

**SB**

**150**

<TARGET><BILL>SB 150</BILL><SUBJECT>SB  
150</SUBJECT><COMM>SSTA29</COMM></TARGET>

# ALASKA STATE LEGISLATURE

## SENATE STATE AFFAIRS COMMITTEE

Senator Bill Stoltze, Chair  
State Capitol, Room 125  
Juneau, AK 99801-1182  
Phone (907) 465-4958  
Fax (907) 465-4928



Official Business

Members:  
Sen. John Coghill, Vice Chair  
Sen. Charlie Huggins  
Sen. Lesil McGuire  
Sen. Bill Wielechowski

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### State Affairs Committee

Schedule for: April 4 – April 10, 2016

#### Weekly Schedule

Revised 4/6/16

**+ Thursday, April 7, 2016 - 9:00 am - BUTROVICH - CAP 205**

SB 150-MVA COMMISSIONER MEMBER OF CDVSA

SB 171-DOA PAYMENTS; REPEAL OTHER DOA DUTIES

HB 231-EXTEND BOARD OF PAROLE

HB 273-VEHICLES: TRANSFER ON DEATH TITLE;ESTATES  
--Public Testimony—

HB 77-DISABILITY:ID/LICENSE AND TRAINING RQMTS.  
--Public Testimony—

*<Bills Previously Heard/Scheduled>*

## About Us

DP3 > CDVSA > About Us > Council Members

## Council Members

Council members are appointed and/or designated by law to represent a wide range of knowledge, expertise and involvement in domestic violence and sexual assault issues statewide. Here are the current members of the Council.



### Susan Cushing

Public Member  
Appointed: July 2009  
P.O. Box 111200, Juneau, AK  
99811  
Phone: (907)465-4356 (Council  
Office)  
[cushinghouse@gmail.com](mailto:cushinghouse@gmail.com)



### L. Diane Casto

Deputy Commissioner Dept. of  
Corrections  
Appointed: December 2015  
Dept. of Corrections, Office of  
the Commissioner  
P.O. Box 112000  
Juneau, AK 99811  
Phone: (907)465-3960  
[l.casto@alaska.gov](mailto:l.casto@alaska.gov)



### Donna Erickson

Public Member  
Appointed: April 2013  
P.O. Box 111200, Juneau, AK  
99811  
Phone: (907)625-1208  
[saurag55@hotmail.com](mailto:saurag55@hotmail.com)



### Richard Irwin, Chair

Public Member  
Appointed: September 2011  
2531 Legacy Dr., Anchorage,  
AK 99516  
Phone: (907)677-1238 (W)  
[richard@alaskalte.com](mailto:richard@alaskalte.com)



### Gary Folger

Commissioner, Department of  
Public Safety  
Appointed: October 2013  
Dept. of Public Safety,  
Office of the Commissioner  
5700 E Tudor Rd, Anchorage,  
AK 99507-1225  
Phone: (907)269-5086  
[gary.folger@alaska.gov](mailto:gary.folger@alaska.gov)



### Patricia Owen

Health and Safety Program  
Coordinator  
Appointed: March 2011  
Dept. of Education and Early  
Development, TLS  
801 W 10th St, Suite 200/  
P.O. Box 110500  
Juneau, AK 99811-0500  
Phone: (907)465-2939  
Fax: (907)465-6760  
[patricia.owen@alaska.gov](mailto:patricia.owen@alaska.gov)



### Rachel Gernat

Public Member  
Appointed: August 2012  
P.O. Box 111200, Juneau, AK,  
99811  
Phone: (907)354-6622 (M)  
[rachelgernat@gmail.com](mailto:rachelgernat@gmail.com)



### James Cantor

Deputy Attorney General  
Appointed: October 2015  
Dept. of Law, Civil Div  
1031 W 4th Ave #200  
Anchorage, AK 99501  
Phone: (907)269-5100  
[jim.cantor@alaska.gov](mailto:jim.cantor@alaska.gov)



### Karen Forrest

Deputy Commissioner  
Appointed: October 2015  
Dept. Health & Social Services,  
Office of the Commissioner  
240 Main Street, Suite 700,  
Juneau,  
AK 99811-0835  
Phone: (907)465-4640

*SB 150 - CDVSA Membership as of 3/21/16  
Distributed by SSTA Committee.*

4/7/16: Sen. Stoltze moved Amendment #2, Sen. Coghill objected for discussion.  
Amendment #2 was held (not adopted or withdrawn), SB 150 was held in Committee.

29-GS2797A.1  
Bruce  
3/28/16

AMENDMENT #2

OFFERED IN THE SENATE  
TO: SB 150

By: Senator Stoltze

- 1 Page 2, line 7, following "affairs":
- 2 Insert "who shall serve ex officio as a nonvoting member of the council"

AMENDMENT #1

OFFERED IN THE SENATE  
TO: SB 150

*By: Senator Stoltze*

1 Page 1, line 2, following "Assault":

2 Insert "; and relating to the duties of the Council on Domestic Violence and Sexual  
3 Assault"

4

5 Page 2, following line 13:

6 Insert a new bill section to read:

7 **\*\* Sec. 3.** AS 18.66.050 is amended to read:

8 **Sec. 18.66.050. Duties of the council.** The council shall

9 (1) hire an executive director, and the executive director may hire staff;  
10 the executive director is in the exempt service under AS 39.25.110 and staff members  
11 are in the classified service under AS 39.25.100;

12 (2) elect one of its members as presiding officer;

13 (3) in consultation with authorities in the field, develop, implement,  
14 maintain, and monitor domestic violence, sexual assault, and crisis intervention and  
15 prevention programs, including educational programs, films, and school curricula on  
16 the cause, prevention, and treatment of domestic violence and sexual assault;

17 (4) coordinate services provided by the Department of Law, the  
18 Department of Education and Early Development, the Department of Public Safety,  
19 the Department of Health and Social Services, the Department of Corrections, the  
20 Department of Military and Veterans' Affairs, and other state agencies and  
21 community groups dealing with domestic violence, sexual assault, and crisis  
22 intervention and prevention, and provide technical assistance as requested by those  
23 state agencies and community groups;

1 (5) develop and implement a standardized data collection system on  
2 domestic violence, sexual assault, and crisis intervention and prevention;

3 (6) conduct public hearings and studies on issues relating to violence,  
4 including domestic violence and sexual assault, and on issues relating to the role of  
5 crisis intervention and prevention;

6 (7) receive and dispense state and federal money and award grants and  
7 contracts from appropriations for the purpose to qualified local community entities for  
8 domestic violence, sexual assault, and crisis intervention and prevention programs;

9 (8) oversee and audit domestic violence, sexual assault, and crisis  
10 intervention and prevention programs that receive money under this chapter;

11 (9) provide fiscal and technical assistance to plan, organize,  
12 implement, and administer domestic violence, sexual assault, and crisis intervention  
13 and prevention programs;

14 (10) make an annual report to the governor on the activities of the  
15 council, plans of the council for new services and programs, and concerns of the  
16 council, including recommendations for legislation necessary to carry out the purposes  
17 of this chapter; the council shall notify the legislature that the report is available;

18 (11) adopt regulations in accordance with AS 44.62 (Administrative  
19 Procedure Act) to carry out the purposes of this chapter and to protect the health,  
20 safety, well-being, and privacy of persons receiving services financed with grants or  
21 contracts under this chapter;

22 (12) consult with the Department of Health and Social Services in the  
23 formulation of standards and procedures for the delivery of services to victims of  
24 domestic violence by health care facilities and practitioners of healing arts and  
25 personnel in those facilities as required in AS 18.66.300;

26 (13) consult with the Alaska Police Standards Council and other police  
27 training programs in the state to develop training programs regarding domestic  
28 violence for police officers and for correction, probation, and parole officers;

29 (14) consult with public employers, the Alaska Supreme Court, school  
30 districts, and prosecuting authorities who are required by AS 18.66.300 - 18.66.310 to  
31 provide continuing education courses in domestic violence to employees."



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Military and  
Veterans Affairs

Office of the Commissioner

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JBER, AK 99505-0800  
Main: 907.428.6003  
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The Honorable Bill Stoltze, Chairman  
State Affairs Committee  
Alaska State Senate  
Alaska State Capitol, Room 125  
Juneau, AK 99801

March 29, 2016

Dear Senator Stoltze:

In last week's Senate State Affairs Committee discussion of Senate Bill 150, a measure to add the Commissioner of the Alaska Department of Military and Veterans' Affairs (DMVA) to the Council on Domestic Violence and Sexual Assault (CDVSA), two witnesses testified about the number of public versus Administration Council Members. They expressed concern adding another government Member would detrimentally alter the balance between public Members and government officials on the Council. Committee members were interested in a clarification of our view, which we are happy to provide.

While we recognize the long history and importance of a strong cadre of public members serving their fellow Alaskans through this body, we believe the DMVA commissioner possesses a unique combination of experiences and perspectives both important to the CDVSA and simply not available in any other single individual.

The DMVA commissioner has ready access to and a regular working relationship with Active, Guard, and Reserve military members, veterans, and all their dependents – a familiarity no other Alaskan may claim. That person fills a unique role and is the only individual capable of fully representing the 290,000 Alaskans who are either Active, Guard, or Reserve military, veterans, or their dependents.

It might well prove useful to add a veteran- or military-oriented public sector Council Member, but we feel the Legislature could reasonably add the DMVA commissioner without adding a corresponding public counterpart because no such public counterpart exists. A public member who is a veteran or is familiar with veterans' issues could serve the Council positively, but that person's perspective would likely be limited to the branch and form of service in which he/she was engaged, while the DMVA commissioner has experience with them all.

I hope this information is helpful. Please let me know if you or your Committee Members have additional questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Laurel J. Hummel", with a long horizontal flourish extending to the right.

Laurel J. Hummel

Commissioner, Alaska Department of Military and Veterans' Affairs  
and The Adjutant General, Alaska National Guard

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130 Seward St #214  
Juneau, Alaska 99801  
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Pro Bono Office  
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Fax: (907) 747-7547  
www.facebook.com/andvsa

Good morning. For the record, I am Carmen Lowry, the Executive Director of the Alaska Network on Domestic Violence and Sexual Assault. Thank you for this opportunity to testify, and for the committee's hard work. The Network is a coalition of 23 agencies working to prevent and respond to domestic violence and sexual assault across this great state. The Network organizes and consolidates the concerns and conviction of member agencies – and by extension the concerns and desires of victims and survivors of domestic violence and sexual assault. Our goal is to end sexual and domestic violence, and create an Alaska where all individuals are able to attain their highest potential and live free from violence.

***Regarding Senate Bill 130*** – a bill that adds the Commissioner of the Department of Military and Veteran Affairs to the membership of the Council on Domestic Violence and Sexual Assault:

We agree that a person with an understanding of the challenges those in the military face would assist the council's work. We appreciate the perspective that the newly appointed position would bring, but also request that, in the spirit of ensure that State actors and Public actors work together, an additional public and rural member who would represent the experiences and victims and their families, also be added to the Council.

One of the founding principles of the CDVSA was the necessity of robust public input into the process of addressing these crimes. The way in which this principle was assured was to seat members of the Public on the Council. Of particular concern was to have experts in the field provide advice to the State as the Executive Branch departments were coordinating their efforts to respond to domestic violence and sexual assault. To address this concern, the Alaska Network on Domestic Violence and Sexual Assault was given the responsibility of providing nominations for the Governor's consideration in placing Public members onto the Council. A guiding principal was to have the strong voice of victims – a victim perspective – to influence and inform decisions being made by the Council to address domestic violence and sexual assault response/intervention/prevention.

The value of public member representation was affirmed in 2009. When the Department of Corrections was added to the council, a Public member was also added to retain the ration of Public to State members. We respectfully request that the Committee consider upholding this same spirit and ensure that there is equity among the State and Public members of the Council by adding an additional public/rural member with the addition of the Commissioner of Military and Veteran Affairs.

Thank you.

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#### Member Programs

Anchorage AWAIC, STAR Barrow AWIC Bethel TWC Cordova CFRC Dillingham SAFE Fairbanks IAC Homer SPHH  
Juneau AWARE Kenai LeeShore Center Ketchikan WISH Kodiak KWRCC Kotzebue MFCC Nome BSWG  
Seward SeaView Community Services Sitka SAFV Unalaska USAFV Valdez AVV

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[www.Gov.Alaska.Gov](http://www.Gov.Alaska.Gov)  
[Governor@Alaska.Gov](mailto:Governor@Alaska.Gov)

Governor Bill Walker  
STATE OF ALASKA

January 18, 2016

The Honorable Kevin Meyer  
President of the Senate  
Alaska State Legislature  
State Capitol, Room 111  
Juneau, AK 99801-1182

Dear President Meyer:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill adding the Commissioner of the Department of Military and Veterans Affairs to the membership of the Council on Domestic Violence and Sexual Assault.

The purpose of the council is to provide for planning and coordination of services to victims of domestic violence or sexual assault or to their families and to perpetrators of domestic violence and sexual assault and to provide for crisis intervention and prevention programs. Since domestic violence pervades all sectors of our society, including our military forces, the input of a person with an understanding of the challenges those in the military face would assist the council's work. With this change, we will continue to work together to eliminate domestic violence and sexual assault in this state.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in blue ink that reads "Bill Walker".

Bill Walker  
Governor

Enclosure

# Fiscal Note

State of Alaska  
2016 Legislative Session

Bill Version:	SB 150
Fiscal Note Number:	1
(S) Publish Date:	1/21/2016

Identifier: MVA-OOC-1-6-16  
 Title: MVA COMMISSIONER MEMBER OF CDVSA  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Governor

Department: Department of Military and Veterans' Affairs  
 Appropriation: Military and Veterans' Affairs  
 Allocation: Office of the Commissioner  
 OMB Component Number: 414

**Expenditures/Revenues**

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates					
			FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants & Benefits								
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>

**Fund Source (Operating Only)**

None								
<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>

**Positions**

Full-time								
Part-time								
Temporary								

<b>Change in Revenues</b>								
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**Estimated SUPPLEMENTAL (FY2016) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2017) cost:** 0.0 *(separate capital appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**ASSOCIATED REGULATIONS**

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
 If yes, by what date are the regulations to be adopted, amended or repealed? N/A

**Why this fiscal note differs from previous version:**

Prepared By:	Susan Colligan, Director	Phone:	(907)428-6881
Division:	Administrative Services	Date:	01/06/2016 03:30 PM
Approved By:	Bob Doehl, Deputy Commissioner	Date:	01/06/16
Agency:	Military and Veterans' Affairs		

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2016 LEGISLATIVE SESSION

**Analysis**

The proposed legislation adds the commissioner of the Alaska Department of Military and Veterans' Affairs (DMVA) or his/her designee to the membership of the Council on Domestic Violence and Sexual Assault. The Council's mission is to provide safety for Alaskans victimized or impacted by domestic violence and sexual assault. It is responsible for ensuring Alaska has a system of statewide crisis intervention services such as local shelter programs, perpetrator accountability programs such as approved batterer's intervention programs, and prevention services.

The DMVA commissioner oversees several programs designed to prevent and address domestic violence and sexual assault in both civilian and military environments and would bring useful perspectives to the deliberations of the Council. DMVA anticipates absorbing any expenses associated with carrying out the duties of this new position as a matter of fulfilling its multiple missions.

# Fiscal Note

State of Alaska  
2016 Legislative Session

Bill Version:	SB 150
Fiscal Note Number:	2
(S) Publish Date:	1/21/2016

Identifier: DPS-CDVSA-01-06-16  
 Title: MVA COMMISSIONER MEMBER OF CDVSA  
 Sponsor: RLS BY REQUEST OF THE GOVERNOR  
 Requester: Governor

Department: Department of Public Safety  
 Appropriation: Council on Domestic Violence and Sexual Assault  
 Allocation: Council on Domestic Violence and Sexual Assault  
 OMB Component Number: 521

**Expenditures/Revenues**

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2017 Appropriation Requested	Included in Governor's FY2017 Request	Out-Year Cost Estimates					
			FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
<b>OPERATING EXPENDITURES</b>								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants & Benefits								
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>

**Fund Source (Operating Only)**

None								
<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>

**Positions**

Full-time								
Part-time								
Temporary								

<b>Change in Revenues</b>								
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**Estimated SUPPLEMENTAL (FY2016) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2017) cost:** 0.0 *(separate capital appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**ASSOCIATED REGULATIONS**

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
 If yes, by what date are the regulations to be adopted, amended or repealed?

**Why this fiscal note differs from previous version:**

Not applicable, initial version.

Prepared By:	Lauree Morton, Executive Director	Phone:	(907)465-5503
Division:	Council on Domestic Violence and Sexual Assault	Date:	01/06/2016 03:40 PM
Approved By:	Gary Folger, Commissioner	Date:	01/06/16
Agency:	Public Safety		

FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2016 LEGISLATIVE SESSION

**Analysis**

This legislation amends AS 18.66.020(a) by adding a new paragraph (7) to add as a member of the Council on Domestic Violence and Sexual Assault the adjutant general for military and veterans' affairs or their designee. This will increase the council membership from nine members to ten.

The fiscal impact of this legislation on the council is limited to the additional paper, supplies, and printing costs associated with the materials provided for each member at each council meeting. These costs are expected to be minimal and can be absorbed within the council's existing budget. Therefore, a zero fiscal note is being submitted.