

HB

133

HB 133
House Judiciary Committee

Amendment No. _____

Page 5

Delete

“The defendant shall file the form with the court within 30 days after conviction of a felony and within 5 days after conviction of a misdemeanor.”

Substitute:

“The defendant shall submit the form to the Probation Office within 30 days after conviction of a felony, and the Probation Officer shall attach the form to the presentence report. After conviction of a misdemeanor, the defendant shall file the form with the court with the response or opposition to the restitution amount.

STATE OF ALASKA

DEPARTMENT OF LAW CRIMINAL DIVISION

TONY KNOWLES,
GOVERNOR

Mailing: PO Box 110300
Juneau, AK 99811-0300
Delivery: 123 4th Street, Ste 717
Juneau, AK 99801
Phone: (907) 465-3428
Fax: (907) 465-4043

February 27, 2001

FEB 27 2001

The Honorable Norm Rokeberg
Chairman, House Judiciary Committee
State Capitol Building, Room 118
Juneau, AK 99801

Re: Request for hearings for House Bills 133 and 134

Dear Chairman Rokeberg:

House Bill 133 (relating to victim restitution) and House Bill 134 (relating to victim rights) have been introduced at the request of the Governor and each has been referred to the Judiciary Committee and Finance Committee. We are writing to request a Judiciary Committee hearing at your earliest convenience.

House Bill 133 proposes the most meaningful change in restitution laws in many years. As you know, the Victims Rights amendment in Art. I, sec. 24, of the Alaska Constitution was enacted overwhelmingly by the voters, and it contains a specific right of crime victims to restitution from offenders. Until now, Alaska law has focused only on setting the amount of restitution, with little attention given to the precise method of collection. This bill provides an effective mechanism for collection of restitution, and is strongly supported by victim advocates statewide.


House Bill 134 introduces a number of measures that will enhance or expand on current rights of crime victims, and contains brand new provisions for recovering stolen property and allowing stalking victims to obtain judicial protective orders. This, too, is strongly supported by victim advocates.

We would be pleased to discuss these topics with you or your staff at any time, and we look forward to working with the Judiciary Committee on these important bills.

Sincerely,

BRUCE M. BOTELHO
ATTORNEY GENERAL

By:


Dean J. Guaneli
Chief Assistant Attorney General

DJG:vr

TONY KNOWLES
GOVERNOR

HB 133
P O Box 110001
Juneau, Alaska 99811-0001
(907) 465-3500
Fax (907) 465-3532

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 16, 2001

The Honorable Brian Porter
Speaker of the House
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Dear Speaker Porter:

Victims of crime or delinquent acts have had their integrity and their sense of security undermined. Their property is often lost or damaged. As a means to recover some measure of economic and psychological wholeness, the court may order an offender to pay restitution to the victim. Unfortunately, many victims never receive that repayment for monetary loss or damages caused by an offender. Those who do often had to first struggle through a frustrating and confusing system.

This bill I am transmitting today addresses this gross injustice by setting up a simple restitution collection program for victims. Under this proposal, the system will work for the victim, instead of forcing the victim to work the system.

The bill authorizes the Department of Law (department) to collect restitution payments on behalf of victims. The department already has expertise in collecting money due the state. Extending this authority to restitution collection will help victims in a concrete and useful way. Under this collection authority, the department will be able to attach Permanent Fund Dividends, garnish wages, and take other measures to seek full restitution payment to victims.

The bill also identifies a source of money to pay victim restitution -- money or other security that has been forfeited to the court as a result of a defendant's violation of bail or conditions of release. Currently, those forfeited assets are deposited in the state general fund. The state would be able to seek a separate judgment to replace any of this forfeited money to the general fund. This provision essentially puts the victim in a priority creditor status, but retains the defendant's obligation to pay or forfeit the full amounts ordered by the court.

HB 133

The Honorable Brian Porter
February 16, 2001
Page 2

Criminal justice professionals today tout the value of restorative justice. Basic restorative justice principles include holding offenders accountable for their conduct that harms victims and the community. Accountability means accepting responsibility and taking action to repair the harm done to the victim. This bill recognizes a key element of restorative justice – restitution – and makes that element a reality by strengthening collection efforts for crime victims.

I urge your prompt and favorable consideration of this important legislation.

Sincerely,



Tony Knowles
Governor

HB 133

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: 1
Bill Version: HB 133
(H) Publish Date: 2/19/01

Revision Date/Time (Note if correction): _____ Dept. Affected: Law
Title "... restitution for criminal and delinquency acts; authorizing the state to collect restitution on behalf of victims ..." BRU Civil Division
Sponsor Rules Committee Component Collections and Support
Requester Governor Component No. 2210

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services	143.7	153.4	153.4	153.4	153.4	153.4
Travel	0.3	0.4	0.4	0.4	0.4	0.4
Contractual	99.8	141.1	141.1	141.1	141.1	141.1
Supplies	6.2	5.1	5.1	5.1	5.1	5.1
Equipment	56.5					
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	306.5	300.0	300.0	300.0	300.0	300.0

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	306.5	300.0	300.0	300.0	300.0	300.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	306.5	300.0	300.0	300.0	300.0	300.0

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time	3	3	3	3	3	3
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill will allow the state, at the option of a crime victim, to collect restitution on behalf of the crime victim or victim of a delinquent act. The collections would be performed by the Collections unit in the Collections and Support section of the Department of Law.

Currently, the Collections unit collects criminal fines and related costs and certain civil judgments and administrative penalties. The primary means of collecting these judgments is through annual automated attachment of permanent fund dividends. For civil judgments, additional collection actions may be taken, including attachment of bank accounts, garnishment of wages, and judgment debtor exams. With only a few exceptions, all money collected by the unit is paid to the general fund. Thus, the unit does not currently track individual payees.

The unit currently has a collections database which provides a method for efficient and streamlined collection of debts owed the state. With some modifications, the database and related collections procedures could be used to collect restitution on behalf

Prepared by: Joan M. Kasson Phone 465-5370
Division Attorney General's Office Date/Time 2/15/01 1:20 PM
Approved by: Kathryn Daughetee for Bruce M. Botelho, Attorney General Date 02/15/2001
Agency Department of Law

For distribution information, call the Governor's Legislative Office

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

BILL NO. _____

ANALYSIS CONTINUATION

of crime victims.

No actual count of the number of victim restitution judgments per year is maintained. Based on the number of criminal convictions and delinquency dispositions in FY00 for crimes and violations that usually have a restitution judgment entered by the court, we estimate there could be as many as 5,000 to 5,500 restitution orders each year.

In order to add restitution judgments to its caseload, the Collections unit will need to upgrade its existing computer system including 1) the purchase of computer hardware with a larger storage capacity to handle the increased caseload, and 2) computer programming to allow the collections database to recognize restitution judgments and track payee information. Further, four new administrative positions will be necessary to handle these new cases.

The Collections unit anticipates it will need one new full-time Administrative Clerk II to enter judgment data into the database and update victim and defendant information, hold primary responsibility to handle phone calls from victims and defendants, and file paperwork. A full-time Legal Secretary I will also be needed to send introductory letters to victims and defendants regarding the collections process, post payments, prepare check requests and send payments to victims, assist the Administrative Clerk with phone calls from victims and defendants, and calendar and monitor inactive cases for periodic locate efforts. A FTE paraprofessional will be required to obtain writs of execution, prepare court paperwork for bank sweeps and wage garnishments, coordinate with probation officers, the Criminal Division, and other state and municipal agencies as required to obtain information necessary to collect the debts owed the victim, and manage any private collection contracts. An additional full-time Accounting Clerk II will also be necessary to process the payment distribution to victims upon successful collection of the debts. This position will be located in the Administrative Services Division of the Department of Law, and funded by intra-agency receipts from Collections and Support in the Civil Division BRU.

The cost of a FTE paraprofessional (\$92.2) is based on the Civil Division's FY02 standard cost allocation schedule, and includes general clerical support, communications, space, supplies, data processing, and other normal overhead expenses. However, the hourly rate for Civil Division attorneys and paraprofessional does not recover the costs of clerical positions in the Collections unit because these positions are specialized and are not available to other sections. Therefore, the three new clerical/administrative positions to handle victim restitution must be added separately. (Admin Clerk II: \$44.7; Legal Secretary II: \$50.0; Accounting Clerk II: \$43.5)

Computer hardware upgrades and programming upgrades will take place in FY02. It will not be necessary to put all the staff on until the upgrades are complete. This funding request short-funds the positions in FY02, and shifts the funds for equipment and programming in FY03 back into personnel and other on-going costs. Only the equipment costs for the Legal Secretary I position of \$6.5 are considered one-time funds.

This fiscal note partially duplicates an increment for \$250.0 that is included in the Department of Law's FY02 operating budget request to implement this legislation. The additional \$56.5 in this fiscal note is for the Legal Secretary II position. When the operating budget was being developed, Collections was expecting only a few hundred new cases would result. The increment did not anticipate thousands of new cases. The two positions originally envisioned could not handle the volume of correspondence and telephone calls this many new cases will generate, in addition to doing the work necessary to legally process the judgments to collect restitution. An operating budget amendment will be submitted for the additional \$56.5 so this fiscal note will mirror the increment request.

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

BILL NO. HB133

Revision Date/Time (Note if correction) _____	Dept. Affected _____
Title <u>Restitution for criminal & delinquent acts</u>	BRU <u>Alaska Court System</u>
	Component <u>Trial Courts</u>
Sponsor <u>House Rules by Request of the Governor</u>	
Requester <u>House Judiciary</u>	Component No. <u>768</u>

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel	11.6					
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	11.6	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)

1002 Federal Receipts						
1003 GF Match						
1004 GF	11.6	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	11.6	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

House Bill 133 establishes procedures whereby the Department of Law will collect restitution on behalf of victims of criminal and delinquent acts. This fiscal note reflects a one-time cost for the court system's forms committee to meet and develop the forms, procedures, and clerical instructions necessary to implement the provisions in this bill. It also reflects the one-time costs associated with an additional day of training during our annual clerk's conference. Additional costs associated with the separate accounting of forfeited cash or securities, petitions for attorney fees, separate orders of restitution, and other minor changes are offset by the savings the court will realize by not having to collect and distribute the restitution that will now be handled by the Department of Law.

Prepared by: <u>Douglas Wooliver, Administrative Attorney</u>	Phone <u>463-4750</u>
Division: <u>Alaska Court System</u>	Date/Time: <u>4/11/01 10:23 AM</u>
Approved by: <u>Stephanie J. Cole, Administrative Director</u>	Date: _____
Agency: <u>Alaska Court System</u>	

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Sitkans Against Family Violence
P.O. Box 6136
Sitka AK 99835
(907) 747-3370
(907) 747-3450 FAX

To: Representative Rokeberg Fax: 907-1907-465-2040
From: Grace Brooks Date: 04/20/2001
Re: HB 133 and HB134 Pages: 2

Urgent For Review Please Comment Please Reply Please Recycle



Representative Rokeberg:

I am writing in support of HB 133. I support legislation that enhances the rights of victims and provides assistance to them in working their way through the criminal justice system. I particularly support streamlining the restitution process, the highest priority of the Victims Rights Roundtable discussion this summer.

I am also writing to urge that a hearing and action on HB 134 take place. I am particularly interested in this bill because it:

- Provides a protective order process for victims being stalked by strangers or others they have no relationship with. When I lived in Seattle I was stalked by a male client and was able to acquire an OPF and am grateful I was able to obtain the OPF.
- Requires that guardian at litem and child custody investigators receive training in domestic violence from a

.....

domestic violence program.

- Make "lesser" violations of OFP's a crime of contempt so that the court/prosecutor can take some action to hold the violator accountable (making a single phone call in violation of an OFP or sending a letter in violation).

Subject: HB 133

Date: Tue, 10 Apr 2001 16:17:57 -0800

From: "MADD Anchorage Chapter" <madd@corecom.net>

To: <Shari_Kochman@gov.state.ak.us>, <Represeative_Albert_Kookesh@legis.state.ak.us>, <Representative_Ethan_Berkowitz@legis.state.ak.us>, <Representative_Kevin_Meyer@legis.state.ak.us>, <Representative_Jeannette_James@legis.state.ak.us>, <Representative_John_Coghill@legis.state.ak.us>, <Representative_Scott_Ogan@legis.state.ak.us>, <Representative_Norman_Rokeberg@legis.state.ak.us>

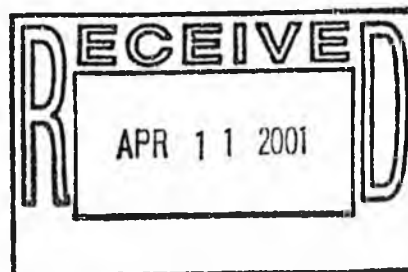
CC: "Cindy Cashen" <cashen@gci.net>, "MADD Juneau" <jnumadd@ptialaska.com>

As a result of my participation in Community Justice Conferences facilitated by the Department of Corrections Victim Service Unit and held in Anchorage, Fairbanks, Juneau and the Kenai Peninsula, the number one concern of the community, of victim service providers and of victims themselves attending the conferences was the lack of ability to recoup the actual financial, property and personal losses from the victimization following the trauma.

Additionally, as a participant in the victims' round table discussion facilitated by the office of the Governor including victims, victim service providers and representatives of the criminal justice system who also work with victims, the number one concern they have heard expressed was restitution.

On behalf of the victims served by MADD, and based on twenty-five years experience hearing and responding to the specific concerns of victims of violence, I am supporting HB 133 as response to the single most important issue expressed by victims in Alaska.

Marti Greeson
Executive Director
MADD Anchorage Chapter





Safe and Fear-Free Environment, Inc.

Post Office Box 94 Dillingham, Alaska 99576
 Office: (907) 842-2320 Fax: (907) 842-2198
 24 Hour Toll Free Crisis Line: 1-800-478-2316

SERVICES PROVIDED

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 Crisis Intervention
 Emergency Transportation
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 Children Services
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 Information & Referral
 Legal Advocacy
 Community Education & Awareness
Presentations & Training
 Domestic Violence
 Sexual Assault
 Child Abuse
 Sexual Harassment
 Elder Abuse
 Parenting
 Conflict Resolution
 Workplace Safety
 "Serving all of Bristol Bay Since 1982"

19 April 2001

APR 19 2001

Representative Rokeberg, Chair
 House Judiciary Committee
 P.O. Box V
 Juneau, Alaska 99811

Dear Chairman Rokeberg and Members,

I am writing to express my support for HB 133 and HB 134 and to ask for your positive vote in moving the bills from Committee.

HB 133 reflects the recommendations of the Victim Rights Roundtable group that met in Anchorage last fall. As a crime victim's advocate, I was privileged to be a part of that group and able to bring the collective voice of the people I serve to that table. I was privy to the discussions that took place on a whole range of victims rights issues and it was unanimously agreed that correcting the restitution problem was a number one priority. Restitution alone won't make crime victims whole again, but it helps to re-empower victims and can go a long way toward the healing process and holding perpetrators accountable for the wrong they do.

I understand that HB 133 is scheduled for a hearing before the full Committee on Friday, April 20. On behalf of the people I work for and for my own family members who have been victims of crime, I ask that you vote positively to move the bill on to the next committee of referral.

HB 134 is another measure addressing crime victim's rights that is currently in the House Judiciary Committee. There are three key elements in HB 134 that are critical to victims. The first provides a protective order process for persons who are being stalked by a stranger or someone with whom they do not have an intimate or family relationship. Stalking is a terrifying crime that happens way too often in Alaska. And if you or someone you love is targeted by a stranger, you have little recourse for protection. HB 134 would enhance the safety of victims and the resources for protection available to them.

A second provision in HB 134 would require guardian ad litem's and child custody investigators to be trained in domestic violence issues. It's a bit shocking to think that the law doesn't already require this and that these people may have been out there making life shaping decisions and recommendations without basic training in family violence issues.

A third provision in HB 134 has direct impact of victims of domestic violence by permitting court actions in response to "lesser" violations of protective orders. Under current law, the court and police are limited in responding to a petitioner who sends his partner a letter or makes a single phone contact in violation of the "no contact" provisions of a protective order. Taken one at a time, these minor violations don't seem to be a problem, but for a victim of domestic violence they can have a devastating impact as they are part of the pattern of abusive and coercive behavior that defines intimate partner violence.

HB 134 would put some teeth in the law that would help protect victims of crime. I ask that you schedule the measure for hearing as soon as possible and move it out of committee with your positive vote.

Thank you for giving me an opportunity to comment on these measures. And thank you all for the hard work you do and the even harder work that lays before you in these closing weeks of the Legislative Session.

Sincerely,



Ginger Baim, Executive Director
Safe and Fear-Free Environment, Inc.



Alaska Women's Resource Center

111 W. 9th Avenue • Anchorage, Alaska 99501 • (907) 276-0528 • Fax: (907) 278-8944

TO: Rep. Rokeberg - 907-465-2040

"We support any legislation that enhances the rights of victims and provides some assistance to them in working their way through the criminal justice system. We particularly support streamlining the restitution process, the highest priority of the Victims Rights Roundtable discussion this summer. We also support measures that will assist victims at the beginning of the process because it will better assure their ability to exercise all the rights available to victims of crime. Please give your positive support for HB133.

Mary Ideran 
Executive Director, AWRC



Unalaskans Against Sexual Assault & Family Violence

Box 36, Unalaska, AK 99885 • Office: 581-1500 • Crisis Line Call: 711

April 19, 2001

Representative Norman Rokeberg
Chair of House Judiciary Committee
State Capital, Room 118
Juneau, AK 99801-1182

Dear Representative Rokeberg,

I am writing out of concern for HB133, the Governor's Crime Victim's Restitution Bill, which is going to be heard in the House Judiciary Committee on Friday. It is my understanding that the Governor's Bill may be rolled into SB 105 (the Office of Victim's Rights bill).

Unalaskans Against Sexual Assault & Family Violence (USAFV) supports any legislation that enhances the rights of crime victims, and provides assistance to victims as they work their way through the sometimes nebulous criminal justice system. We particularly support streamlining the restitution process, the highest priority of the Victim's Rights Roundtable discussion this summer. We also support measures that will assist victims as they start the process, because it will better assure their ability to exercise all of the rights available to them as crime victims.

Please give your positive support to HB 133 and pass it from committee.

Thank you.

Sincerely,

M. Lynn Crahe

Director

Unalaskans Against Sexual Assault & Family Violence (USAFV)

Public Opinion Message

Valdez Legislative Information Office (LIO)
PO Box 1000 • Valdez, AK 99685 • Phone: 835-2111 Fax: 835-2097

This form must be completely filled out. You may phone, fax, or deliver your POM to any LIO.

From: Please PRINT the information below. This form must be signed by the sender.

Mr./Ms./Mrs.	First Name	Initials	Last Name	Mr./Ms./Mrs.
NAKS	MELISSA	S	Bowden	
Group (Name of Association)				Phone Number
ADVISA - AVV				835-2980
Mailing Address				Zip Code
PO BOX 524 Valdez AK				99686
Residence (Name of Street & City/State/Zip Code)				Zip Code
851 Woodside St Valdez AK				99686
Email Address			Signature	Date
avv@adaska.net			Melissa Bowden	4/19/01

To: Put a ✓ in the appropriate box(es).

Committee		House members		Senate members	
<input type="checkbox"/>	H or S	<input type="checkbox"/>	Barbrowski (bar)	<input type="checkbox"/>	Austerman (aue)
<input type="checkbox"/>	Community & Regional Affairs (cra)	<input type="checkbox"/>	Burda (bur)	<input type="checkbox"/>	Cowdery (cow)
<input type="checkbox"/>	Finance (fin)	<input type="checkbox"/>	Chenault (che)	<input type="checkbox"/>	Davis (dav)
<input type="checkbox"/>	Health, Ed., & Social Services (hes)	<input type="checkbox"/>	Clauns (cia)	<input type="checkbox"/>	Derby (der)
<input checked="" type="checkbox"/>	Judiciary (jud)	<input type="checkbox"/>	Coghil (cog)	<input type="checkbox"/>	Eds (eds)
<input type="checkbox"/>	Labor & Commerce (l&c)	<input type="checkbox"/>	Crawford (cra)	<input type="checkbox"/>	Edson (eds)
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<input type="checkbox"/>	Other:	<input type="checkbox"/>	Foster (fos)	<input type="checkbox"/>	Larson (lar)
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<input type="checkbox"/>		<input type="checkbox"/>	Malco (mal)	<input type="checkbox"/>	Pearce (pear)
<input type="checkbox"/>		<input type="checkbox"/>	Marris (mar)	<input checked="" type="checkbox"/>	Rosenberg (ros)
<input type="checkbox"/>		<input type="checkbox"/>	Hayes (hay)	<input type="checkbox"/>	Scalz (sci)
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<input type="checkbox"/>		<input type="checkbox"/>	Kupner (kup)	<input type="checkbox"/>	Wilson (wil)

Subject: Fill out the boxes below OR enter a Subject.

HB or SB	Bill number	and check one:	<input type="checkbox"/> Support	<input checked="" type="checkbox"/> Oppose	<input type="checkbox"/> Amend	OR	enter a general Subject (LIO staff may modify):
HB	133						

Message: Your PRINTED message cannot exceed 50 words or contain any vulgar language.

We	need	your	support	for	HB 133
victims	of	crimes	need	support	
assistance	in	understanding	the	justice	
system.	we	particularly	support	streamlining	
the	restoration	process	and	measures	
that	will	assist	victims	at	
the	beginning	of	the	process	
because	it	will	better	assist	
assure	their	ability	to exercise	all	
rights	available	to	victims of	crime	

Public Opinion message

Valdez Legislative Information Office (LIO)
 PO Box 1969 • Valdez, AK 99686 • Phone: 835-3111 Fax: 835-2997

This form must be completely filled out. You may phone, fax, or deliver your POM to any LIO.

From: Please PRINT the information below. This form must be signed by the sender.

Mr./Mrs./Miss Mrs. Gyna	Profession 	U.S. J	Last Name Gordon	City/State/Zip
Group affiliation (if applicable) AUI				Deanna telephone number 907-835-2980
Mailing address Box 524				Zip code 99686
Residence (other) address if different from mailing address Valdez AK				Zip code 99686
E-mail address auv@alaska.net			Signature <i>[Handwritten Signature]</i>	Date 4-19-01

To: Put a in the appropriate box(es).

Committees		House members		Senate members	
<input type="checkbox"/> H or S	Community & Regional Affairs (cra)	<input type="checkbox"/> Baranovskiy (bar)	<input type="checkbox"/> Korbula (kor)	<input type="checkbox"/> Austerman (aus)	
<input type="checkbox"/>	Finance (fin)	<input type="checkbox"/> Bunde (bun)	<input type="checkbox"/> Korrins (kon)	<input type="checkbox"/> Cowdery (cow)	
<input type="checkbox"/>	Health, Ed., & Social Services (hss)	<input type="checkbox"/> Chensault (cho)	<input type="checkbox"/> Kookoon (koo)	<input type="checkbox"/> Davis (dav)	
<input checked="" type="checkbox"/>	Judiciary (jud)	<input type="checkbox"/> Cleana (cle)	<input type="checkbox"/> Kolt (kol)	<input type="checkbox"/> Donay (don)	
<input type="checkbox"/>	Labor & Commerce (l&c)	<input type="checkbox"/> Coghill (cog)	<input type="checkbox"/> Lancaster (lan)	<input type="checkbox"/> Ellis (ell)	
<input type="checkbox"/>	Resources (res)	<input type="checkbox"/> Cranford (cra)	<input type="checkbox"/> Messer (mes)	<input type="checkbox"/> Eitan (eit)	
<input type="checkbox"/>	Rules (rul)	<input type="checkbox"/> Croft (cro)	<input type="checkbox"/> McGuire (mcg)	<input type="checkbox"/> Green (gre)	
<input type="checkbox"/>	State Affairs (sta)	<input type="checkbox"/> Davies (dav)	<input type="checkbox"/> Meyer (mey)	<input type="checkbox"/> Halford (hal)	
<input type="checkbox"/>	Transportation (tra)	<input type="checkbox"/> Dyeon (dye)	<input type="checkbox"/> Morgan (mor)	<input type="checkbox"/> Holman (hol)	
<input type="checkbox"/>	Other:	<input type="checkbox"/> Fato (fat)	<input type="checkbox"/> Moses (mos)	<input type="checkbox"/> Kelly (kay)	
<input type="checkbox"/>	Other:	<input type="checkbox"/> Foster (fos)	<input type="checkbox"/> Mulder (mul)	<input type="checkbox"/> Laman (lam)	
<input type="checkbox"/>		<input type="checkbox"/> Green (grn)	<input type="checkbox"/> Murkowski (mur)	<input type="checkbox"/> Lincoln (lin)	
<input type="checkbox"/>		<input type="checkbox"/> Guess (gue)	<input type="checkbox"/> Ogan (oga)	<input type="checkbox"/> Olson (ole)	
<input type="checkbox"/>		<input type="checkbox"/> Halero (hal)	<input type="checkbox"/> Porter (por)	<input type="checkbox"/> Pearce (pea)	
<input type="checkbox"/>		<input type="checkbox"/> Harris (har)	<input checked="" type="checkbox"/> Roksborg (rok)	<input type="checkbox"/> Phillip (phi)	
<input type="checkbox"/>		<input type="checkbox"/> Hayes (hay)	<input type="checkbox"/> Scatz (sca)	<input type="checkbox"/> Taylor (tay)	
<input type="checkbox"/>		<input type="checkbox"/> Hudson (hud)	<input type="checkbox"/> Stevens (stv)	<input type="checkbox"/> Thomsen (tho)	
<input type="checkbox"/>		<input type="checkbox"/> James (jam)	<input type="checkbox"/> Whelan (whi)	<input type="checkbox"/> Tongerson (ton)	
<input type="checkbox"/>		<input type="checkbox"/> Joule (jou)	<input type="checkbox"/> Williams (wil)	<input type="checkbox"/> Ward (war)	
<input type="checkbox"/>		<input type="checkbox"/> Kapner (kap)	<input type="checkbox"/> Wilson (wils)	<input type="checkbox"/> Willen (wil)	

Subject: Fill out the boxes below OR enter a Subject.

HB or SB H(B)	Bill number 133	and check one:	<input checked="" type="checkbox"/> Support	<input type="checkbox"/> Oppose	<input type="checkbox"/> Amend	OR enter a general Subject (LIO staff may modify):
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Message: Your PRINTED message can not exceed 50 words or contain any vulgar language.

Please	support	HB133	because	if	3
enhance	the	rights	of	victims	18
and	helps	them	to	work	13
through	the	process			30
					35
					30
					35
					40
					45
					50

Public Opinion Message

Valdez Legislative Information Office (LIO)
PO Box 1999 - Valdez, AK 99686 • Phone: 833-2111 Fax: 835-2097

This form must be completely filled out. You may phone, fax, or deliver your POM to any LIO.

From: Please PRINT the information below. This form must be signed by the sender.

No. / Mr. / Mrs.	Print Name	ALL	Last Name	J. / S. / M.
MRS	Catherine		Voara	
Group / Affiliation (if applicable)	ANDUSA - AVU			Debit/Check number
Mailing address	PO 524 Valdez AK			Zip code 99686
Residence (home) address if different from mailing address	551 Woodside St. Valdez AK			Zip code 99686
Email address	Signature Catherine Voara			Date 4-19-01

To: Put a ✓ in the appropriate box(es).

Committees		House members		Senate members	
<input type="checkbox"/> H & S	Community & Regional Affairs (cra)	<input type="checkbox"/> Berkowitz (bar)	<input type="checkbox"/> Kerzula (kar)	<input type="checkbox"/>	<input type="checkbox"/> Austerman (aue)
<input type="checkbox"/>	Finance (fin)	<input type="checkbox"/> Bunde (bun)	<input type="checkbox"/> Kanning (kan)	<input type="checkbox"/>	<input type="checkbox"/> Cowdery (coy)
<input type="checkbox"/>	Health, Ed., & Social Services (hes)	<input type="checkbox"/> Chensaut (che)	<input type="checkbox"/> Kookesh (koo)	<input type="checkbox"/>	<input type="checkbox"/> Davis (dab)
<input checked="" type="checkbox"/>	Judiciary (jud)	<input type="checkbox"/> Cisano (cise)	<input type="checkbox"/> Kolt (kol)	<input type="checkbox"/>	<input type="checkbox"/> Dorsey (don)
<input type="checkbox"/>	Labor & Commerce (l&c)	<input type="checkbox"/> Coghil (cog)	<input type="checkbox"/> Lancaster (lan)	<input type="checkbox"/>	<input type="checkbox"/> Ellis (ell)
<input type="checkbox"/>	Resources (res)	<input type="checkbox"/> Crawford (cra)	<input type="checkbox"/> Mesole (mes)	<input type="checkbox"/>	<input type="checkbox"/> Eton (ett)
<input type="checkbox"/>	Rules (rle)	<input type="checkbox"/> Croft (cro)	<input type="checkbox"/> McGuire (mcg)	<input type="checkbox"/>	<input type="checkbox"/> Gron (gro)
<input type="checkbox"/>	State Affairs (sta)	<input type="checkbox"/> Davico (dav)	<input type="checkbox"/> Meyer (mey)	<input type="checkbox"/>	<input type="checkbox"/> Halford (hal)
<input type="checkbox"/>	Transportation (tra)	<input type="checkbox"/> Dyson (dys)	<input type="checkbox"/> Morgan (mor)	<input type="checkbox"/>	<input type="checkbox"/> Holtman (hol)
<input type="checkbox"/>	Other:	<input type="checkbox"/> Fata (fat)	<input type="checkbox"/> Moses (mos)	<input type="checkbox"/>	<input type="checkbox"/> Kelly (kay)
<input type="checkbox"/>	Other:	<input type="checkbox"/> Foster (fos)	<input type="checkbox"/> Mulder (mul)	<input type="checkbox"/>	<input type="checkbox"/> Larson (lar)
		<input type="checkbox"/> Green (gre)	<input type="checkbox"/> Munkowski (mun)	<input type="checkbox"/>	<input type="checkbox"/> Lincoln (lin)
		<input type="checkbox"/> Guess (gue)	<input type="checkbox"/> Ogan (oga)	<input type="checkbox"/>	<input type="checkbox"/> Olson (ola)
		<input type="checkbox"/> Helco (hac)	<input type="checkbox"/> Porter (por)	<input type="checkbox"/>	<input type="checkbox"/> Pearce (per)
		<input type="checkbox"/> Harris (har)	<input checked="" type="checkbox"/> Rokberg (rok)	<input type="checkbox"/>	<input type="checkbox"/> Philip (phi)
		<input type="checkbox"/> Hayes (hay)	<input type="checkbox"/> Scatzi (sci)	<input type="checkbox"/>	<input type="checkbox"/> Taylor (tay)
		<input type="checkbox"/> Hudson (hud)	<input type="checkbox"/> Stevens (stv)	<input type="checkbox"/>	<input type="checkbox"/> Theriault (thr)
		<input type="checkbox"/> James (jam)	<input type="checkbox"/> Whitaker (whi)	<input type="checkbox"/>	<input type="checkbox"/> Torgerson (tor)
		<input type="checkbox"/> Joule (jou)	<input type="checkbox"/> Williams (wil)	<input type="checkbox"/>	<input type="checkbox"/> Ward (war)
		<input type="checkbox"/> Kapner (kap)	<input type="checkbox"/> Wilson (wils)	<input type="checkbox"/>	<input type="checkbox"/> Wilson (wils)

Subject: Fill out the boxes below OR enter a Subject.

HB or SB	Bill number	and check one:	<input checked="" type="checkbox"/> Support	<input type="checkbox"/> Oppose	<input type="checkbox"/> Amend	<input checked="" type="checkbox"/> OR enter a general Subject (LIO staff may modify):
HB	133					

Message: Your PRINTED message cannot exceed 50 words or contain any vulgar language.

Please	support	HB 133.	victims of	crime need	10
assistance;	particularly	in	understanding	the	15
criminal	justice	system.	streamlining	the	20
process	and	providing	victim	assistance.	25
at the	beginning	of the	process	are.	30
priority	the	victim's	rights	Roundtable	35
identified	last	summer.	this	restitution.	40
bill	recognizes and	supports	assisting	everyday	45
people.	who have	become	victims	in a	50
way	that	makes a	difference.		



Mothers Against Drunk Driving • Juneau Chapter

211 Fourth St. Suite 102 • Juneau, AK 99801

APR 10 2001

Governor's Victims Bill:

Madd strongly supports the Gov. Victim Rights Package. MADD's mission statement includes aiding the victim of drunk driving. This bill is directly aimed at dealing with the drunk driving victims and unless you have ever lost a loved one to drunk driving you have no idea how vital this bill is to us. When my father was killed our minds and bodies went into shock. Unfortunately we faced before us a mountain of paperwork. Writing a check for the urn, signing permission for organ donation, re-writing the will, these were just a few of the personal ones we had to deal with. We also had to learn how the system worked in terms of my Mother's future. We were fortunate in that Dad was wise in his decision making concerning his possible early demise but many others have not been as fortunate. But even though my father acted in such a manner, it took weeks and even months to sort through the paperwork and even now, almost one year later, there is still some to be dealt with. Victims don't just get to grieve and mourn, we have to carry on with our lives, much as we sometimes wish not. Sometimes it is all we can do to get out of bed and get dressed. At times, to have the resources, the energy and the capability to focus on financial matters is simply not possible. It is common for the victims' brain to be in a frozen state of shock, one which can last for several months, even as long as a year. It is during this time, however, that decisions need to be made concerning financial restitution. How can a victim deal with such a huge, complicated subject when merely remembering someone's name is impossible? This bill would eliminate or take away much of the stressful work from the victim. This package would allow the victims to concentrate on healing. This package is a good thing, it shows the state of Alaska will care for its' victims. MADD urges this committee to support this package. Thank you.

Legislative Action Alert!

Governor Knowles proposed victims rights legislation to make the justice system work for victims rather than forcing victims to work the system. None of these bills have received legislative hearings to date!

Victims repeatedly say that being able to collect court-ordered restitution from their offenders would be one of the greatest benefits to their healing process. Yet our current system places the burden of restitution collection on the victims, just adding to their pain and trauma. To fix this unjust situation, Governor Knowles introduced:

SB 107 and HB 133 - Victim Restitution Collection:

- Makes sure victims receive their court-ordered restitution by creating a collection service in the Department of Law -- taking the burden of collecting offender restitution payments off the shoulders of victims.
- Allows the Department of Law to collect Permanent Fund Dividends, wages, and other offender assets to help pay court-ordered restitution to victims.
- Funds \$300,000 to the Department of Law to cover the cost of setting up the collection program which is **expected to help over 5,000 victims annually** in the state receive their restitution payments.

Status of bills-SB 107 is in the Senate Judiciary Committee and HB 133 is in the House Judiciary Committee. Neither bill has received a hearing.

Governor Knowles has led several efforts during his tenure in office to enhance protections for victims. More work is needed in several areas such as improving access to protective orders, putting some teeth into those orders, and helping victims recover stolen property. To address these issues, Governor Knowles introduced:

SB 106 and HB 134 - Victims Protection Package:

- Simplifies procedures for victims to recover stolen property.
- Simplifies the process for stalking victims to get protection orders.
- Establishes a crime for violating protective injunctions in child of need of aid cases.
- Establishes that a protective order violation could be at least a contempt of court.
- Extends current disallowance of civil compromise in some domestic violence cases to all domestic violence cases.
- Offers an opportunity for speedier trials by allowing mitigated presumptive sentences for timely guilty or no contest pleas.
- Requires officials working with custody disputes to be trained in domestic violence law.

Status of bills-SB 106 is in the Senate Judiciary committee and HB 134 is in the House Judiciary committee. Neither bill has received a hearing.

Budget Request

The Governor requested \$250,000 to fund victim services. This would create a victim services coordinator in the Department of Health and Social Services to work with probation offices and youth facilities statewide to help them design and expand their victim service programs. It also continues funding the victim and witness notification program in the Department of Law.

Contact the members of the House and Senate Judiciary Committees and your elected representatives, urging them to hear these bills as soon as possible!