

**SB**

**82**

**SFIN**

**FILE**

SENATE FINANCE COMMITTEE REPORT

DATE: 4/19/94

FURTHER:

DATE TURNED INTO OFFICE: 4-25-94

The Finance Committee considered SENATE BILL NO. 166

"An Act relating to registration of a motor vehicle, and issuance, renewal, reinstatement, and revocation of a driver's license for failure to appear in court or failure to pay a fine."

# 1994 Report

and recommends:

replace with CS SB 166 (FINANCE)

or  adopt previous CS \_\_\_\_\_

attaches amendment(s)

same title  
 new title  
 technical title change (HB only)

adopts \_\_\_\_\_ Letter of Intent

further referral to the \_\_\_\_\_

do pass

do not pass

no recommendation

individual recommendations

**Cross Ref. - 1995**  
**HB 21**  
**SB 82**

NEW FISCAL NOTES

Department	Date	Zero	Fiscal
Courts	4/18/94		6.9

PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal
DPS	4/18/94		101.9
			247.5

opt. revenue

Appropriation No Fiscal Note

DO PASS

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

OTHER RECOMMENDATIONS:

~~There is No Recommendation~~  
~~Useful do not pass~~  
~~Best thing N.R.~~

1. \_\_\_\_\_  
 Co-Chair: Signature/Recommendation

2. True Notice is Pass  
 Co-Chair: Signature/Recommendation

# FISCAL NOTE

STATE OF ALASKA  
1994 LEGISLATIVE SESSION

No. 2

Bill Version: CSB 1166 (JUD)

(S) Publish Date: 4.19.94

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
 Title "An Act relating to registration of a motor vehicle, revocation of driver's license, failure appear" BRU: Motor Vehicles  
 Sponsor: Senator Taylor Component: Driver Services, Field Services  
 Requestor: (S) JUD COMPONENT SERIAL NO. 500, 501

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

OPERATING	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES	75.1	75.1	75.1	75.1	75.1	75.1
TRAVEL						
CONTRACTUAL	5.8	0	0	0	0	0
SUPPLIES	1.0	1.0	1.0	1.0	1.0	1.0
EQUIPMENT	20.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>101.9</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>
CAPITAL						
<b>REVENUE FUND SOURCE: (1005)</b>	<b>247.5</b>	<b>247.5</b>	<b>247.5</b>	<b>247.5</b>	<b>247.5</b>	<b>247.5</b>

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts	101.9	76.1	76.1	76.1	76.1	76.1
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>101.9</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>	<b>76.1</b>

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

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)  
See attached analysis.

Prepared By: Juanita Hensley Phone: 465-2650  
 Division: Motor Vehicles Date: 04/18/94  
 Approved by Commissioner: *[Signature]* Date: 04/18/94  
 Agency: Richard L. Burton Dept. of Public Safety

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

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This bill allows the courts to suspend a driver's license of a person who has failed to appear in court or failed to pay a fine for a moving traffic offense. The court has advised there are 25,000 moving violations each year where the person fails to pay the fine or fails to appear in court for a moving traffic violation. It is assumed the court will suspend the driver's license of 10% or 2,500 drivers each year.

This bill impacts the Division of Motor Vehicles by resulting in 4,750 updates to the driving record of the persons being suspended. One entry will add the suspension, and another entry will end the suspension. Reinstating the driver's license will also impact the DMV field offices as the DMV clerk will be required to see proof from the court that the person has complied with the court requirements by appearing in court, or by paying the fine for the moving violation. It is estimated 90% of all persons whose license is suspended will reinstate their driving privilege. A \$100.00 reinstatement fee is charged anytime a person has had his license suspended or revoked. A person will also have to pay a duplicate license fee of \$10.00 prior to the license being issued. This will bring in an additional \$247.5 in new general fund program receipt revenue.

Total number of suspension notices received from the courts by DMV	2,500
Total number of suspensions being ended when person has complied with the courts	2,250
Total number of licenses reinstated	2,250

	FY95	FY96
<u>Personal Services</u>		Salary and Benefits
Document Processor III (Juneau)	\$38.4	\$38.4
Motor Vehicle Representative II (Anchorage)	\$36.7	\$36.7
<u>Contractual</u>		
Redesign and Order Traffic Citations (one time cost)	\$ 5.8	
<u>Supplies</u>		
Office Supplies	\$ 1.0	\$ 1.0
<u>Equipment</u>		
2 Computer Workstations @\$10.0	\$20.0	
<b>TOTAL</b>	<b>\$101.9</b>	<b>\$76.1</b>

# FISCAL NOTE

STATE OF ALASKA  
1994 LEGISLATIVE SESSION

BILL NO. CSSB 166 (30)

Revision Date: 04/18/94 Dept. Affected: Alaska Court System  
 Title: Driver's License Revocation BRU: Trial Courts  
 Sponsor: Senate Judiciary Components: \_\_\_\_\_  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 768

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

OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES	5.4	5.4	5.4	5.4	5.4	5.4
TRAVEL						
CONTRACTUAL	1.3	1.3	1.3	1.3	1.3	1.3
SUPPLIES	0.2	0.2	0.2	0.2	0.2	0.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</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	6.9	6.9	6.9	6.9	6.9	6.9
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>	<b>6.9</b>

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 94) cost: \$ None

ANALYSIS: (Attach a separate page if necessary)  
See attached analysis.

Prepared by: C. S. Christensen III, Staff Counsel Phone: 264-8228  
 Agency: Alaska Court System Date: 04/18/94

Approved by: Arthur H. Snowden, II, Administrative Director  
 Agency: Alaska Court System Date: 04/18/94

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

Alaska Court System  
Fiscal Analysis  
CSSB 166

This bill provides the option of suspending driver's licenses for persons who fail to pay fines in traffic-related offenses and to persons who fail to appear at the court for moving violations. The court will be required to prepare two new forms: (1) a notice of license revocation and (2) a notice of termination of license revocation. During FY 93, the court system processed over 68,500 traffic offenses, of which nearly 39,000 involved moving violations. For purposes of this fiscal note, we have used the following assumptions:

<u>Estimated Number of Warrants Issued for Failure to Satisfy (25% of all traffic citations)</u>	<u>17,100</u>	
10% of warrant recipients will receive Notice of Revocation		1,700
80% of notice recipients will receive Notice of Termination of Revocation		1,400
<u>Estimated Number of Warrants Issued for Failure to Appear (20% of moving violation citations)</u>	<u>7,300</u>	
10% of warrant recipients will receive Notice of Revocation		800
80% of notice recipients will receive Notice of Termination of Revocation		600
Total number of notices processed by the courts		<u>4,500</u>

It is assumed that each notice will require 3 minutes of clerical time for preparation, mailing and tracking. Statewide clerical overtime needs are estimated at 225 hours.

Fiscal Impact

Personal Services

	<u>Amount</u>
Overtime pay for clerical staff to accomplish additional computations. Based on range 10C Anchorage court clerk	5,402

Contractual

Postage - mail 4,500 notices at 29¢ each	1,305
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Supplies

Cost of paper and envelopes for printing and mailing notices	199
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Total Cost	<u>8,906</u>
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# FISCAL NOTE

No. 1

Bill Version: SB 82

(S) Publish Date: 2/28/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: ...revocation of a driver's license for illegal possession or use of a controlled substance...consumption of alcohol... BRU: Prosecution  
 Sponsor: Senator Miller Component: All  
 Requester: Senator Miller COMPONENT SERIAL NO. 0085-90

**Expenditures/Revenues (Thousands of Dollars)**

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

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 (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 extends the driver's license revocation penalties, contained in AS 28.15, for minors who possess or use a controlled substance in violation of AS 11.71, or who possess or consume alcohol, in violation of AS 04.16.050, to include violations of municipal ordinances with similar prohibitions. The revocation of licenses is primarily an administrative process within the Department of Public Safety. The Department of Law's involvement consists of representing the Department of Public Safety (when needed) in an appeals hearing, to review a revocation. Such involvement, since the state's revocation penalties took effect last summer, has been minimal. Consequently, a fiscal impact is not expected.

*Richard I. Peques*

Prepared by: Richard I. Peques, Director Phone: 465-3672  
 Division: Administrative Services Division II Date: 2/16/95  
 Approved by Commissioner: Bruce M. Botelho, Attorney General Date: 2/16/95  
 Agency: Department of Law

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# FISCAL NOTE

 No. 2

 STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

BILL 1

 Bill Version: SB82

 (S) Publish Date: 2/28/95

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
 Title: Driver's license revocation: alcohol/drugs BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Senator Miller  
 Requestor: (S) Judiciary COMPONENT SERIAL NO. 0799

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

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

**FUNDING: (Thousands of Dollars)**

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

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

**POSITIONS:**

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

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

No fiscal impact is anticipated to the Department of Public Safety.

Prepared By: Francis C. Allan Phone: 289-5691  
 Division: Alaska State Troopers Date: 2/16/95  
 Approved by Commissioner: *Ronald L. Otte* Date: 2-20-95  
 Agency: Ronald L. Otte, Dept. of Public Safety

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#1 2/24/95  
(S)JUD, FIN

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 82

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: "...revocation of a driver's license for illegal possession or use of a controlled substance...consumption of alcohol..." BRU: Prosecution  
 Sponsor: Senator Miller Component: All  
 Requester: Senator Miller COMPONENT SERIAL NO. 0085-90

**Expenditures/Revenues**

(Thousands of Dollars)

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

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**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 (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 extends the driver's license revocation penalties, contained in AS 28.15, for minors who possess or use a controlled substance in violation of AS 11.71, or who possess or consume alcohol, in violation of AS 04.16.050, to include violations of municipal ordinances with similar prohibitions. The revocation of licenses is primarily an administrative process within the Department of Public Safety. The Department of Law's involvement consists of representing the Department of Public Safety (when needed) in an appeals hearing, to review a revocation. Such involvement, since the state's revocation penalties took effect last summer, has been minimal. Consequently, a fiscal impact is not expected.

*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: 2/16/95  
 Date: 2/16/95

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SB 82

# FISCAL NOTE

#2 2122/95  
(S) JUD, FIN

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO: SB 82

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
 Title: Driver's license revocation: alcohol/drugs BRU: Alaska State Troopers  
 Component: Detachments  
 Sponsor: Senator Miller  
 Requestor: (S) Judiciary COMPONENT SERIAL NO. 0799

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

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

SB 82

**FUNDING: (Thousands of Dollars)**

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

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

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)  
 No fiscal impact is anticipated to the Department of Public Safety.

Prepared By: Francis C. Allan Phone: 269-5691  
 Division: Alaska State Troopers Date: 2/16/95  
 Approved by Commissioner: *Ronald L. Otte* Date: 2-20-95  
 Agency: Ronald L. Otte, Dept. of Public Safety

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For further distribution information call the Governor's Legislative Office

# Alaska State Legislature

SENATOR

MIKE MILLER

Mailing Address:

119 N. Cushman, Suite 101

Fairbanks, Alaska 99701

Ph (907) 488-0862

Fax (907) 488-4271



Senate

White in Juneau

State Capitol

Juneau, Alaska

99601-1182

Ph: (907) 465-4976

Fax: (907) 465-3883

Senate District 0

To: Senator Rick Halford, Co-Chair  
Senate Finance Committee

From: Senator Mike Miller 

Re: request for waiver

Date: March 8, 1995

Senate Bill 82 (Driver's License Revocation; Alcohol/Drugs) and Senate Bill 93 (Disposal of Land Along Dalton Highway) have been approved by the Senate Judiciary and Senate Resources Committees respectively.

Both measures are currently in Senate Finance and both have been issued zero fiscal notes. I would like to request that SB 82 and SB 93 be waived from your committee.

SB 82 expands the use it/lose it law to provide for drivers license revocation if a municipal ordinance is violated. Current law only provides for revocation if the citation or arrest is made for violation of the state law regarding illegal use of alcohol or drugs.

SB 93 would allow for land disposals in the identified development nodes along the Dalton Highway (Coldfoot, Yukon River Crossing, Happy Valley and Franklin Bluffs). Current law allows disposals only at the Deadhorse site. Bill packets are attached; if you have questions please contact Teresa at 3770.

Thank you for your consideration.

Municipality  
of  
Anchorage



P.O. Box 196659  
Anchorage, Alaska 99519-6659  
Telephone: (907) 343-4250

*Rick Mystroni, Mayor*

DEPARTMENT OF LAW  
Office of the Prosecutor  
420 L Street, Suite 100

January 19, 1995

I am writing to express my strongest support for proposed Senate Bill 82.

As a state, Alaska, sorrowfully, has one of the highest incidents of alcohol abuse in the nation. Unfortunately that abuse often begins at a young age. At least 50% of all juvenile crime in Alaska is linked to alcohol. Alcohol is also a factor in a tremendous number of suicides. In fact as many as 72% of suicides by Native men aged 15 to 24 are alcohol related. Chillingly, nationwide almost 70% of juveniles who report using drugs or alcohol state their first experiences were with drugs or alcohol taken from their parents' supplies.

This abuse causes carnage on the roadway. Here in Anchorage there were 13 DWI traffic fatalities compared to 24 murders in 1994. There were two people killed by drink drivers during the first ten days of 1995. In 1993 Alaska had the 3rd highest percentage of alcohol-related traffic deaths in the nation. Drunk drivers kill 26,000 Americans every year or 1 every 20 minutes. One and a half million people are seriously injured or crippled each year while economic losses range over \$24 billion a year.


Young people generally lack the maturity of judgement to make them the best of drivers at any time. Their sense of immortality can make them disregard or fail to perceive dangers the adult driver would readily see. Couple those characteristics with a proven disposition to consume alcohol and a recipe for disaster is created. Thus, taking their driver's license is both a remedial measure which removes a likely risk from the road and a rehabilitative measure that teaches the relationship between behavior and consequences. The unpleasant consequence, loss of the license, should lead to a decrease in the frequency of the undesirable behavior. The end results will be safer roads and children growing up without the health and social risks associated with early alcohol consumption.

The language chosen for the proposed amendments is also laudable. The Court of Appeals is required to give restrictive interpretation to legislative language. Using the language selected will allow communities to explore approaches to lessening juvenile drug and alcohol abuse tailored to the community's specific needs and problems instead of forcing a complete mirroring of the state statutory prohibitions. In the long run that can only lead to more

effective treatment and enforcement.

In closing, I urge the passage of Senate Bill 82.

Respectfully,

  
Carmen P. Clark Weeks  
Acting Municipal Prosecutor

**SENATE COMMITTEE REPORT**  
**First Committee of Referr**

*JMR* DATE: 2/10/95

FURTHER: Finance

Date of 5-Day Notice: 2/15/95  
 (in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2-28-95

Judiciary Committee considered SB 82

Revocation of drivers license for illegal possession or use of controlled substance or consumption of alcohol.

and recommends:

- be replaced with CS SB 82 (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# \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS:	DP	DNP	NR	AM
<i>Mike Miller</i>	<input checked="" type="checkbox"/>			
<i>W Adams NR</i>			<input checked="" type="checkbox"/>	
<i>Lynne Green</i>	<input checked="" type="checkbox"/>			
CHAIR: <i>Christie Taylor</i>	<input checked="" type="checkbox"/>			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>Public Safety</i>	<i>2/16/95</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<i>Law</i>	<i>2/16/95</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

PREVIOUS FISCAL NOTE(S):\*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill