

LEG. FINANCE - BILLS 1979 - 1980 1083

HB 262 thru HB 264 • • 1083



RECORDS



CERTIFICATION

I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

3/20/90
Date

COMMITTEE REPORT

HOUSE

3/5/79

FURTHER:

Date: 3-8-79

Mr. Speaker:

The Committee on FINANCE has had HB 262

"An Act making a special appropriation to the Department of Law for a training program on the revised criminal code; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" ~~is~~ Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

Mickens

Freeman

Montgomery

Hughes

J. [unclear]

Rosen

Smith

McKinson

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

Paul Mickens

CHAIRMAN

Funding Information
General Fund \$85,635
Other Funds -0-
\$85,635

Introduced: 2/21/79
Referred: Judiciary and
Finance

1 IN THE HOUSE

BY GARDINER

2 HOUSE BILL NO. 262

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Law for a training program on the revised
8 criminal code; and providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. The sum of \$85,635 is appropriated from the general fund to
11 the Department of Law for devising and implementing a training program on the
12 revised criminal code.

13 * Sec. 2. The unexpended and unobligated portion of this appropriation
14 lapses into the general fund June 30, 1980.

15 * Sec. 3. This Act takes effect July 1, 1979.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST (See fiscal note for HB 261 for back-up on
Bill/Resolution No. CSHB 262 Revised Criminal Code-Training Program.)
Title "An Act making a special Appropriation...for training...on Revised
Requested by Legislative Finance Division Date Criminal Code.
March 6, 1979

II. FISCAL DETAIL
Agency Affected Department of Law
Program Category Affected Administration of Justice
Budget Request Unit(s) Affected Prosecution

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES		52.6				
200 TRAVEL		56.6				
300 CONTRACTUAL		13.4				
400 COMMODITIES		3.6				
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		126.2	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND		126.2	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	1	0	0	0	0	0
PART TIME	1					
TEMPORARY						

The attorney coordinator position will be full-time for 6 mos. and then become part-time for 6 mos. The secretarial position will be part-time for 12 mos.

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
This bill provides special funds to carry out a training program to prepare members of the Criminal Justice System for implementation of the Revised Criminal Code which goes into effect on 1/1/80. Monies from this special appropriation will be used to fund training during the last 12 months of a 15-month training program. Training for the first 3 months of the program will be provided with funds from HB 261 and for which a separate fiscal note has been prepared. A description of the training, including a detailed budget, is attached. Costs provided by this bill are denoted as phase 11 training in the description.

IV. DATE March 8, 1979 PREPARED BY Richard I. Pegues, Admin. Officer
AGENCY Law
PHONE 465-3645
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST (See fiscal note for HB 261 for back-up on
Bill/Resolution No. CSHB 262 Revised Criminal Code-Training Program.)
Title An Act making a special Appropriation...for training...on Revised
Requested by Legislative Finance Division Date Criminal Code..
March 6, 1979

II. FISCAL DETAIL
Agency Affected Department of Law
Program Category Affected Administration of Justice
Budget Request Unit(s) Affected Prosecution

EXPENDITURES (Thousands of Dollars)

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300 CONTRACTUAL		13.4				
400 COMMODITIES		3.6				
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		126.2	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND		126.2	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME	1	0	0	0	0	0
PART TIME	1					
TEMPORARY						

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This bill provides special funds to carry out a training program to prepare members of the Criminal Justice System for implementation of the Revised Criminal Code which goes into effect on 1/1/80. Monies from this special appropriation will be used to fund training during the last 12 months of a 15 month training program. Training for the first 3 months of the program will be provided with funds from HB 261 and for which a separate fiscal note has been prepared. A description of the training, including a detailed budget, is attached. Costs provided by this bill are denoted as phase II training in the description.

Richard I. Pegues

IV. DATE March 8, 1979 PREPARED BY Richard I. Pegues, Admin. Officer
AGENCY Law
Original: Legislative Finance PHONE 465-3695
cc: Budget and Management
Prime Sponsor (First Legislator Named)

Handwritten signature/initials



Alaska State Legislature

House of Representatives

Committee on Judiciary

Official Business

Pouch V
State Capitol
Juneau, Alaska 99811

March 2, 1979

The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

It is the intent of the House Judiciary Committee that under House Bill 262 first priority be given to the training of police officers and village magistrates, second priority to the training of district attorneys and public defenders. Training of judges and members of the private bar has the lowest priority.

The Committee recommends that the Finance Committee seek testimony from the office of the Public Defender.

Sincerely,

Charles H. Parr
Chairman

REVISED CRIMINAL CODE-TRAINING PROGRAM

The second session of the tenth Alaska Legislature adopted a new criminal code for the state. The new code is a sweeping and comprehensive revision of Alaska's criminal law. The code becomes effective on January 1, 1980. The eighteen month delayed effective date was specified to allow sufficient time to devise and implement a training program to ensure that all segments of the criminal justice system would be familiar with the code once it went into effect. Though envisioning this training program, the Legislature failed to provide funds for its development and implementation. The funding of a training program is critical to ensure a smooth transition from existing law to the new criminal code.

The attached pages discuss in detail the training program to be conducted by the Department of Law. The program has two phases. The first begins on April 1, 1979 and continues until June 30, 1979. During April and May of this year a criminal code manual will be prepared by the Department of Law. The manual will include the provisions of the new criminal code, the relevant corresponding sections of the prior criminal code, the commentary adopted by the legislature expressing its intent in passing the criminal

code, cross-references for each statute to other relevant provisions in the criminal code, a derivation chart listing the states upon which the revised criminal code was based and a compilation of judicial decisions in states having statutes similar to those appearing in the new criminal code. The manual will be approximately five-hundred pages and will be distributed to all district attorneys, public defenders and judges. Extra copies of the manual will be available at cost to members of the defense bar.

The first phase of instruction will begin in Sitka in early June for all district attorneys. A twelve-hour session conducted over two days is planned. Training manuals will be distributed at or before the session. All members of the eight district attorneys offices will leave the session with a working knowledge of the criminal code along with a manual which will address many of the questions which will arise once the code becomes effective.

Also being held in Sitka at the same time as the district attorney's conference is the annual judicial conference. Members of the criminal division of the Department of Law will present an overview of the criminal code at the judicial conference and distribute the criminal code manual. Also envisioned is a program on the new criminal code to be

presented at the Alaska Bar Association Convention in Sitka prior to the judicial conference.

The second phase of the training program will commence on July 1, 1979. Drafting will begin on a criminal code work book which will be distributed to all law enforcement officers (both state and municipal) in Alaska. The work book will be drafted in conjunction with the efforts of the Department of Public Safety Academy to devise a training program for new recruits. The work book will emphasize those provisions of the criminal code which are of particular relevance to peace officers (i.e., assault, disorderly conduct, homicide, theft, joyriding). A number of questions regarding the statutes will also be included. These questions will be answered by the officers at the training sessions described below. An instruction manual will also be prepared which will be used by the eight prosecuting attorney instructors who will be assigned primary responsibility for training law enforcement officers.

In early fall a five-day intensive review of the criminal code will be conducted in Anchorage. Eight prosecuting attorneys, one from each of the eight state district attorney offices located in Ketchikan, Juneau, Anchorage, Bethel, Nome, Kenai, Fairbanks, and Kodiak will attend this session.

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CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

presented at the Alaska Bar Association Convention in Sitka prior to the judicial conference.

The second phase of the training program will commence on July 1, 1979. Drafting will begin on a criminal code work book which will be distributed to all law enforcement officers (both state and municipal) in Alaska. The work book will be drafted in conjunction with the efforts of the Department of Public Safety Academy to devise a training program for new recruits. The work book will emphasize those provisions of the criminal code which are of particular relevance to peace officers (i.e., assault, disorderly conduct, homicide, theft, joyriding). A number of questions regarding the statutes will also be included. These questions will be answered by the officers at the training sessions described below. An instruction manual will also be prepared which will be used by the eight prosecuting attorney instructors who will be assigned primary responsibility for training law enforcement officers.

In early fall a five-day intensive review of the criminal code will be conducted in Anchorage. Eight prosecuting attorneys, one from each of the eight state district attorney offices located in Ketchikan, Juneau, Anchorage, Bethel, Nome, Kenai, Fairbanks, and Kodiak will attend this session.

Each of the eight prosecuting attorney instructors with the assistance of the attorney coordinator will be responsible for the training of all law enforcement officers in their city and surrounding communities. The five day meeting will acquaint the prosecuting attorney instructors with the training program for law enforcement officers.

Instruction of law enforcement officers will be conducted from October 1 to December 15, 1979 by the attorney coordinator and the prosecuting attorney instructors. The primary sessions will be held in the eight cities having district attorney offices. The sessions will be two days long, with several sessions contemplated in the larger communities. All local law enforcement offices as well as officers from surrounding communities having less than five peace officers will attend these sessions. Similar sessions will also be held in surrounding communities having five or more peace officers.

Upon completion of the training program for law enforcement officers, the coordinating attorney will begin work on sample complaints to be used in charging under the criminal code. Work will also begin in conjunction with the court system on a set of jury instructions to be used with the criminal code.

The final phase of the training program will be conducted at the eight district attorney offices during May 15-June 30. The attorney coordinator will conduct reviews of selected areas of the code as well as address problems that have arisen since the code's implementation.

SUMMARY OF COST OF CRIMINAL CODE TRAINING PROGRAM
April 1, 1979 - June 30, 1980

Personal Services	\$ 77,371.67
Travel	28,897.43
Printing and video costs	18,200.00
Commodities	7,350.00
	<u> </u>
	<u> </u>
	\$131,819.10

JVF

PHASE I COSTS: April 1, 1979 - June 30, 1979

I. Attorney Coordinator

A. Prepare Criminal Code Manual to include new criminal code, corresponding provisions of old criminal code, commentary adopted by legislature, derivation information listing states with similar statutes and judicial decisions interpreting statutes, cross references to other relevant statutes in new criminal code.

B. Conduct first phase of training for all district attorneys and assistant district attorneys in Sitka. June 11-12.

C. Present programs on criminal code at:

1. Judicial Conference - Sitka, June 11-13

2. Bar Association Convention - Sitka, June 6-8

3 months x \$4,620.36 \$13,861.08

AHY IV, 24D

II. Legal Intern - Research judicial decisions in other states with statutes similar to those appearing in criminal code. Compile decisions for placement in criminal code manual.

3 months x \$1,800 5,400.00

III. Travel and per diem (see detailed cost analysis attached)

12,865.28

IV. Printing of criminal code manual and distribution to all district attorneys, public defenders and judges (including postage).

350 sets x \$12 4,200.00

V. Video tape production: includes cost of tapes, filming and reproduction costs of recording training program for district attorneys. Tapes to be used for training district attorneys hired after June 1979 and in training district attorneys unable to attend training program in Sitka.

3,000.00

VI. Telephone - \$200 per month

600.00

VII. Commodities and office consumables

\$250 per month 750.00

VIII. Secretarial support:

\$1,836 x 3 5,508.00

443. 200. I, 108

HB 261

\$46,184.36

SPECIAL 7 ATTACH

PHASE II COSTS: July 1, 1979 - June 30, 1980

I. Attorney Coordinator

- A. Coordinate training program for law enforcement officers (Alaska State Troopers and municipal peace officers) in conjunction with and relying on expertise of Department of Public Safety, Academy and Alaska Police Standards Council. Prepare criminal code workbook for use by law enforcement officers and instructor's manual for use by prosecuting attorney instructors. July 1 to August 31.
- B. Conduct training program of prosecuting attorney instructors. September 17 to September 21, Anchorage. Familiarize instructors with training program for law enforcement officers.
- C. Supervise training by prosecuting attorney instructors of law enforcement officers. October 1 to December 15.
- D. Preparation of sample complaints. December 15 to March 15.
- E. Preparation of jury instructions in conjunction with Court System. January 15 to June 30.
- F. Follow up training in district attorney's offices. May 15 to June 30.

6 months full time x \$4,620.36
6 months 1/2 time x \$2,310.18

\$41,583.24

Att'y IV, 24D

II. Travel and per diem (see detailed cost analysis attached)

- A. Anchorage training program of eight prosecuting attorney instructors. September 17 to September 21.
- B. Trips of attorney coordinator from Anchorage to Ketchikan, Juneau, Kenai, Soldotna, Kodiak, Bethel, Fairbanks, and Nome. October 1 to December 15.
- C. Trips of peace officers from communities having less than five peace officers to nearest district attorney's office. October 1 to December 15.
- D. Trips of prosecuting attorney instructors and attorney coordinator to Petersburg, Wrangell, Sitka, Valdez, Palmer, Glenallen/Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 1 to December 15.
- E. Follow up training in district attorney offices. May 15 to June 15.

F. *Annual Police Officers Training*
HB 262

~~16,032.35~~

56,632

- *SECRET ATTACH*

PHASE II COSTS: July 1, 1979 - June 30, 1980

I. Attorney Coordinator

- A. Coordinate training program for law enforcement officers (Alaska State Troopers and municipal peace officers) in conjunction with and relying on expertise of Department of Public Safety Academy and Alaska Police Standards Council. Prepare criminal code workbook for use by law enforcement officers and instructor's manual for use by prosecuting attorney instructors. July 1 to August 31.
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- C. Trips of peace officers from communities having less than five peace officers to nearest district attorney's office. October 1 to December 15.
- D. Trips of prosecuting attorney instructors and attorney coordinator to Petersburg, Wrangell, Sitka, Valdez, Palmer, Glenallen/Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 1 to December 15.
- E. Follow up training in district attorney offices. May 15 to June 15.

F. *Rural Police Officers Training*
HB 262

~~16,032.15~~

56,632

III. Secretarial support:

12 months 1/2 time x \$1,836.56

11,019.35

Leg. Sec. I, 10 B.

IV. Printing of workbook for law enforcement officers:

1,000 x \$8.00

8,000.00

V. Video tape production: includes cost of tapes, filming and reproduction costs of recording training program for law enforcement officers.

Tapes to be used for training law enforcement officers hired after December 15, 1979 and in training of officers who are unable to attend programs conducted October 1 to December 15, 1979.

3,000.00

VI. Telephone: \$200 per month

2,400.00

VII. Commodities and office consumables: \$250 per mo.

3,600.00

~~\$85,634.74~~

\$126,234.74

TRAVEL AND PER DIEM COSTS - PHASE I

Travel costs for 45 district attorneys and assistant district attorneys to Sitka to attend two-day training session on criminal code:

To Sitka from:

Juneau - 7 x \$64.24	=	\$ 449.68
Ketchikan - 2 x \$93.16	=	186.32
Anchorage - 21 x \$180.08	=	3,781.68
Kenai - 2 x \$216.08	=	432.16
Kodiak - 2 x \$275.49	=	550.98
Bethel - 1 x \$328.90	=	328.90
Nome - 1 x \$333.72	=	333.72
Fairbanks - 9 x \$235.76	=	<u>2,121.84</u>
		\$8,185.28

Per diem: 45 participants at \$52		
per day x 2 days	=	<u>\$4,680.00</u>

TOTAL

\$12,865.28

TRAVEL AND PER DIEM COSTS - PHASE II

A. Training program for prosecuting attorney instructors in Anchorage. September 17 to September 21.

Round trip airfare of prosecuting attorney instructors to Anchorage from:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>

\$ 967.05

Per diem: 7 participants x 5 days x \$55
per day \$1,925.00

TOTAL

\$2,892.05

B. Trips of attorney coordinator to district attorney offices. October 1 to December 15.

Round trip airfare from Anchorage to:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>

\$ 967.05

Per diem for attorney coordinator for trips to district attorneys offices. October 15 to December 15:

Juneau - 3 days x \$55	=	\$ 165.00
Ketchikan - 3 days x \$50	=	150.00
Kenai - 3 days x \$54	=	162.00
Kodiak - 2 days x \$54	=	108.00
Bethel - 2 days x \$65	=	130.00
Fairbanks - 5 days x \$58	=	290.00
Nome - 2 days x \$82	=	<u>164.00</u>

\$1,169.00

TOTAL

2,136.05

C. Trips of peace officers from cities having less than five peace officers to nearest district attorney's office. October 1 to December 15.

		<u>Number of Officers</u>
To Ketchikan from:	Metlaktla	2
	Craig	2
To Juneau from:	Haines	4
	Skagway	3
	Hoonah	2
	Pelican	1
	Yakutat	1
To Anchorage from:	Whittier	1
To Fairbanks from:	North Pole	3
	Nenana	2
To Kenai from:	Seldovia	1
To Kodiak from:	Dillingham	2
	Unalaska	<u>2</u>
		26

26 officers at approximately \$200 per trip including per diem \$ 5,200.00

D. Trips of prosecuting attorney instructor and coordinating attorney to Petersburg, Wrangell, Valdez, Palmer, Glenallen, Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 15 to December 15.

10 cities at approximately \$200 per trip including per diem x 2 4,000.00

E. Trips of attorney coordinator to district attorney's offices. April 15 to May 15:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>
		\$ 967.05

Per diem for attorney coordinator for trips to district attorneys offices. April 15 to May 15:

Juneau - 2 days x \$55	=	\$ 110.00
Ketchikan - 2 days x \$50	=	100.00
Kenai - 2 days x \$54	=	108.00
Kodiak - 2 days x \$54	=	108.00
Bethel - 2 days x \$65	=	130.00
Fairbanks - 3 days x \$58	=	116.00
Nome - 2 days x \$82	=	<u>165.00</u>
		\$ 837.00

TOTAL

1,804.05

HB 262
F. 116 Rural OFFICER TRAINING 2002

~~1,804.05~~

40,689.17

STATE
of ALASKA

MEMORANDUM

TO: Barry Stern
Coordinator, Criminal Code Training
Department of Law

DATE: February 27, 1979

FILE NO:

TELEPHONE NO:

FROM: James F. Mayer *JFM*
Executive Director
Alaska Police Standards CouncilSUBJECT: Criminal Code Training/
Village Police Officers

The following list identifies the communities and number of police officers in the "village" category which will require training in the Criminal Code revision. They are broken down regionally, based on the already proposed training centers.

<u>Training Center</u>	<u>Municipality</u>	<u>Number of Officers</u>
Anchorage	St. Paul	1
	King Cove	1
	McGrath	1
Bethel	Kotlik	2
	Emmonak	2
	Grayling	1
	Alakanuk	1
	Sheldon Point	1
	Shageluk	3
	Holy Cross	2
	Mountain Village	1
	Scammon Bay	2
	St. Mary's	1
	Fortuna Ledge	1
	Chevak	2
	Chuathbaluk	2
	Lower Kalskag	1
	Aniak	1
	Newtok	2
	Tununak	2
	Toksook Bay	3
	Nightmute	1
	Chefornak	1
	Akolmiut	4
	Atmautluak	2
	Akiachak	2
	Akiak	2
	Kwethluk	2
	Napakiaik	2
	Quinhagak	4
Ekwok	1	
Aleknagik	1	
Goodnews Bay	2	
Platinum	2	
Togiak	2	
Manokotak	2	

<u>Training Center</u>	<u>Municipality</u>	<u>Number of Officers</u>
Fairbanks	Fort Yukon	1
Ketchikan	Klawock	1
Petersburg	Kake	2
Juneau	Tenakee Springs	1
Kotzebue	Kivalina	1
	Kiana	1
	Ambler	1
	Noorvik	2
	Kobuk	1
	Selawik	5
	Shishmaref	3
	Deering	1
	Buckland	1
Kenai	Soldotna	8
Kodiak	Ouzinkie	1
Nome	Diomede	1
	Wales	1
	Brevig Mission	1
	Teller	1
	Elim	1
	White Mountain	1
	Golovin	1
	Koyuk	2
	Unalakleet	4
	Galena	1
Stebbins	3	
Savoonga	2	
St. Michael	2	
Sitka	Angoon	2
65 Municipalities		116 Officers

The following budget is proposed to provide transportation and per diem for these officers to go to the listed regional training centers:

Round-trip Transportation:

116 officers @ \$200.

\$23,200

Per Diem:

116 officers @ \$50. x 3 days

17,400

TOTAL

\$40,600.

These estimates are based on two-day training sessions, air charter costs, and are exclusive of administrative costs and any necessary additional travel and per diem for the instructors.

JFM/mas



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James A. Smith
Signature of Camera Operator

3/20/90
Date

HB 262 am.

SENATE FINANCE COMMITTEE
BILL CHECKLIST

- 1. Original Bill Document ✓
- 2. History Cover Form ✓
- 3. Printed Copies:
 - Original Bill ✓
 - Committee Substitutes or Amendments ✓
- 4. Committee Report Form ✓
- 5. Fiscal Note:
 - In File ✓
 - Requested Date
- 6. Backup:
 - Handouts
 - Letter from Governor
 - Letter from Sponsor
 - Other

Judiciary Letter of Intent
 Judiciary Committee Rpt
 Revised Criminal Code Training Prog.

WO 6576
Berrier*CS delivered
to Legis. Affairs
for Fina 5/26/80*

Original sponsor: Gardiner

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR HOUSE BILL NO. 262

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to search and rescue and creating a
7 search and rescue fund; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 18.60.120 is amended to read:

11 Sec. 18.60.120. SEARCH [RELIEF] AND RESCUE PARTIES. Upon being
12 notified that a person is lost, injured, killed, or is in need of imme-
13 mediate rescue [OR ABSENT FROM HIS USUAL PLACE OF ABODE FOR A PERIOD OF
14 TIME OR UNDER CIRCUMSTANCES GIVING REASONABLE APPREHENSION THAT HE IS
15 LOST], the commissioner of public safety or his designee may appoint a
16 competent person to organize, direct, and guide a search and rescue
17 [SHALL SEND OUT A RESCUE AND RELIEF] party for the purpose of rescuing
18 or retrieving [AND RELIEVING] the [LOST] person or his remains. [THE
19 COMMISSIONER OF PUBLIC SAFETY OR HIS DESIGNEE SHALL APPOINT A COMPETENT
20 PERSON TO ORGANIZE, DIRECT AND GUIDE THE RESCUE AND RELIEF PARTY.]

21 * Sec. 2. AS 18.60.130 is amended to read:

22 Sec. 18.60.130. EXPENSES OF SEARCH [RELIEF] AND RESCUE PARTIES.
23 The expense of the search [RELIEF] and rescue party shall be paid out of
24 the state treasury upon vouchers properly made out, [AND] signed, and
25 sworn to by the person appointed to direct the search and rescue [AND
26 RELIEF] party. The oath to the voucher shall be taken and made before
27 the commissioner of public safety or his designee [WHO APPOINTS THE
28 PERSON] and may be paid only after it has been approved by the commis-
29 sioner of public safety or his designee. In approving the voucher, the

1 commissioner of public safety or his designee shall consider the neces-
2 sity of the search [RELIEF] and rescue party, the reasonableness of the
3 expenses, and the proper audit of the voucher. [THE COMMISSIONER OF
4 PUBLIC SAFETY SHALL ADOPT RULES AND REGULATIONS FOR THE GUIDANCE OF HIS
5 DESIGNEE GOVERNING THE AUTHORIZATION OF RESCUE AND RELIEF PARTIES AND OF
6 THEIR EXPENSES.]

7 * Sec. 3. AS 18.60.140 is amended to read:
8 Sec. 18.60.140. LIMITATION OF AMOUNT OF EXPENDITURE FOR SEARCH AND
9 RESCUE [OR RELIEF]. A designee of the commissioner of public safety may
10 obligate the state in an amount up to one percent of the maximum amount
11 of the search and rescue fund [\$1,000] in any one case of search and
12 rescue [AND RELIEF]. If the commissioner of public safety approves, he
13 shall state the additional amount that may be expended in each case, and
14 his approval shall be attached to the voucher.

15 * Sec. 4. AS 18.60 is amended by adding a new section to read:
16 Sec. 18.60.145. SEARCH AND RESCUE FUND. There is created in the
17 Department of Public Safety a search and rescue fund which may not
18 exceed \$250,000. The commissioner of public safety or his designee
19 shall administer the fund for the purpose of conducting search and
20 rescue operations under AS 18.60.120 - 18.60.175.

21 * Sec. 5. AS 18.60.175 is amended to read:
22 Sec. 18.60.175. REGULATIONS. The Department of Public Safety
23 shall adopt [PROMULGATE] regulations necessary to carry out the duties
24 assigned by AS 18.60.120 - 18.60.170, [SPECIFICALLY] including regula-
25 tions dealing with the handling of nonexpendable property purchased
26 during a search or rescue mission and expenditures of money for search
27 and rescue. These regulations shall be adopted [PROMULGATED] in accord-
28 ance with the Administrative Procedure Act (AS 44.62).

29 * Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-

1 070(c).

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Funding Information
General Fund \$126,235
Other Funds -0-
\$126,235

Introduced: 2/21/79
Referred: Judiciary and
Finance

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IN THE HOUSE

BY GARDINER

HOUSE BILL NO. 262 am

IN THE LEGISLATURE OF THE STATE OF ALASKA

ELEVENTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act making a special appropriation to the Department of Law for a training program on the revised criminal code; and providing for an effective date."

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

* Section 1. The sum of \$126,235 is appropriated from the general fund to the Department of Law for devising and implementing a training program on the revised criminal code.

* Sec. 2. The unexpended and unobligated portion of this appropriation lapses into the general fund June 30, 1980.

* Sec. 3. This Act takes effect July 1, 1979.

Funding Information
General Fund ~~\$126,235~~
Other Funds ~~0~~

\$126,235

Introduced: 2/21/79
Referred: Judiciary and
Finance

Senate Finance
—BY GARDINER

1 IN THE HOUSE

2 *SCS* HOUSE BILL NO. 262 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 ~~For an Act entitled: "An Act making a special appropriation to the Depart-~~
7 ~~ment of Law for a training program on the revised~~
8 ~~criminal code, and providing for an effective date."~~

9 ~~BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:~~

10 ~~* Section 1. The sum of \$126,235 is appropriated from the general fund~~
11 ~~to the Department of Law for devising and implementing a training program~~
12 ~~on the revised criminal code.~~

13 ~~* Sec. 2. The unexpended and unobligated portion of this appropriation~~
14 ~~lapses into the general fund June 30, 1980.~~

15 ~~* Sec. 3. This Act takes effect July 1, 1979.~~

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21 INCORPORATE AS CS FOR HB 262am TITLE AND ALL PROVISIONS OF
22 SB 315.
23

24
25 Return to Diana or Kathy
26 Room 512 Capitol

27 Work Draft for 1:30 p.m.
28 meeting 5/26/80

Introduced: 1/14/80
Referred: State Affairs and
Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 315

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to search and rescue and creating a
7 search and rescue fund; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 18.60.120 is amended to read:

11 Sec. 18.60.120. SEARCH [RELIEF] AND RESCUE PARTIES. Upon being
12 notified that a person is lost, injured, killed, or is in need of
13 immediate rescue [OR ABSENT FROM HIS USUAL PLACE OF ABODE FOR A PERIOD
14 OF TIME OR UNDER CIRCUMSTANCES GIVING REASONABLE APPREHENSION THAT HE
15 IS LOST,] the commissioner of public safety or his designee may appoint
16 a competent person to organize, direct and guide a search and rescue
17 [SHALL SEND OUT A RESCUE AND RELIEF] party for the purpose of rescuing
18 or retrieving [AND RELIEVING] the [LOST] person or his remains. [THE
19 COMMISSIONER OF PUBLIC SAFETY OR HIS DESIGNEE SHALL APPOINT A COMPETENT
20 PERSON TO ORGANIZE, DIRECT AND GUIDE THE RESCUE AND RELIEF PARTY.]

21 * Sec. 2. AS 18.60.130 is amended to read:

22 Sec. 18.60.130. EXPENSES OF SEARCH [RELIEF] AND RESCUE PARTIES.
23 The expense of the search [RELIEF] and rescue party shall be paid out
24 of the state treasury upon vouchers properly made out, [AND] signed
25 and sworn to by the person appointed to direct the search [RELIEF] and
26 rescue party. The oath to the voucher shall be taken and made before
27 the commissioner of public safety or his designee [WHO APPOINTS THE
28 PERSON] and may be paid only after it has been approved by the commis-
29 sioner of public safety or his designee. In approving the voucher,

1 the commissioner of public safety or his designee shall consider the
2 necessity of the search [RELIEF] and rescue party, the reasonableness
3 of the expenses and the proper audit of the voucher. [THE COMMISSIONER
4 OF PUBLIC SAFETY SHALL ADOPT RULES AND REGULATIONS FOR THE GUIDANCE OF
5 HIS DESIGNEE GOVERNING THE AUTHORIZATION OF RESCUE AND RELIEF PARTIES
6 AND OF THEIR EXPENSES.]

7 * Sec. 3. AS 18.60.140 is amended to read:

8 Sec. 18.60.140. LIMITATION OF AMOUNT OF EXPENDITURE FOR SEARCH
9 AND RESCUE [OR RELIEF]. A designee of the commissioner of public
10 safety may obligate the state in an amount up to one per cent of the
11 maximum amount of the search and rescue fund [\$1,000] in any one case
12 of search and rescue [AND RELIEF]. If the commissioner of public
13 safety approves, he shall state the additional amount that may be
14 expended in each case, and his approval shall be attached to the
15 voucher.

16 * Sec. 4. AS 18.60 is amended by adding a new section to read:

17 Sec. 18.60.145. SEARCH AND RESCUE FUND. There is created in the
18 Department of Public Safety a search and rescue fund which may not
19 exceed \$250,000. The commissioner of public safety or his designee
20 shall administer the fund for the purpose of conducting search and
21 rescue operations under AS 18.60.120 -- 18.60.175.

22 * Sec. 5. AS 18.60.175 is amended to read:

23 Sec. 18.60.175. REGULATIONS. The Department of Public Safety
24 shall adopt [PROMULGATE] regulations necessary to carry out the duties
25 assigned by AS 18.60.120 -- 18.60.170 [SECS. 120-170 OF THIS CHAPTER],
26 [SPECIFICALLY] including regulations dealing with the handling of
27 nonexpendable property purchased during a search or rescue mission and
28 expenditures of money for search and rescue. These regulations shall
29 be adopted [PROMULGATED] in accordance with the Administrative Proce-



HD 262

From The

**SENATE
FINANCE COMMITTEE**

This is being
put in the operating
budget for FY '80

[Handwritten Signature]

Handwritten initials/signature

HB 261+262

Crime file

REVISED CRIMINAL CODE-TRAINING PROGRAM

The second session of the tenth Alaska Legislature adopted a new criminal code for the state. The new code is a sweeping and comprehensive revision of Alaska's criminal law. The code becomes effective on January 1, 1980. The eighteen month delayed effective date was specified to allow sufficient time to devise and implement a training program to ensure that all segments of the criminal justice system would be familiar with the code once it went into effect. Though envisioning this training program, the Legislature failed to provide funds for its development and implementation. The funding of a training program is critical to ensure a smooth transition from existing law to the new criminal code.

The attached pages discuss in detail the training program to be conducted by the Department of Law. The program has two phases. The first begins on April 1, 1979 and continues until June 30, 1979. During April and May of this year a criminal code manual will be prepared by the Department of Law. The manual will include the provisions of the new criminal code, the relevant corresponding sections of the prior criminal code, the commentary adopted by the legislature expressing its intent in passing the criminal

code, cross-references for each statute to other relevant provisions in the criminal code, a derivation chart listing the states upon which the revised criminal code was based and a compilation of judicial decisions in states having statutes similar to those appearing in the new criminal code. The manual will be approximately five-hundred pages and will be distributed to all district attorneys, public defenders and judges. Extra copies of the manual will be available at cost to members of the defense bar.

The first phase of instruction will begin in Sitka in early June for all district attorneys. A twelve-hour session conducted over two days is planned. Training manuals will be distributed at or before the session. All members of the eight district attorneys offices will leave the session with a working knowledge of the criminal code along with a manual which will address many of the questions which will arise once the code becomes effective.

Also being held in Sitka at the same time as the district attorney's conference is the annual judicial conference. Members of the criminal division of the Department of Law will present an overview of the criminal code at the judicial conference and distribute the criminal code manual. Also envisioned is a program on the new criminal code to be

presented at the Alaska Bar Association Convention in Sitka prior to the judicial conference.

The second phase of the training program will commence on July 1, 1979. Drafting will begin on a criminal code work book which will be distributed to all law enforcement officers (both state and municipal) in Alaska. The work book will be drafted in conjunction with the efforts of the Department of Public Safety Academy to devise a training program for new recruits. The work book will emphasize those provisions of the criminal code which are of particular relevance to peace officers (i.e., assault, disorderly conduct, homicide, theft, joyriding). A number of questions regarding the statutes will also be included. These questions will be answered by the officers at the training sessions described below. An instruction manual will also be prepared which will be used by the eight prosecuting attorney instructors who will be assigned primary responsibility for training law enforcement officers.

In early fall a five-day intensive review of the criminal code will be conducted in Anchorage. Eight prosecuting attorneys, one from each of the eight state district attorney offices located in Ketchikan, Juneau, Anchorage, Bethel, Nome, Kenai, Fairbanks, and Kodiak will attend this session.

Each of the eight prosecuting attorney instructors with the assistance of the attorney coordinator will be responsible for the training of all law enforcement officers in their city and surrounding communities. The five day meeting will acquaint the prosecuting attorney instructors with the training program for law enforcement officers.

Instruction of law enforcement officers will be conducted from October 1 to December 15, 1979 by the attorney coordinator and the prosecuting attorney instructors. The primary sessions will be held in the eight cities having district attorney offices. The sessions will be two days long, with several sessions contemplated in the larger communities. All local law enforcement offices as well as officers from surrounding communities having less than five peace officers will attend these sessions. Similar sessions will also be held in surrounding communities having five or more peace officers.

Upon completion of the training program for law enforcement officers, the coordinating attorney will begin work on sample complaints to be used in charging under the criminal code. Work will also begin in conjunction with the court system on a set of jury instructions to be used with the criminal code.

The final phase of the training program will be conducted at the eight district attorney offices during May 15-June 30. The attorney coordinator will conduct reviews of selected areas of the code as well as address problems that have arisen since the code's implementation.

SUMMARY OF COST OF CRIMINAL CODE TRAINING PROGRAM
April 1, 1979 - June 30, 1980

Personal Services	\$ 77,371.67
Travel	28,897.43
Printing and video costs	18,200.00
Commodities	<u>7,350.00</u>
Travel - (See attached memo from Mayer)	\$131,819.10
	+ 40,600.00
	<u>\$ 172,419.10</u>

PHASE I COSTS: April 1, 1979 - June 30, 1979

I.	Attorney Coordinator		
	A.	Prepare Criminal Code Manual to include new criminal code, corresponding provisions of old criminal code, commentary adopted by legislature, derivation information listing states with similar statutes and judicial decisions interpreting statutes, cross references to other relevant statutes in new criminal code.	
	B.	Conduct first phase of training for all district attorneys and assistant district attorneys in Sitka. June 11-12.	
	C.	Present programs on criminal code at:	
		1. Judicial Conference - Sitka, June 11-13	
		2. Bar Association Convention - Sitka, June 6-8	
		3 months x \$4,620.36	\$13,861.08
II.	Legal Intern - Research judicial decisions in other states with statutes similar to those appearing in criminal code. Compile decisions for placement in criminal code manual.		
		3 months x \$1,800	5,400.00
III.	Travel and per diem (see detailed cost analysis attached)		12,865.28
IV.	Printing of criminal code manual and distribution to all district attorneys, public defenders and judges (including postage).		
		350 sets x \$12	4,200.00
V.	Video tape production: includes cost of tapes, filming and reproduction costs of recording training program for district attorneys. Tapes to be used for training district attorneys hired after June 1979 and in training district attorneys unable to attend training program in Sitka.		3,000.00
VI.	Telephone - \$200 per month		600.00
VII.	Commodities and office consumables		
		\$250 per month	750.00
VIII.	Secretarial support:		
		\$1,836 x 3	5,508.00
			<hr/>
			\$46,184.36

I. Attorney Coordinator

- A. Coordinate training program for law enforcement officers (Alaska State Troopers and municipal peace officers) in conjunction with and relying on expertise of Department of Public Safety Academy and Alaska Police Standards Council. Prepare criminal code workbook for use by law enforcement officers and instructor's manual for use by prosecuting attorney instructors. July 1 to August 31.
- B. Conduct training program of prosecuting attorney instructors. September 17 to September 21, Anchorage. Familiarize instructors with training program for law enforcement officers.
- C. Supervise training by prosecuting attorney instructors of law enforcement officers. October 1 to December 15.
- D. Preparation of sample complaints. December 15 to March 15.
- E. Preparation of jury instructions in conjunction with Court System. January 15 to June 30.
- F. Follow up training in district attorney's offices. May 15 to June 30.

6 months full time x \$4,620.36

6 months 1/2 time x \$2,310.18

\$41,583.24

II. Travel and per diem (see detailed cost analysis attached,

- A. Anchorage training program of eight prosecuting attorney instructors. September 17 to September 21.
- B. Trips of attorney coordinator from Anchorage to Ketchikan, Juneau, Kenai, Soldotna, Kodiak, Bethel, Fairbanks, and Nome. October 1 to December 15.
- C. Trips of peace officers from communities having less than five peace officers to nearest district attorney's office. October 1 to December 15.
- D. Trips of prosecuting attorney instructors and attorney coordinator to Petersburg, Wrangell, Sitka, Valdez, Palmer, Glenallen/Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 1 to December 15.
- E. Follow up training in district attorney offices. May 15 to June 15.

(See attached memo from Mayer)

16,032.15

+ 40,600.00

III. Secretarial support:		
	12 months 1/2 time x \$1,836.56	11,019.35
IV. Printing of workbook for law enforcement officers:		
	1,000 x \$8.00	8,000.00
V. Video tape production: includes cost of tapes, filming and reproduction costs of recording training program for law enforcement officers. Tapes to be used for training law enforcement officers hired after December 15, 1979 and in training of officers who are unable to attend programs conducted October 1 to December 15, 1979.		3,000.00
VI. Telephone: \$200 per month		2,400.00
VII. Commodities and office consumables: \$250 per mo.		<u>3,600.00</u>

(See attached memo from Meyer)

	\$85,634.74
	+ 40,600.00
	<u>\$126,234.74</u>

TRAVEL AND PER DIEM COSTS - PHASE I

Travel costs for 45 district attorneys and assistant district attorneys to Sitka to attend two-day training session on criminal code:

To Sitka from:

Juneau - 7 x \$64.24	=	\$ 449.68
Ketchikan - 2 x \$93.16	=	186.32
Anchorage - 21 x \$180.08	=	3,781.68
Kenai - 2 x \$216.08	=	432.16
Kodiak - 2 x \$275.49	=	550.98
Bethel - 1 x \$328.90	=	328.90
Nome - 1 x \$333.72	=	333.72
Fairbanks - 9 x \$235.76	=	2,121.84
		<u>\$8,185.28</u>

Per diem: 45 participants at \$52		
per day x 2 days	=	<u>\$4,680.00</u>

TOTAL

\$12,865.28

TRAVEL AND PER DIEM COSTS - PHASE II

- A. Training program for prosecuting attorney instructors in Anchorage. September 17 to September 21.

Round trip airfare of prosecuting attorney instructors to Anchorage from:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>
		\$ 967.05

Per diem: 7 participants x 5 days x \$55
per day \$1,925.00

TOTAL

\$2,892.05

- B. Trips of attorney coordinator to district attorney offices. October 1 to December 15.

Round trip airfare from Anchorage to:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>
		\$ 967.05

Per diem for attorney coordinator for trips to district attorneys offices. October 15 to December 15:

Juneau - 3 days x \$55	=	\$ 165.00
Ketchikan - 3 days x \$50	=	150.00
Kenai - 3 days x \$54	=	162.00
Kodiak - 2 days x \$54	=	108.00
Bethel - 2 days x \$65	=	130.00
Fairbanks - 5 days x \$58	=	290.00
Nome - 2 days x \$82	=	<u>164.00</u>

\$1,169.00

TOTAL

2,136.05

C. Trips of peace officers from cities having less than five peace officers to nearest district attorney's office. October 1 to December 15.

		<u>Number of Officers</u>
To Ketchikan from:	Metlaktla	2
	Craig	2
To Juneau from:	Haines	4
	Skagway	3
	Hoonah	2
	Pelican	1
	Yakutat	1
To Anchorage from:	Whittier	1
To Fairbanks from:	North Pole	3
	Nenana	2
To Kenai from:	Seldovia	1
To Kodiak from:	Dillingham	2
	Unalaska	<u>2</u>
		26

26 officers at approximately \$200 per trip including per diem \$ 5,200.00

D. Trips of prosecuting attorney instructor and coordinating attorney to Petersburg, Wrangell, Valdez, Palmer, Glenallen, Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 15 to December 15.

10 cities at approximately \$200 per trip including per diem x 2 4,000.00

E. Trips of attorney coordinator to district attorney's offices. April 15 to May 15:

1. Juneau	\$ 171.16
2. Ketchikan	222.42
3. Kenai	36.00
4. Kodiak	95.41
5. Bethel	148.82
6. Fairbanks	102.12
7. Nome	<u>191.12</u>
	\$ 967.05

Per diem for attorney coordinator for trips to district attorneys offices. April 15 to May 15:

Juneau - 2 days x \$55	= \$ 110.00
Ketchikan - 2 days x \$50	= 100.00
Kenai - 2 days x \$54	= 108.00
Kodiak - 2 days x \$54	= 108.00
Bethel - 2 days x \$65	= 130.00
Fairbanks - 3 days x \$58	= 116.00
Nome - 2 days x \$82	<u>165.00</u>
	\$ 837.00

TOTAL

1,804.05

\$16,032.15

+ 40,600.00

See attached memo from Meyer

A

15

TRAVEL AND PER DIEM COSTS - PHASE II

- A. Training program for prosecuting attorney instructors in Anchorage. September 17 to September 21.

Round trip airfare of prosecuting attorney instructors to Anchorage from:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
4.	Kodiak	95.41
5.	Bethel	148.82
6.	Fairbanks	102.12
7.	Nome	<u>191.12</u>

\$ 967.05

Per diem: 7 participants x 5 days x \$55
per day \$1,925.00

TOTAL

\$2,892.05

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Round trip airfare from Anchorage to:

1.	Juneau	\$ 171.16
2.	Ketchikan	222.42
3.	Kenai	36.00
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Nome - 2 days x \$82	=	<u>164.00</u>

\$1,169.00

TOTAL

2,136.05

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		<u>Number of Officers</u>
To Ketchikan from:	Metlaktla	2
	Craig	2
To Juneau from:	Haines	4
	Skagway	3
	Hoonah	2
	Pelican	1
	Yakutat	1
To Anchorage from:	Whittier	1
To Fairbanks from:	North Pole	3
	Nenana	2
To Kenai from:	Seldovia	1
To Kodiak from:	Dillingham	2
	Unalaska	<u>2</u>
		26

26 officers at approximately \$200 per trip including per diem \$ 5,200.00

D. Trips of prosecuting attorney instructor and coordinating attorney to Petersburg, Wrangell, Valdez, Palmer, Glenallen, Tok, Cordova, Barrow, Seward, Homer, Kotzebue. October 15 to December 15.

10 cities at approximately \$200 per trip including per diem x 2 4,000.00

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7. Nome	<u>191.12</u>
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Bethel - 2 days x \$65	= 130.00
Fairbanks - 3 days x \$58	= 116.00
Nome - 2 days x \$82	<u>= 165.00</u>
	\$ 837.00

1 TOTAL

1,804.05

\$16,032.15

+ 40,600.00


See attached memo from Meyer

TO: [Barry Stern
Coordinator, Criminal Code Training
Department of Law

DATE: February 27, 1979

FILE NO:

TELEPHONE NO:

FROM: James F. Mayer 
Executive Director
Alaska Police Standards Council

SUBJECT: Criminal Code Training/
Village Police Officers

The following list identifies the communities and number of police officers in the "village" category which will require training in the Criminal Code revision. They are broken down regionally, based on the already proposed training centers.

<u>Training Center</u>	<u>Municipality</u>	<u>Number of Officers</u>
Anchorage	St. Paul	1
	King Cove	1
	McGrath	1
Bethel	Kotlik	2
	Emmonak	2
	Grayling	1
	Alakanuk	1
	Sheldon Point	1
	Shageluk	3
	Holy Cross	2
	Mountain Village	1
	Scammon Bay	2
	St. Mary's	1
	Fortuna Ledge	1
	Chevak	2
	Chuathbaluk	2
	Lower Kalskag	1
	Aniak	1
	Newtok	2
	Tununak	2
	Toksook Bay	3
	Nightmute	1
	Chefornak	1
	Akolmiut	4
	Atmautluak	2
	Akiachak	2
	Akiak	2
	Kwethluk	2
	Napakiak	2
	Quinhagak	4
Ekwok	1	
Aleknagik	1	
Goodnews Bay	2	
Platinum	2	
Togiak	2	
Manokotak	2	

<u>Training Center</u>	<u>Municipality</u>	<u>Number of Officers</u>
Fairbanks	Fort Yukon	1
Ketchikan	Klawock	1
Petersburg	Kake	2
Juneau	Tenakee Springs	1
Kotzebue	Kivalina	1
	Kiana	1
	Ambler	1
	Noorvik	2
	Kobuk	1
	Selawik	5
	Shishmaref	3
	Deering	1
	Buckland	1
	Kenai	Soldotna
Kodiak	Ouzinkie	1
Nome	Diomede	1
	Wales	1
	Brevig Mission	1
	Teller	1
	Elim	1
	White Mountain	1
	Golovin	1
	Koyuk	2
	Unalakleet	4
	Galena	1
	Stebbins	3
	Savoonga	2
	St. Michael	2
Sitka	Angoon	2
65 Municipalities		116 Officers

The following budget is proposed to provide transportation and per diem for these officers to go to the listed regional training centers:

Round-trip Transportation:

116 officers @ \$200.

\$23,200

Memo to Barry Stern
Page 3

Per Diem:

116 officers @ \$50. x 3 days

17,400

TOTAL

17,400
\$40,600.

These estimates are based on two-day training sessions, air charter costs, and are exclusive of administrative costs and any necessary additional travel and per diem for the instructors.

JFM/mas



Official Business

Alaska State Legislature

House of Representatives

Committee on Judiciary

Pouch V
State Capitol
Juneau, Alaska 99811

March 2, 1979

The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

It is the intent of the House Judiciary Committee that under House Bill 262 first priority be given to the training of police officers and village magistrates, second priority to the training of district attorneys and public defenders. Training of judges and members of the private bar has the lowest priority.

The Committee recommends that the Finance Committee seek testimony from the office of the Public Defender.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles H. Parr".

Charles H. Parr
Chairman

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST (See fiscal note for HB 261 for back-up on Revised Criminal Code-Training Program.)
 Bill/Resolution No. CSHB 262
 Title "An Act making a special Appropriation...for training...on Revised Criminal Code..."
 Requested by Legislative Finance Division Date March 6, 1979

II. FISCAL DETAIL
 Agency Affected Department of Law
 Program Category Affected Administration of Justice
 Budget Request Unit(s) Affected Prosecution

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES		52.6				
200 TRAVEL		56.6				
300 CONTRACTUAL		13.4				
400 COMMODITIES		3.6				
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		126.2	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND		126.2	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	1	0	0	0	0	0
PART TIME	1					
TEMPORARY						

The attorney coordinator position will be full-time for 6 mos. and then become part-time for 6 mos. The secretarial position will be part-time for 12 mos.

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
 This bill provides special funds to carry out a training program to prepare members of the Criminal Justice System for implementation of the Revised Criminal Code which goes into effect on 1/1/80. Monies from this special appropriation will be used to fund training during the last 12 months of a 15 month training program. Training for the first 3 months of the program will be provided with funds from HB 261 and for which a separate fiscal note has been prepared. A description of the training, including a detailed budget, is attached. Costs provided by this bill are denoted as phase II training in the description.

IV. DATE March 8, 1979 PREPARED BY Richard I. Pegues, Admin. Officer
 AGENCY Law
 PHONE 465-3695
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Funding Information
General Fund \$85,635
Other Funds -0-
\$85,635

Introduced: 2/21/79
Referred: Judiciary and
Finance

1 IN THE HOUSE

BY GARDINER

2 HOUSE BILL NO. 262

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Law for a training program on the revised
8 criminal code; and providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. The sum of \$85,635 is appropriated from the general fund to
11 the Department of Law for devising and implementing a training program on the
12 revised criminal code.

13 * Sec. 2. The unexpended and unobligated portion of this appropriation
14 lapses into the general fund June 30, 1980.

15 * Sec. 3. This Act takes effect July 1, 1979.

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RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O Smith
Signature of Camera Operator

3/20/90
Date

Funding Information
General Fund \$460,000
Other Funds -0-
\$460,000

Introduced: 3/13/79
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY SCHAEFFER AND ANDERSON

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 264

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Transportation and Public Facilities for the
8 installation of lighting and navigational aids; and
9 providing for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. The sum of \$460,000 is appropriated from the general fund to
12 the Department of Transportation and Public Facilities for the installation
13 of lighting and navigational aids at airports in the following communities:

- 14 (1) Akiachak
- 15 (2) Elim
- 16 (3) Emmonak
- 17 (4) Fort Yukon
- 18 (5) Grayling
- 19 (6) Haines
- 20 (7) Kalskag
- 21 (8) Kipnuk
- 22 (9) New Stuyahok
- 23 (10) Nightmute
- 24 (11) Noatak
- 25 (12) Noorvik
- 26 (13) Ruby
- 27 (14) St. Paul
- 28 (15) Sand Point
- 29 (16) Skagway

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- (17) Sleetmute
- (18) Shishmaref
- (19) Shungnak
- (20) Stebbins
- (21) Tanana
- (22) Togiak
- (23) Unalaska

* Sec. 3. This Act takes effect July 1, 1979.

Introduced: 2/21/79
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY SCHAEFFER AND ANDERSON

2

HOUSE BILL NO. 264

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

ELEVENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$16,007,220 for the purpose
8 of paying the cost of airport lighting; and providing
9 for an effective date."

10

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

11

* Section 1. For the purpose of paying the cost of airport lighting,
12 general obligation bonds of the state in the principal amount of not more
13 than \$16,007,220 shall be issued and sold. The full faith, credit and re-
14 sources of the state are pledged to the payment of the principal of and
15 interest and redemption premium, if any, on these bonds. These bonds shall
16 be issued under the provisions of AS 37.15 as these provisions read at the
17 time of issuance.

18

* Sec. 2. If the issuance of these bonds is authorized by the qualified
19 voters of the state, a special fund of the state to be known as the "1980
20 Airport Lighting Fund" shall be established, to which shall be credited the
21 proceeds of the sale of the bonds described in sec. 1 of this Act except for
22 the accrued interest and premiums. The amount of \$16,007,220 is appropriated
23 from the "1980 Airport Lighting Fund" to the Department of Transportation and
24 Public Facilities. The proceeds of these bonds shall be allocated as fol-
25 lows:

26

(1) Alakanuk \$ 90,000

27

(2) Allakaket 180,000

28

(3) Anvik 120,000

29

(4) Beaver 251,850

1	(5) Big Lake 2	165,600
2	(6) Boundary	126,000
3	(7) Brevig Mission	241,500
4	(8) Buckland	117,900
5	(9) Central	192,000
6	(10) Chalkyitsik	150,000
7	(11) Chefornak	150,000
8	(12) Chevak	150,000
9	(13) Chignik Lagoon	132,000
10	(14) Circle City	174,000
11	(15) Clark's Point	102,000
12	(16) Deering	180,000
13	(17) Diomede	1,000
14	(18) Egegik	114,000
15	(19) Ekwok	133,200
16	(20) Ekuak	60,000
17	(21) Elim	118,500
18	(22) Emmonak	120,000
19	(23) False Pass	156,000
20	(24) Golovin	144,000
21	(25) Goodnews Bay	93,000
22	(26) Grayling	150,000
23	(27) Haines	316,158
24	(28) Holy Cross	276,000
25	(29) Hoonah	168,000
26	(30) Hughes	317,400
27	(31) Huslia	180,000
28	(32) Hooper Bay	276,000
29	(33) Igiugig	162,000

1	(34) Kalskag	132,000
2	(35) Kaltag	132,000
3	(36) Karluk	84,000
4	(37) Kasilof	168,000
5	(38) Kiana	197,400
6	(39) King Cove	276,000
7	(40) Kipnuk	144,000
8	(41) Kokhanok	72,000
9	(42) Koliganek	132,000
10	(43) Kongiganak	132,000
11	(44) Kotlik	120,000
12	(45) Koyuk	120,000
13	(46) Koyukuk	108,000
14	(47) Kwethluk	108,000
15	(48) Kwigillingok	150,000
16	(49) Larsen Bay	144,000
17	(50) Levelock	96,000
18	(51) Manley Hot Springs	165,600
19	(52) Manokotak	156,000
20	(53) May Creek	200,000
21	(54) McCarthy	150,000
22	(55) Medfra	132,000
23	(56) Minto	120,000
24	(57) Mountain Village	126,000
25	(58) Naknek	72,000
26	(59) Napakiak	144,000
27	(60) Napaiskak	162,000
28	(61) Nelson Lagoon	241,500
29	(62) New Stuyahok	132,000

1	(63) Ninilchik	150,000
2	(64) Noatak	144,000
3	(65) Nondalton	133,500
4	(66) Noorvik	120,000
5	(67) Nulato	168,000
6	(68) Ohgsenakale	120,000
7	(69) Old Harbor	120,000
8	(70) Pedro Bay	77,520
9	(71) Perryville	108,000
10	(72) Pilot Point	210,000
11	(73) Pilot Station	138,000
12	(74) Platinum	280,692
13	(75) Port Lions	156,000
14	(76) Quinhagak	117,600
15	(77) Rampart	150,000
16	(78) Ruby	156,000
17	(79) Russian Mission	89,400
18	(80) St. Michael	118,500
19	(81) Sand Point	262,200
20	(82) Seldovia	156,000
21	(83) Shageluk	132,000
22	(84) Shaktoolik	144,000
23	(85) Shishmaref	120,000
24	(86) Shungnak	66,780
25	(87) Skagway	248,400
26	(88) Sleetmute	112,560
27	(89) South Naknek	150,000
28	(90) Stebbins	119,400
29	(91) Stevens Village	132,000

1	(92) Stony River	144,000
2	(93) Takotna	148,380
3	(94) Tanacross	351,900
4	(95) Tanunak	144,660
5	(96) Tazlina	99,000
6	(97) Teller	127,920
7	(98) Togiak	182,400
8	(99) Tooksook Bay	117,600
9	(100) Tonsina	103,200
10	(101) Tuluksak	150,000
11	(102) Tuntutuliak	180,000
12	(103) Twin Hills	120,000
13	(104) Ugashik	90,000
14	(105) Wales	150,000
15	(106) Wasilla	129,000
16	(107) White Mountain	144,000

17 * Sec. 3. If the issuance of these bonds is authorized by the qualified
18 voters of the state, the amount of \$56,025 or as much of that amount as is
19 found necessary is appropriated from the general fund of the state to the
20 state bond committee to carry out the provisions of this Act and to pay
21 expenses incident to the sale and issuance of the bonds authorized in this
22 Act. The amounts expended from the appropriation authorized by this section
23 shall be reimbursed to the general fund from the proceeds of the sale of the
24 bonds authorized by this Act.

25 * Sec. 4. The amount withdrawn from the public facility planning fund for
26 the purpose of advance planning for the improvements financed under this Act
27 shall be reimbursed to the fund from the proceeds of the sale of bonds autho-
28 rized by this Act.

29 * Sec. 5. The question whether the bonds authorized in this Act are to be

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

POUCH 5 - JUNEAU 99811

March 6, 1979

The Honorable Mike Miller
Chairman
House State Affairs Committee
Room 123-A - Capitol Building

Re: House Bill No. 264

Dear Mr. Miller:

House Bill No. 264, an Act providing for the issuance of general obligation bonds in the amount of \$16,007,220 for the purpose of paying the cost of airport lighting, was introduced in the House on February 21, 1979 and was referred to the House State Affairs and Finance Committees.

The State's Bond Counsel, Mr. C. Walker of Orrick, Herrington, Rowley and Sutcliffe has advised that general obligation bonds of the State and nearly all other state and local government bonds are issued in the denomination of \$5,000, the standard unit.

Using House Bill No. 264 as an example, according to Mr. Walker, this would result in issuing less than the total amount of bonds authorized or in issuing one odd bond in the denomination of \$2,220 along with 3,201 bonds in the usual denomination of \$5,000.

Issuing a bond in an odd denomination required extra time, expense and confusion in connection with the preparation of the resolution, notice of sale, official statement and other documents relating to the bonds, the printing of one odd bond with all of its special coupons, and all of the accounting and paying activities.

On the other hand, it would be highly unusual to find an estimate of expenditures, used in connection with determining the principal amount of a sixteen plus million dollar bond issue, that was within \$5,000 of

HB 264

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

POUCH 5 - JUNEAU 99811

page 2

being a perfectly precise estimate. Consequently, it is respectfully recommended that your Committee round off the principal amount of proposed bond issue to the nearest \$5,000 and make an adjustment of one of the projects enumerated in the bill to conform with the adjustment.

Sincerely,

R. D. Stevenson
Special Assistant

cc: The Honorable Russ Meekins
Chairman
House Finance Committee

John Messenger
Commissioner of Revenue
Secretary, State Bond Committee

Peter Bushre, Deputy Commissioner
Treasury Division
Department of Revenue

COMMITTEE REPORT

HOUSE

FURTHER:

March 14, 1979

Date: _____

Mr. Speaker:

The Committee on FINANCE has had SSHB 264

"An Act making a special appropriation to the Department of Transportation and Public Facilities for the installation of lighting and navigational aids; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

6475
7-14

Funding Information
General Fund \$460,000
Other Funds -0-
\$460,000

Introduced: 3/13/79
Referred: State Affairs and
Finance

1 IN THE HOUSE BY SCHAEFFER AND ANDERSON

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 264

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Transportation and Public Facilities for the
8 installation of lighting and navigational aids; and
9 providing for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. The sum of \$400,000 is appropriated from the general fund to
12 the Department of Transportation and Public Facilities for the installation
13 of lighting and navigational aids at airports in the following communities:

- 14 (1) Akiachak
- 15 (2) Elim
- 16 (3) Emmonak
- 17 (4) Fort Yukon
- 18 (5) Grayling
- 19 (6) Haines
- 20 (7) Kalskag
- 21 (8) Kipnuk
- 22 (9) New Stuyahok
- 23 (10) Nighthute
- 24 (11) Noatak
- 25 (12) Noorvik
- 26 (13) Ruby
- 27 (14) St. Paul
- 28 (15) Sand Point
- 29 (16) Skagway

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- (17) Sleetmute
- (18) Shishmaref
- (19) Shungnak
- (20) Stebbins
- (21) Tanana
- (22) Togiak
- (23) Unalaska

* Sec. 3. This Act takes effect July 1, 1979.

ALASKA STATE LEGISLATURE

ELEVENTH Legislature FIRST Session

SPONSOR SUBSTITUTE

HOUSE BILL NO. 264

By ... SCHAEFFER AND ANDERSON.

"An Act making a special appropriation to the Department of Transportation and Public Facilities for the installation of lighting and navigational aids and providing for an effective date."

Lighting and navigational aids

Introduced in the House ... 3-13, 19. 79

HISTORY IN THE HOUSE

19	79	Read first time and referred to Committee on State Affairs and Finance Reported back with recommendation that										
Mar.	13											
		Read second time and										
		Read third time and										
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PASS	Effective Date											
Yeas	Yeas											
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		Reported correctly engrossed Signed by Speaker Sent to Senate										
CHIEF CLERK OF THE HOUSE												

HISTORY IN THE SENATE

19		Read first time and referred to Committee on										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
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PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reported correctly engrossed Signed by President Returned to House										
SECRETARY OF THE SENATE												

HISTORY IN THE HOUSE

19		Received from Senate
		Concurred in Senate amendment thus adopting: VOTE
		Failed to concur in Senate amendment; asked Senate to recede VOTE
		Senate receded from amendment VOTE
		Senate failed to recede from amendment VOTE
		CC appointed by House
		CC appointed by Senate
		CC adopted by House VOTE
		CC adopted by Senate VOTE
		To enrolling Reported correctly enrolled Sent to Governor by Governor
		Filed with Lt. Governor
		Chapter No.