

HB

398

AMENDMENT

OFFERED IN THE SENATE

TO: CSHB 398(JUD) am

1 Page 3, lines 16 - 19:

2 Delete all material.

3 Insert a new bill section to read:

4 **** Sec. 2. AS 24.65.170 is amended to read:**

5 **Sec. 24.65.170. Annual report.** The victims' advocate shall make available to
6 the public an annual report of the victims' advocate's activities under this chapter and
7 notify the legislature that the report is available. **The victim's advocate may include**
8 **in the report a summary of the advocate's participation as an ex officio member**
9 **of domestic violence fatality review teams established under AS 18.66.400.**

ALASKA STATE LEGISLATURE

Co-Chair:
Resources

Vice Chair:
Joint Armed Services Committee

Member:
Military and Veterans Affairs Committee
Labor and Commerce Committee
Economic Development, Trade, &
Tourism Committee



Session:
Alaska State Capitol
Juneau, AK 99801-1182
Phone: (907) 465-3783
Fax: (907) 465-2293
Toll Free (877) 460-3783

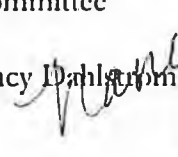
Interim:
716 West 4th Avenue
Anchorage, AK 99501-2133
Phone: (907) 269-0174
Fax: (907) 269-0177

REPRESENTATIVE NANCY DAHLSTROM

ELMENDORF AFB • FORT RICHARDSON • BIRCHWOOD • FIRE LAKE • GOVERNMENT HILL • MULDOON
Representative_Nancy_Dahlstrom@legis.state.ak.us

MEMORANDUM

TO: Senator Ralph Seekins
Senate Judiciary Committee

FROM: Representative Nancy Dahlstrom 

DATE: March 4, 2004

RE: Hearing Request

I respectfully request that HB 398, "An act relating to domestic violence fatality review teams" be scheduled for a hearing as soon as possible in the Senate Judiciary Committee.

Thank you for your attention to this matter. Feel free to contact me if you have any questions.



Representative Nancy Dahlstrom
Representative Lesil McGuire

Representative Ralph Samuels
Representative Bill Stoltze

HB 398 Domestic Violence Fatality Review Team Sponsor Statement

“An Act relating to domestic violence fatality review teams”

HB 398 is legislation that empowers municipalities and cities throughout the State of Alaska to create a Domestic Violence Fatality Review Teams.

Unfortunately, a growing number of homicides in Alaska are domestic violence related. In the year 2002 11 out of 18, or 61% of the homicides in Anchorage were a result of domestic violence.

We learn from the past that domestic violence fatalities are handled through the justice system. However, this process does little to review the effectiveness of the systems in place, which protects those vulnerable to domestic violence. The purpose of Domestic Fatality Review Teams is to gain knowledge and insight to more effectively prevent domestic violence fatalities.

This legislation authorizes the State of Alaska and its municipalities to empower teams to systematically review facts of escalating cases of domestic violence fatalities. These teams could identify potential changes in policies, procedures, and protocols leading to the prevention of such crimes.

The legislation would provide state and local governments with additional tools to gather information on many aspects of domestic violence. This information could then be used to create legislation to combat domestic violence.

With the creation of such review teams the legislature will help stop these devastating crimes.

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSHB 398(JUD)
 (H) Publish Date: 2/12/04

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title An Act relating to domestic violence BRU Legal and Advocacy Services
fatality review teams Component Public Defender Agency
 Sponsor Representative, Dahlstrom, Stoltze
 Requester (H) Judiciary Component No. 1631

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
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)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

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

This bill should have minimal fiscal impact on the operations of the Public Defender Agency.

Prepared by: Linda K. Wilson, Deputy Director
 Division: Public Defender Agency
 Approved by: Mike Miller, Commissioner
 Agency: Administration

Phone: (907)-334-4416
 Date/Time: 1/26/04 11:25 A.M.
 Date: _____

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 2
 Bill Version: CSHB 398(JUD)
 (H) Publish Date: 2/12/04

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title An Act relating to domestic violence fatality review BRU Legal and Advocacy Services
 Component Office of Public Advocacy
 Sponsor Representatives Dahlstrom, Stoltze, S Samuels & McGuire
 Requester (H) Judiciary Component No. 43

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
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)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This bill should have no fiscal impact on the operations of the Office of Public Advocacy.

Prepared by: Josh Fink, Director Phone 907-269-3501
 Division Office of Public Advocacy Date/Time _____
 Approved by: Mike Miller, Commissioner Date _____
 Agency Administration

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 3
 Bill Version: CSHB 398(JUD)
 (H) Publish Date: 2/12/04

Revision Date/Time (Note if correction): _____ Dept. Affected: LAW
 Title "An Act relating to domestic violence fatality RDU Criminal
review teams." Component CDCO
 Sponsor Representatives Dahlstrom, Stolze, Samuels, McGuire, Wilson
 Requester House Judiciary Component No. _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
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)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This bill allows the Commissioner of Public Safety or a municipality to establish domestic violence fatality review teams for the purpose of preventing domestic violence-related fatalities, improving law enforcement response and providing consultation and coordination for agencies involved in the prevention and investigation of domestic violence.

Passage of this legislation will have no foreseeable fiscal impact on the Department of Law.

Prepared by: Kathryn A. Daughhete, Director Phone 465-3673
 Division Administrative Services Date/Time 2/11/04 1:12 PM
 Approved by: Kathryn Daughhete for Gregg D. Renkes, Attorney General Date 2/11/2004
 Agency Department of Law

FISCAL NOTE

STATE OF ALASKA
2004 LEGISLATIVE SESSION

Fiscal Note Number: 4
 Bill Version: CSHB 398(JUD)
 (H) Publish Date: 2/12/04

Revision Date/Time (Note if correction): _____ Dept. Affected: Public Safety
 Title: Domestic Violence Review Teams RDU: Alaska State Troopers
 Component: Alaska Bureau of Investigations
 Sponsor: Rep. Dahlstrom
 Requester: (H) Judiciary Component No.: 2744

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
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 ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2004) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This bill authorizes that the commissioner of Public Safety or a municipality may establish domestic violence fatality review teams. The purpose of the teams is to review events leading up to a domestic violence incident in order to prevent domestic violence fatalities and to provide consultation and coordination for agencies involved in the prevention and investigation of domestic violence.

 This bill would also allow those participating in the teams to receive confidential and other records of a department or an agency of the state or municipality relating to a domestic violence incident. The confidentiality of those records would be maintained.

Prepared by: Lt. Al Storey Phone 269-4532
 Division: Alaska State Troopers Date/Time 2/8/04 8:07 PM
 Approved by: Commissioner William Tandeske Date 2/8/2004
 Agency: Department of Public Safety

FISCAL NOTE #4

STATE OF ALASKA
2004 LEGISLATIVE SESSION

BILL NO. CSHB 398(JUD)

ANALYSIS CONTINUATION

Page 2

While the language of this bill empowers the commissioner of Public Safety to establish domestic violence fatality review teams, the teams themselves do not need to be actively over sighted by the Department of Public Safety (DPS).

The direct fiscal impact to DPS, therefore is expected to be very minimal. There would be some expected costs as the processes by which the teams will conduct business are established, as members of DPS attend the meetings, and as final reports from the teams are presented for archiving, but those costs could be absorbed by current resources.

THE
FOLLOWING
DOCUMENT(S)
ARE
POOR
ORIGINAL
COPIES

Amanda L. Matthews
2308 W 46th Ave.
Anchorage, AK 99517
907-223-6429

To Whom It May Concern:

I am writing in support of the proposed legislation to enact domestic violence fatality review teams. I think that it will give the community a better understanding of the challenges that victims face in the justice system related to domestic violence. Knowing that Alaska and Anchorage specifically, has a high rate of domestic violence and DV related homicides, it's important to put review teams in place to figure out how or why we have this rate. More importantly, to look at what needs to change in the current system to prevent domestic violence related fatalities.

Similar programs of review have proven to be useful in other communities across the United States, for example look at Florida, the first state to enact review teams. Since the teams started, they have identified possible changes in policy and/or procedures with the potential to prevent future domestic violence related deaths. I believe Anchorage has a strong core of people who are dedicated to assisting victims of domestic violence and many more who want to.

Please take this in to consideration when moving forward with this legislation.

Sincerely,

Amanda L. Matthews

Amanda L. Matthews

*Susan J. Pearson
814 W. 11th Avenue
Anchorage, AK 99501
907-272-7863*

To whom it may concern,

I am writing in support of the proposed legislation to enact domestic violence fatality review teams. I feel that review of potentially fatal cases can help us better understand the benefits and challenges we face in the justice system as related to domestic violence cases.

This system of review has proven useful in other counties and states around the country and could shed light on the domestic violence issue in Alaskan municipalities.

Sincerely,

A handwritten signature in black ink, appearing to read 'Susan J. Pearson', with a long horizontal line extending to the right.

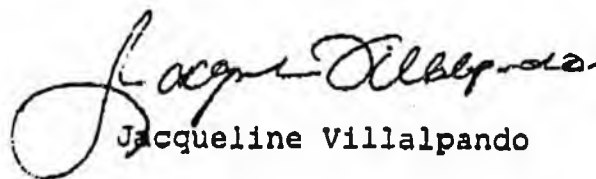
Susan J. Pearson

January 23, 2004

To Whom It May Concern:

I am writing this letter to inform you of my stand on the proposed legislation to initiate domestic violence fatality review teams. I am in support of this service being provided in the state of Alaska.

Sincerely,


Jacqueline Villalpando