

**HB**

**283**

**Representative Jay Ramras**  
**Chair, Judiciary**  
**Chair, Economic**  
**Development, Trade &**  
**Tourism**  
**Energy**  
**Military & Veteran Affairs**  
**Joint Armed Service**  
State Capitol, Room 118  
Juneau, Alaska 99801-1182  
Phone: (907) 465-3004  
Fax: (907) 465-2070  
Toll Free: (877) 465-3004

# Alaska State Legislature



## House of Representatives

**Interim:**  
1292 Sadler Way, Suite 324  
Fairbanks, Alaska 99701  
Phone: (907) 452-1088  
Fax: (907) 456-3346  
Toll Free: (877) 465-3004

### House District 10

## Fax

To: Jerry Luckhaupt  
Leg. Legal

Fax #: Number of pages including cover:

From: Jane W. Pierson

Date: March 1, 2010

Re: Final for HB283

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Jerry

Please go final on CSHB283(JUD) 26-LS1218\S. There is one conceptual amendment as follows:

P. 2, L. 14 after "valid" insert "state"

P.2, L. 17 after "the" insert "state"

P. 2 , L. 26 after "A" insert "state" after or delete "an and insert "a state"

Thank you

Representative\_Jay\_Ramras@legis.state.ak.us

**CS FOR HOUSE BILL NO. 283(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered:  
Referred:

Sponsor(s): REPRESENTATIVES CRAWFORD, Lynn

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the purchasing of and restrictions concerning alcoholic beverages."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 \* **Section 1.** AS 04.16.047(a) is amended to read:

4 (a) A person who is restricted from purchasing alcohol under AS 04.16.160  
5 may not

6 (1) knowingly enter or remain in premises licensed under this title to  
7 obtain or consume alcohol;

8 (2) solicit another to purchase alcoholic beverages for the person;

9 (3) offer or present to a licensee or an agent or employee of the  
10 licensee identification that misrepresents that the person is restricted from  
11 purchasing alcoholic beverages, for the purpose of inducing the licensee or an  
12 agent or employee of the licensee to sell, give, serve, or furnish alcoholic  
13 beverages contrary to law.

14 \* **Sec. 2.** AS 04.16.047 is amended by adding a new subsection to read:

15 (d) A person may not purchase alcoholic beverages for a person who is

1 restricted from purchasing alcoholic beverages under AS 04.16.160.

2 \* **Sec. 3.** AS 04.16.160(a) is amended to read:

3 (a) Except as otherwise provided by law, a person who is 21 years of age or  
4 older may not purchase alcoholic beverages if the person has been ordered to refrain  
5 from consuming alcoholic beverages under AS 12.55.015(a)(13) or as part of a  
6 sentence for conviction of a crime under AS 28.35.030, 28.35.032, or a similar  
7 municipal ordinance or as a condition of probation or parole from a conviction under  
8 AS 28.35.030, 28.35.032, or a similar municipal ordinance. The restriction on  
9 purchasing alcoholic beverages applies during the period that the person is required to  
10 refrain from consuming alcoholic beverages under the sentence or condition of  
11 probation or parole.

12 \* **Sec. 4.** AS 04.21.050(b) is amended to read:

13 (b) Except as provided in AS 04.16.160 and in (d) of this section, a valid  
14 driver's license or a valid <sup>state</sup> identification card is acceptable as proof of age or that the  
15 person is not restricted from purchasing alcoholic beverages when used for  
16 identification in the purchase of alcoholic beverages and for securing entry to and  
17 remaining on premises where alcoholic beverages are sold if the <sup>state</sup> license or  
18 identification card is made of or encased in plastic and contains a photograph of the  
19 licensee or card holder and a statement of age or date of birth. A licensee, agent, or  
20 employee may elect to not accept a passport, military identification card, or other  
21 identification as proof that the person is not restricted from purchasing alcoholic  
22 beverages and may require the person to furnish a valid driver's license or state  
23 identification card or otherwise furnish proof that the person is not a resident of this  
24 state.

25 \* **Sec. 5.** AS 04.21.050 is amended by adding a new subsection to read:

26 (d) A <sup>state</sup> driver's license or an <sup>state</sup> identification card issued when a person was under  
27 21 years of age, regardless of the person's current age, is not acceptable as proof of age  
28 under this title or proof that a person is not restricted from the purchase of alcoholic  
29 beverages under this title.

30 \* **Sec. 6.** AS 12.55.015(a) is amended to read:

31 (a) Except as limited by AS 12.55.125 - 12.55.175, the court, in imposing

1 sentence on a defendant convicted of an offense, may singly or in combination

2 (1) impose a

3 (A) fine when authorized by law and as provided in  
4 AS 12.55.035; or

5 (B) [REPEALED]

6 (2) order the defendant to be placed on probation under conditions  
7 specified by the court that may include provision for active supervision;

8 (3) impose a definite term of periodic imprisonment, but only if an  
9 employment obligation of the defendant preexisted sentencing and the defendant  
10 receives a composite sentence of not more than two years to serve;

11 (4) impose a definite term of continuous imprisonment;

12 (5) order the defendant to make restitution under AS 12.55.045;

13 (6) order the defendant to carry out a continuous or periodic program  
14 of community work under AS 12.55.055;

15 (7) suspend execution of all or a portion of the sentence imposed under  
16 AS 12.55.080;

17 (8) suspend imposition of sentence under AS 12.55.085;

18 (9) order the forfeiture to the commissioner of public safety or a  
19 municipal law enforcement agency of a deadly weapon that was in the actual  
20 possession of or used by the defendant during the commission of an offense described  
21 in AS 11.41, AS 11.46, AS 11.56, or AS 11.61;

22 (10) order the defendant, while incarcerated, to participate in or  
23 comply with the treatment plan of a rehabilitation program that is related to the  
24 defendant's offense or to the defendant's rehabilitation if the program is made available  
25 to the defendant by the Department of Corrections;

26 (11) order the forfeiture to the state of a motor vehicle, weapon,  
27 electronic communication device, or money or other valuables, used in or obtained  
28 through an offense that was committed for the benefit of, at the direction of, or in  
29 association with a criminal street gang;

30 (12) order the defendant to have no contact, either directly or  
31 indirectly, with a victim or witness of the offense until the defendant is

1 unconditionally discharged;

2 (13) order the defendant to refrain from consuming alcoholic  
3 beverages for a period of time, including during the term of any sentence and as a  
4 condition of probation, suspended sentence, and suspended imposition of  
5 sentence, if

6 (A) the defendant was convicted of a felony and the court  
7 finds by clear and convincing evidence that the defendant's conduct  
8 constituting the offense was substantially influenced by the consumption  
9 of alcoholic beverages; or

10 (B) the defendant was convicted of a misdemeanor and the  
11 defendant has been previously convicted of crimes two or more times and  
12 the court finds by clear and convincing evidence that, based on the  
13 defendant's history, there is reason to believe that imposing a requirement  
14 that the defendant refrain from consuming alcoholic beverages is  
15 necessary to protect the public; in this subparagraph, "previously  
16 convicted" has the meaning given in AS 28.35.030.

17 \* Sec. 7. AS 12.55.015 is amended by adding a new subsection to read:

18 (k) Nothing in (a)(13) of this section limits or restricts the authority of a court  
19 to order a person to refrain from the consumption of alcohol as a condition of sentence  
20 or probation.

**Representative Jay Ramras**  
**Chair, Judiciary**  
**Chair, Economic**  
**Development, Trade &**  
**Tourism**  
**Energy**  
**Military & Veteran Affairs**  
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# Alaska State Legislature



## House of Representatives

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**House District 10**

### Fax

To: Jerry Luckhaupt  
Leg. Legal

Fax #: (907) 564-2029

Number of pages including cover: 3

From: Jane W. Pierson

Date: February 24, 2010

Re: HJUD CS for HB283 "An Act relating to the purchase and restrictions concerning alcoholic beverages."

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Jerry,

Please draft me a HJUD CS for HB283 (26-LS1218\E with the following amendments:

1. Incorporate Amendment E.1;
2. Incorporate Amendment E.6
3. Delete Sec. 2 AS 04.16.047(b), leaving the civil damages award at \$1,000.

We have scheduled the bill to come back up in HJUD next Monday.

Thank you.

Representative\_Jay\_Ramras@legis.state.ak.us

AMENDMENT

OFFERED IN THE HOUSE  
TO: HB 283

BY REPRESENTATIVE CRAWFORD

- 1 Page 3, line 22:
- 2 Delete "up to the lifetime of the defendant"

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE CRAWFORD

TO: HB 283

1 Page 2, following line 17:

2 Insert new bill sections to read:

3 **\*\* Sec. 5.** AS 04.21.050(b) is amended to read:

4 (b) Except as provided in AS 04.16.160 and in (d) of this section, a valid  
5 driver's license or a valid identification card is acceptable as proof of age or that the  
6 person is not restricted from purchasing alcoholic beverages when used for  
7 identification in the purchase of alcoholic beverages and for securing entry to and  
8 remaining on premises where alcoholic beverages are sold if the license or  
9 identification card is made of or encased in plastic and contains a photograph of the  
10 licensee or card holder and a statement of age or date of birth. A licensee, agent, or  
11 employee may elect to not accept a passport, military identification card, or other  
12 identification as proof that the person is not restricted from purchasing alcoholic  
13 beverages and may require the person to furnish a valid driver's license or state  
14 identification card or otherwise furnish proof that the person is not a resident of this  
15 state.

16 **\* Sec. 6.** AS 04.21.050 is amended by adding a new subsection to read:

17 (d) A driver's license or an identification card issued when a person was under  
18 21 years of age, regardless of the person's current age, is not acceptable as proof of age  
19 under this title or proof that a person is not restricted from the purchase of alcoholic  
20 beverages under this title."

21

22 Renumber the following bill sections accordingly.

**Draft Letter of Intent:**

**It is the intent of the Alaska Legislature under section #2 of HB 283 amending AS 04.16.047(b) to increase the civil award from \$1,000 to \$2,000 to enable licensees to share half of the award with their employees and or agents . The award is to provide an incentive to those who sell alcohol to check ID's. This should aide in the effort to prevent people who are restricted from consuming alcohol from purchasing alcohol.**

Alaska State Legislature  
House of Representatives

Alaska State Capitol  
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1-907-465-3438 (phone)  
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716 West Fourth Avenue  
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(fax) 1-907-269-0105

**Representative Harry T. Crawford, Jr.**

East Anchorage District 21

*E-mail: [Representative\\_Harry\\_Crawford@legis.state.ak.us](mailto:Representative_Harry_Crawford@legis.state.ak.us)*

*Website [www.akdemocrats.org](http://www.akdemocrats.org)*

**M E M O R A N D U M**

To: Representative Jay Ramras, Chair  
House Judiciary Committee  
From: Rep. Harry Crawford  
Re: HB 283  
Date: 1/28/2010

Please schedule HB 283 for a hearing before the House Labor and Commerce Committee. For your review you will find a copy of the most recent version of the bill, a Sponsor Statement, a Sectional Analysis Fiscal Notes. Please have teleconference capacity available at the Anchorage LIO.

If you have any questions or need further information please feel free to contact me.

Enclosures:  
Attachments:

# Alaska State Legislature

## House of Representatives

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Representative Harry Crawford  
District 21

### **SPONSOR STATEMENT: HOUSE BILL HB 283**

HB 283 amends the current law concerning people who are restricted from the purchase and consumption of alcoholic beverages. The bill adds people who commit crimes where alcohol contributed to commission of the crime.

The bill will allow a court to restrict people, who are convicted of a felony or a third misdemeanor, from consuming and purchasing alcohol. These persons will be required to have an alcohol restricted drivers license or ID. It also restricts a person from purchasing alcohol for someone who is restricted from consuming. The bill further prevents a person who has been restricted from consuming alcohol from misrepresenting themselves as being able to purchase and consume alcohol.

The bill raises the civil awards for alcohol licensees from \$1000.00 to \$2,000.00. This will create a greater incentive to the owners and employees of businesses from selling alcohol to people who are restricted from purchasing and consuming these products.

According to the Department of Corrections over 90% of the crimes that are committed in Alaska are either directly or indirectly related to the consumption of alcohol or drugs. This bill will help prevent the people that are committing these crimes from purchasing and consuming alcohol.

*E-mail: Representative\_Harry\_Crawford@legis.state.ak.us*

**Alaska State Legislature**  
House of Representatives

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Representative Harry Crawford  
District 21

**Sectional Analysis: HOUSE BILL 283**

**Sec 1 amends AS 04.16.47(a)** adding two more prohibitions into this subsection: A person who is restricted from purchasing may not solicit another to purchase alcoholic beverages; A person who is restricted from purchasing alcohol may not misrepresent themselves as able to purchase alcohol.

**Sec 2 amends AS.04.16.047(b)** by changing the award to licensees from \$1000.00 to \$2,000.

**Sec 3 amends AS.04.16047 by adding a new subsection (d)** a person may not purchase alcohol for a person who is restricted from purchasing.

**Sec 4 amends AS 04.16.160(a)** adds certain people that commit a crime under the influence of alcohol from consuming alcohol under AS 12.55.15(a)(13)

**Sec 5 amends AS 12.55.015(a) by adding (13) to the list of potential sentencing tools:** A court may order a defendant to refrain from the use of alcohol up to lifetime if the person was convicted of a felony or a third misdemeanor that was substantially influenced by the consumption of alcohol.

# FISCAL NOTE

STATE OF ALASKA  
2010 LEGISLATIVE SESSION

Fiscal Note Number: \_\_\_\_\_  
Bill Version: HB 283  
( ) Publish Date: \_\_\_\_\_

Identifier (file name): HB283-LAW-CRIM-01-26-10 Dept. Affected: Law  
Title An Act relating to the purchasing of and restrictions concerning RDU CRIMINAL  
alcoholic beverages. Component Criminal Justice Litigation  
Sponsor Representative Crawford  
Requester Labor and Commerce Component Number 2202

**Expenditures/Revenues** (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Contractual								
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
<b>TOTAL OPERATING</b>		<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>								
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<b>CHANGE IN REVENUES ( )</b>								
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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 Interagency Receipts								
<b>TOTAL</b>		<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2010) cost: \_\_\_\_\_

**POSITIONS**

Full-time								
Part-time								
Temporary								

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

This bill provides that a person who is restricted from purchasing alcohol may not solicit another to purchase alcoholic beverages or misrepresent the restriction to a licensee. This bill provides provisions that the court in imposing sentence on a defendant convicted of an offense may order the defendant to refrain from consuming alcoholic beverages for a period up to the lifetime of the defendant. Enactment of the bill is not anticipated to fiscally impact the Department of Law.

Prepared by: Eileen Donahue, Division Operations Manager  
Division: Administrative Services  
Approved by: Daniel S. Sullivan, Attorney General  
Department of Law

Phone 465-5427  
Date/Time 1/26/10 12:00 AM  
Date 1/26/2010

# FISCAL NOTE

**STATE OF ALASKA**  
**2010 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB283  
 ( ) Publish Date: \_\_\_\_\_

Identifier (file name): HB283-DHSS-ASAP-1-27-2010 Dept. Affected: Health & Social Services  
 Title Purchase/Consumption of Alcohol RDU Behavioral Health  
 Component Alcohol Safety Action Program  
 Sponsor Crawford  
 Requester House Labor & Commerce Component Number 305

**Expenditures/Revenue (Thousands of Dollars)**

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
<b>OPERATING EXPENDITURE</b>								
Personal Services	135.0		135.0	135.0	135.0	135.0	135.0	135.0
Travel								
Contractual	12.0		12.0	12.0	12.0	12.0	12.0	12.0
Supplies	3.3		3.3	3.3	3.3	3.3	3.3	3.3
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
<b>TOTAL OPERATING</b>	<b>150.3</b>	<b>0.0</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>

<b>CAPITAL EXPENDITURE</b>								
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<b>CHANGE IN REVENUES</b>								
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**FUND SOURCE (Thousands of Dollars)**

1002 Federal Receipts								
1003 GF Match								
1004 GF	150.3		150.3	150.3	150.3	150.3	150.3	150.3
1005 GF/Program Receipt								
1037 GF/Mental Health								
Other Interagency Receipt								
<b>TOTAL</b>	<b>150.3</b>	<b>0.0</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>	<b>150.3</b>

Estimate of any current year (FY2010) cost: \_\_\_\_\_

**POSITIONS**

Full-time	2.0		2	2	2	2	2
Part-time							
Temporary							

**ANALYSIS:** (Attach a separate page if nece:

If passed and enforced, this bill would increase monitoring hours, urine analysis testing, and number of court appearances, which would have a significant impact on the workload of the Adult Probation Officers in the Alcohol Safety Action Program (ASAP). ASAP referrals could increase by 20% or more, requiring one additional Adult Probation Officer and one additional Criminal Justice Technician. The impact on the Therapeutic Court program would not be as significant, and could be accommodated with existing staff. The actual workload impact will depend greatly on the level of enforcement.

Currently, alcohol restrictions are a part of probation conditions for 75% of all ASAP misdemeanor clients and approximately 90% of the Therapeutic Court participants. Currently, a very small percentage of ASAP clients are charged with probation violations related to consuming alcohol while on probation.

Prepared by: Melissa W Stone  
 Division Behavioral Health

Phone 269-3410  
 Date/Time 01/25/10 12:00PM

Approved by: Alison Elgee, Assistant Commissioner  
DHSS Finance & Management Services

Date 1/26/2101

**ANALYSIS CONTINUATION**

An aspect of the bill that could significantly increase workload is the "lifetime" ban option available to the court. However, the impact will not begin immediately and will not be fully-realized for decades. Currently, ASAP and the Therapeutic Court program cases are time-limited, with monitoring ending with probation.

Cost estimate detail:

1 FTE Criminal Justice Technician	\$59.7
1 FTE Adult Probation Officer, ASAP	\$75.3
Telecommunications	\$1.0
Facility	\$4.7
Equipment repair & maintenance	\$0.6
Printing	\$0.5
Mail	\$2.2
Employee training	\$0.4
Department support costs	\$2.1
State equipment fleet	\$0.5
Business supplies	\$3.3

# FISCAL NOTE

STATE OF ALASKA  
2010 LEGISLATIVE SESSION

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB 283  
 () Publish Date: \_\_\_\_\_

Identifier (file name): HB283-DOA-DMV-01-26-10 Dept. Affected: Administration  
 Title: Purchase / Consumption of Alcohol RDU: Division of Motor Vehicles  
 Component: Motor Vehicles  
 Sponsor: Rep. Crawford  
 Requester: (H) L&C Component Number: 2348

**Expenditures/Revenues** (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
<b>OPERATING EXPENDITURES</b>								
Personal Services	80.0		80.0	80.0	80.0	80.0	80.0	80.0
Travel								
Contractual								
Supplies	60.0		60.0	60.0	60.0	60.0	60.0	60.0
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
<b>TOTAL OPERATING</b>	<b>140.0</b>	<b>0.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>

<b>CAPITAL EXPENDITURES</b>								
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<b>CHANGE IN REVENUES ( )</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>	<b>2,000.0</b>
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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								
1156 Receipt Supported Services	140.0		140.0	140.0	140.0	140.0	140.0	140.0
<b>TOTAL</b>	<b>140.0</b>	<b>0.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>	<b>140.0</b>

Estimate of any current year (FY2010) cost: \_\_\_\_\_

**POSITIONS**

Full-time	2		2	2	2	2	2
Part-time							
Temporary							

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

Using data from the Alaska Justice Statistical Analysis Center, DMV estimates it will have to enter an alcohol restriction on 40,000 additional licenses each year.

PS Costs: A Motor Vehicle Service Representative (range 10) can enter approximately 100 restrictions per work day. Implementation of this bill will require 1.5 employees to enter restrictions.

Supply Costs: It cost approximately \$2.50 in supplies to produce each card (40,000 x \$2.50 = \$60,000).

Revenues: DMV collects \$50 for each alcohol restricted license (40,000 x \$50.00 = \$2,000,000)

Prepared by: Whitney H. Brewster, Director  
 Division: Motor Vehicles  
 Approved by: Kevin Brooks, Deputy Commissioner  
Department of Administration

Phone 907-269-5574  
 Date/Time 1/26/10 3:00 PM  
 Date 1/26/2010

S T A T E   O F F I C E  
**ALASKA PEACE OFFICERS ASSOCIATION**

P.O. Box 240106   Anchorage, Alaska 99524-0106   Phone (907) 277-0515   Fax (907) 272-5355



February 2, 2010

Representative Harry Crawford  
House of Representatives  
State Capitol  
Juneau AK 99801-1182

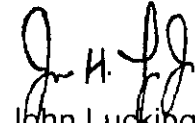
Dear Representative Crawford:

On behalf of the Alaska Peace Officers Association (APOA), I would like to thank you for introducing HB 283, an act relating to the purchasing of and restrictions concerning alcoholic beverages.

The APOA State Board of Directors recently reviewed this proposed legislation and decided to unanimously support this bill.

We thank you for addressing this issue. Please contact the APOA office in Anchorage at 277-0515, if there is anything our organization can do to assist in the passage of this bill.

Sincerely,



John Lucking, Jr.  
State President

**Business Manager**

Joseph Young  
Anchorage

**Board of Directors  
Officers**

John Lucking, Jr.  
APOA President  
Soldotna

Dan Frerich, Vice President  
Anchorage

Angella Long, Past President  
Wasilla

**Directors**

John Waldron, President  
Aleutian Islands Chapter  
Unalaska

Michele Logan, President  
Anchorage Chapter  
Anchorage

Kris Sell, President  
Capital City Chapter  
Juneau

Brad Johnson, President  
Farthest North Chapter  
Fairbanks

Howard Townsend, President  
First City Chapter  
Ketchikan

Kim Wannamaker, President  
Kenai Peninsula Chapter  
Kenai

Sam Edwards, President  
Mat-Su Chapter  
Wasilla

Thecia LaLonde, President  
Wrangell Chapter  
Wrangell

# FISCAL NOTE

**STATE OF ALASKA**  
**2010 LEGISLATIVE SESSION**

Fiscal Note Number: 283-DOC-OC-02-10-10  
 Bill Version: \_\_\_\_\_  
 () Publish Date: \_\_\_\_\_

Identifier (file name): "An act relating to the purchasing of and restrictions  
 Title concerning alcoholic beverages." Dept. Affected: DOC  
 RDU Population Management  
 Component Probation & Parole; Institutions  
 Sponsor Representative Crawford  
 Requester Governor Component Number 694

**Expenditures/Revenues** (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Contractual								
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>								
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<b>CHANGE IN REVENUES ( )</b>								
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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 Interagency Receipts								
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2010) cost: 0.0

**POSITIONS**

Full-time	0.0	0.00	0	0	0	0	0	0
Part-time	0.0	0	0	0	0	0	0	0
Temporary	0.0	0	0	0	0	0	0	0

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

This bill allows the court, in imposing a sentence on a defendant convicted of an offense, to impose additional orders on the convicted defendant, such as order the defendant to refrain from consuming alcoholic beverages for a period of time up to the lifetime of the defendant, including during the term of any sentence and as a condition of probation, suspended sentence, and suspended imposition of sentence. However, while this will impose additional orders, the impact on probation & parole and institutions could move forward the time a defendant ends up in an institution for violating this order, but more likely, will impact the electronic monitoring (EM) section. The impact on EM could result in increased numbers of defendants on EM, with an increase affecting the purchase of more EM collars and use of more Criminal Justice Technicians. DOC will track the impact of violating this additional order and the impact on EM and could potentially request additional funding based on actual impact.

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 Date/Time 2/10/2010 13:10:00 PM  
 Date 2/10/2010