

SR

6

SFIN

FILE

**SENATE FINANCE COMMITTEE REPORT
First Committee of Referral**

REPORTED OUT
APR 27 2006
SENATE FINANCE COMMITTEE

DATE: 4/21/06

FURTHER:

Date of 5-Day Notice: _____
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 4/27/06

Finance Committee considered SENATE RESOLUTION NO. 6

SR 6 SENATE VPSO TASK FORCE

Creating and relating to the Senate VPSO Task Force.

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	Ind.	Zero	FN#
LAA	4/24/06	70.0			

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Ind.	Zero	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	Do PASS	Do NOT PASS	No REC	AMEND
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
COCHAIR: <i>[Signature]</i>	✓			
COCHAIR: <i>[Signature]</i>	✓			

FISCAL NOTE

STATE OF ALASKA
 2006 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: _____
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: SR 6
 Title Creating and relating to the Senate BRU Legislative Council
VPSO Task Force Component: Council and Subcommittees
 Sponsor Senate Judiciary Committee Component No. 783
 Requestor Senator Seekins

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services	34.0	0.0	0.0	0.0	0.0	0.0
Travel	36.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	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	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	70.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	70.0	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	70.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2006) cost: 0.0
 Check this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time					
Part time	1				
Temporary					

ANALYSIS: (Attach a separate page if necessary)

SR 6 creates a six member Senate VPSO Task Force, consisting of three senators and three public members appointed by the President of the Senate. The Task Force will be chaired by a member of the Senate.

The Task Force will consider the role of the village public safety officer program and ways in which the program can be improved to better serve rural areas of the state, including areas located on roads; identify problems with the village public safety officer program and ways those problems might be addressed; and prepare and deliver to the Senate, by January 15, 2007, a report of the findings and recommendations of the Task Force. The Task Force will hold meetings and conduct site visits and hire part time staff for 7 months to assist the Task Force. The Legislative Affairs Agency will absorb the cost of printing the report and the cost to teleconference meetings of the Task Force.

Prepared by: Karla Schofield, Deputy Director Phone 465-6626
 Division Legislative Affairs Agency Date/Time 4/24/06 8:54 AM
 Approved by: Pamela Varni, Executive Director Date 4/24/2006
 Agency Legislative Affairs Agency



Session:
State Capitol - Room 125
Juneau, Alaska 99801-1182
(907) 465-2327
(907) 465-5241 Fax
Senator.Ralph.Seekins@legis.state.ak.us

Interim:
119 N. Cushman Street - Suite 201
Fairbanks, Alaska 99701
(907) 456-8161

(800) 336-7383 Toll Free

Alaska State Legislature
Senator Ralph Seekins
District D

Chair: Senate Judiciary Committee

Vice Chair: Senate Labor and Commerce Committee; Member: Senate Resources Committee
Senate Special Committee on World Trade and State/Federal Relation

MEMORANDUM

TO: Senator Lyda Green, Co-Chair
Senate Finance Committee

Senator Gary Wilken, Co-Chair
Senate Finance Committee

FR: Senator Ralph Seekins 
Senate District D

DATE: April 22, 2006

RE: Request for Hearing of Senate Resolution 6

Please see attached information on Senate Resolution 6, with corresponding Sponsor Statement and related information.

Senate Resolution 6, will establish a Village Public Safety Officer Task Force (VPSO) to study the effectiveness of the present VPSO program and look at ways that it could be improved and perhaps improvised to better serve and protect the life and property in rural areas of the state, including areas located on the road system.

Session:
State Capitol - Room 125
Juneau, Alaska 99801-1182
(907) 465-2327
(907) 465-5241 Fax
Senator.Ralph.Seekins@legis.state.ak.us



Interim:
115 N. Cushman Street - Suite 201
Fairbanks, Alaska 99701
(907) 456-8161

(800) 336-7383 Toll Free

Alaska State Legislature
Senator Ralph Seekins
District D

Chair: Senate Judiciary Committee

Vice Chair: Senate Labor and Commerce Committee; Member: Senate Resources Committee
Senate Special Committee on World Trade and State/Federal Relation

Senate Resolution 6 Sponsor Statement

Many rural areas of the state, including rural areas located on the road system, depend on village public safety officers (VPSO) for police protection and law enforcement. Nonprofit regional corporations, coordinating with the state, administer village public safety officer programs and it is the interest of the entire state to ensure that rural areas are provided with adequate law enforcement services.

The Senate VPSO Task Force is established in the legislative branch by the senate, consisting of three senators and three public members appointed by the president of the senate, who shall designate one of the senate members to serve as chair.

The purpose of the Task Force would identify any problems with the village public safety officer (VPSO) program and research and look at ways these problems might be addressed.

Review statutes and regulations that deal with the VPSO officer program and consider whether statutory changes are necessary or desirable.

Prepare and deliver to the Senate, by January 15, 2007, a report of the findings and recommendations of the task force.

The Senate VPSO Task Force is terminated on January 15, 2007.

I respectfully request a hearing before your committee on this bill at your earliest convenience.

Thank you.

Alaska State Statute

18.65.670

Village public safety officers program.

Village public safety officers program.

(a) There is created in the Department of Public Safety a village public safety officer program to assist local governments and villages through nonprofit regional corporations to appoint, train, supervise, and retain persons to serve as village public safety officers to administer functions relative to

(1) the protection of life and property in rural areas of the state; and

(2) providing probation and parole supervision to persons under supervision by communicating with and monitoring the activities and progress of these persons at the direction of probation and parole officers.

(b) With funds appropriated for that purpose, the commissioner of public safety shall provide grants to nonprofit regional corporations for village public safety officers. The commissioner of public safety shall coordinate with the commissioner of corrections when providing grants under this section, and the commissioners shall jointly execute an agreement with the nonprofit regional corporations.

(c) The commissioner of public safety may adopt regulations related to village public safety officers, including minimum standards and training, criteria for community or corporation participation, and the interaction between the Department of Public Safety and village public safety officers. The commissioner of corrections may adopt regulations related to the functions of village public safety officers providing probation and parole supervision.

(d) *[Repealed, Sec. 30 ch 92 SLA 2004].*

Chapter 96

Village Public Safety Officer Program

Article

1. Powers and Duties of the Department. (13 AAC 96.010)
2. Corporation and Village Participation. (13 AAC 96.020 - 13 AAC 96.060)
3. Minimum Standards, Training, and Certification. (13 AAC 96.080 - 13 AAC 96.120)
4. Definitions. (13 AAC 96.900)

Article 1

Powers and Duties of the Department

Section

10. Powers and duties of the department.

13 AAC 96.010. Powers and duties of the department

(a) The provisions of 13 AAC 96.010 - 13 AAC 96.900 apply to the award of grants to nonprofit regional corporations to provide villages with village public safety officers.

(b) The department

(1) will review proposals for grants to provide village public safety officers;

(2) will monitor compliance with the terms of the grants and agreements of the village public safety officer program and with the regulations in this chapter;

(3) will consult with nonprofit regional corporations and villages regarding their village public safety officer programs and mediate disputes between corporations and villages, if mediation is feasible;

(4) will consult with village public safety officers and provide technical assistance and advice on matters relating to public safety and law enforcement;

(5) will, in its discretion, conduct background investigations into the qualifications and personal history of applicants for village public safety officer positions; and

(6) will, in its discretion, provide training and equipment to village public safety officers.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

Article 2
Corporation and Village Participation

Section

20. Grant applications.

30. Department agreements with corporations.

40. Administration by corporations and villages.

50. Corporation agreements with villages.

60. Termination of grants.

VPSO Regulations

13 AAC 96.020. Grant applications

A nonprofit regional corporation may apply to participate in the village public safety officer program by submitting to the department a written application to provide village public safety officers to participating villages that are located within the region that the corporation serves. The corporation shall submit a grant application annually and shall

- (1) include a projected budget, including costs of administration;
- (2) include, a list of the villages to which a village public safety officer may be assigned; and
- (3) at the request of the department, other information related to the village public safety officer program.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

13 AAC 96.030. Department agreements with corporations

The department will not provide grant money to a nonprofit regional corporation until the corporation makes a written agreement with the department. The agreement must include the following terms:

- (1) a requirement that the corporation comply with this chapter and with state and federal law;
- (2) a salary-and-benefit schedule for village public safety officers, with a provision that the corporation may provide salaries and benefits no greater than those established under that schedule;
- (3) a provision that names the corporation as the employer, for all purposes, of a village public safety officer;
- (4) a provision by which the corporation agrees to indemnify and hold harmless the State of Alaska, and officers, employees, and agents of the State of Alaska, for an act or omission in the administration of the village public safety officer program or in the monitoring, assisting, or training of a village public safety officer;
- (5) a requirement that the corporation maintain insurance as follows, without reimbursement from the department for a deductible amount that the corporation might owe:
 - (A) worker's compensation insurance as required under AS 23.30;
 - (B) comprehensive general liability insurance, including police professional practices, with
 - (i) limits of no less than \$1,000,000; and
 - (ii) the State of Alaska, and officers, employees, and agents of the State of Alaska, named as additional named insureds;
- (6) a requirement that the corporation comply with AS 18.80.220.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

VPSO Regulations

13 AAC 96.040. Administration by corporations and villages

(a) A nonprofit regional corporation that receives a grant under this chapter shall provide

(1) a village public safety officer to a village only if the village provides the officer

(A) office space;

(B) a telephone with long distance service; and

(C) place to temporarily hold individuals under arrest; and

(2) no more than one village public safety officer to a village, unless an

(A) additional position is provided for a period of 30 days or less for training, orientation, or a special circumstance as authorized by the department; or

(B) application as set out in 13 AAC 96.020 for a full-time second position has been submitted to and approved by the department.

(b) A nonprofit regional corporation that receives a grant under this chapter, or a village participating in the village public safety officer program,

(1) shall keep financial, personnel, and other records relating to village public safety officers and, upon request, shall provide that information to the department;

(2) shall provide, for the department's review, annual financial audits that satisfy the requirements of 2 AAC 45.010, regardless of whether the amount of the grant is below the minimum for which 2 AAC 45.010 requires an audit;

(3) shall help the department conduct periodic and unannounced site visits to monitor

(A) the performance of a village public safety officer; and

(B) compliance with this chapter or with an agreement made under this chapter;

(4) shall promptly notify the department if the corporation or village fails to comply with

(A) this chapter or with state or federal law; or

(B) an agreement relating to the village public safety officer program between the

(i) department and the corporation; or

(ii) corporation and a village;

VPSO Regulations

(5) shall promptly notify the department if a village public safety officer resigns or vacates a position;

(6) shall promptly notify the department and submit a written report about an incident in which a village public safety officer carries a handgun or fires any firearm while on duty;

(7) may not, directly or indirectly, allocate grant money to

(A) the purchase or lease of firearms equipment; or

(B) lobbying activity before a federal, state, or local government body; and

(8) may not, except in an emergency, permit a village public safety officer to

(A) carry a handgun in the performance of the officer's duties; or

(B) supervise or direct an individual who carries a handgun.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

VPSO Regulations

13 AAC 96.050. Corporation agreements with villages

A nonprofit regional corporation may not use grant money to employ a village public safety officer for a village unless the village through its governing body enters into a written agreement with the corporation. The agreement must

- (1) be comparable to agreements that the corporation has made with all other villages in the region that the corporation serves;
- (2) require that the corporation and the village comply with this chapter and with state and federal law; and
- (3) set out a job description for the village public safety officer that includes a salary, working hours, and duties that the corporation and the village expect the officer to perform.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

13 AAC 96.060. Termination of grants

(a) The department will, in its discretion, terminate a grant, in whole or in part, to a nonprofit regional corporation before the end of the grant period if the corporation or a participating village

(1) fails to comply with a provision of

(A) this chapter or with state or federal law; or

(B) an agreement relating to the village public officer program between the

(i) department and the corporation; or

(ii) corporation and the village; or

(2) has a village public safety officer position vacant for an extended period of time during the contract period.

(b) If terminating a grant in whole or in part, the department will provide written advance notice to the corporation and the affected village, stating the reasons for the termination, the effective date, and, if the termination is partial, the portion of the grant to be terminated.

(c) If a grant or portion of a grant is terminated under this section, the department is entitled to reimbursement of the grant money that covers the period following the termination.

(d) A nonprofit regional corporation may terminate a grant as provided by the terms of the grant or by the terms of the agreement between the corporation and the village.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

Article 3
Minimum Standards, Training, and Certification

Section

80. Basic standards for village public safety officers.

90. Personnel and training records.

100. Village public safety officer basic training.

110. Village public safety officer certification.

120. Denial, revocation, and lapse of certificates.

VPSO Regulations

13 AAC 96.080. Basic standards for village public safety officers

(a) A nonprofit regional corporation may not use grant money to employ a village public safety officer unless the individual

(1) is a citizen of the United States or a resident alien who has demonstrated an intent to become a citizen of the United States;

(2) is 21 years of age or older;

(3) is of good moral character;

(4) has a high school diploma, or its equivalent, or has passed a General Educational Development (GED) test;

(5) before attending a basic training program under 13 AAC 96.100,

(A) receives a physical examination from a physician lawfully admitted to practice in this state; and

(B) submits, on a medical record form supplied by the department, a certification from that physician that the individual

(i) is free from a physical or hearing condition that would adversely affect performance of an essential function of a village public safety officer;

(ii) has normal color discrimination, normal binocular coordination, normal peripheral vision, and corrected visual acuity of 20/30 or better in each eye; and

(iii) is free from a mental or emotional condition that would adversely affect performance of an essential function of a village public safety officer;

(6) has not been convicted, by a civilian court of this state, the United States, or another state or territory, or by a military court, of one or more of the following offenses, or of an offense with substantially similar elements to such an offense under Alaska law:

(A) a felony;

(B) a misdemeanor within five years of the date of hire, if the misdemeanor does not involve an act listed under (C) of this paragraph;

(C) a misdemeanor within 10 years of the date of hire, if the misdemeanor involves

(i) an assault against a family member, former family member, member of the individual's household, or former member of the household; or

(ii) the violation of a domestic violence restraining order; or

VPSO Regulations

(D) two or more DWI offenses;

(7) has not

(A) illegally manufactured, transported, or delivered

(i) a controlled substance; or

(ii) an alcoholic beverage in violation of a local option under AS 04.11 or a municipal ordinance;

(B) illegally used a controlled substance other than marijuana during the 10 years immediately before the date of hire, unless the person was under the age of 21 at the time of using the controlled substance;

(C) used marijuana within one year before the date of hire;

(8) has neither been denied village public safety officer certification nor had that certification revoked; and

(9) has neither been discharged for cause nor resigned under threat of discharge for cause from employment as a village public safety officer, a village police officer, or a police officer in this state or any other state.

(b) A nonprofit regional corporation may not use grant money to employ a village public safety officer for a period of more than 24 months unless the officer obtains a village public safety officer certificate from the department as set out in 13 AAC 96.110. Upon written application from a nonprofit regional corporation, the department will, in its discretion, extend this period up to six months to permit the officer to complete the training necessary under 13 AAC 96.110, if the officer is unable to do so in the first 24 months of employment because of an illness, injury, or emergency.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

13 AAC 96.090. Personnel and training records

(a) Before employing an individual as a village public safety officer, a nonprofit regional corporation shall

(1) submit to the department the individual's

(A) completed application and personal and medical history forms;

(B) proof of age, citizenship status, and education; and

(C) fingerprints on two copies of FBI Applicant Card FD-258;

(2) review the results of the background investigation, if the department conducts one under 13 AAC 96.010; and

(3) submit the application and personal and medical history forms to the physician who examined the individual under 13 AAC 96.080, and review the results of the physician's examination and certification of the applicant.

(b) The information required by (a)(1)(A) of this section shall be submitted on forms prepared by the department and signed by the applicant. False statements are punishable under AS 11.56.210

(c) Copies of all personnel information, documents, and reports of personnel actions relating to a village public safety officer that are in the possession of a participating nonprofit regional corporation shall be promptly provided to the department, and the original records shall be maintained in the personnel files of the corporation for at least three years after the officer's termination of employment. If a village public safety officer receives training that the department did not provide, the corporation shall provide a description of that training to the department.

(d) Personnel and training information that the department or a nonprofit regional corporation holds about a village public safety officer is confidential and available only for review by that officer. A village public safety officer or an individual who applies for employment as a village public safety officer may not review information that another individual supplied with the understanding that the information or its source would remain confidential, unless the information serves as the basis for a decision to deny or revoke a certificate under 13 AAC 96.110 - 13 AAC 96.120.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

VPSO Regulations

13 AAC 96.100. Village public safety officer basic training

(a) A village public safety officer basic training program must provide at least 240 hours of instruction and must include

- (1) a physical training program that includes instruction in physical methods of arrest, use of batons, and use of chemical defensive weapons;
- (2) instruction in Alaska criminal and procedural law;
- (3) instruction in the Alaska criminal justice system;
- (4) instruction in police procedures;
- (5) instruction in first responder basic first aid;
- (6) training in cardiopulmonary resuscitation (CPR); and
- (7) rural fire protection specialist training.

(b) An individual seeking village public safety officer certification under 13 AAC 96.110 shall attend all sessions of the basic training required in (a) of this section, except if the director of the training program approves an absence. An individual who is absent for over 10 percent of the total hours of instruction will not be considered to have successfully completed basic training.

(c) An individual who fails to comply with the attendance and performance requirements of the training program may be dismissed from the training. The department will not consider a dismissed individual to have successfully completed basic training.

(d) In determining the completion of basic training, the department may accept other police officer or firefighter training and experience that

- (1) equals or exceeds the hours required under (a) of this section; and
- (2) covers the subject matter required under (a) of this section.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

VPSO Regulations

13 AAC 96.110. Village public safety officer certification

The department will issue a village public safety officer certificate to an individual who

(1) has satisfactorily completed 12 months as a full-time paid village public safety officer, with neither a break in service longer than 90 consecutive days nor a combination of breaks in service totalling 120 days or more;

(2) meets the standards of 13 AAC 96.080(a) ;

(3) has successfully completed a basic training program meeting the requirements of 13 AAC 96.100; and

(4) attests and subscribes to the law enforcement Code of Ethics set out in 13 AAC 85.040(b)
(5).

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670

13 AAC 96.120. Denial, revocation, and lapse of certificates

(a) The department will deny or revoke a village public safety officer certificate if the officer

(1) falsified or knowingly omitted information on an application or other document required for employment or certification;

(2) has been discharged for cause, or resigned under threat of discharge, from a village public safety officer position;

(3) does not meet the standards of 13 AAC 96.080; or

(4) after the officer's date of hire, has illegally used, possessed, delivered, or transported a controlled substance, including an alcoholic beverage in violation of a local option under AS 04.11 or a municipal ordinance.

(b) The holder of a certificate shall immediately return the certificate to the department upon notification of revocation.

(c) An individual who is denied a certificate or a holder whose certificate is revoked may appeal to the commissioner for reversal of the denial or revocation. The appeal must be received in writing within 30 days after the date of the notice of denial or revocation and must set out the reasons for the appeal. The commissioner or the commissioner's designee will issue a written decision within 45 days after receipt of the appeal.

(d) A certificate lapses if the holder is not employed as a full-time village public safety officer for a period of 12 consecutive months.

(e) An individual may request reinstatement of a lapsed certificate after undergoing additional training and serving an additional probationary period of up to 12 months as required by the department in its discretion.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65 670

Article 4
Definitions

Section

900. Definitions.

13 AAC 96.900. Definitions

In this chapter, unless the context requires otherwise,

- (1) "commissioner" means the commissioner of the Department of Public Safety;
- (2) "controlled substance" means a controlled substance as defined in AS 11.71.900 ;
- (3) "corporation" or "nonprofit regional corporation" means a nonprofit corporation, formed under Alaska law for the benefit of the people of a specific geographic or cultural region of the state;
- (4) "department" means the Department of Public Safety;
- (5) "DWI offense" means the offense of
 - (A) operating a motor vehicle, aircraft, or watercraft while intoxicated under AS 28.35.030 or another law or ordinance with substantially similar elements; or
 - (B) refusing to submit to a chemical test under AS 28.35.012 or another law or ordinance with substantially similar elements;
- (6) "felony" means a crime classified as a felony in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a felony conviction if the crime has elements similar to those of a felony under Alaska law at the time the offense was committed; a completed suspended imposition of sentence, expungement of record, or pardon does not remove the felony conviction from an individual's record;
- (7) "for cause" means for inefficiency, incompetency, dishonesty, misconduct, or some other reason that adversely affects the ability and fitness of the officer to perform job duties;
- (8) "good moral character" means the absence of acts or conduct that would cause a reasonable person to have substantial doubts about an individual's honesty, fairness, and respect for the rights of others and for the laws of the state and the nation; for purposes of this standard, a determination of lack of "good moral character" is not restricted to acts that reflect moral turpitude, but may be based upon a consideration of all aspects of an individual's character; the following are indicia of a lack of good moral character:
 - (A) illegal conduct;

VPSO Regulations

- (B) conduct involving moral turpitude, including dishonesty, fraud, deceit, or misrepresentation;
- (C) intentional deception or fraud, or attempted deception or fraud, in an application, examination, or other document for securing employment, eligibility, or certification;
- (D) conduct that adversely reflects on an individual's fitness to perform as a village public safety officer; examples include intoxication while on duty, unauthorized absences from duty not involving extenuating circumstances, or a history of personal habits off the job which could affect the officer's performance on the job, such as excessive use of alcohol;
- (9) "governing body" means the elected city council, traditional council, or elders council that the state recognizes as having governmental functions and that the corporation accepts as appropriate to supervise the daily activities of a village public safety officer;
- (10) "misdemeanor" means a crime classified as a misdemeanor in Alaska at the time the crime was committed; a conviction in another jurisdiction by a civilian or military court is a misdemeanor conviction if the crime has elements similar to those of a misdemeanor under Alaska law at the time the offense was committed; a completed suspended imposition of sentence, expungement of record, or pardon does not remove a misdemeanor conviction from an individual's record unless the offense was committed by the individual before the age of 21;
- (11) "moral turpitude" means an act contrary to justice, honesty, principle, or good morals, an act that violates the private and social duties that a person owes to another or to society in general, or an act that is immoral in itself, regardless of illegality;
- (12) "village" means a community with a population of less than 1,000 individuals based on the most recent federal census.

History: Eff. 8/18/95, Register 135

Authority: AS 18.65.670