

**SB**

**270**

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSSB 270 (JUD)

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: "...relating to juveniles...jurisdiction of juvenile  
courts...release of juveniles." BRU: Criminal Division/Civil Division  
 Sponsor: Senator Halford Component: Criminal Division/General Legal Services  
 Requester: Senate Judiciary Committee 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						
1005 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 AS 47.10 in three ways. First, the bill includes certain violations of municipal ordinance with other lesser offenses where the Alaska Delinquency Rules do not apply where the offense is committed by a minor, such as traffic and fish and game violations. Second, the bill provides guidance to the juvenile court in determining conditions for the release of a minor pending a delinquency adjudication. Third, the bill provides guidance to the court in making best interest determinations in fashioning sentencing or treatment alternatives at the conclusion of a juvenile hearing. These are procedural changes and will not have a fiscal impact for the Department of Law.

*Richard I. Peque*

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

Phone: 465-3672  
 Date: 3/22/96  
 Date: 3/22/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 270

Revision Date:

Dept. Affected: Alaska Court System

Title: An Act relating to juveniles...

BRU: Trial Courts

Delinquents

Component:

Sponsor: Sen. Halford

Requestor: Senate Judiciary

COMPONENT SERIAL NO. 768

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	208.0	208.0	208.0	208.0	208.0	208.0
TRAVEL						
CONTRACTUAL	22.5					
SUPPLIES	3.0	3.0	3.0	3.0	3.0	3.0
EQUIPMENT	4.2					
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	237.7	211.0	211.0	211.0	211.0	211.0

**CAPITAL EXPENDITURES**

**CHANGE IN REVENUES (**

**Fund Source**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	237.7	211.0	211.0	211.0	211.0	211.0
1005 GF/Program Receipts						
1007 GF/Mental Health						
Other						
TOTAL	237.7	211.0	211.0	211.0	211.0	211.0

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

**Positions**

Full-Time	30	30	30	30	30	30
Part-Time	20	20	20	20	20	20
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached fiscal analysis.

Prepared by: C. S. Christenson III, Staff Counsel

Agency: Alaska Court System

Phone: 264-8228

Date: 03/11/96

Approved by: Arthur H. Snowden, II, Administrative Director

Agency: Alaska Court System

Date: 03/11/96

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11:51 PM

Rev 1/96

Page 1 of 4

Alaska Court System  
Fiscal Analysis  
SB 270

The following sections of SB 270 have a fiscal impact on the court system:

Section 1. This section amends AS 47.10.010(b), to provide that if a juvenile is cited for a noncriminal offense under a municipal ordinance for which a conviction cannot result in incarceration or the loss of a valuable license and for which a fine schedule has been established under AS 29.25.070(a), the juvenile will be charged, prosecuted and sentenced in district court in the same manner as an adult.

It is anticipated that the major municipalities will create infractions specific to juveniles, such as curfew infractions. It is also anticipated that municipalities will create juvenile infraction substitutes for many existing crimes such as vandalism and shoplifting. The citations which are contested will come before the court system. Based upon statistics generated during the first two months of Anchorage's complex civil curfew system, and the per capita rate at which adults are charged with misdemeanors, this note assumes that section 1 will generate 6000 citations per year statewide. Noncontested citations may be paid directly to the municipalities; however, defendants may contest citations or enter guilty pleas at court. Thus, many persons subject to this section will come before a district judge and/or pay citations through the court's accounting system. This note assumes that one-third of juvenile citations will be run through the court system; this is the rate at which the courts deal with other municipal citations. It should be kept in mind that the rate at which juveniles contest citations will depend on the size of fines set by the municipalities.

Sections 2 and 3. These sections relate to the release of a juvenile pending a delinquency hearing, and allow for the imposition of bail as is done for adult defendants. These sections would require the establishment of administrative procedures and accounting for bail and appearance bonds; at the present time, Children's Court is not set up to accept any kind of cash deposit and has no operating accounting system. Release hearings can be expected to lengthen, although this note does not include costs for this additional judicial time.

Sections 6, 8, 9, and 10. These sections amend existing law with respect to the confidentiality of delinquency records of juveniles. At the present time, such records are not public; SB 270 would make public the court records of certain juveniles.

As drafted, it can be construed as opening up all existing juvenile records in the specified categories, and not just records created after enactment. The juvenile filing system used by the court system at the present time is based on the assumption that all such records are confidential; SB 270 makes some, but not all, juvenile records public. Applying SB 270 to existing files will be extremely time consuming and expensive, because of the clerical time needed to review and release existing records (note that this review cannot be done by range 8 counter clerks, but must be done by range 12 legal technicians or others with the necessary legal training). This review is necessary for several reasons, including:

1. Many juveniles have both delinquency cases and Child In Need of Aid (CINA) cases. Note that many CINA cases are opened because of information learned during a delinquency case. Because of the relationship between a juvenile's CINA case and delinquency case, frequently there is much CINA-developed information in the delinquency file. This would need to be separated out of existing files if a records request was made. Much of the time it will not be known which information in a delinquency

Alaska Court System  
Fiscal Analysis  
SB 270

file was generated by DFYS for delinquency reasons or CINA reasons. Files created after enactment of SB 270 would keep CINA information out of delinquency files from the start.

2. Unlike adult criminal files, which have a separate case file for each arrest, a juvenile's entire delinquency history is generally contained in a single file. This would require substantial clerical effort to review a file and separate confidential matters from public matters if a request was made for public information contained in an existing file. After enactment of SB 270, those matters which must be disclosed would be kept in a separate file.

The major use of adult criminal files by private citizens is records checks. In Alaska, there is a 13 to 18-year old population of approximately 50,000; this figure, along with scores of thousands of young adults, is the potential group about which records requests could be made by potential employers, landlords, credit bureaus, neighbors, teachers, etc. Court records are not computerized. Accordingly, SB 270 would require the clerk to compile the information by means of an index search and case file review each time a request was made about a particular minor. Because the names of many juveniles or parts of a specific juvenile's existing file might remain confidential, the clerk could not have the requestor perform the index search and file review as is done with adult record

Statewide, courts receive over 3500 written requests per year for adult criminal records information, from individuals and entities that are located in a different community than the courthouse. Far more individuals and businesses perform adult criminal records research in person at courthouses. In Anchorage alone, for example, approximately 75 people per day request adult files to review for criminal records; these 75 individuals look through an estimated 500 files per day. It can be assumed that the number of requests for juvenile records will likewise be substantial, once they are made accessible. Unfortunately, it is the court clerks who will be required to look through the existing records to extract the information which SB 269 makes public.

If SB 270 were amended to clarify that it applied to offenses committed after the effective date of the act, the court system would have the substantially less expensive task of creating a new juvenile records system which kept all public information pertaining to juveniles in a public index and in case files containing no confidential information.

Section 7. This section requires the court to unseal certain juvenile records and make them available for public inspection if the juvenile is charged with a felony offense within two years of the date the records were sealed. This will require substantial software modifications to the court system's computer system, as well as clerical time for data entry. Each of the more than 2000 adult felony convictions entered each year will need to be cross referenced with a non-existent juvenile data base which reflects sealed records in certain specific categories.

Alaska Court SystemFiscal AnalysisSB 270Section 1Personal ServicesPositions

	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
Court Clerk II, range 10A, PPT, 8 months, Anchorage/statewide	\$16,008	\$6,800	\$22,808
Committing Magistrate, range 22B, PPT, Anchorage/statewide, 3 months	13,815	3,667	17,482
Overtime for In-Court Clerks at range 12A for additional trials			8,900

Estimated Total Cost for Section 1

\$49,089Sections 2 & 3Personal ServicesPositions

	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
Overtime for additional bail transactions (receipting, accounting and disbursing) at range 10A			\$1,500

Contractual (one-time cost)

Modification of software in children's module in Statewide Court Information Processing System to a low ball and appearance bond transactions.			7,500
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Estimated Total Cost for Sections 2 &amp; 3

\$3,000Sections 6, 8, 9 & 10Personal ServicesPositions

	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
Legal Technician, range 12A, PFT, Anchorage	\$27,108	\$12,297	\$39,405
Legal Technician, range 12A, PFT, Anchorage	27,108	12,297	39,405
Legal Technician, range 12A, PFT, Fairbanks	30,780	13,272	44,052
Overtime for other courts at range 12A			34,500

Total Personal Services

157,362

Supplies

Office supplies for new positions			3,600
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Equipment (one-time cost)

Desk, chair, computer terminal, etc for new positions			4,200
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Estimated Total Cost for Sections 6, 8, 9 &amp; 10

\$164,562Section 7Contractual (one-time cost)

Modification of software in children's and criminal modules in Statewide Court Information Processing System to cross tabulate juvenile and adult records within statutory parameters.			15,000
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Grand Total\$237,651

# Alaska State Legislature

## Senate

Office of The Majority Leader


Official Business

Rick Halford  
State Capitol  
Juneau, Alaska 99801-1152  
Phone (907) 465-4958

P.O. Box 670192  
Chugiak, Alaska 99567  
Phone (907) 694-4958

### MEMORANDUM

TO: Senator Robin Taylor, Chairman  
Senator Judiciary Committee

FROM: Senator Rick Halford 

DATE: February 7, 1996

SUBJECT: Scheduling Bills in Committee

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I respectfully request that Senate Bill 270 relating to juvenile offender proceedings and records be scheduled in Senate Judiciary at your earliest convenience.

Thank you.

Municipality  
of  
Anchorage



P.O. Box 196650  
Anchorage, Alaska 99519-6650  
Telephone: (907) 343-4433

*Rick Mystem, Mayor*

OFFICE OF THE MUNICIPAL MANAGER

February 9, 1996

Senator Judy Salo  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Re: S. B. 269

Dear Senator Salo:

Thank you for sponsoring S. B. 269, regarding court records of juveniles.

This bill offers an important reform to the way in which juvenile criminal activity is addressed.

Attached is an issue summary supporting the need for the proposed change.

Thank you again for sponsoring this legislation. If we can offer further information, please let me know.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tim Rogers". The signature is fluid and cursive, written over a light background.

Tim Rogers  
Legislative Program Coordinator

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSSB270 (Jud)

Revision Date: \_\_\_\_\_  
 Title: An Act relating to juveniles; relating to the jurisdiction of juvenile courts.  
 Sponsor: Senator Halford  
 Requestor: (S)Jud.

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

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
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>	0	0	0	0	0	0
<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0

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

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

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

There is no fiscal impact to the Public Defender Agency.

Prepared by: John B. Saloni, Director  
 Division: Public Defender Agency

Phone: (907)264-4412  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
 Agency: Department of Administration

Date: 3/29/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSSB270 (Jud)

Revision Date: \_\_\_\_\_  
 Title: An Act relating to juveniles: relating to the jurisdiction of juvenile courts  
 Sponsor: Sen. Halford  
 Requestor: (S)Jud.

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

**EXPENDITURES/REVENUES:**

(Thousands of Dollars)

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

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

(Thousands of Dollars)

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

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

There is no fiscal impact to the Office of Public Advocacy.

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

Phone: 274-1684  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
 Agency: Department of Administration

*M. Boyer*

Date: 3/29/96

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# Alaska State Legislature

## Senate

*Office of The Majority Leader*

### Sponsor Statement

Official Business

Rick Halford  
State Capitol  
Juneau, Alaska 99801-1182  
Phone (907) 465-4958

PO Box 670198  
Chugiak, Alaska 99567  
Phone (907) 694-4958

## Juvenile Offender Proceedings and Records

It has been proven that early intervention has been effective in altering a juvenile's criminal behavior. However, since the current juvenile justice system is overburdened with serious offenders many juveniles who commit less serious offenses receive no meaningful consequences until they commit more serious crimes.

SB 270 provides municipalities the ability to respond to less serious juvenile offenders by expanding its jurisdiction to include the ability to subject juveniles, who commit less serious crimes, to civil infractions and/or mediation.

This measure also grants the courts more flexibility when considering standard bail and sentencing factors. The courts will be permitted to consider such factors as what is best for the public, the degree of dangerousness of the offender, or the offender's likelihood to re-offend, as well as the best interests of the juvenile.

This will provide the courts the latitude necessary to make the appropriate decision when the interests of the public differs from the best interest of the juvenile.

Furthermore, SB 270 amends current statute by providing that records relating to a minor 13 years or older who is alleged or has been found to be delinquent are public records.

Thank you for your consideration of this legislation.

# LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA

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

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

## MEMORANDUM

February 16, 1996

**SUBJECT:** Sectional Summary of SB 270. (Work Order No. 9-LS1425\A)

**TO:** Senator Rick Halford  
Attn: Kelly Huber

**FROM:** Gerald P. Luckhaupt *JEL*  
Legislative Counsel

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

Section 1 of the bill amends AS 47.10.010(b) to provide that a juvenile that violates a noncriminal offense under a municipal ordinance will be prosecuted in district court and the children's court proceedings of AS 47.10 will not apply.

Section 2 of the bill amends AS 47.10.040 by providing that a children's court proceeding under AS 47.10 may release a minor to the minor's parents if the court finds that the appearance of the minor is reasonably assured and that the minor does not pose a risk to other persons. If the court finds that the minor's appearance is not reasonably assured or poses a danger, this section provides the court with the authority to impose various conditions on the minor's release or to require the minor's detention.

Section 3 of the bill amends AS 47.10.040 by adding a new subsection that requires a children's court to consider the factors listed in AS 12.30.020(c) in deciding whether to impose conditions of release under this section.

Section 4 of the bill amends AS 47.10.060(e) by allowing a children's court to seal records subject to disclosure under AS 47.10.090(f).

Section 5 of the bill amends AS 47.10.082 by revising and expanding the factors a children's court must consider when making its disposition order relating to a minor.

Section 6 of the bill amends AS 47.10.090(a) by providing that records relating to a minor, 13 years of age or older who is alleged or has been found to be delinquent, are public records

and that records relating to a minor alleged or found to be a child in need of aid may only be inspected in limited circumstances.

Section 7 of the bill amends AS 47.10.090(c) allowing a children's court to seal the records of a minor that has successfully completed the disposition ordered by the court, subject to reopening if the minor reoffends.

Section 8 of the bill amends AS 47.10.090(d) by providing for disclosure of a minor's name and picture in certain circumstances.

Section 9 of the bill amends AS 47.10.090(e) relating to inspection of sealed or confidential children's court records of a minor.

Section 10 of the bill amends AS 47.10.090 by adding new subsections relating to the release of records concerning a minor accused of committing a criminal offense.

Section 11 of the bill amends AS 47.10.093(a) relating to disclosure of records of a minor.

Section 12 of the bill amends AS 47.10.093(h) relating to disclosure of records of a minor to school authorities.

Section 13 of the bill amends AS 47.10.093 by adding new subsections relating to the release of records concerning a minor that is accused of committing a criminal offense.

Section 14 of the bill amends AS 47.10.140(d) relating to the detention of minors.

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Relating to Juveniles, Records, Release BRU: Family and Youth Services  
 & Records \_\_\_\_\_ Component: DFYS Central Office  
 Sponsor: Senator Halford COMPONENT SERIAL NO. 259  
 Requestor: Senate (JUD) See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts	(1,456.6)	(1,456.6)	(1,456.6)	(1,456.6)	(1,456.6)	(1,456.6)
1003 GF Match						
1004 GF	1,456.6	1,456.6	1,456.6	1,456.6	1,456.6	1,456.6
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 30.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)) and Juvenile Justice and Delinquency Prevention requirements. The state would lose \$1,456.6 in Title IVE federal funds for Foster Care and Subsidized Adoption & Guardianship in Central Office. The total cost to the Division if this bill were to pass is \$8,489.5.

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

Phone: 465-3191  
 Date: 02/26/96

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

Date: 2/26/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB27

Revision Date: \_\_\_\_\_  
 Title: Relating to Juveniles, Records, Release  
 & Records  
 Sponsor: Senator Halford  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Southcentral Region  
 COMPONENT SERIAL NO. 254  
 See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

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

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

(Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)
1003 GF Match						
1004 GF	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8
1005 GF/Program Receipts						
1006 GF.MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IV E of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1153.8 in Title IV E federal funds for Foster Care and Subsidized Adoption & Guardianship in Southcentral Region. The total cost to the Division of Family & Youth Services if this bill were to pass is \$8,489.5.

*[Signature]*

Prepared by: L. Diane Worley, Director  
 Division: \_\_\_\_\_

Phone: 465-3191  
 Date: 02/26/96

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

Date: 2/21/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Relating to Juveniles, Records, Release of DRU: Purchased Services  
 Records \_\_\_\_\_ Component: Residential Child Care  
 Sponsor: Senator Halford COMPONENT SERIAL NO. 253  
 Requestor: Senate (JUD) See also (SN#): \_\_\_\_\_

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

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE** (Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)
1003 GF Match						
1004 GF	568.0	568.0	568.0	568.0	568.0	568.0
1005 GF/Program Receipts						
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:**

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

Estimate of any current year (FY99) cost:                     \$0.0                    

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$568.0 in Title IVE federal funds for Residential Child Care. The total cost to the Division if this bill were to pass is \$8,489.5.

Prepared by: L. Diane Wooley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner: Karen Perdue, Commissioner Date: 3/26/96  
 Agency: Department of Health & Social Services

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_  
 Title: Relating to Juveniles, Records, Release  
 & Records  
 Sponsor: Senator Halford  
 Requestor: Senate (JUD)

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

**Expenditures/Revenues:**

(Thousands of Dollars)

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE**

(Thousands of Dollars)

	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)
1002 Federal Receipts						
1003 GF Match						
1004 GF	286.0	286.0	286.0	286.0	286.0	286.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 50.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$286.0 in Title IVE federal funds for Foster Care and Subsidized Adoption & Guardianship in Southeast Region. The total cost to the Division of Family & Youth Services if this bill were to pass is \$8,489.5..

Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner: Karen Petrus, Commissioner Date: 2/26/96  
 Agency: Department of Health & Social Services

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Relating to Juveniles, Records, Releases and Records BRU: Family and Youth Services  
 Sponsor: Senator Halford Component: Northern Region  
 Requeator: Senate (JUD) COMPONENT SERIAL NO. 255  
 See also (S#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE**

(Thousands of Dollars)

	(507 4)	(507 4)	(507 4)	(507 4)	(507 4)	(507 4)
1002 Federal Receipts						
1003 GF Match						
1004 GF	507 4	507 4	507 4	507 4	507 4	507 4
1005 GF:Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$507.4 in Title IVE federal funds for Foster Care and Subsidized Adoption & Guardianship in Northern Region. The total cost to the Division if this bill passed is \$8,489.5.

Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner: Karen Perdue, Commissioner Date: 2/21/96  
 Agency: Department of Health & Social Services

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_  
 Title: Relating to Juveniles, Records, Release  
 of Records \_\_\_\_\_  
 Sponsor: Senator Halford  
 Requestor: Senate (JUD)

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

**Expenditures/Revenues:**

(Thousands of Dollars)

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE**

(Thousands of Dollars)

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


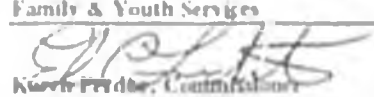
**POSITIONS:**

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

Estimate of any current year (FY98) cost:                     \$0.0                    

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

Revising 17.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1364.6 in Title IVE federal funds for Subsidized Adoption & Guardianship. The total cost to the Division if this bill were to be passed is \$8,489.5.

 Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner:  Date: 2/26/96  
 Agency: Department of Health & Social Services

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_  
Title: Relating to Juveniles, Records, Release  
of Records \_\_\_\_\_  
Sponsor: Senator Halford  
Requestor: Senate (JUD)

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

**Expenditures/Revenues:**

(Thousands of Dollars)

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

	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)
1002 Federal Receipts						
1003 GF Match						
1004 GF	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1,022.9 in Title IVE federal funds for Family Preservation. The total cost to the Division if this bill were to pass is \$8,489.5.

Prepared by: I. Diane Worley, Director  
Division: Family & Youth Services  
Approved by Commissioner: Karla Perdon, Commissioner  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 02/26/96  
Date: 2/26/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Relating to Juveniles, Records, Release of BRU: Purchased Services  
 Records \_\_\_\_\_ Component: Foster Care  
 Sponsor: Senator Halford COMPONENT SERIAL NO. 252  
 Requestor: Senate (JUD) See also (SN#): \_\_\_\_\_

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

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

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGES IN REVENUES</b>	( )					
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**FUND SOURCE** (Thousands of Dollars)

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: 90.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1330.0 in Title IVE federal funds for Foster Care. The total cost to the Division if this bill were to pass is \$8,489.5.

Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner: Karen Priddy, Commissioner Date: 2/26/96  
 Agency: Department of Health & Social Services

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# FISCAL NOTE

STATE OF ALASKA  
199 LEGISLATIVE SESSION

BILL NO. SB270

Revision Date: \_\_\_\_\_ Dept. Affected: Health and Social Services  
 Title: Relating to Juveniles, Records, Release of BRU: Purchased Services  
**Records** Component: Delinquency Prevention  
 Sponsor: Senator Halford COMPONENT SERIAL NO. 249  
 Requestor: Senate (JUD) See also (SN#): \_\_\_\_\_

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

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

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES						
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**FUND SOURCE** (Thousands of Dollars)

	1800.21	(800.2)	(800.2)	(800.2)	(800.2)	(800.2)	(800.2)
1002 Federal Receipts							
1003 GF Match							
1004 GF	800.2	800.2	800.2	800.2	800.2	800.2	800.2
1005 GF/Program Receipts							
1006 GF/MHTIA							
Other (please specify)							
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY98) cost: 30.0

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

Section I of this bill would appear not to affect the Division of Family and Youth Services because such ordinance violations do not now come to the Division and would not in the future. In reality, some district court judges have become impatient with juveniles already waived to their courts for minor consuming or cigarette smoking who do not pay their fines, have found those juveniles in contempt of court, and have ordered them detained in youth corrections facilities. Although the judge maintains that the detention was ordered on a violation of a state criminal statute, ie contempt of court, the staff of the Office of Juvenile Justice and Delinquency Prevention (OJJDP) looks to the original offense as the cause of action and maintains that each such detention is a violation of OJJDP rules. Consequently, DFYS would lose roughly \$800.2 in federal funding in Delinquency Prevention Component and \$63.4 in Central Office component. (Continued)

Prepared by: I. Diane Worley, Director *I. Diane Worley* Phone: 465-3191  
 Division: Family & Youth Services Date: 02/26/96  
 Approved by Commissioner: Karen Petre, Commissioner *Karen Petre* Date: 2/26/96  
 Agency: Department of Health & Social Services

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**ANALYSIS (cont.):**

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The total cost to the Division if this bill were to pass is \$8,489.5.



# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 270

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: An Act relating to juveniles; relating to the BRU: \_\_\_\_\_  
jurisdiction of juvenile courts; relating to the release of juveniles... Component: \_\_\_\_\_  
 Sponsor: Senator Halford  
 Requester: Senate Judiciary COMPONENT SERIAL NO. \_\_\_\_\_

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	10.7	10.7	10.7	10.7	10.7	10.7
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</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	10.7	10.7	10.7	10.7	10.7	10.7
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>	<b>10.7</b>

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

**POSITIONS**

FULL-TIME						
PART-TIME	1	1	1	1	1	1
TEMPORARY						

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

This bill would amend AS 47.10.090(c) to unseal and make available for public inspection, juvenile records when the individual is charged with a felony offense within two years of the date the juvenile records were sealed.

Central Records at the Department of Corrections is currently responsible for storing closed juvenile records which were sent to the department prior to three years ago. The amended section AS 47.10.090(c) would require an additional part-time Administrative Clerk III to work in central records for approximately 10 hours per week, at a cost of \$10.7 per year. This position would be responsible for coordinating public inspection requests for records made available by the court.

Prepared by: Jennifer Lloyd  
 Division: Office of the Commissioner  
 Approved by Commissioner: *Marionell K. Pugh*  
 Agency: Department of Corrections

Phone: 465-4652  
 Date: 2/26/96  
 Date: 2/26/96

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 270

Revision Date: \_\_\_\_\_  
 Title: "An Act relating to juveniles; relating to the jurisdiction of juvenile courts..."  
 Sponsor: Sen. Halford  
 Requestor: (S) JUD

Dept. Affected: Administration  
 BRU: Office of Public Advocacy  
 Component: Office of Public Advocacy

COMPONENT SERIAL NO. 43

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</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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<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

There is no fiscal impact to the Office of Public Advocacy.

Prepared by Grant McGee, Public Advocate  
 Division Office of Public Advocacy

Phone 274-1684  
 Date \_\_\_\_\_

Approved by Commissioner Mark Doyet  
 Agency Department of Administration

Date 5/11/95

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 270

Revision Date: \_\_\_\_\_  
 Title: "An Act relating to juveniles; relating to the jurisdiction of juvenile courts..."  
 Sponsor: Sen. Halford  
 Requestor: (S) JUD

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

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</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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<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>	<b>00</b>

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

There is no fiscal impact to the Public Defender Agency.

Prepared by John Salem, Director  
 Division Public Defender Agency

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

Approved by Commissioner Mark Hoyer  
 Agency Department of Administration

Date \_\_\_\_\_

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# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 270

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: "An Act relating to juveniles...jurisdiction of juveniles...release of juveniles...records concerning juveniles." BRU: Civil Division  
 Sponsor: Senator Halford Component: General Legal Services  
 Requester: Senate Judiciary Committee COMPONENT SERIAL NO. 2087

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTU/ 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 will have no fiscal impact on the Department of Law.

Prepared by: Richard H. Riggs, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Frank A. Bate, Attorney General  
 Agency: Department of Law

Phone: 465-3673  
 Date: 2/26/96  
 Date: 2/26/96

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JAN 06 1996



Anchorage Star of the North  
Chamber of Commerce

Anchorage Chamber of Commerce  
Criminal Justice System Reform  
Resolution 95/96-5

WHEREAS the public is unsafe due to the "Catch and Release" of drug offenders who continue to operate after arrest; and

WHEREAS Civil Abatement is a useful tool in preventing illegal activities and is available only to the State and not local municipalities; and

WHEREAS juvenile offenders are becoming more dangerous and are exempt from public censure because of confidentiality laws; and

WHEREAS the sealing of the records of juvenile offenders obscures the fact after their 18th birthday that they have a criminal history; and

WHEREAS the State has sole jurisdiction over juvenile crime and municipalities are barred from addressing juvenile crime; and

WHEREAS the "best interest of the juvenile" standard conflicts with society's expectation of accountability to and protection of the public; and

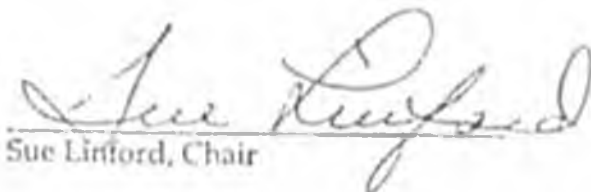
WHEREAS the Municipality of Anchorage has assumed costs of criminal justice services in excess of \$5,535,00 those costs normally reserved to the state, and yet is burdened with inadequate numbers of correctional facilities and magistrates;

NOW THEREFORE BE IT RESOLVED that the Anchorage Chamber of Commerce does hereby support the Criminal Justice Proposals brought forward by the Municipality of Anchorage that propose more stringent conditions for bail for repeat drug offenders, allow municipalities to utilize Civil Abatement procedures, revise the confidentiality laws concerning juvenile offenders, give municipalities jurisdiction over less serious juvenile crimes, and provide for at least equal consideration of the best interest of the Public and the victims in bail and sentencing procedures for juveniles; and

BE IT FURTHER RESOLVED that the Anchorage Chamber of Commerce supports the Municipality of Anchorage's initiative to call upon the state to recognize the importance of increasing the number of correctional facilities and magistrates serving Anchorage by raising their priority within the state budget; and

BE IT FURTHER RESOLVED that the Anchorage Chamber of Commerce urges all of its members to actively support these proposals by encouraging their Senators and Representatives to support these measures.

Approved December 15, 1995

  
Sue Lirford, Chair

  
Carol Heyman, President

SUPPORTING DOCUMENTS

FEB 14 1996

Municipality  
of  
Anchorage



P.O. Box 196650  
Anchorage, Alaska 99519-6650  
Telephone: (907) 343-4433

*Rick Mystrom, Mayor*

OFFICE OF THE MUNICIPAL MANAGER

February 9, 1996

Senator Rick Halford  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182

Re: S.B. 270

Dear Senator Halford:

Thank you for sponsoring S. B. 270, "An Act relating to juveniles, relating to the jurisdiction of juvenile courts; relating to the release of juveniles; and relating to records concerning juveniles."

This bill offers important reform to the way in which juvenile criminal activity is addressed.

Attached are issue summaries supporting the need for the proposed changes.

Thank you again for sponsoring this legislation. If we can offer further information, please let me know.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Powers".

Tim Powers

Legislative Program Coordinator

**MUNICIPALITY OF ANCHORAGE  
PUBLIC SAFETY PARTNERSHIP PROGRAM  
LEGISLATIVE ISSUES**

**Allow municipalities to respond to less serious juvenile behavior by expanding its jurisdiction to include the ability to subject juvenile offenders to civil infractions and/or mediation**

Early intervention has been proven an effective means of changing young people's attitudes and behaviors. Because the current juvenile justice system is overwhelmed with serious offenses and offenders, many offenders who begin with lower level or less dangerous conduct receive no meaningful consequences until they graduate to the higher level.

According to the 1994 Anchorage Police Department Annual Report, juvenile arrests have increased 66% since 1990. Juvenile offenders have become increasingly dangerous and increasingly blatant regarding their offenses in the knowledge that the system can do very little to them.

Recognizing this situation, the Municipality of Anchorage would like the ability to respond to less serious juvenile behavior by expanding its jurisdiction to include the ability to subject juvenile offenders to civil infractions and/or mediation. This will allow the juvenile justice system to focus on the more serious criminal activity while assuring that juvenile offenders of less serious offenses receive more immediate consequences for their actions.

**MUNICIPALITY OF ANCHORAGE  
PUBLIC SAFETY PARTNERSHIP PROGRAM  
LEGISLATIVE ISSUE**

**Allow the court to consider standard bail and sentencing factors and the best interest of the public in addition to the best interests of the juvenile.**

The Alaska Juvenile Justice Code was adopted at a time when the reaction model to juvenile offenders had not yet recognized the importance of victim's rights or the degree of lethality now more common within it. Therefore, no goal other than the best interests of the juvenile was recognized.

Currently, the courts and juvenile authorities are not allowed to consider such factors as what is best for the public, the degree of dangerousness of the offender, or the offender's likelihood to re-offend, or any other factor beyond what is best for the juvenile.

Unfortunately, there are times when the interests of the public will differ from the best interest of the juvenile. The court should be granted the flexibility to respond to the myriad of potentially competing goals of the justice system. Amending the statute as proposed to allow consideration of all relevant factors, including the best interests of the juvenile will provide that flexibility.