section, "animal" means a vertebrate living creature not a human being, but does not include fish.

(d) Cruelty to animals is a class A misdemeanor. (§ 7 ch 166 SLA 1978; am § 1 ch 78 SLA 1980; am § 20 ch 59 SLA 1982)

Editor's notes. — The provisions of paragraphs (2) and (3) of subsection (a) as it existed prior to the 1980 amendment may now be found in AS 11.61.145.

Collateral references. — 4 Am. Jur. 2d, Animals, §§ 27-30.

3A C.J.S., Animals, §§ 99-112.  
Cruelty in trapping animals, 79 ALR 1308.

What constitutes statutory offense of cruelty, 82 ALR2d 794.

**Sec. 11.81.620. Effect of ignorance or mistake upon liability.****NOTES TO DECISIONS**

Applied in *Russell v. State*, 793 P.2d 1085 (Alaska Ct. App. 1990).

Quoted in *De Nardo v. State*, 819 P.2d 903 (Alaska Ct. App. 1991).

**Sec. 11.81.640. Application of AS 11.81.600 — 11.81.630.****NOTES TO DECISIONS**

Cited in *Cole v. State*, 828 P.2d 175 (Alaska Ct. App. 1992).

**Article 6. Definitions.****Section  
900. Definitions**

**Sec. 11.81.900. Definitions.** (a) For purposes of this title, unless the context requires otherwise,

(1) a person acts "intentionally" with respect to a result described by a provision of law defining an offense when the person's conscious objective is to cause that result; when intentionally causing a particular result is an element of an offense, that intent need not be the person's only objective;

(2) a person acts "knowingly" with respect to conduct or to a circumstance described by a provision of law defining an offense when the person is aware that the conduct is of that nature or that the circumstance exists; when knowledge of the existence of a particular fact is an element of an offense, that knowledge is established if a person is aware of a substantial probability of its existence, unless the person actually believes it does not exist; a person who is unaware of conduct or a circumstance of which the person would have been aware had that person not been intoxicated acts knowingly with respect to that conduct or circumstance;

(3) a person acts "recklessly" with respect to a result or to a circumstance described by a provision of law defining an offense when the person is aware of and consciously disregards a substantial and unjustifiable risk that the result will occur or that the circumstance exists; the risk must be of such a nature and degree that disregard of it constitutes a gross deviation from the standard of conduct that a reasonable person would observe in the situation; a person who is unaware of a risk of which the person would have been aware had that person not been intoxicated acts recklessly with respect to that risk;

(4) a person acts with "criminal negligence" with respect to a result or to a circumstance described by a provision of law defining an offense when the person fails to perceive a substantial and unjustifiable risk that the result will occur or that the circumstance exists; the risk must be of such a nature and degree that the failure to perceive it constitutes a gross deviation from the standard of care that a reasonable person would observe in the situation.

**SENATE CS FOR CS FOI HB 386**  
Work Draft

**"An act relating to cruelty to animals and to the power of first and second class boroughs to prohibit cruelty to animals."**

- HB 386 lowers the criminal standard by which a person can be prosecuted for acts of neglect or cruelty to animals.
- HB 386 gives 1st and 2nd class boroughs the authority to enact ordinances to prohibit cruelty to animals.
- HB 386 exempts commercial farm animals and commercial farmers from municipal regulation and gives the Commissioner of DEC the option to regulate commercial farm animals and commercial farmers.

**Section 1** amends AS 03.05.01 stating that the Commissioner of DEC may issue regulations to establish and enforce standards to protect commercial farm animals from cruel treatment by commercial farmers.

**Section 2** adds a new subsection to AS 03.05.011 defining commercial farm animal and commercial farmer.

**Section 3** amends AS 11.61.140 by lowering the state of mind the state must prove in prosecuting cases of neglect or cruelty to animals. It accomplishes this by changing the words "intentionally" to "knowingly inflicts severe physical pain or prolonged suffering on an animal."

It also lowers the criminal standard by changing "recklessly" to "with criminal negligence neglects an animal and, as a result of that neglect, causes the death of the animal or causes severe physical pain or prolonged suffering to the animal." Recklessness is indicated by an awareness and conscious disregard. Criminal negligence is indicated by a "failure to perceive a substantial and unjustifiable risk that the result will occur..."

**Sections 4 & 5** affect AS 29.35. by exempting commercial farm animals and commercial farmers from regulation by municipalities.

**Sections 6, 7 & 8** amend AS 29.35.200 and AS 29.35.210 to give 1st and 2nd class boroughs the option to adopt an ordinance to prohibit cruelty to animals.

4/16/96 FIN

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO: SCS CS HB 386 (CRA)

Revision Date: 4/15/96 Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to cruelty to animals and the BRU: none  
power of first and second class boroughs to... Component: none  
 Sponsor: Rep. Grussendorf  
 Requestor: Senate CRA COMPONENT SERIAL NO. \_\_\_\_\_

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

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

<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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CHANGE IN REVENUES ( )						
Revenue Code						

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 96) impact: \$ none

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This legislation would have no fiscal impact on the department

Prepared By: Remond Henderson Phone: 465-4708  
 Division: Director, Administrative Services Date: 4/15/96  
 Approved by Commissioner: Mike Irwin Date: 4/15/96  
 Agency: Mike Irwin, Dept. of Community & Reg. Affairs

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# FISCAL NOTE

No. 3

Bill Version: SC SCS HB 386 (CRA)

(S) Publish Date: 4/16/96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: 4/12/95 Dept. Affected: Department of Law  
 Title: "...cruelty to animals and the power of first and second class boroughs to prohibit cruelty to animals." BRU: Criminal Division  
 Sponsor: Representative Grussendorf Component: Criminal Division  
 Requester: Senate Community & Regional Affairs Committee COMPONENT SERIAL NO. 2085

**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>	0.0	0.0	0.0	0.0	0.0	0.0

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

(Thousands of Dollars)

FUND SOURCE	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
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 (FY96) cost: \$ 0.0

**POSITIONS**

POSITIONS	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
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 amends Alaska laws relating to cruelty to animals in two ways. First, the bill amends AS 11.61.140 to lower the legal standard of conduct from one who acts intentionally to one who acts knowingly and inflicts severe physical or prolonged suffering on an animal. Similarly, the bill lowers the legal standard of conduct from one who acts recklessly to one who acts with criminal negligence and neglects an animal and, as a result of that neglect, causes the death of the animal or causes severe physical pain or prolonged suffering of the animal. These changes have the effect of making cruelty to animal cases easier to prove and, consequently, they will not have a fiscal impact. The bill also provides that conduct conforming to animal husbandry practice is an affirmative defense to a prosecution for cruelty to animals.

Second, the bill amends AS 29.35 to authorize the first and second class boroughs to enact ordinances prohibiting cruelty to animals. Providing this authority will allow local governments to deal with a problem that is primarily one of local concern. Local governments would not be permitted to regulate or enforce laws relating to the cruelty to or care of farm animals, under the bill.

Prepared by: Richard I. Peques, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Botelho, Attorney General  
 Agency: Department of Law

Phone: 465-3672  
 Date: 4/12/96  
 Date: 4/12/96

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# FISCAL NOTE

No. 4  
 Bill Version: SCSCS11B386(CRA)  
 (S) Publish Date: 4/19/96

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

Revision Date: April 17, 1996 Dept. Affected: Public Safety  
 Title: Cruelty to Animals BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Representative Grussendorf  
 Requestor: S. Community and Regional Affairs 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</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>						
Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

**FUNDING: (Thousands of Dollars)**

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

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

**POSITIONS:**

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

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

During 1995, the Alaska State Troopers investigated 20 cruelty to animal cases. This bill would change the mental states required in some of the sub-sections in the cruelty to animals statute. Those changes have the potential of increasing the number of cases the division would have to investigate, however that impact should be negligible.

Prepared By: Lt. Dan Lowden Phone: 465-5505  
 Division: Alaska State Troopers Date: April 17, 1996  
 Approved by Commissioner: *Del Smith* Date: 4/18/96  
 Agency: Ronald L. Otte, Department of Public Safety

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSHB 386 (JUD)

Revision Date:	<u>3/14/96</u>	Dept. Affected:	<u>Department of Law</u>
Title:	<u>"...cruelty to animals and the power of first and second class boroughs to prohibit cruelty to animals."</u>	BRU:	<u>Criminal Division</u>
Sponsor:	<u>Representative Grussendorf</u>	Component:	<u>Criminal Division</u>
Requester:	<u>Representative Grussendorf</u>	COMPONENT SERIAL NO.	<u>2085</u>

**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)

FUND SOURCE	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
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 (FY96) cost: \$ 0.0

**POSITIONS**

POSITIONS	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
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 amends Alaska laws relating to cruelty to animals in two ways. First, the bill amends AS 11.61.140 to lower the legal standard of conduct from one who acts intentionally to one who acts knowingly and inflicts severe physical pain or prolonged suffering on an animal. Similarly, the bill lowers the legal standard of conduct from one who acts recklessly to one who acts with criminal negligence and neglects an animal and, as a result of that neglect, causes the death of the animal or causes severe physical pain or prolonged suffering of the animal. These changes have the effect of making cruelty to animal cases easier to prove and, consequently, they will not have a fiscal impact.

Second, the bill amends AS 29.35 to authorize first and second class boroughs to enact ordinances prohibiting cruelty to animals. Providing this authority will allow local governments to deal with a problem that is primarily one of local concern.

Prepared by:	<u>Richard I. Peques, Director</u>	Phone:	<u>465-3672</u>
Division:	<u>Administrative Services Division</u>	Date:	<u>3/14/96</u>
Approved by Commissioner:	<u>Bruce M. Botelho, Attorney General</u>	Date:	<u>3/14/96</u>
Agency:	<u>Department of Law</u>		

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO: CS HB 386 (JUD)

Revision Date: 3/14/96 Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to cruelty to animals and the E:RU: none  
provision of food and water to confined... Component: none  
 Sponsor: Rep. Grussendorf  
 Requestor: House Judiciary COMPONENT SERIAL NO. \_\_\_\_\_

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

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

Estimate of current year (FY 95) impact: \$ none

**POSITIONS:**

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

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

This legislation would have no fiscal impact on the department

Prepared By: Remond Henderson *Remond Henderson* Phone: 465-4708  
 Division: Director, Administrative Services Date: 3/14/96  
 Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 3/14/96  
 Agency: Mike Irwin, Dept. of Community & Reg. Affairs

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# FISCAL NOTE

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

**BILL NO: CSHB 386(JUD)**

Revision Date: March 18, 1996 Dept. Affected: Public Safety  
 Title: Cruelty to Animals BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Representative Grussendorf  
 Requestor: H. Rules 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						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ( ) Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

**FUNDING: (Thousands of Dollars)**

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

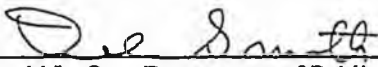
Estimate of current year (FY 96) impact: \$ \_\_\_\_\_

**POSITIONS:**

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

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

During 1995, the Alaska State Troopers investigated 20 cruelty to animal cases. This bill would change the mental states required in some of the sub-sections in the cruelty to animals statute. Those changes have the potential of increasing the number of cases the division would have to investigate, however that impact should be negligible.

Prepared By: Lt. Dan Lowden Phone: 465-5505  
 Division: Alaska State Troopers Date: March 18, 1996  
 Approved by Commissioner:  Date: 3/18/96  
 Agency: Ronald L. Otte, Department of Public Safety

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# FISCAL NOTE

C o. 2

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

**BILL NO:** Bill Version: CSHB 386(RES)  
(H) Publish Date: 2/19/96

Revision Date: 2/13/96 Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to cruelty to animals and the BRU: none  
provision of food and water to confined... Component: none  
 Sponsor: Rep. Grussendorf  
 Requestor: Rep. Grussendorf COMPONENT SERIAL NO. \_\_\_\_\_

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

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

**FUNDING: (Thousands of Dollars)**

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

Estimate of current year (FY 95) impact: \$ none

**POSITIONS:**

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

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

This legislation would have no fiscal impact on the department

Prepared By: Remond Henderson *Remond Henderson* Phone: 465-4708  
 Division: Director, Administrative Services Date: 2/13/96  
 Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 2/13/96  
 Agency: Mike Irwin, Dept. of Community & Reg. Affairs

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# FISCAL NOTE

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

**BILL NO.**          **No.** 1  
**Bill Version:** CSHB 386(RES)  
**(H) Publish Date:** 2/19/96

**Revision Date:** \_\_\_\_\_ **Dept. Affected:** Public Safety  
**Title:** Cruelty to Animals **BRU:** Alaska State Troopers  
**Sponsor:** Representative Grussendorf **Component:** Detachments  
**Requestor:** H. Resources **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	3.2	3.2	3.2	3.2	3.2	3.2
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>
<b>CAPITAL</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
<b>CHANGE IN REVENUES ( )</b> Revenue Code	<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	3.2	3.2	3.2	3.2	3.2	3.2
1005 GF/Program						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>	<b>3.2</b>

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

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

See Attached.

**Prepared By:** Lt. Dan Lowden **Phone:** 465-5505  
**Division:** Alaska State Troopers **Date:** February 12, 1996  
**Approved by Commissioner:** *Ronald L. Otte* **Date:** 2/13/96  
**Agency:** Ronald L. Otte, Department of Public Safety

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**COMMITTEE COPY**

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO: HB 386

Revision Date: February 2, 1996

Dept. Affected: Public Safety

## ANALYSIS CONTINUED:

During 1995, the Alaska State Troopers investigated 20 cruelty to animal cases and 831 animal related offenses. Of the 831 animal related offenses most were likely to have been "barking dog" type cases. For this fiscal note it was assumed that 83 (about ten percent of the 831) would be cases where someone would enter a premises to feed an animal under section 1 of this bill and troopers would then be called to investigate a burglary at the premises or persons would report a case of neglect under section 1 or 2 of this bill. It was further estimated that it would take an average of about one hour per incident to investigate the matter and determine that the incident was not in fact a burglary or a criminal matter.

To investigate these new offenses it will cost the division:

83  
x one hour (estimated average investigation time for offenses)  
x \$38 (average trooper cost per hour, straight time)  

---

\$3,154 Total for investigating incidents.

Note: the average trooper cost per hour are averages, the actual cost are affected by seniority, shift differential, geographic differentials, etc.

APR 16 1996

# Alaska State Legislature

REPRESENTATIVE  
BEN GRUSSENDORF  
1221 HALIBUT POINT ROAD  
SITKA, ALASKA 99838  
(907) 747-8488

WHILE IN JUNEAU  
STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3824



FINANCE COMMITTEE

DISTRICT 2  
KUPREANOF  
PETERSBURG  
SITKA  
WRANGELL

## House of Representatives

TO: Senator Frank and Senator Halford  
Senate Finance Committee

FROM: Representative Grussendorf

DATE: April 15, 1996

RE: SCSHB 386 (CRA) "An act relating to cruelty to animals and to the power of first and second class boroughs to prohibit cruelty to animals."

I would appreciate your consideration in scheduling a hearing for SCSHB 386 (CRA) in your committee. This bill was introduced in response to concerns regarding the difficulty of prosecuting cases which involve cruelty to animals. The bill also addresses the difficulty some boroughs are facing regarding their ability to enact ordinances to prohibit cruelty to animals.

There have been many acts of obvious neglect and cruelty across the state which courts have been unable to prosecute because the language in the statute is too difficult to prove. One district attorney has testified that the current language, which reads, "intentionally inflicts severe and prolonged physical pain or suffering on an animal," is "unprosecutable." He said, "a dead animal is your only evidence." HB 386 offers prosecutors a more workable statute.

HB 386 also gives first and second class boroughs the option to adopt an ordinance to prohibit cruelty to animals. As state law reads now, these entities may only license, impound, and dispose of animals. Without the authority to deal with neglect or abuse issues, borough cases are often turned over to state troopers who consider them a low priority. One animal control officer said, "unless the animal is dead or unable to get up, troopers won't even investigate." Without this legislation, boroughs need an expensive vote of the people to enact an ordinance to prohibit cruelty to animals. HB 386 does not mandate boroughs to enact animal cruelty ordinances, but merely gives them the option if they choose to do so.

The Senate Community and Regional Affairs committee added in Section 2 that it is a defense to a prosecution that the conduct of the defendant "conformed to accepted animal husbandry practice." Sections 3 and 4 were also added to exempt farmers and farm animals from municipal control over cruelty and care issues.

Thank you for your consideration in scheduling a hearing for this bill.

# Alaska State Legislature

REPRESENTATIVE  
**BEN GRUSSENDORF**  
1221 HALIBUT POINT ROAD  
SITKA, ALASKA 99835  
(907) 747-6488

FINANCE COMMITTEE

DISTRICT 2  
KLUK-REANOF  
PETERSBURG  
SITKA  
WRANGELL



WHILE IN JUNEAU  
STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-2824

House of Representatives

## SPONSOR STATEMENT SCSHB 386 (CRA)

**"An act relating to cruelty to animals and to the power of first and second class boroughs to prohibit cruelty to animals."**

This bill was introduced in response to concerns expressed by constituents regarding the difficulty of prosecuting cases which involve cruelty to animals. The bill also addresses the difficulty some boroughs are facing regarding their ability to enact ordinances to prohibit cruelty to animals.

There have been many cases of obvious neglect and cruelty across the state which have been difficult to prove because of the current statutory language. One district attorney has testified that the language which reads, "intentionally inflicts severe and prolonged physical pain or suffering on an animal" is "unprosecutable." He said, "a dead animal is your only evidence." This bill offers prosecutors a more workable statute. The following descriptions explain the changes CSHB 386 would make:

- Changes "intentionally" to "knowingly" which lowers the state of mind the state must prove in prosecuting a case. This would help in cases of starving animals. An owner's actions may not have been intentional, but a reasonable person would "know" that a lack of food results in a starving animal.
- Changes "recklessly" to "with criminal negligence" which lowers the criminal standard. Recklessness is indicated by an awareness and conscious disregard. Criminal negligence is indicated by a "failure to perceive a substantial and unjustifiable risk that the result will occur..." 11.81.900
- Does not affect the existing statute which exempts farmers, hunters, and trappers who conduct accepted, lawful practices. 11.61.140

→

**SCSIB 386 (CRA) continued**

- Does not affect the existing statute which designates cruelty to animals as a class A misdemeanor.
- Gives first and second class boroughs the option to adopt an ordinance to prohibit cruelty to animals. As state law reads now, these entities may only license, impound, and dispose of animals. Without the authority to deal with neglect or abuse issues, borough cases are often turned over to state troopers who consider them a low priority. One animal control officer said, "unless the animal is dead or unable to get up, troopers won't even investigate." The proposed changes do not mandate boroughs to enact animal cruelty ordinances, but merely gives them the option if they choose to do so.
- Adds a defense to a prosecution for those who conform to "accepted animal husbandry practice" (added in Senate CRA).
- Exempts farmers and farm animals from regulation of cruelty and care issues by municipalities (added in Senate CRA).



Memo to Senate Finance Committee  
Opposing certain language in animal cruelty bill  
April 17, 1996  
Page 2

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(3) I am told that representatives from the farming industry are concerned that extremist animal control officers will try to interfere with their agricultural and farming business. If this is in fact a legitimate concern, the language in lines 13 and 14 on page 1, and in line 1 on page 2 should provide the farmers with the protection they need to continue traditional animal husbandry practices...

"It is a defense to a prosecution ... of this section that the conduct of the defendant ... conformed to accepted veterinary or animal husbandry practice."

This carefully thought out language seems to provide excellent assurance that radical animal rightists will not be able to interfere with traditionally accepted animal husbandry practices.

(4) Lines 7 though 19 on page 2, then, which exclude farm animals from borough jurisdiction, should be eliminated in their entirety. Is there a particular reason why farm animals should not be protected by local law? If animal husbandry rights are protected, farmers should have no more to fear from borough jurisdiction than any private citizen who owns large or farm-type animals. The burden remains the same - that is, people who own animals - ALL ANIMALS - should take care of them humanely and responsibly. *This is true even of farm animals and animals bound for slaughter.*

(5) I was also told that the reason the farmers don't want to be accountable to borough animal control is because they think animal control officers will not know anything about farming and will butt into their business. Do you think that the average state trooper knows any more about farming than an animal control officer? Certainly not! Clearly, a person trained as an animal control officer will know more about animals than a State Trooper.

(6) I was told that the farmers don't want to be accountable to local borough agencies because they already have guidelines established by the Department of Agriculture and they prefer to be accountable to that Dept. But if you'll check Title 3, I believe you will find that there are no Dept. of Agriculture guidelines about cruelty to farm animals.

(7) **Is there some particular reason why farm animals should not be protected by the same animal cruelty regulations as other animals (excluding traditional animal husbandry practices)? Does the farming community have a special entitlement to treat animals in a less humane way than other people have? Do farm animals have less right to be treated humanely than other animals? This is not logical. And this is not what good government is about. Good government should not be excessive, but more importantly, it shouldn't play favorites the way your proposed CS to CS HB386 does.**

**And what is a farm animal, anyhow? Is it a working animal? Is it an animal raised**

Memo to Senate Finance Committee  
Opposing certain language in animal cruelty bill  
April 17, 1996  
Page 3

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specifically for slaughter? Is it cattle, pigs, goats, horses and sheep? Or is it all animals except dogs, cats and parakeets, for example? *Do you really want to get into the muddy area of defining what a farm animal is?* Should this definition define specific species of animals? Or specific uses of animals? What if I own a horse as a pleasure/competitive animal, and then I have to sell it and it ends up in the hands of a "farmer" - here is the very same horse - one day it's protected by certain laws, and the next day it isn't. Does this make sense? Of course not.

Let's say there are two men. They live in the same borough, and one is a farmer and one isn't. They both own horses. This bill says that one man must abide by borough animal cruelty laws and be accountable to the local borough authorities, and the other man doesn't. *Does this make sense?* Of course not. I suggest to you that the farming community knows very well how difficult it is to get the State Troopers to enforce cruelty laws, particularly in remote areas. In fact, as everyone knows, the State Troopers would rather not enforce animal cruelty regulations, and will avoid it if given the opportunity.

*So, what we have here is a bill which in effect puts farm animals in a very vulnerable position - the State Troopers won't protect them, and borough animal control can't protect them.*

I hope you will agree that horses used in commercial operations, such as guide-outfitting and hunting, trail riding, etc., should not be construed under any circumstances to be part of a farm operation. Horses used in commercial operations MUST be protected under all levels of law from cruelty and abuse.

Also, any exclusions for farm animals at any level should clarify that horses are not farm animals. Also, a farmer who has dairy cattle and also has a string of horses that are used to go pack hunting seasonally, is not protected from enforcement of cruelty regulations with regard to his horses.

And I must return to my original point - *what was the original intent of new, or amended and improved animal cruelty legislation?* It was to do a better job of protecting animals in our State, and to make it easier for authorities to prosecute when appropriate. It was NEVER intended to dilute our civic and moral responsibilities as humane caretakers, or to hang our political hats on the farming industry's reluctance to be accountable at the local level.

I sincerely hope that you will not consider approving the exclusion of farm animals from borough jurisdiction as outlined in the proposed legislation. *Please considered all of the real ramifications which will inevitably result from excluding farm animals.*

And last but not least, I ask each of you to take a brief personal inventory - do you personally really want to be responsible for establishing a statewide legal infrastructure as bizarre as this? Do

Memo to Senate Finance Committee  
Opposing certain language in animal cruelty bill  
April 17, 1996  
Page 4

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you really want to assume some personal, moral responsibility for the animals you are cheating out of protection if you pass this bill in its current form?

**Please do not delete farm animals from protection against cruelty at the local level. Some language must be found which meets the needs of the farming community with regard to their traditional animal husbandry practices, but at the same time protects these animals from cruelty and neglect.**

Thank you for your consideration. Please feel free to contact me if you have any questions.

Sincerely,

*Sally Clampitt*

Sally Clampitt

**Distribution:**

AER Board of Directors  
AER Coordinators  
Dianne Zaroff, SPCA-Anchorage  
Michelle Girault, Friends of Pets-Anchorage  
The Senate Finance Committee  
The Community and Regional Affairs Committee  
To the sponsors listed on the bill in its current form:  
Reps. Ben Grussendorf  
David Finkelstein  
Bettye Davis  
Caren Robinson  
John Davies  
Drew Pearce, President of the Senate  
Gail Phillips, Speaker of the House  
Delbert Smith, Deputy Commissioner of Public Safety  
Bill Godek, Member of The Alaska Animal Control Association

**SENATE COMMITTEE REPORT**  
**First Committee of Referral**

DATE: 3/25/96

FURTHER: Finance

DATE TURNED INTO OFFICE: 4/11/96

The C&RA Committee considered CS FOR HOUSE BILL NO. 386(JUD)

"An Act relating to cruelty to animals and to the power of first and second class boroughs to prohibit cruelty to animals."

and recommends:

- be replaced with Senate CS CS HB 386 (CRA) ( )
- 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 title
  - new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>John Hoff</i>	<input checked="" type="checkbox"/>	<i>John Hoff</i>	<input checked="" type="checkbox"/>		
<i>John Hoff</i>	<input checked="" type="checkbox"/>	<i>Tim Kelly</i>	<input checked="" type="checkbox"/>		
CHAIR: <i>John Hoff</i>	<input checked="" type="checkbox"/>	CHAIR:			

**NEW FISCAL NOTE(S):**

Department	Date	Zero	Fiscal

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

Department	Date	Zero	Fiscal
<i>Comm &amp; Reg'l Affairs</i>	<i>3/14/96</i>	<input checked="" type="checkbox"/>	
<i>Public Safety</i>	<i>3/14/96</i>	<input checked="" type="checkbox"/>	
<i>Law</i>	<i>3/14/96</i>	<input checked="" type="checkbox"/>	

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill