

HB

170

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 3/20/98

FURTHER: 4/27/98

DATE TURNED
IN TO OFFICE: 27 April 1998

Finance Committee considered

CS FOR HOUSE BILL NO. 170(HES)

"An Act relating to interference with the rights of physically and mentally challenged persons; and relating to service animals during their pre-training and training period."

and recommends:

- be replaced with 5 CS CS HB 170 (FIN)
- adopt previous _____ CS _____
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
- same title
 - new title
- House Bill:**
- same title
 - technical title
 - new: SCR" _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

HES	3/20/98		480

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

HES	3/10/98		480	*1
Dept Law	1/29/98	✓		*2

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

No. 3
Bill Version: SCS CS HB 170 (JUD)
(S) Publish Date: 3-20-98

4/27/98

Revision Date: _____ Dept. Affected: Health and Social Services
 Title: Interference with rights of disabled and BRU: Community DD Grants
service animals Component: Community DD Grants
 Sponsor: Brice COMPONENT SERIAL NO. 309
 Requestor: Senate (JUD) See also (SN#): _____

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY99	FY00	FY01	FY02	FY03	FY04
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	8.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	40.0	25.0	25.8	26.5	27.3	28.1
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	48.0	25.0	25.8	26.5	27.3	28.1

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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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)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1037 GF/Mental Health	48.0	25.0	25.8	26.5	27.3	28.1
Other (please specify)	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	48.0	25.0	25.8	26.5	27.3	28.1

POSITIONS:

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

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

ANALYSIS: (Attach a separate page if necessary)

The original bill did not carry any fiscal impact and thus only opened the doors to a variety of settings that a handler would be able to expose the service animal to during the early months of the animal's growth and sensitivity development. The new CS or CS for HB-170 (JUD) narrows the variety of settings that a service animal in training has access to without prior approval. It also adds the need to obtain identification issued by the Department of Health and Social Services, and establishes minimum standards for service animals in training, or working service animals and their handlers. The cost of establishing the necessary regulatory standards, the administration of the program, production of ID cards for the handler and logos for the animals in training and working animals will be a cost to the Department. It is estimated by the 4-H program that the initial certification drive will account for up to 25 dogs that are known to them, with an estimated addition of 10 new animals added each year. Additionally, it has been reported that other similar service animal programs (non 4-H) are operating in the state but no numbers are available to project their fiscal impact. Taking into consideration this unknown group an estimated addition of 10 service animals are added bringing the total for the first year to 35. Adding for the growth of the non 4-H programs of 5 per year the total growth rate will be 15 per year.

Prepared by: Derral Johnson
 Division: Mental Health and Developmental Disabilities

Phone: 907-465 3370
 Date: 03/10/98

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

Date: 3/10/98

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ANALYSIS (cont.):

Year One

First 4 months/Contract Out: \$5.0

Department prepares an RFP and contracts out the research on options for certification of service animals and handlers, the drafting of implementation regulations, and drafting of policy and procedures for administration.

Award contract:

Research all service animal programs that are certified by some state or national organization.

Review what other states have done to address service animal certification i.e.. California

Hold public forums statewide to gather input from interested organizations/parties i.e.. 4-H

Develop the basic criteria that will be used to base Alaska's State certification for the following:

1. Service animals in training
2. Identification of trained service animals that are working
3. Identification of handlers of service animals in training

Draft regulations and associated policy and procedures to be used to implement the program as defined by the draft regulations.

Submit the final draft regulations, policy and procedures for the Departments review.

Department will review and make the necessary amendments to the draft and contractor will then submit in final report with recommendations.

Regulation process: \$3.0

Department then completes the regulation process of review by AG, notice of public hearings, hold public hearings statewide, finalize the regulations, adopt.

Department then completes the revisions to the draft policy and procedures to match the adopted regulations.

Department contracts out Certification Program

Department prepares an RFP and contracts out the administration of the certification program by a private not for profit agency.

First year administration Pro-rated: \$40.0

Six months of a .5 FTE and equipment, supplies and support costs

Second year of operation: \$25.0

12 months of a .25 FTE and support costs.

Years following second year are projected using a 3% inflation factor

FISCAL NOTE

No. 2

STATE OF ALASKA
1998 LEGISLATIVE SESSION

Bill Version: SCS CSHB 170 (HES)
(S) Publish Date: 2-5-98

Revision Date (Note if correction) 4/27/98 Dept. Affected Law
 Title "An Act relating to interference with the rights
of physically and mentally challenged persons; ... BRU Criminal Division
 Sponsor Representative Brice Component Criminal Division
 Requester Senate HESS Committee Component Serial No. 2198-99/2261/79/01/03

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) cost: 0.0

POSITIONS

	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Full-time	0	0	0	0	0	0
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 CSHB 170 (HES) changes references to a physically or mentally "disabled" person to a physically or mentally "challenged" person in AS 11.76.130 relating to the interference with the rights of those persons. The committee substitute also adds mentally challenged persons to those individuals who may be accompanied or assisted by a service animal, without extra charge for the service animal, in a common carrier, place of accommodation, or other place where the general public is invited. Further, CSHB 170 (HES) adds a new section to AS 11.76 creating the crime of interference with the training of a service animal, with the penalty a class B misdemeanor.
 Passage of this bill is not anticipated to have a fiscal impact on the Department of Law.

Prepared by Joan M. Kesson *Joan M. Kesson* Phone 465-5370
 Division Attorney General's Office Date 1/28/98
 Approved by Commissioner Bruce M. Botelho, Attorney General Date 1/28/98
 Agency Department of Law

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