

**HCR**

**4**

**HFIN**

**FILE**

(11)

Date Referred to Committee: February 21, 1997

FURTHER REFERRALS:

Date of Committee Action: 3/21/97

The FINANCE Committee considered:

HCR 4

HOUSE CONCURRENT RESOLUTION NO. 4

SEPARATE RECORDS FOR DELINQUENTS & CINA

Relating to records generated and maintained by the Department of Health and Social Services.

recommends it be replaced with the following committee substitute CS HCR 4 (JUD)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_ APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal note(s) DHSS  fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_  zero fiscal note(s) DOA 1/31/97

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
	Therriault	X			
	Foster	X			
	Kelly	X			
	G. Davis	X			
	Moses			X	
	Kohring	X			
	Grussendorf			X	
	J. Davies	X			
	Hanley			X	

CHAIR'S SIGNATURE   
 Therriault Hanley

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

No. 1  
Bill Version: HCR 4  
(H) Publish Date: 1/31/97

Revision Date: \_\_\_\_\_  
Title: "Relating to records generated and maintained by the Department of Health and Social Services"  
Sponsor: Representative Kelly  
Requestor: (H) HES

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

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE: (Thousands of Dollars)

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

Estimate of any current year (FY 97) cost: \$ 0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

The resolution requests the Governor to direct the Department of Health and Social Services to separate existing and future CINA and delinquency records. There is no fiscal impact on the Public Defender Agency.

Prepared by: Barbara K. Brink, Acting Director  
Division: Public Defender Agency

Phone: (907) 264-4414  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover  
Agency: Department of Administration

Date: 1-23-97

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# FISCAL NOTE

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO. CS HCR 4 (JUD)**

Revision Date: \_\_\_\_\_  
 Title: Relating to records generated and maintained  
 by the Department of Health and Social Services  
 Sponsor: Representative Kelly  
 Requestor: House (FIN)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Probation Services  
 COMPONENT SERIAL NO. 2134  
 See also (SN#): 254,255,258,259,264

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	482.6	489.8	497.2	504.6	512.2	519.9
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>482.6</b>	<b>489.8</b>	<b>497.2</b>	<b>504.6</b>	<b>512.2</b>	<b>519.9</b>

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES	0.0	0.0	0.0	0.0	0.0	0.0
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**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY98	FY99	FY00	FY01	FY02	FY03
1002 Federal Receipts						
1003 GF Match						
1004 GF	482.6	489.8	497.2	504.6	512.2	519.9
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
<b>TOTAL</b>	<b>482.6</b>	<b>489.8</b>	<b>497.2</b>	<b>504.6</b>	<b>512.2</b>	<b>519.9</b>

**POSITIONS:**

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	9					
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

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

The Division of Family and Youth Services currently receives approximately \$7.5 M in federal funds as reimbursement for foster care and administrative services provided to Children in Need of Aid (CINA) and Delinquents. Federal law prohibits disclosure of information regarding DFYS clients except in certain circumstances. In order to disclose information on juvenile offenders as described in this resolution and still minimize the loss of federal funds, the division must revise the organizational and financial structure of the agency to clearly separate costs and services associated with juvenile offenders from those associated with CINA's and must discontinue claiming federal reimbursement for those costs and services. This restructuring will preserve the majority of federal receipts but will still result in some reductions which must be replaced by general funds. This fiscal note reflects the costs associated with that restructuring but not the loss of federal funds.

In addition to the ability to disclose information, the division will be able to improve the consistency, coordination, and quality of services provided to communities and offenders by more clearly focusing the leadership provided to the youth corrections section

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

Phone: 465-3191  
 Date: 03/03-97

Date: 3/5/97

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**ANALYSIS (cont.):**

Change in positions:	
New PCN Youth Superintendent II	\$ 73.8
New Chief Probation Officer	\$ 83.9
New 3 Admin Clerk IIs	\$112.0
New 3 Admin Assistants	\$138.6
New Juvenile Probation Officer V	\$ 74.3
Total Increase in Personal Services:	<u>\$482.6</u> **

\*\* FY 99 through FY 03 Personal Services includes a 1.5% per year COLA.

# FISCAL NOTE

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO. CS HCR 4 (JUD)**

Revision Date: \_\_\_\_\_  
 Title: Relating to records generated and maintained  
 by the Department of Health and Social Services  
 Sponsor: Representative Kelly  
 Requestor: House (FIN)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Southcentral Region  
 COMPONENT SERIAL NO. 254  
 See also (SN#): 255,258,259,264,2134

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	(18.4)	(18.4)	(18.4)	(18.4)	(18.4)	(18.4)
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>

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

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(18.4)	(18.4)	(18.4)	(18.4)	(18.4)	(18.4)
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
<b>TOTAL</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>	<b>(18.4)</b>

**POSITIONS:**

FULL-TIME	0					
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

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

The Division of Family and Youth Services currently receives approximately \$7.5 M in federal funds as reimbursement for foster care and administrative services provided to Children in Need of Aid (CINA) and Delinquents. Federal law prohibits disclosure of information regarding DFYS clients except in certain circumstances. In order to disclose information on juvenile offenders as described in this resolution and still minimize the loss of federal funds, the division must revise the organizational and financial structure of the agency to clearly separate costs and services associated with juvenile offenders from those associated with CINA's and must discontinue claiming federal reimbursement for those costs and services. This restructuring will preserve the majority of federal receipts but will still result in some reductions which must be replaced by general funds. This fiscal note reflects the costs associated with that restructuring but not the loss of federal funds.

In addition to the ability to disclose information, the division will be able to improve the consistency, coordination, and quality of services provided to communities and offenders by more clearly focusing the leadership provided to the youth corrections section

534  
 Prepared by: L. Diane Worley, Director  
 Division: Family & Youth Services  
 Approved by Commissioner: Karen Pedue, Commissioner  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/03/97  
 Date: 3/5/97

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ANALYSIS (cont.):

Change in positions:

Delete Regional Administrator PCN 06-3215

(\$ 92.2)

New PCN Social Worker V

\$ 73.8

Reduction in Personal Services:

\$(18.4)

# FISCAL NOTE

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

BILL NO. C7 HCR 4 (JUD)

Revision Date: \_\_\_\_\_  
 Title: Relating to records generated and maintained  
 by the Department of Health and Social Services  
 Sponsor: Representative Kelly  
 Requestor: House (FIN)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Southeastern Region  
 COMPONENT SERIAL NO. 258  
 See also (SN#): 254,255,259,264,2134

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	(8.8)	(8.8)	(8.8)	(8.8)	(8.8)	(8.8)
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>

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

(Thousands of Dollars)

FUND SOURCE	FY98	FY99	FY00	FY01	FY02	FY03
1002 Federal Receipts						
1003 GF Match						
1004 GF	(8.8)	(8.8)	(8.8)	(8.8)	(8.8)	(8.8)
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
<b>TOTAL</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>	<b>(8.8)</b>

**POSITIONS:**

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0					
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

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

The Division of Family and Youth Services currently receives approximately \$7.5 M in federal funds as reimbursement for foster care and administrative services provided to Children in Need of Aid (CINA) and Delinquents. Federal law prohibits disclosure of information regarding DFYS clients except in certain circumstances. In order to disclose information on juvenile offenders as described in this resolution and still minimize the loss of federal funds, the division must revise the organizational and financial structure of the agency to clearly separate costs and services associated with juvenile offenders from those associated with CINA's and must discontinue claiming federal reimbursement for those costs and services. This restructuring will preserve the majority of federal receipts but will still result in some reductions which must be replaced by general funds. This fiscal note reflects the costs associated with that restructuring but not the loss of federal funds.

In addition to the ability to disclose information, the division will be able to improve the consistency, coordination, and quality of services provided to communities and offenders by more clearly focusing the leadership provided to the youth corrections section

5/3/97
 Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 03-03-97  
 Approved by Commissioner: Karen Perdue, Commissioner Date: 3/5/97  
 Agency: Department of Health & Social Services

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ANALYSIS (cont.):

Change in positions:

Delete Regional Administrator PCN 06-3482

(\$ 82.6)

New PCN Social Worker V

\$ 73.8

Reduction in Personal Services:

\$ (8.8)

# FISCAL NOTE

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO. CS HCR 4 (JUD)**

Revision Date: \_\_\_\_\_  
 Title: Relating to records generated and maintained  
 by the Department of Health and Social Services  
 Sponsor: Representative Kelly  
 Requestor: House (FIN)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: DFYS Central Office  
 COMPONENT SERIAL NO. 259  
 See also (SN#): 254,255,258,264,2134

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES **	120.6	122.4	124.2	126.1	128.0	129.9
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>120.6</b>	<b>122.4</b>	<b>124.2</b>	<b>126.1</b>	<b>128.0</b>	<b>129.9</b>

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

(Thousands of Dollars)

	FY98	FY99	FY00	FY01	FY02	FY03
1002 Federal Receipts						
1003 GF Match						
1004 GF	120.6	122.4	124.2	126.1	128.0	129.9
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
<b>TOTAL</b>	<b>120.6</b>	<b>122.4</b>	<b>124.2</b>	<b>126.1</b>	<b>128.0</b>	<b>129.9</b>

**POSITIONS:**

FULL-TIME	2					
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

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

The Division of Family and Youth Services currently receives approximately \$7.5 M in federal funds as reimbursement for foster care and administrative services provided to Children in Need of Aid (CINA) and Delinquents. Federal law prohibits disclosure of information regarding DFYS clients except in certain circumstances. In order to disclose information on juvenile offenders as described in this resolution and still minimize the loss of federal funds, the division must revise the organizational and financial structure of the agency to clearly separate costs and services associated with juvenile offenders from those associated with CINA's and must discontinue claiming federal reimbursement for those costs and services. This restructuring will preserve the majority of federal receipts but will still result in some reductions which must be replaced by general funds. This fiscal note reflects the costs associated with that restructuring but not the loss of federal funds.

In addition to the ability to disclose information, the division will be able to improve the consistency, coordination, and quality of services provided to communities and offenders by more clearly focusing the leadership provided to the youth corrections section

534

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

Phone: 465-3191  
 Date: - 03/03/97

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

Date: 3/5/97

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ANALYSIS (cont.):

Change in positions:	
New PCN Administrative Clerk II Range 8	\$37.3
New PCN CPS (FS) Admin Officer Range 23	<u>\$83.3</u>
Total Incremental Cost:	<u>\$120.6</u>

\*\* Personal Services figures for FY 99 through FY 2003 include a 1.5% per year COLA.



ANALYSIS (cont.):

Change in position:

Superintendent II PCN 06-3483 R 21 will be down graded to a R 20.

(\$93.5)

\$69.4

Total savings due to downgrade

(24.1)

# FISCAL NOTE

**STATE OF ALASKA**  
**1997 LEGISLATIVE SESSION**

**BILL NO. CS HCR 4(JUD)**

Revision Date: \_\_\_\_\_  
 Title: Relating to records generated and maintained  
 by the Department of Health and Social Services  
 Sponsor: Representative Kelly  
 Requestor: House (FIN)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: Northern Region  
 COMPONENT SERIAL NO. 255  
 See also (SN#): 254,258,259,264,2134.

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	(212.2)	(212.2)	(212.2)	(212.2)	(212.2)	(212.2)
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>

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

(Thousands of Dollars)

FUND SOURCE	FY98	FY99	FY00	FY01	FY02	FY03
1002 Federal Receipts						
1003 GF Match						
1004 GF	(212.2)	(212.2)	(212.2)	(212.2)	(212.2)	(212.2)
1005 GF/Program Receipts						
1037 GF Mental Health						
Other (please specify)						
<b>TOTAL</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>	<b>(212.2)</b>

**POSITIONS:**

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	-2					
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

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

The Division of Family and Youth Services currently receives approximately \$7.5 M in federal funds as reimbursement for foster care and administrative services provided to Children in Need of Aid (CINA) and Delinquents. Federal law prohibits disclosure of information regarding DFYS clients except in certain circumstances. In order to disclose information on juvenile offenders as described in this resolution and still minimize the loss of federal funds, the division must revise the organizational and financial structure of the agency to clearly separate costs and services associated with juvenile offenders from those associated with CINA's and must discontinue claiming federal reimbursement for those costs and services. This restructuring will preserve the majority of federal receipts but will still result in some reductions which must be replaced by general funds. This fiscal note reflects the costs associated with that restructuring but not the loss of federal funds.

In addition to the ability to disclose information, the division will be able to improve the consistency, coordination, and quality of services provided to communities and offenders by more clearly focusing the leadership provided to the youth corrections section

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

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

Phone: 907 465-3191  
 Date: 03.03.97

Date: 3/5/97

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ANALYSIS (cont.):

Change in positions:

Delete Regional Administrator PCN 06-3218	(\$99.9)
Delete Social Worker V in Bethel PCN 06-3201	(\$91.1)
Delete Social Worker V in Nome PCN 06-3089	(\$98.3)
New PCN Social Worker V in Fairbanks	<u>\$77.1</u>
Reduction in Personal Services:	<u>\$212.2</u>

# Alaska State Legislature

REPRESENTATIVE  
PETER KELLY

Mailing Address:  
119 N. Cushman, Suite 203  
Fairbanks, Alaska 99701  
(907) 456-8161



While in Juneau  
State Capitol  
Juneau, Alaska  
99801-1182  
(907) 465-2327

House District 31

## House Of Representatives

### Sponsor Statement House Concurrent Resolution 4

Separating DFYS Family services & CINA section from the Youth Services delinquency section.

Federal laws relating to minors require confidentiality of records relating to abused children. Federal social security funds for foster care of children are used by the department not only to pay for foster care, but also to pay for the staff to monitor and manage the foster home placements. Unraveling the staff and services handling children in need of aid from the staff and funds used for delinquent children prevents the assertion that any federal social security funds are going to minors whose names will be released to the public.

Allowing the administration to develop separate sections within DFYS prevents the loss of approximately 7 million dollars in social security funding for foster care of CINA kids. It does not prevent the loss of \$698,171 currently used for out-of-home placement for delinquent youth. The release of the names of any of these minors will presumably act to preclude the use of federal social security funds for delinquent minors.