

HB

91

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

REPORTED OUT
MAY 2 2005
SENATE FINANCE
COMMITTEE

DATE: 4/15/05

FURTHER:

DATE TURNED
IN TO OFFICE: 2 May 2005

Finance Committee considered HOUSE BILL NO. 91 am

HB 91 INDECENT EXPOSURE TO MINORS

"An Act relating to indecent exposure."

and recommends:

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

CS Senate Bill:
 Same Title
 New Title

SCS House Bill:
 Same Title
 Technical Title Change
 New Title w/ SCP # _____

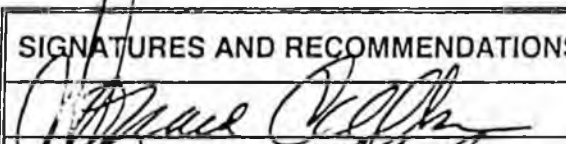
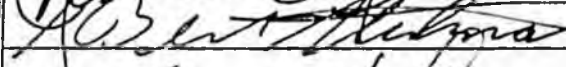
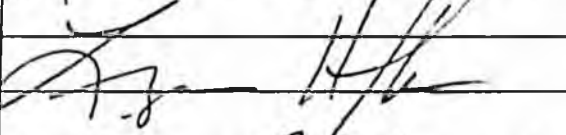
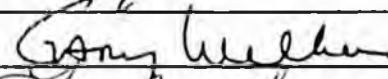

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Ind.	Zero	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Ind.	Zero	FN#
Admin	3/21/05			✓	#1
Court	3/17/05			✓	#2
Law	3/22/05			✓	#3

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
	✓			
	✓			
	✓			
COCHAIR: 	✓			
COCHAIR: 	✓			

FISCAL NOTE

REPORTED OUT

MAY 2 2005

SENATE FINANCE
COMMITTEE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: HB 91
 (H) Publish Date: 3/24/05

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title An Act relating to indecent exposure RDU Legal and Advocacy Services
 Component Public Defender Agency
 Sponsor Rep. Coqhill
 Requester House Judiciary Component No. 1631

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
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						
-----------------------------	--	--	--	--	--	--

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 a current year (FY2005) cost: 0.0
 Mark this box if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Term						

ANALYSIS: (Attach a separate page if necessary)
 This bill amends the crime of indecent exposure in the first degree, a class C felony offense, to include when an offender commits indecent exposure in the second degree (a class A misdemeanor) and has been previously convicted for it in this state or by a similar law from another jurisdiction. The Agency does not handle a significant number of second degree indecent exposure charges, therefore, if this bill were enacted, it is not expected to have a significant fiscal impact on the operations of the Agency.

Prepared by: Linda K. Wilson, Deputy Director Phone (907)334-4416
 Division: Public Defender Agency Date/Time 3/21/05 8:41 AM
 Approved by: Michael Tibbles, Deputy Commissioner Date 3/21/2005
 Agency: Department of Administration

COMMITTEE COPY

FISCAL NOTE

REPORTED OUT
MAY 2 2005
SENATE FINANCE
COMMITTEE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 2
Bill Version: HB 91
(H) Publish Date: 3/24/05

Revision Date/Time (Note if correction): _____ Dept. Affected: _____
Title Indecent Exposure to Minors BRU Alaska Court System
Component Trial Courts
Sponsor Representative Coghill
Requester _____ Component No. 768

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
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)

FUND SOURCE	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
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 (FY2005) cost: 0.0
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

PO:

Full						
Part						
Total						

ANALYSIS: (Attach a separate page if necessary)
The court system does not anticipate any fiscal impact from the passage of HB 91.

Prepared by: Douglas Wooliver, Administrative Attorney Phone 463-4750
Division: Alaska Court System Date/Time 3/17/05 3:05 PM
Approved by: Doug Wooliver for Stephanie Cole, Administrative Director Date 3/17/2005
Agency: Alaska Court System

FISCAL NOTE

REPORTED OUT
MAY 2 2005
SENATE FINANCE
COMMITTEE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: 3
Bill Version: HB 91
(H) Publish Date: 3/24/05

Revision Date/Time (Note if correction): _____ Dept. Affected: LAW
Title "An Act relating to indecent exposure." RDU CRIMINAL
Component Criminal Justice Litigation
Sponsor Representative Coghill
Requester House Judiciary Component No. _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
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						
-----------------------------	--	--	--	--	--	--

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 (FY2005) cost: 0.0
Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
This bill amends AS 11.41.458(a) (Offenses Against the Person - Indecent exposure in the first degree) by including in the list of offenses that constitute indecent exposure in the first degree, an offense of indecent exposure in the second degree when the offender has a previous conviction of indecent exposure in the second degree.

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

Prepared by: Kathryn Daughnetee, Director Phone 465-3673
Division Administrative Services Division Date/Time 3/22/05 2:40 PM
Approved by: K. Daughnetee for Scott Nordstrand, Acting Attorney General Date 3/22/2005
Agency Department of Law

ALASKA STATE HOUSE OF REPRESENTATIVES

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REPRESENTATIVE JOHN COGHILL

SPONSOR STATEMENT

HB 91 - Indecent Exposure Within Sight of Persons Under Sixteen

Several young girls in Delta Junction were subjected to a man exposing himself to them in the parking lot of a local store last summer. He was apprehended and arrested. In a background check it was reported that he had a prior conviction of a similar incident in Arizona. When arrested in the Arizona case, police report stated he matched the description of a man reported for the same activity several times but they could never catch him.

In the Delta Junction incident, the local magistrate charged him with three felonies but because of the circumstances, he could not be convicted of a felony. He plea-bargained down to one misdemeanor.

Children are more vulnerable and innocent than adults and children fall prey to sex offender more easily than adults. This legislation makes repeat convictions of indecent exposure within the observation of a person under the age of sixteen a felony.

SENATE COMMITTEE REPORT

DATE: 4/14/05

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 4/15/05

Judiciary Committee considered HOUSE BILL NO. 91 am

HB 91 INDECENT EXPOSURE TO MINORS

"An Act relating to indecent exposure."

and recommends:

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

CS Senate Bill:
 Same Title
 New Title

SCS House Bill:
 Same Title
 Technical Title Change
 New Title w/ SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
ADM	3/21			✓	1
CRT	3/17			✓	2
LAW	3/22			✓	3

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
French <i>[Signature]</i>	X			
Guess <i>[Signature]</i>	X			
Therriault <i>[Signature]</i>	X			
Huggins <i>[Signature]</i>	X			
CHAIR: Seckins <i>[Signature]</i>	✓			