

BILLS 1981 - 1982

CSHB 286 cont. - CSHB 294

LAG. Finance

1491

1491

BIG DIPPER RENOVATION
7348-810
QUANTITY TAKEOFF
March 3, 1981
Page Four

EXTERIOR SITE WORK

Concrete Sidewalks	
Building - 4,260 s.f.	\$ 17,040
Parking Lot - 6,200 s.f.	24,800
Curb	
Building - 550 l.f.	11,000
Parking Area - 1,700 l.f.	34,000
Asphalt Paving (Zamboni) - 4,240 s.f.	5,512
Gravel Fill	
Building - 2,077 c.y.	16,616
Parking Lot - 8,178 c.y.	65,424
Clearing - 2.65 acres	7,950
Stripping - 4,300 c.y.	17,200
Lighting	40,000
Headbolt Heaters - 19 each	14,250
Common Fill - 120 c.y.	720
Signs - Six	900
	<hr/>
SUBTOTAL SITE WORK	\$ 255,412

BID DIPPER RENOVATION
 7348-810
 PRELIMINARY COST ESTIMATE
 March 6, 1981

General Contractor's Cost		\$ 2,183,180	
Mobilization		80,000	
Site Work		255,412	
	Subtotal	<u>\$ 2,518,592</u>	
Gen. Contractor Overhead (15%)		377,789	
	Subtotal	<u>\$ 2,896,381</u>	
Mechanical		780,000	
Electrical		500,000	
Gen. Contractor Overhead (5%) - Mechanical & Electrical		64,000	
	Subtotal	<u>\$ 4,240,381</u>	
Gen. Contractor Profit (10%)		424,038	
	Subtotal	<u>\$ 4,664,419</u>	
Contingency (10%)		<u>466,442</u>	
TOTAL		<u>\$ 5,130,861</u>	←
Ice Rink			
Compressor		\$ 68,000	
Rink Installation		175,000	
Subbase Heating		18,000	
Dashers		70,000	
	Subtotal	<u>\$ 331,000</u>	
Overhead & Profit (10%)		33,100	
	Subtotal	<u>\$ 364,100</u>	
Contingency		<u>36,400</u>	
TOTAL		<u>\$ 400,500</u>	←

REC'D AFTER
BILL REP. OUT

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CCS HB 287
Title Relating to Displaced Homemakers
Requested by CLOCKSIN/MALONE Date 3/23/82

II. FISCAL DETAIL

Agency Affected Department of Public Safety
Program Category Affected Administration of Justice
BRU, Program, Or Subprogram(s) Affected Council on Domestic Violence & Sexual Assault
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section 1)

IV. DATE 3/23/82 PREPARED BY Betsy W. McGuire, Exec. Director
AGENCY Council on Domestic Violence & Sexual Assault
Original: Legislative Finance PHONE 465-4356
cc: Budget and Management
Prime Sponsor (First Legislator Named)
33-001 (Rev. 12/81)

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POSITION PAPER
ON
CS FOR HOUSE BILL NO. 287 (Judiciary)

Rec'd 5/18/81
after bill was
reported out
of HFC

"An Act relating to domestic violence."

The Department of Health and Social Services supports the amendments to House Bill No. 287. During the 1980 legislative session, the Department supported House Bill No. 392 which eventually became the present statute. Since that time, the local programs of Domestic Violence and Sexual Assault have coordinated closely with the public safety and police officers of each major community. The Alaska Network on Domestic Violence and Sexual Assault has assisted in preparing training for police officers at the Academy; and victims of domestic violence are beginning to use the right for restraining orders. Each of the domestic violence programs has had an increase in number of clients during the year; perhaps some of this has been due to the obligation now placed on a police/public safety officer to inform a victim of the availability of a protected environment.

Adding Sec. (h) (7) which directs the respondent to engage in personal or family counseling will presumably be a constructive move in an effort to provide further prevention of violence by requiring treatment.

It has become evident with the use of the current statute that complex living situations do exist in Alaska and that violence frequently occurs within those interrelated "families" - no matter what the definition of family. According to the publication "Crime in Alaska," published by CIPA, in 1980, of 39 murders in the state, 12 victim/offenders were family members.

The Department is also aware that for many victims a period of 45 days to "solve problems" and make decisions about life decisions is frequently too short a time; if the perpetrator chooses to seek help, in order to help solve the relationship problem, a period of 45 days is by no means long enough to help learn new methods and techniques of handling stress. Therefore, the Department supports the extension of the restraining order as well as an extension of 45 days.

Recommended by: Elizabeth Muktarian
Elizabeth Muktarian
Director
Div. of Adult and
Aging Services

Date: 5/5/81

Approved by: Helen D. Beirne
Helen D. Beirne
Commissioner
Dept. of Health and
Social Services

Date: 5-12-81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 287 (Judiciary)
 Title "An Act relating to domestic violence."
 Requested by The Judiciary Committee Date May 5, 1981

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services
 Program Category Affected Social and Economic Assistance for the General Population
 BRU, Program, or Subprogram(s) Affected Division of Adult and Aging Services - Adult Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Zero Impact

IV. DATE 5-5-81 PREPARED BY Dorothy Walt
 AGENCY Division of Adult and Aging Services
 PHONE 465-3250
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) M&B Approval [Signature] Date 5/8/81

Betty
P + 10 =

Original sponsors: Clocksin and Malone

Offered: 4/28/81
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 287 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to domestic violence."

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

8 * Section 1. AS 09.55.600(b) is amended by adding new paragraphs to
9 read:

10 (7) direct the respondent to engage in personal or family
11 counseling;

12 (8) restrain the respondent from entering a propelled vehicle
13 in the possession of or occupied by the petitioner.

14 * Sec. 2. AS 09.55.600(c) is amended to read:

15 (c) An order issued under this section remains in effect for a
16 period of time not to exceed 90 [45] days. However, the petitioner may
17 petition the superior court for an extension [EXTENSIONS] of a provision
18 of the order if the provision is described in (b)(1), (b)(2) or (b)(3)
19 of this section. If the superior court, after notice to the respondent
20 of and a hearing on the petition for the extension in accordance with
21 the procedures described in (b) of this section, finds that an extension
22 of the provision of the order is necessary for the protection of the
23 health, safety or welfare of the petitioner or of a minor child in the
24 care of the petitioner [TO PROTECT THE PETITIONER FROM DOMESTIC VIO-
25 LENCE], the superior court may extend the provision of the order for a
26 period of time not to exceed 45 days. The court may not grant more
27 than one extension under this subsection.

28 * Sec. 3. AS 09.55.610(c) is amended to read:

29 (c) An order issued under this section may include a provision

1 described in AS 09.55.600(b). The order shall be endorsed with the
2 date and hour of issuance, shall be filed in the clerk's office and
3 entered in the records of the court, and shall state the reason that it
4 was granted without notice. The order shall remain in effect for a
5 period not to exceed 20 [10] days, unless extended by the court for
6 good cause. The reasons for the extension shall be entered in the
7 records of the court.

8 * Sec. 4. AS 09.55.610(e) is amended to read:

9 (e) On three [TWO] days notice to the petitioner, or on shorter
10 notice as the superior court may prescribe, the respondent may make a
11 motion to the superior court for the dissolution or modification of an
12 order for emergency injunctive relief under this section. The superior
13 court shall hear and rule on the motion in an expeditious manner.

14 * Sec. 5. AS 09.55.640 is amended to read:

15 Sec. 09.55.640. DEFINITIONS. For the purposes of AS 09.55.600 -
16 09.55.640, "domestic violence" means a crime under AS 11.41 committed
17 against a spouse or [,] a former spouse of the respondent, [OR] a
18 member of the social unit comprised of those living together in the
19 same dwelling as the respondent, or a person related within the second
20 degree by blood or marriage to the respondent.

21 * Sec. 6. AS 11.46.350(a) is amended by adding a new paragraph to read:

22 (3) enter or remain upon premises or in a propelled vehicle
23 in violation of a provision in an order issued under AS 09.55.600(b) or
24 09.55.610.

25 * Sec. 7. AS 11.61.120(a) is amended by adding a new paragraph to read:

26 (6) violates a provision of an order issued under AS 09.55.-
27 600(b) or 09.55.610 restraining the respondent from communicating
28 directly or indirectly with the petitioner.

29 * Sec. 8. AS 12.25.030(b) is amended to read:

1 (b) In addition to the authority granted under (a) of this sec-
2 tion, a peace officer without a warrant may arrest a person when he has
3 reasonable cause for believing that the person has committed a crime
4 under AS 11.41, AS 11.46.330, or AS 11. 61.120 and the victim is a
5 spouse or former spouse of the person, a member of the social unit
6 comprised of those living together in the same dwelling as the person,
7 or another person related within the second degree by blood or marriage
8 to the person [ASSAULT IN THE FOURTH DEGREE UNDER AS 11.41.230(a)(1)
9 AGAINST A MEMBER OF THE PERSON'S HOUSEHOLD].

10 * Sec. 9. AS 12.30.025(b) is amended to read:

11 (b) As used in this section, "domestic violence" means a crime
12 specified in AS 11.41 when the victim is [COMMITTED AGAINST] a spouse
13 or [,] a former spouse of the defendant, [OR] a member of the social
14 unit comprised of those living together in the same dwelling as the
15 defendant, or a person related within the second degree by blood or
16 marriage to the defendant.

17 * Sec. 10. AS 12.55.135(c) is amended to read:

18 (c) A defendant convicted of assault in the fourth [THIRD] degree
19 committed in violation of the provisions of an order issued under
20 AS 09.55.600 or 09.55.610 shall be sentenced to a minimum term of
21 imprisonment of 10 days. The execution of sentence may not be suspended
22 and probation or parole may not be granted until the minimum term of
23 imprisonment has been served. Imposition of sentence may not be sus-
24 pended, except upon condition that the defendant be imprisoned for no
25 less than the minimum term of imprisonment provided in this section,
26 and the minimum sentence provided for in this section may not be other-
27 wise reduced.

28 * Sec. 11. AS 18.65.520(a) is amended to read:

29 (a) During the course of responding to an offense involving

1 domestic violence, a peace [POLICE] officer shall orally and [OR] in
2 writing inform the victim of services available to the victim and the
3 rights of the victim, substantially as follows:

4 As a victim of domestic violence you should be aware of the follow-
5 ing:

6 (1) In some places in Alaska there are organizations that
7 provide aid and shelter to victims of domestic violence. The nearest
8 such organization is located at _____.

9 (2) If you feel that there is a continuing danger to your
10 safety, please let me know and I will make all possible efforts to
11 insure your safety.

12 (3) Alaska law provides that you may file an application
13 with the nearest court for a court order protecting you and your chil-
14 dren from further harm. The forms to obtain the order are available at
15 the court. It is not necessary to have an attorney to obtain a court
16 order but one may be of help to you. If you cannot afford to hire an
17 attorney, you should contact the nearest Alaska Legal Services office
18 which is located at _____.

19 (4) Additionally, the victim/witness assistance program of
20 the Department of Law may be able to help you. The nearest district
21 attorney's office is located at _____.

22 * Sec. 12. AS 18.65.520(c) is amended to read:

23 (c) As used in this section

24 (1) "domestic violence" means a crime under AS 11.41 com-
25 mitted when the victim is [AGAINST] a spouse or [,] a former spouse
26 of the person who committed the crime, [OR] a member of the social unit
27 comprised of those living together in the same dwelling as the person
28 who committed the crime, or another person related within the second
29 degree by blood or marriage to the person who committed the crime;

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(2) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

* Sec. 13. AS 22.20.130 is amended by adding a new subsection to read:

(c) Process issued under AS 09.55.600 or 09.55.610 shall be promptly served and executed. The commissioner may designate a peace officer to serve and execute process issued under AS 09.55.600 or 09.55.610. A person designated to serve process under this section has the same authority and duty granted to the commissioner in the service of the process and is subject to orders of the courts of the state in the same manner as the commissioner. The commissioner is responsible on his official bond for the acts of a person designated by him under this section which are committed in the course of his designated duty.

* Sec. 14. AS 22.20.140 is amended by adding a new paragraph to read:

(4) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

* Sec. 15. AS 09.55.620(b) and AS 12.25.030(c) are repealed.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 287
 Title An Act relating to domestic violence
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Department of Public Safety
 Program Category Affected Admin. of Justice, Public Protection
 BRU, Program, or Subprogram(s) Affected Detachments & C.I.B./Academy
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		Ø				
200 TRAVEL		Ø				
300 CONTRACTUAL		Ø				
400 COMMODITIES		Ø				
500 EQUIPMENT		Ø				
600 LAND & STRUCTURES		Ø				
700 GRANTS, CLAIMS, ETC.		Ø				
TOTAL		Ø				

FUNDING (Thousands of Dollars)

GENERAL FUND		Ø				
FEDERAL FUNDS		Ø				
OTHER (Specify Fund Source)		Ø				

POSITIONS

FULL TIME		Ø				
PART TIME		Ø				
TEMPORARY		Ø				

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Oral Freeman

Oral Freeman, Vice Chairman
House Finance Committee

IV. DATE May 6, 1981 PREPARED BY _____
 AGENCY _____
 PHONE 465-3757
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Original sponsors: Clocksin and Malone

Offered: 4/28/81
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE BILL NO. 287 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to domestic violence."

7

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

8

* Section 1. AS 09.55.600(b) is amended by adding new paragraphs to

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read:

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(7) direct the respondent to engage in personal or family

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(8) restrain the respondent from entering a propelled vehicle

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in the possession of or occupied by the petitioner.

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(c) An order issued under this section remains in effect for a period of time not to exceed 90 [45] days. However, the petitioner may petition the superior court for an extension [EXTENSIONS] of a provision of the order if the provision is described in (b)(1), (b)(2) or (b)(3) of this section. If the superior court, after notice to the respondent of and a hearing on the petition for the extension in accordance with the procedures described in (b) of this section, finds that an extension of the provision of the order is necessary for the protection of the health, safety or welfare of the petitioner or of a minor child in the care of the petitioner [TO PROTECT THE PETITIONER FROM DOMESTIC VIOLENCE], the superior court may extend the provision of the order for a period of time not to exceed 45 days. The court may not grant more than one extension under this subsection.

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10 notice as the superior court may prescribe, the respondent may make a
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12 order for emergency injunctive relief under this section. The superior
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15 Sec. 09.55.640. DEFINITIONS. For the purposes of AS 09.55.600 -
16 09.55.640, "domestic violence" means a crime under AS 11.41 committed
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18 member of the social unit comprised of those living together in the
19 same dwelling as the respondent, or a person related within the second
20 degree by blood or marriage to the respondent.

21 * Sec. 6. AS 11.46.350(a) is amended by adding a new paragraph to read:

22 (3) enter or remain upon premises or in a propelled vehicle
23 in violation of a provision in an order issued under AS 09.55.600(b) or
24 09.55.610.

25 * Sec. 7. AS 11.61.120(a) is amended by adding a new paragraph to read:

26 (6) violates a provision of an order issued under AS 09.55.-
27 600(b) or 09.55.610 restraining the respondent from communicating
28 directly or indirectly with the petitioner.

29 * Sec. 8. AS 12.25.030(b) is amended to read:

1 (b) In addition to the authority granted under (a) of this sec-
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3 reasonable cause for believing that the person has committed a crime
4 under AS 11.41, AS 11.46.330, or AS 11. 61.120 and the victim is a
5 spouse or former spouse of the person, a member of the social unit
6 comprised of those living together in the same dwelling as the person,
7 or another person related within the second degree by blood or marriage
8 to the person [ASSAULT IN THE FOURTH DEGREE UNDER AS 11.41.230(a)(1)
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10 * Sec. 9. AS 12.30.025(b) is amended to read:

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13 or [.] a former spouse of the defendant, [OR] a member of the social
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15 defendant, or a person related within the second degree by blood or
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17 * Sec. 10. AS 12.55.135(c) is amended to read:

18 (c) A defendant convicted of assault in the fourth [THIRD] degree
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21 imprisonment of 10 days. The execution of sentence may not be suspended
22 and probation or parole may not be granted until the minimum term of
23 imprisonment has been served. Imposition of sentence may not be sus-
24 pended, except upon condition that the defendant be imprisoned for no
25 less than the minimum term of imprisonment provided in this section,
26 and the minimum sentence provided for in this section may not be other-
27 wise reduced,

28 * Sec. 11. AS 18.65.520(a) is amended to read:

29 (a) During the course of responding to an offense involving

1 domestic violence, a peace [POLICE] officer shall orally and [OR] in
2 writing inform the victim of services available to the victim and the
3 rights of the victim, substantially as follows:

4 As a victim of domestic violence you should be aware of the follow-
5 ing:

6 (1) In some places in Alaska there are organizations that
7 provide aid and shelter to victims of domestic violence. The nearest
8 such organization is located at _____.

9 (2) If you feel that there is a continuing danger to your
10 safety, please let me know and I will make all possible efforts to
11 insure your safety.

12 (3) Alaska law provides that you may file an application
13 with the nearest court for a court order protecting you and your chil-
14 dren from further harm. The forms to obtain the order are available at
15 the court. It is not necessary to have an attorney to obtain a court
16 order but one may be of help to you. If you cannot afford to hire an
17 attorney, you should contact the nearest Alaska Legal Services office
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20 the Department of Law may be able to help you. The nearest district
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(2) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

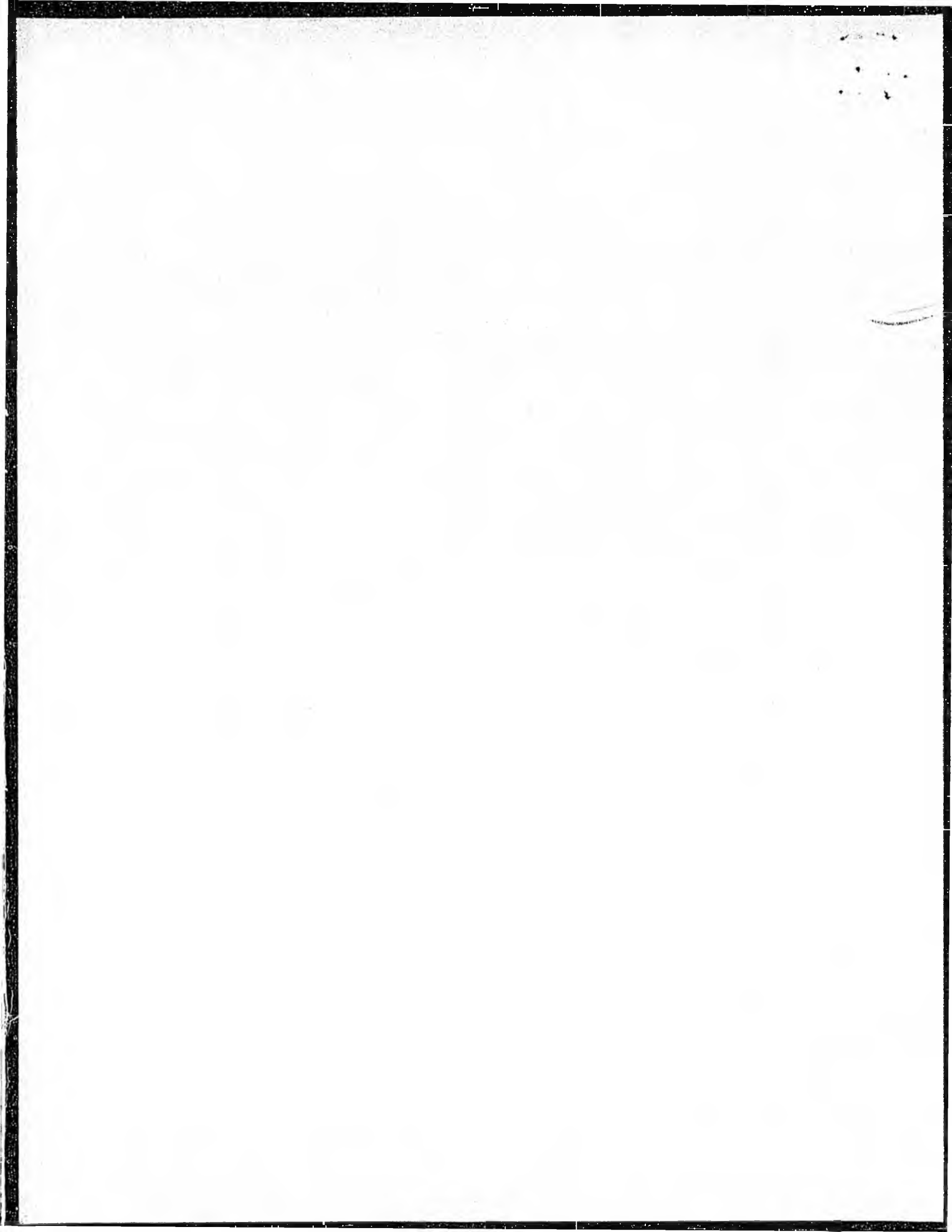
* Sec. 13. AS 22.20.130 is amended by adding a new subsection to read:

(c) Process issued under AS 09.55.600 or 09.55.610 shall be promptly served and executed. The commissioner may designate a peace officer to serve and execute process issued under AS 09.55.600 or 09.55.610. A person designated to serve process under this section has the same authority and duty granted to the commissioner in the service of the process and is subject to orders of the courts of the state in the same manner as the commissioner. The commissioner is responsible on his official bond for the acts of a person designated by him under this section which are committed in the course of his designated duty.

* Sec. 14. AS 22.20.140 is amended by adding a new paragraph to read:

(4) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

* Sec. 15. AS 09.55.620(b) and AS 12.25.030(c) are repealed.



Original sponsors: Clocksin and Malone

Offered: 4/28/81
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE BILL NO. 287 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to domestic violence."

7

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

8

* Section 1. AS 09.55.600(b) is amended by adding new paragraphs to read:

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(7) direct the respondent to engage in personal or family counseling;

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(8) restrain the respondent from entering a propelled vehicle in the possession of or occupied by the petitioner.

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* Sec. 2. AS 09.55.600(c) is amended to read:

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16

(c) An order issued under this section remains in effect for a period of time not to exceed 90 [45] days. However, the petitioner may petition the superior court for an extension [EXTENSIONS] of a provision of the order if the provision is described in (b)(1), (b)(2) or (b)(3) of this section. If the superior court, after notice to the respondent of and a hearing on the petition for the extension in accordance with the procedures described in (b) of this section, finds that an extension of the provision of the order is necessary for the protection of the health, safety or welfare of the petitioner or of a minor child in the care of the petitioner [TO PROTECT THE PETITIONER FROM DOMESTIC VIOLENCE], the superior court may extend the provision of the order for a period of time not to exceed 45 days. The court may not grant more than one extension under this subsection.

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* Sec. 3. AS 09.55.610(c) is amended to read:

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(c) An order issued under this section may include a provision

1 described in AS 09.55.600(b). The order shall be endorsed with the
2 date and hour of issuance, shall be filed in the clerk's office and
3 entered in the records of the court, and shall state the reason that it
4 was granted without notice. The order shall remain in effect for a
5 period not to exceed 20 [10] days, unless extended by the court for
6 good cause. The reasons for the extension shall be entered in the
7 records of the court.

8 * Sec. 4. AS 09.55.610(e) is amended to read:

9 (e) On three [TWO] days notice to the petitioner, or on shorter
10 notice as the superior court may prescribe, the respondent may make a
11 motion to the superior court for the dissolution or modification of an
12 order for emergency injunctive relief under this section. The superior
13 court shall hear and rule on the motion in an expeditious manner.

14 * Sec. 5. AS 09.55.640 is amended to read:

15 Sec. 09.55.640. DEFINITIONS. For the purposes of AS 09.55.600 -
16 09.55.640, "domestic violence" means a crime under AS 11.41 committed
17 against a spouse or [,] a former spouse of the respondent, [OR] a
18 member of the social unit comprised of those living together in the
19 same dwelling as the respondent, or a person related within the second
20 degree by blood or marriage to the respondent.

21 * Sec. 6. AS 11.46.350(a) is amended by adding a new paragraph to read:

22 (3) enter or remain upon premises or in a propelled vehicle
23 in violation of a provision in an order issued under AS 09.55.600(b) or
24 09.55.610.

25 * Sec. 7. AS 11.61.120(a) is amended by adding a new paragraph to read:

26 (6) violates a provision of an order issued under AS 09.55.-
27 600(b) or 09.55.610 restraining the respondent from communicating
28 directly or indirectly with the petitioner.

29 * Sec. 8. AS 12.25.030(b) is amended to read:

1 (b) In addition to the authority granted under (a) of this sec-
2 tion, a peace officer without a warrant may arrest a person when he has
3 reasonable cause for believing that the person has committed a crime
4 under AS 11.41, AS 11.46.330, or AS 11. 61.120 and the victim is a
5 spouse or former spouse of the person, a member of the social unit
6 comprised of those living together in the same dwelling as the person,
7 or another person related within the second degree by blood or marriage
8 to the person [ASSAULT IN THE FOURTH DEGREE UNDER AS 11.41.230(a)(1)
9 AGAINST A MEMBER OF THE PERSON'S HOUSEHOLD].

10 * Sec. 9. AS 12.30.025(b) is amended to read:

11 (b) As used in this section, "domestic violence" means a crime
12 specified in AS 11.41 when the victim is [COMMITTED AGAINST] a spouse
13 or [,] a former spouse of the defendant, [OR] a member of the social
14 unit comprised of those living together in the same dwelling as the
15 defendant, or a person related within the second degree by blood or
16 marriage to the defendant.

17 * Sec. 10. AS 12.55.135(c) is amended to read:

18 (c) A defendant convicted of assault in the fourth [THIRD] degree
19 committed in violation of the provisions of an order issued under
20 AS 09.55.600 or 09.55.610 shall be sentenced to a minimum term of
21 imprisonment of 10 days. The execution of sentence may not be suspended
22 and probation or parole may not be granted until the minimum term of
23 imprisonment has been served. Imposition of sentence may not be sus-
24 pended, except upon condition that the defendant be imprisoned for no
25 less than the minimum term of imprisonment provided in this section,
26 and the minimum sentence provided for in this section may not be other-
27 wise reduced.

28 * Sec. 11. AS 18.65.520(a) is amended to read:

29 (a) During the course of responding to an offense involving

1 domestic violence, a peace [POLICE] officer shall orally and [OR] in
2 writing inform the victim of services available to the victim and the
3 rights of the victim, substantially as follows:

4 As a victim of domestic violence you should be aware of the follow-
5 ing:

6 (1) In some places in Alaska there are organizations that
7 provide aid and shelter to victims of domestic violence. The nearest
8 such organization is located at _____.

9 (2) If you feel that there is a continuing danger to your
10 safety, please let me know and I will make all possible efforts to
11 insure your safety.

12 (3) Alaska law provides that you may file an application
13 with the nearest court for a court order protecting you and your chil-
14 dren from further harm. The forms to obtain the order are available at
15 the court. It is not necessary to have an attorney to obtain a court
16 order but one may be of help to you. If you cannot afford to hire an
17 attorney, you should contact the nearest Alaska Legal Services office
18 which is located at _____.

19 (4) Additionally, the victim/witness assistance program of
20 the Department of Law may be able to help you. The nearest district
21 attorney's office is located at _____.

22 * Sec. 12. AS 18.65.520(c) is amended to read:

23 (c) As used in this section

24 (1) "domestic violence" means a crime under AS 11.41 com-
25 mitted when the victim is [AGAINST] a spouse or [,] a former spouse
26 of the person who committed the crime, [OR] a member of the social unit
27 comprised of those living together in the same dwelling as the person
28 who committed the crime, or another person related within the second
29 degree by blood or marriage to the person who committed the crime;

1 (2) "peace officer" means a public servant vested by law
2 with a duty to maintain public order or to make arrests, whether the
3 duty extends to all offenses or is limited to a specific class of
4 offenses or offenders.

5 * Sec. 13. AS 22.20.130 is amended by adding a new subsection to read:

6 (c) Process issued under AS 09.55.600 or 09.55.610 shall be
7 promptly served and executed. The commissioner may designate a peace
8 officer to serve and execute process issued under AS 09.55.600 or
9 09.55.610. A person designated to serve process under this section has
10 the same authority and duty granted to the commissioner in the service
11 of the process and is subject to orders of the courts of the state in
12 the same manner as the commissioner. The commissioner is responsible
13 on his official bond for the acts of a person designated by him under
14 this section which are committed in the course of his designated duty.

15 * Sec. 14. AS 22.20.140 is amended by adding a new paragraph to read:

16 (4) "peace officer" means a public servant vested by law
17 with a duty to maintain public order or to make arrests, whether the
18 duty extends to all offenses or is limited to a specific class of
19 offenses or offenders.

20 * Sec. 15. AS 09.55.620(b) and AS 12.25.030(c) are repealed.
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Introduced: 3/9/81
Referred: Health, Education &
Social Services and Judiciary

1 IN THE HOUSE

BY CLOCK SIN

2 HOUSE BILL NO. 287

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to domestic violence."

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

8 * Section 1. AS 09.55.600(b) is amended by adding a new paragraph to
9 read:

10 (7) direct the respondent to engage in personal or family
11 counseling.

12 * Sec. 2. AS 09.55.600(c) is amended to read:

13 (c) An order issued under this section remains in effect for a
14 period of time not to exceed 90 [45] days. However, the petitioner may
15 petition the superior court for extensions of a provision of the order
16 if the provision is described in (b)(1), (b)(2) or (b)(3) of this
17 section. If the superior court, after notice to the respondent of and
18 a hearing on the petition for the extension in accordance with the
19 procedures described in (b) of this section, finds that an extension of
20 the provision of the order is necessary for the protection of the
21 health, safety or welfare of the petitioner or of a minor child in the
22 care of the petitioner [TO PROTECT THE PETITIONER FROM DOMESTIC VIO-
23 LENCE], the superior court may extend the provision of the order for a
24 period of time not to exceed 90 [45] days.

25 * Sec. 3. AS 09.55.610(c) is amended to read:

26 (c) An order issued under this section may include a provision
27 described in AS 09.55.600(b). The order shall be endorsed with the
28 date and hour of issuance, shall be filed in the clerk's office and
29 entered in the records of the court, and shall state the reason that it

1 was granted without notice. The order shall remain in effect for a
2 period not to exceed 20 [10] days, unless extended by the court for
3 good cause. The reasons for the extension shall be entered in the
4 records of the court.

5 * Sec. 4. AS 09.55.610(e) is amended to read:

6 (e) On three [TWO] days notice to the petitioner, or on shorter
7 notice as the superior court may prescribe, the respondent may make a
8 motion to the superior court for the dissolution or modification of an
9 order for emergency injunctive relief under this section. The superior
10 court shall hear and rule on the motion in an expeditious manner.

11 * Sec. 5. AS 09.55.640 is amended to read:

12 Sec. 09.55.640. DEFINITIONS. For the purposes of AS 09.55.600 -
13 09.55.640, "domestic violence" means a crime under AS 11.41 committed
14 against a spouse or [,] a former spouse of the person who committed
15 the crime or a person who lives in the same household as the person
16 who committed the crime and is a

17 (A) parent of the person who committed the crime;

18 (B) son or daughter of the person who committed the
19 crime;

20 (C) brother or sister of the person who committed the
21 crime;

22 (D) person who has sexual relations with another house-
23 hold member or with the person who committed the crime;

24 (E) child under 18 years of age; or

25 (F) person 65 years of age or older [MEMBER OF THE
26 SOCIAL UNIT COMPRISED OF THOSE LIVING TOGETHER IN THE SAME DWELLING
27 AS THE RESPONDENT].

28 * Sec. 6. AS 11.46.350(a) is amended by adding a new paragraph to read:

29 (3) enter or remain upon premises in violation of a provision

1 in an order issued under AS 09.55.600(b) or 09.55.610 directing the
2 respondent to vacate the home of the petitioner.

3 * Sec. 7. AS 11.61.120(a) is amended by adding a new paragraph to read:

4 (6) Violates a provision of an order issued under AS 09.55.-
5 600(b) or 09.55.610 restraining the respondent from communicating
6 directly or indirectly with the petitioner.

7 * Sec. 8. AS 12.30.025(b) is amended to read:

8 (b) As used in this section, "domestic violence" means a crime
9 specified in AS 11.41 committed against a spouse or [,] a former spouse
10 of the person who committed the crime, or a person who lives in the
11 same household as the person who committed the crime and is a

12 (A) parent of the person who committed the crime;

13 (B) son or daughter of the person who committed the

14 crime;

15 (C) brother or sister of the person who committed the

16 crime;

17 (D) person who has sexual relations with another house-
18 hold member or with the person who committed the crime;

19 (E) child under 18 years of age; or

20 (F) person 65 years of age or older [MEMBER OF THE

21 SOCIAL UNIT COMPRISED OF THOSE LIVING TOGETHER IN THE SAME DWELLING
22 AS THE DEFENDANT].

23 * Sec. 9. AS 18.65.520(a) is amended to read:

24 (a) During the course of responding to an offense involving
25 domestic violence, a peace [POLICE] officer shall orally and [OR] in
26 writing inform the victim of services available to the victim and the
27 rights of the victim, substantially as follows:

28 As a victim of domestic violence you should be aware of the follow-
29 ing:

1 (1) In some places in Alaska there are organizations that
2 provide aid and shelter to victims of domestic violence. The nearest
3 such organization is located at _____.

4 (2) If you feel that there is a continuing danger to your
5 safety, please let me know and I will make all possible efforts to
6 insure your safety.

7 (3) Alaska law provides that you may file an application
8 with the nearest court for a court order protecting you and your chil-
9 dren from further harm. The forms to obtain the order are available at
10 the court. It is not necessary to have an attorney to obtain a court
11 order but one may be of help to you. If you cannot afford to hire an
12 attorney, you should contact the nearest Alaska Legal Services office
13 which is located at _____.

14 (4) Additionally, the victim/witness assistance program of
15 the Department of Law may be able to help you. The nearest district
16 attorney's office is located at _____.

17 * Sec. 10. AS 18.65.520(c) is amended to read:

18 (c) As used in this section

19 (1) "domestic violence" means a crime under AS 11.41 com-
20 mitted against a spouse or [,] a former spouse of the person who com-
21 mitted the crime, or a person who lives in the same household as the
22 person who committed the crime and is a

23 (A) parent of the person who committed the crime;

24 (B) son or daughter of the person who committed the
25 crime;

26 (C) brother or sister of the person who committed the
27 crime;

28 (D) person who has sexual relations with another house-
29 hold member or with the person who committed the crime;

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(E) child under 18 years of age; or

(F) person 65 years of age or older; [MEMBER OF THE SOCIAL UNIT COMPRISED OF THOSE LIVING TOGETHER IN THE SAME DWELLING AS THE PERSON WHO COMMITTED THE CRIME.]

(2) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

* Sec. 11. AS 22.20.130 is amended by adding a new subsection to read:

(c) Process issued under AS 09.55.610 shall be promptly served and executed. The commissioner may designate a peace officer to serve and execute process issued under AS 09.55.610. A person designated to serve process under this section has the same authority and duty granted to the commissioner in the service of the process and is subject to orders of the courts of the state in the same manner as the commissioner. The commissioner is responsible on his official bond for the acts of a person designated by him under this section which are committed in the course of his designated duty.

* Sec. 12. AS 22.20.140 is amended by adding a new paragraph to read:

(4) "peace officer" means a public servant vested by law with a duty to maintain public order or to make arrests, whether the duty extends to all offenses or is limited to a specific class of offenses or offenders.

* Sec. 13. AS 09.55.620(b) is repealed.



Alaska State Legislature

House of Representatives

Committee on

Health, Education & Social Services

Rep. Don Clocksin, Chairman
465-3797

Pouch V
State Capitol
Juneau, Alaska 99811

TO: Rep. Sam Cotten, Chair
House Finance Committee

FROM: Rep. Don Clocksin, Chair
House HESS Committee

RE: HB 287

DATE: April 29, 1981

Ch. w/
V. Wright
Wines
Tash
June
Handwritten signature

This legislation makes certain changes to the domestic violence law enacted in the 1980 legislative session. Originally, there was no fiscal note from any department. However, late in the consideration of this bill, the Department of Public Safety presented the attached fiscal note for \$200,013. The law makes no changes which would require an appropriation. In fact, by allowing the Commissioner to appoint municipal police officers to serve and execute process, (page 5, lines 6-7) we are saving the department time and money.

Since this bill is a high priority of mine, I am asking that you concur with the waiver of any finance referral (there was none in the original bill) so we can schedule the bill for floor action. We would like to schedule this bill on Monday, May 4.

Thank you for your prompt attention.

DC:sp
Attachment

Clocksin's office says this bill is a "0" fiscal note - They don't need this \$ - (259,670) - The bill should pass with no funds added.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HOUSE BILL #287
 Title DOMESTIC VIOLENCE
 Requested by REPRESENTATIVE DONALD E. CLOCKSIN Date MARCH 9, 1981

II. FISCAL DETAIL
 Agency Affected DEPARTMENT OF PUBLIC SAFETY
 Program Category Affected ADMINISTRATION OF JUSTICE, PUBLIC PROTECTION
 BRU, Program, or Subprogram(s) Affected DETACHMENTS AND C.I.B. / ACADEMY
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		123,061	135,367	148,903	163,793	180,172
200 TRAVEL		8,000	8,800	9,680	10,648	11,713
300 CONTRACTUAL		28,418	27,256	29,982	32,980	36,278
400 COMMODITIES		6,214	6,380	7,018	7,720	8,492
500 EQUIPMENT		34,320	17,292	19,021	20,923	23,015
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		200,013	195,095	214,604	236,064	259,670

FUNDING (Thousands of Dollars)

GENERAL FUND		200,013	195,095	214,604	236,064	259,670
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		2	2	2	2	2
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
 The Division's initial review of the potential impact of this bill upon its operations indicates that it would require the services of one additional trooper in the Anchorage area, one additional trooper in the Fairbanks area and would result in the need for additional overtime in the Juneau area. Since the majority of process serving time would be expected to take place in the evening hours, shift differential and overtime have been included for the Anchorage and Fairbanks positions also.

** Please see attached sheets for additional supporting cost information.

IV. DATE APRIL 1, 1981 PREPARED BY Francis C. Allan
 AGENCY ADMINISTRATIVE SERVICES/AST
 PHONE 269-5691
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

FY 82 COSTS

CODE	DESCRIPTION	[-----AST BRU-----]		JUNEAU O/T*	ACADEMY BRU COSTS	TOTAL
		ANCHORAGE TROOPER	FAIRBANKS TROOPER			
100	Personal Services	54399	62769	5893		123061
200	Travel	4000	4000			8000
300	Contratual	12389	12389		3640	28418
400	Commodities	2900	2900		414	6214
500	Equipment	17160	17160			34320
TOTAL		90848	99218	5893	4054	200013

* Work load in the Juneau area is expected to include four hours of overtime per week for one trooper. (208 hours X \$28.30 OT/rate)

Assumptions made in calculating the above cost analysis include: that the bill would become effective on July 1, 1981, that two new troopers would be hired (thus incurring Academy training costs the first year only), that initial patrol vehicle costs would be incurred in the first year only and that costs would be subject to a 10% inflation factor in FY 83 and each year thereafter.

ANCHORAGE TROOPER COSTS

PERSONAL SERVICES - 100

TROOPER 76-A-(Anchorage)		
\$2,732 x 12 months =	\$32,784	
+ 208 hours OT @ \$25.22	5,246	
Shift Differential 3.75%	1,229	
Sub Total	<u>\$39,259</u>	
+ 27.33% Benefits	10,729	
+ 6.65% FICA	2,611	
+ \$150 per month - Health Benefits	<u>1,800</u>	
TOTAL PERSONAL SERVICES		\$54,399

TRAVEL & PER DIEM - 200

Average - This will vary.		
TOTAL TRAVEL & PER DIEM		4,000

CONTRACTURAL - 300

Telephone/Postage \$60 per month X 12	720	
Photo Processing, \$25 per month X 12	300	
PSEA Physical Exam, Average	300	
Uniform PSEA Cleaning Allowance	425	
HWCF Vehicle - Monthly Cost Replacement \$347 month + 2,000 miles X .27 cents 887 X 12	10,644	
TOTAL CONTRACTUAL		12,389

COMMODITIES - 400

Uniforms/with all accessories; jacket, hats, handcuffs, etc.	1,600	
Film Supplies + Office Supplies	700	
Vehicle Accessories - Blankets, tire chains, snow tires, flares, etc.	600	
TOTAL COMMODITIES		2,900

EQUIPMENT - 500

Patrol Vehicle - initial cost	9,300	
Portable Light	200	
Underhood Speaker	200	
Car Radio	3,000	
Siren/Amplifier	200	
MX 360 Radio-Portable w/charger	3,000	
Moving Radar Gun	600	
Firearms (revolver, shotgun & rifle)	660	
TOTAL EQUIPMENT		17,160

TOTAL TROOPER COST TO THE BRU

\$90,848

FAIRBANKS TROOPER COSTS

PERSONAL SERVICES - 100

TROOPER 76-E-(Fairbanks)		
\$3,164 x 12 months =	\$37,968	
+ 208 hours OT @ \$28.33	5,893	
Shift Differential 3.75%	<u>1,645</u>	
Sub Total	\$45,506	
+ 27.33% Benefits	12,437	
+ 6.65% FICA	3,026	
+ \$150 per month - Health Benefits	<u>1,800</u>	
TOTAL PERSONAL SERVICES		\$62,769

TRAVEL & PER DIEM - 200

Average - This will vary.		
TOTAL TRAVEL & PER DIEM		4,000

CONTRACTURAL - 300

Telephone/Postage \$60 per month X 12	720	
Photo Processing, \$25 per month X 12	300	
PSEA Physical Exam, Average	300	
Uniform PSEA Cleaning Allowance	425	
HWCf Vehicle - Monthly Cost Replacement		
\$347 month + 2,000 miles X .27 cents		
887 X 12	10,644	
TOTAL CONTRACTUAL		12,389

COMMODITIES - 400

Uniforms/with all accessories; jacket, hats, handcuffs, etc.	1,600	
Film Supplies + Office Supplies	700	
Vehicle Accessories - Blankets, tire chains, snow tires, flares, etc.	600	
TOTAL COMMODITIES		2,900

EQUIPMENT - 500

Patrol Vehicle - initial cost	9,300	
Portable Light	200	
Underhood Speaker	200	
Car Radio	3,000	
Siren/Amplifier	200	
MX 360 Radio-Portable w/charger	3,000	
Moving Radar Gun	600	
Firearms (revolver, shotgun & rifle)	660	
TOTAL EQUIPMENT		17,160

TOTAL TROOPER COST TO THE BRU

\$99,218

POSITION PAPER
ON
CS FOR HOUSE BILL NO. 287 (HESS)

"An Act relating to domestic violence."

The Department of Health and Social Services supports the amendments to House Bill No. 287. During the 1980 legislative session, the Department supported House Bill No. 392 which eventually became the present statute. Since that time, the local programs of Domestic Violence and Sexual Assault have coordinated closely with the public safety and police officers of each major community. The Alaska Network on Domestic Violence and Sexual Assault has assisted in preparing training for police officers at the Academy; and victims of domestic violence are beginning to use the right for restraining orders. Each of the domestic violence programs has had an increase in number of clients during the year; perhaps some of this has been due to the obligation now placed on a police/public safety officer to inform a victim of the availability of a protected environment.

It has become evident with the use of the current statute that complex living situations do exist in Alaska and that violence frequently occurs within those interrelated "families" - no matter what the definition of family. According to the publication "Crime in Alaska," published by CJPA, in 1980, of 39 murders in the state, 12 victim/offenders were family members.

The Department is also aware that for many victims a period of 45 days to "solve problems" and make decisions about life decisions is frequently too short a time; if the perpetrator chooses to seek help, in order to help solve the relationship problem, a period of 45 days is by no means long enough to help learn new methods and techniques of handling stress. Therefore, the Department supports the extension of the restraining order as well as an extension of 45 days.

Recommended by: Elizabeth Muktarian
Elizabeth Muktarian
Director
Div. of Adult and
Aging Services

Date: 4/16/81

Approved by: HeLen D. Beirne
HeLen D. Beirne
Commissioner
Dept. of Health and
Social Services

Date: 4/20/81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS For House Bill No. 287 (HESS)

Title "An Act relating to domestic violence."

Requested by _____ Date April 16, 1981

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services

Program Category Affected Social and Economic Assistance for the General Population

BRU, Program, or Subprogram(s) Affected Division of Adult and Aging Services - Adult Services

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Zero Impact

IV. DATE

4-16-81

PREPARED BY Dorothy Wait
AGENCY Division of Adult and Aging Services
PHONE 465-3250

Original: Legislative Finance
cc: Budget and Management

Prime Sponsor (First Legislator Named) M&B Approval Mr. Heuback

Date 4/20/81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

HB 287

I. REQUEST

Bill/Resolution No. HB 287
 Title "An Act relating to domestic violence."
 Requested by Representative Clocksin Date March 17, 1981

II. FISCAL DETAIL

Agency Affected Department of Law
 Program Category Affected Administration of Justice/General Government
 BRU, Program, or Subprogram(s) Affected Prosecution/Legal Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The proposed bill, in Sec. 9, speaks to services already provided by the Department's Criminal Division. Likewise, the Department's Civil Division is already providing legal services for the Division of Social Services to such extent as that division may be involved in protecting minor children as provided by Sec. 2 of the proposed Act. Therefore, no additional fiscal impact will be felt by the department by the enactment of this legislation.

IV. DATE March 18, 1981 PREPARED BY Richard I. Pegues, Admin. Officer
 AGENCY Department of Law
 Original: Legislative Finance PHONE 465-3695
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

POSITION PAPER
ON
HOUSE BILL NO. 287

HB 287

"An Act relating to domestic violence."

The Department of Health and Social Services supports the amendments to House Bill No. 287. During the 1980 legislative session, the Department supported House Bill No. 392 which eventually became the present statute. Since that time, the local programs of Domestic Violence and Sexual Assault have coordinated closely with the public safety and police officers of each major community. The Alaska Network on Domestic Violence and Sexual Assault has assisted in preparing training for police officers at the Academy; and victims of domestic violence are beginning to use the right for restraining orders. Each of the domestic violence programs has had an increase in number of clients during the year; perhaps some of this has been due to the obligation now placed on a police/public safety officer to inform a victim of the availability of a protected environment.

It has become evident with the use of the current statute that complex living situations do exist in Alaska and that violence frequently occurs within those interrelated "families" - no matter what the definition of family. According to the publication "Crime in Alaska," published by CJPA, in 1980, of 39 murders in the state, 12 victim/offenders were family members.

The Department is also aware that for many women a period of 45 days to "solve her problems" and make decisions about life decisions is frequently too short a time; if the perpetrator chooses to seek help, in order to help solve the relationship problem, a period of 45 days is by no means long enough to help him learn new methods and techniques of handling stress. Therefore, the Department supports the extension of the restraining order.

Recommended by: Elizabeth Muktarian
Elizabeth Muktarian
Director
Div. of Adult and
Aging Services

Date: 3/24/81

Approved by: Helen D. Beirne
Helen D. Beirne
Commissioner
Dept. of Health and
Social Services

Date: 3/26/81

POSITION PAPER/Department of Health & Social Services

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 287

Title "An Act Relating to domestic violence."

Requested by _____

Date March 17, 1981

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services

Program Category Affected Social & Economic Assistance for the General Population

BRU, Program, or Subprogram(s) Affected Division of Adult & Aging Services - Adult Services

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Zero Impact

IV. DATE 3-17-81

PREPARED BY Dorothy Walt

AGENCY Division of Adult and Aging Services

PHONE 465-3250

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named) M&B Approval [Signature]

Date 3/24/81

COMMITTEE REPORT

HOUSE

4/3

FURTHER: FINANCE

3/9/81

(7)

Date: April 3, 1981

Mr. Speaker:

The Committee on TRANSPORTATION has had HB 288

"An Act making a special appropriation to the Municipality of Anchorage to study modes of mass transportation in Anchorage; and providing for an effective date."

under consideration and reports it back as follows:

- 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 Finance Committee

MEMBERS SIGNING
DO PASS

Jim Wagner - DO PASS

Randy Peltola " "

Derry Furlow

Bette Cato

T. Buchholdt

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Frank to Sheriff W. Rec

Bette Cato
CHAIRMAN

Pegues/Lehrer
12-0946

Funding Information
General Fund \$100,000
Other Funds -0-
\$100,000

Introduced: 3/9/81
Referred: Transportation and
Finance

1 IN THE HOUSE

BY CLOCKSIN AND MALONE

2 HOUSE BILL NO. 288

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Municipi-
7 pality of Anchorage to study modes of mass transporta-
8 tion in Anchorage; and providing for an effective
9 date."

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

11 * Section 1. The sum of \$100,000 is appropriated from the general fund
12 for payment as a grant to the Municipality of Anchorage to study modes of
13 mass transportation for the primary transit corridors in Anchorage.

14 * Sec. 2. The appropriation made by this Act shall be disbursed in
15 accordance with AS 37.05.315.

16 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
17 070(c).

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST... Session

HOUSE BILL..... NO. 288

By CLOCKSIN AND MALONE.....

"An Act making a special appropriation to the Municipality of Anchorage to study modes of mass transportation in Anchorage and providing for an effective date."

Spec. appro./transportation in Anchorage

Introduced in the House .. 3/9....., 19.81

HISTORY IN THE HOUSE

19 81

Mar. 9

Read first time and referred to Committee on Transportation and Finance
Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration	
PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused
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

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration	
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.

Funding Information

General Fund \$100,000
Other Funds -0-
\$100,000

Introduced: 3/9/81
Referred: Transportation and
Finance

1 IN THE HOUSE

BY CLOCKSIN AND MALONE

2 HOUSE BILL NO. 288

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Munici-
7 pality of Anchorage to study modes of mass transporta-
8 tion in Anchorage; and providing for an effective
9 date."

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

11 * Section 1. The sum of \$100,000 is appropriated from the general fund
12 for payment as a grant to the Municipality of Anchorage to study modes of
13 mass transportation for the primary transit corridors in Anchorage.

14 * Sec. 2. The appropriation made by this Act shall be disbursed in
15 accordance with AS 37.05.315.

16 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
17 070(c).

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POSITION PAPER
ON
HOUSE BILL NO. 288

"An Act making a special appropriation to the Municipality of Anchorage to study modes of mass transportation in Anchorage; and providing for an effective date."

This bill would appropriate the sum of \$100,000 to the Municipality of Anchorage to study modes of mass transportation in Anchorage. It is generally an accepted fact that transportation is a major service needed for all age groups, including the elderly and handicapped, and present services are not meeting the demand.

The Municipality of Anchorage received a grant of \$10,000 for FY'81 from the Department of Health and Social Services to contract with a transportation consulting firm to plan better coordination of transportation services with existing agencies providing services to the elderly and handicapped. However, this legislation would extend beyond the scope of the coordination study and evaluation.

The Department of Health and Social Services supports the concept and need for improved mass transportation in Anchorage.

Recommended by: Elizabeth Muktarian
Elizabeth Muktarian
Director
Div. of Adult and
Aging Services

Date: 3/19/81

Approved by: Helen D. Beirne
Helen D. Beirne
Commissioner
Dept. of Health and
Social Services

Date: 3/24/81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 288
 Title "An Act making a special appropriation to the Municipality of Anchorage to study
Requested by mass transportation in Anchorage; & providing for Date March 18, 1981
an effective date."

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services
 Program Category Affected Social and Economic Assistance for the General Population
 BRU, Program, or Subprogram(s) Affected Division of Adult and Aging Services-Adult Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each
 component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Zero. Impact.

IV. DATE 3-18-81 PREPARED BY Dorothy Walt
 AGENCY Division of Adult and Aging Services
 PHONE 465-3250
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) M. Hubbard M&B Approval M. Hubbard Date 3/20/81

Funding Information
General Fund \$165,500
Other Funds -0-
\$165,500

Introduced: 3/9/81
Referred: Community &
Regional Affairs and Finance

1 IN THE HOUSE

BY SUTCLIFFE AND CLOCKSIN

2 HOUSE BILL NO. 291

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Community and Regional Affairs for research
8 and analysis of the relocation and detention of the
9 Aleut people during World War II; and providing for an
10 effective date."

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

12 * Section 1. The sum of \$165,500 is appropriated from the general fund
13 to the Department of Community and Regional Affairs for payment as a grant
14 to the Aleutian/Pribilof Islands Association, Inc., for a research study and
15 analysis of the relocation and involuntary detention of the Aleut people
16 during World War II.

17 * Sec. 2. The appropriation made by this Act shall be disbursed in
18 accordance with AS 37.05.315.

19 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
20 070(c).

COMMITTEE REPORT

HOUSE

3/19

3/9/81

FURTHER: FINANCE

(5)

Date: March 19, 1981

Mr. Speaker:

The Committee on COMMUNITY & REGIONAL AFFAIRS has had HB 291

"An Act making a special appropriation to the Department of Community and Regional Affairs for research and analysis of the relocation and detention of the Aleut people during World War II; and providing for an effective date."

under consideration and reports it back as follows:

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

MEMBERS SIGNING
DO PASS

Ben Sweeney

Patrick O'Leary

Pat Cavanaugh

Bill Bylina

James Jaska

John Smith

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Ben Sweeney
CHAIRMAN

Pequer/Levy
12-1019

Funding Information
General Fund \$165,500
Other Funds -0-
\$165,500

Introduced: 3/9/81
Referred: Community &
Regional Affairs and Finance

1 IN THE HOUSE BY SUTCLIFFE AND CLOCKSIN

2 HOUSE BILL NO. 291

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Community and Regional Affairs for research
8 and analysis of the relocation and detention of the
9 Aleut people during World War II; and providing for an
10 effective date."

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

12 * Section 1. The sum of \$165,500 is appropriated from the general fund
13 to the Department of Community and Regional Affairs for payment as a grant
14 to the Aleutian/Pribilof Islands Association, Inc., for a research study and
15 analysis of the relocation and involuntary detention of the Aleut people
16 during World War II.

17 * Sec. 2. The appropriation made by this Act shall be disbursed in
18 accordance with AS 37.05.315.

19 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
20 070(c).

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CORRECTION

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

Pegues/Levy
12-1019

Funding Information
General Fund \$165,500
Other Funds -0-
 \$165,500

Introduced: 3/9/81
Referred: Community &
Regional Affairs and Finance

1 IN THE HOUSE

BY SUTCLIFFE AND CLOCKSIN

2 HOUSE BILL NO. 291

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Community and Regional Affairs for research
8 and analysis of the relocation and detention of the
9 Aleut people during World War II; and providing for an
10 effective date."

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

12 * Section 1. The sum of \$165,500 is appropriated from the general fund
13 to the Department of Community and Regional Affairs for payment as a grant
14 to the Aleutian/Pribilof Islands Association, Inc., for a research study and
15 analysis of the relocation and involuntary detention of the Aleut people
16 during World War II.

17 * Sec. 2. The appropriation made by this Act shall be disbursed in
18 accordance with AS 37.05.315.

19 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
20 070(c).

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COMMITTEE COPY

ALASKA STATE LEGISLATURE

TWELFTH. Legislature FIRST.. Session

HOUSE ..BILL..... NO. .291..
By SUTCLIFFE. AND. CLOCKSIN.....

"An Act making a special appropriation to the Department of Community and Regional Affairs for research and analysis of the relocation and detention of the Aleut people during World War II; and providing for an effective date."

Spec. appro, relocation and detention of Aleut people during World War II

Introduced in the House ...3/9..., 19...81

HISTORY IN THE HOUSE

19 81

Mar. 9

Read first time and referred to Committee on

C &RA and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused
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

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

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.

COMMITTEE REPORT

HOUSE

3/17/81

FURTHER:

(11)

Date: 5-18-81

Mr. Speaker:

The Committee on FINANCE has had HB 292

"An Act making a special appropriation to the Department of Law for investigation of automobile repair abuses; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 292 (Fin) same title
 new title
- and recommends do pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING DO PASS

[Signature]

[Signature]

[Signature]

[Signature]

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[Signature]

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MEMBERS HAVING OTHER RECOMMENDATIONS:

[Signature] - Do not Pass

[Signature] - No Rec

[Signature] - No Rec

[Signature] - No Rec

[Signature]

[Signature]

[Signature]

[Signature]

CHAIRMAN

Page

Original sponsors: Hayes, Abood,
Anderson, et al

<u>Funding Information</u>	
General Fund	\$68,000
Other Funds	-0-
	<u>\$68,000</u>

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 292 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH 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 investigation of automobile repair
8 abuses; and providing for an effective date."

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

10 * Section 1. The sum of \$68,000 is appropriated from the general fund to
11 the Department of Law, consumer protection section, for investigation of
12 abuses related to automobile repairs.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1982.

15 * Sec. 3. This Act takes effect July 1, 1981.

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Page

Original sponsors: Hayes, Abood,
Anderson, et al

Funding Information

General Fund	\$68,000
Other Funds	-0-
	<u>\$68,000</u>

1 IN THE HOUSE BY THE FINANCE COMMITTEE
 2 CS FOR HOUSE BILL NO. 292 (Finance)
 3 IN THE LEGISLATURE OF THE STATE OF ALASKA
 4 TWELFTH LEGISLATURE - FIRST SESSION

A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
 7 ment of Law for investigation of automobile repair
 8 abuses; and providing for an effective date."

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

10 * Section 1. The sum of \$68,000 is appropriated from the general fund to
 11 the Department of Law, consumer protection section, for investigation of
 12 abuses related to automobile repairs.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
 14 made by this Act lapses into the general fund June 30, 1982.

15 * Sec. 3. This Act takes effect July 1, 1981.

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Introduced: 3/9/81
Referred: Labor & Commerce and
Finance

Funding Information
General Fund \$65,000
Other Funds -0-
\$65,000

BY HAYES, ABOOD, ANDERSON,
BEIRNE, BETTISWORTH, BROWN,
MARTIN AND METCALFE

1 IN THE HOUSE

2 HOUSE BILL NO. 292

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH 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 investigation of automobile repair
8 abuses; and providing for an effective date."

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

10 * Section 1. The sum of \$65,000 is appropriated from the general fund to
11 the Department of Law, consumer protection section, for investigation of
12 abuses related to automobile repairs.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1982.

15 * Sec. 3. This Act takes effect July 1, 1981.

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TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 292 (Page 1 of 2)
 Title _____
 Requested by Representative Haves Date 2/17/81

II. FISCAL DETAIL

Agency Affected Department of Law
 Program Category Affected Public Protection
 BRU, Program, or Subprogram(s) Affected Consumer Protection
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		43.2	46.7	50.4	54.4	58.8
200 TRAVEL		5.0	5.4	5.8	6.3	6.8
300 CONTRACTUAL		11.2	12.1	13.1	14.1	15.2
400 COMMODITIES		4.6	5.0	5.4	5.8	6.3
500 EQUIPMENT		1.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		65.0	69.2	74.7	80.6	87.1

FUNDING (Thousands of Dollars)

GENERAL FUND		65.0	69.2	74.7	80.6	87.1
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		1.0	1.0	1.0	1.0	1.0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

These costs reflect the resources to be used to employ an auto fraud investigator (Associate Attorney II, R-19) at Anchorage. The position will be responsible for designing a statewide auto repair fraud program. The position will also be responsible for investigating all major auto fraud complaints and oversee and organize investigative efforts of subordinate staff handling auto fraud complaints of lesser magnitude, \$10,000 will be used to pay for testimony and trial preparation time of auto mechanical and engineering expert witnesses. \$2,800 will be used for purchase of auto repair parts, supplies and services being investigated.

IV. DATE February 18, 1981 PREPARED BY Richard I. Pegues, Dir., Div of Admin. Svcs.
 AGENCY Department of Law
 PHONE 465-3695
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Fiscal Note Detail--Auto Repair Fraud InvestigatorPersonal Services

Associate Attorney II, Anchorage

R-19, \$2837X12	=	\$34,044
Benefits at 15.75%		5,362
HI, 150 pu,		1,800
ASBS		2,004
		<u>\$43,210</u>

Travel

Air travel to Juneau		
Auto travel to Fairbanks, Mat/Su & Kenai areas		<u>\$5,000</u>

Contractual

Communications \$100 pm		\$1,200
200 hours of expert witness trial preparation and testimony at \$50 per hr.		<u>\$10,000</u>
		<u>\$11,200</u>

Commodities

\$25 per mo. expendables, position costs		\$300
New positions costs for FY 82 only, thereafter these funds will be used to increase resources used to purchase repairs, services, supplies for test auto(s) used in investigative program.		<u>\$1,500</u>
Auto repairs purchased and operating expenses for auto(s) used in connection with auto repair fraud investigations		\$2,800
		<u>\$4,600</u>

Equipment

New position equipment, single time expense		<u>\$1,000</u>
	TOTAL	<u>\$65,010</u>

COMMITTEE REPORT
SENATE

4/28/81

FURTHER: None

Date: 4/28/81

Mr. President:

The Committee on FINANCE has had CSHB 294 (Fin)

making a supplemental appropriation to the Dept. of Law

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 CS HB 294 (Fin) same title
 new title
and recommends IN HSC
- 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:

Refer to the Dept. of Law

[Signature]
CHAIRMAN

[Signature]

6/23/81 350 pm

Jay Hagan -

The heading on
the bill you have
in final is incorrect.
We've retyped the bill.
Please use this one
instead of your Dept. of
Law final.

Sally McIntire

#(3)

This is the final
version given to
the Senate Secretary
6/23/81

Original sponsor: Rules/Governor

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 294 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the transfer of appropriations;
7 and providing for an effective date."

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

9 * Section 1. AS 37.07.080(e) is amended to read:

0 (e) Transfers or changes between objects of expenditures or
1 between allocations may be made by the head of a state agency upon
2 approval of the division. No transfers may be made between appropria-
3 tions except (1) as provided in an act making the transfers between
4 appropriations; or (2) upon approval of the division, when determined
5 necessary by the head of a principal department to support the opera-
6 tions of his office.

7 * Sec. 2. This Act takes effect July 1, 1981.

Original sponsor: Rules/Governor

Offered: 6/23/81
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 294 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the transfer of appropriations;
7 and providing for an effective date."

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

9 * Section 1. AS 37.07.080(e) is amended to read:

10 (e) Transfers or changes between objects of expenditures or
11 between allocations may be made by the head of a state agency upon
12 approval of the division. No transfers may be made between appropria-
13 tions except (1) as provided in an act making the transfers between
14 appropriations; or (2) upon approval of the division, when determined
15 necessary by the head of a principal department to support the opera-
16 tions of his office.

17 * Sec. 2. This Act takes effect July 1, 1981.

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Amendment.

Warkentin

Amendment to Senate CS for HB 294 (Finance)

#1

Page 1, line 6 and 7: following "For and Act entitled: " delete:
["An Act relating to the transfer of appropriations; and
providing for an effective date.] and add: "An Act relating
to the Executive Budget Act; and providing for an effective
date."

Page 1, line 8: delete Section 1 and Section 2 and add the
following new sections:

*Section 1. AS 37.07.010(1) is amended to read:

(1) the orderly establishment, continuing review, and
periodic revision of the program goals and policies of state
agencies and financial goals and policies of the state;

*Sec. 2. AS 37.07.010(3) is repealed and reenacted to read:

(3) the preparation, coordination, analysis, and
enactment of a budget which is organized to focus on the services
provided by state agencies and on the cost of those services and
which provides for implementation of policies and plans in the
succeeding budget period;

*Sec. 3. AS 37.07.020(a) is amended to read:

(a) The governor shall prepare and submit to the legislature
before the fourth legislative day a budget for the succeeding
fiscal year which shall cover all estimated receipts, including
all grants, loans, and money received from the federal government,
and all proposed expenditures of the state government. The budget

submitted by the governor shall be organized so that the proposed expenditures for each agency are presented separately. The budget shall be accompanied by a general appropriation bill to authorize the proposed expenditures, and a bill or bills covering recommendations in the budget for new or additional revenues.

*Sec. 4. AS 37.07.040 is amended to read:

Sec. 37.07.040. DIVISION OF BUDGET AND MANAGEMENT. The budget and management division shall

(1) assist the governor in the preparation and explanation of the proposed comprehensive program and financial plan, including the coordination and analysis of state agency [PROGRAM] goals and objectives, [PROGRAM] plans, and [PROGRAM] budget requests;

(2) prepare for submission to the governor an annually updated six-year capital improvements program and the proposed capital improvements budget for the coming fiscal year, the latter to include individual project justification with documentation of estimated project cost;

(3) develop procedures to produce the information needed for effective policy decision making, including procedures to provide for the dissemination of information about plans, programs, and [PROGRAM] budget requests to be included in the annual budget and opportunity for public review and comment during the period of budget preparation;

(4) assist state agencies in their statement of goals and objectives, preparation of [PROGRAM] budget requests, and reporting of program performance, all documents forwarded by the division to a state agency containing instructions for the

preparation of program plans and [PROGRAM] budget requests and the reporting of program performance are public information after the date they are forwarded;

(5) administer its responsibilities under the program execution provisions of this chapter so that the policy decisions and budget determinations of the governor and the legislature are implemented;

(6) provide the legislative finance division with the budget information it may request;

(7) provide the legislative finance division with an advance copy of the governor's budget workbooks by the first Monday in January of each year, except that following a gubernatorial election year the advance copy shall be provided by the second Monday in January.

*Sec. 5. AS 37.07.060(b)(2) is amended to read:

(2) his operating program and budget recommendations for the succeeding fiscal year organized by agency as required by AS 37.07.020(a);

*Sec. 6. AS 37.07.080(e) is amended to read:

(e) Transfers or changes between objects of expenditures or between allocations may be made by the head of a state agency upon approval of the division. No transfers may be made between appropriations except (1) as provided in an act making the transfers between appropriations; or (2) upon approval of the division, when determined necessary by the head of a principal to support the operations of his office as originally budgeted in an appropriation act.

*Sec. 7. This Act takes effect July 1, 1981.

*Sec. 8. This Act terminates July 1, 1982.

passed SFC #3
6/23/81

replaced w/#3
6/23/81 attached
to Committee
report

Original Sponsor: Rules/Governor

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SCS FOR CS HOUSE BILL NO. 294 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the transfer of appropriations;
7 and providing for an effective date.

8 * Section 1. AS 37.07.080(e) is amended to read:

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12 tions except (1) as provided in an act making the transfers between
13 appropriations; or (2) upon approval of the division, when determined
14 necessary by the head of a principal department to support the opera-
15 tions of his office.

16 * Sec. 2. This Act takes effect July 1, 1981.



From The
**SENATE
FINANCE COMMITTEE**

Ed:

This is rather interesting.

Attached is HB-294 (currently in Sen. Finance Committee.) Ron Lorensen, the Deputy AG says he must have this attached bill, as worded, in order to function with the FY82 Operating Budget.

And, it just so happens that this bill would be a perfect place to add SB-17 language, which is your bill and is also known as "Agency Budgeting".

If you are interested Fin. Com. could move a CS with agency budgeting included and send it over to the House for action this evening.

I asked that a CS be drawn up in case you want to do it.

Max

ATTACHED HB-294
CSSB-17

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Original Sponsor: Rules/Governor

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IN THE HOUSE

BY THE FINANCE COMMITTEE

SCS FOR CS HOUSE BILL NO. 294 (Finance)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the transfer of appropriations;
and providing for an effective date.

* Section 1. AS 37.07.080(e) is amended to read:

(e) Transfers or changes between objects of expenditures or between allocations may be made by the head of a state agency upon approval of the division. No transfers may be made between appropriations except (1) as provided in an act making the transfers between appropriations; or (2) upon approval of the division, when determined necessary by the head of the state agency to support the operations of his office.

* Sec. 2. This Act takes effect July 1, 1981.

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K-STATE CAPITOL
JUNEAU, ALASKA 99811

May 13, 1981

The Honorable Don Bennett, Co-Chairman
The Honorable M.E. Dankworth, Co-Chairman
Senate Finance Committee
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Senators Bennett and Dankworth:

The Department of Law requests that CSHB 294 be amended by including an additional amount of \$110,000 to satisfy a settlement claim against the state which was entered in the Superior Court this week. This claim arose when one of the lease holders of a Kachemak Bay oil lease, Philip Rahoi, refused the state's offer to buy back his leasehold. The buy back of the Kachemak Bay oil lands, originally leased in 1973, was authorized by the legislature in 1976.

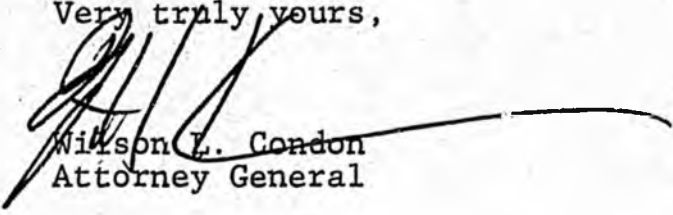
Litigation to compel the buy back, known as State ex. rel. LeResche v. Track C 28-37, began in 1977. Throughout the litigation Mr. Rahoi has claimed up to \$500,000 as a buy back settlement figure. It has been the state's position that his claim was worth less than \$100,000. The settlement offer made by Rahoi, although larger than what we believed the claim was worth, will avoid the expense of very costly litigation, and we therefore accepted the offer as the most cost efficient way of settling this long, outstanding dispute. The Superior Court also recommended our acceptance of the offer and concurred in our assessment that the state's interests would be best served by our consenting to the \$110,000 offer.

The addition of this claim will increase the Department of Law's judgment supplemental appropriation request from \$964,400 to \$1,074,400. If CSHB cannot be amended at this time, it will be necessary to seek a supplemental appropriation to pay the claim from the legislature in 1982. This timing will result in interest costs of approximately \$11,550, and it will delay payment to Mr. Rahoi by approximately one year. Therefore, I earnestly

The Honorable Don Bennett, Co-Chairman
The Honorable M.E. Dankworth, Co-Chairman
May 13, 1981
PAGE TWO (2)

recommend your favorable consideration of this request in
order that the settlement may be concluded as expeditiously
as possible.

Very truly yours,



Wilson L. Condon
Attorney General

WLC:cjs

cc: Ron Lehr, Director
Division of Budget and
Management
Office of the Governor

March 9, 1981

The Honorable Jim Duncan
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill which would make a supplemental appropriation to the Department of Law, civil division, to pay miscellaneous judgments against the state.

Miscellaneous judgments against the state have exceeded the \$15,000 appropriated for that purpose for FY 81. The FY 81 appropriation was fully spent by September 1980, and since that time nine additional judgments have been made against the state. This appropriation would cover the costs of legal action and court awards in those nine cases.

The amount needed for one of the cases is \$881,400 (92 percent of the total appropriation request), and arose from the Hidden Falls hatchery project. Erroneous site condition information caused delays in the construction of the hatchery. This resulted in increased construction costs above the original amount of the contract, and the court approved a settlement between the parties awarding money to the contractor.

The interest being paid for these judgments varies from 8 percent to 10 1/2 percent. I urge immediate enactment of this bill.

Sincerely,

S/SSH

Jay S. Hammond
Governor

MEMORANDUM

State of Alaska

TO: Ron Lehr, Director
 Division of Budget and
 Management
 Office of the Governor

DATE: January 7, 1981

FILE NO.

TELEPHONE NO: 465-3695

FROM: WILSON L. CONDON
 ATTORNEY GENERAL

SUBJECT: Supplemental Appropriation--
 FY 81 Judgments

By: *Richard I. Pegues*
 Administrative Officer

The Department of Law anticipates submitting a supplemental judgment request of approximately \$940,595 to settle judgments against the state for FY 81. Unpaid settlements, to date, are as follows:

<u>Case</u>	<u>Amount</u>		
Thomas v. Croft	\$23,200 ✓	23,199	23.2
Kimura v. ABC Board	1,215 ✓	1,215	1.2
Gardiner v. CFEC	1,000 ✓	998	1.0
Tyonek v. State	10,675 ✓	10,674	10.7
Hutcherson v. Labor	265		
Copeland v. CFEC	1,340 ✓	1,337	1.3
Gjosund v. F&G	9,530 ✓	9,527	9.5
Zobel v. Williams	12,000	14,264	14.3
Christiansen & Assn. v. State	881,370	881,367	881.4
<i>BALLOU vs. THOMAS & BEIRNE</i>		13,353	13.4
		<u>955,934</u>	

Additional judgment claims may occur before the legislature limits their consideration of supplemental requests. Please let us know when the request cutoff will take place, once this information becomes available to you.

RIP:cjs

*To [unclear]
 2/17/81*

RECEIVED

JAN 8 1981

OFFICE OF THE GOVERNOR

MEMORANDUM

State of Alaska

TO: Ron Lehr, Director
Division of Budget and
Management
Office of the Governor

DATE: February 17, 1981

FILE NO:

TELEPHONE NO:

FROM: WILSON I. CONDON
ATTORNEY GENERAL

SUBJECT: FY 81 Supplemental
Appropriation-Judgments

Richard I. Pegues
By: Richard I. Pegues, Director
Administrative Services Division

As you know, the Department of Law each year receives an appropriation of \$15,000 to pay miscellaneous judgments which covers costs and fees awarded in court settlements against the state. This initial appropriation was fully expended in September, 1980. Since that time, nine additional judgments have been made against the state totalling \$955,930.84, including interest. Of this amount, a single judgment of \$881,367 was awarded as a result of a contract claim against the Department of Transportation of Public Facilities arising from the construction of a state owned salmon hatchery at Hidden Falls, on Baranof Island. The major portion of this claim represents contractor construction costs rather than court costs and attorney fees. The state's counsel, in this matter, has concluded that the contractor's claim of \$2.5 million would have resulted in a liability to the state somewhat in excess of \$1.0 million, if the case had gone to full trial. Counsel therefore negotiated this settlement which all parties agreed was equitable.

The remaining eight judgments, in total amount, are similar to past years' experience where, in FY 80, we paid \$62,800 for judgments and, in FY 79, when we paid \$75,300 for judgments.

Interest paid varies by actual judgment. Some claims receive 8.0 percent, others receive 10.5 percent and some do not receive interest depending upon the specific conditions of the judgment award. The maximum interest allowed is now 10.5 percent and this limit was increased from 8.0 percent in mid-year. Interest, where it applies, has been computed from date of award through May 31, 1981.

Attached for your review and transmittal to the legislature are: a summary of the judgments, showing the amount of the award and interest; copies of the judgments, together with relevant correspondence, and; the supplemental budget request forms.

RIP:cjs

Attachments

KNOWN OUTSTANDING JUDGMENTS AS OF 2/17/81

<u>CASE</u>	<u>AMOUNT</u>	<u>INTEREST</u>	<u>TOTAL DUE</u>
Thomas v. Croft	19,797.15	3,401.20	23,198.35
Kimura v. ABC Board	1,140.00	74.75	1,214.75
Gardner v. State	997.60		997.60
Tyonek v. State	10,000.00	673.92	10,673.92
Copeland v. CFEC	1,250.00	86.40	1,336.40
Gjosund v. F & G	9,022.51	504.41	9,526.92
Christenson, Raber, Kief & Assc. v. State	835,000.00	46,367.00	881,367.00
Bailey v. Thomas & Beirne	12,817.50	535.05	13,352.55
Zobel v. Williams	<u>13,707.35</u>	<u>556.00</u>	<u>14,263.35</u>
TOTAL	\$903,732.11	\$52,198.73	\$955,930.84

SUPPLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. BUDGET	FY 81 INITIAL AUTH.	FY 81 CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 7/1/ to 1/31	FY 81 OTHER OBLIGATION: 7/1/ to 1/31	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCE: 2/1 to 6/30	FY 81 (DEFICIT) OR EXCESS
ERVICES	3,902.1	4,359.5	4,281.6	4,070.7	4,131.9	5,596.0	2,706.3		2,889.7	-0-
	187.8	201.7	191.5	178.7	188.7	257.6	132.8		124.8	-0-
LEGAL SERVICES	830.2	1,120.8	1,041.9	856.3	921.3	1,475.6	726.8		747.4	1.4
SALES	47.6	46.0	58.2	57.5	59.5	67.3	35.2		32.1	-0-
	33.8	3.0	3.7	10.3	12.3	132.8	29.0	78.0	25.8	-0-
REG. ...	9.5	9.6	9.6	9.6	9.6	9.6	9.6		-0-	-0-
CLAIMS ...	75.3	63.8	62.8	15.0	15.0	15.0	16.4	955.9	-0-	(957.3)
ADJUDICATORY										
	5,086.3	5,804.4	5,649.3	5,198.1	5,338.3	7,553.9	3,656.1	1,033.9	3,819.8	(955.9)
RECEIPTS	162.3					70.0	28.3		41.7	
OFF MATCHING						22.0	2.1		19.9	
GENERAL FUND	2,972.0	3,577.4	3,489.1	3,472.7	3,612.9	4,028.1	2,154.2	1,030.9	1,798.9	(955.9)
CY RECEIPTS	1,952.0	2,227.0	2,160.2	1,725.4	1,725.4	3,433.8	1,471.5	3.0	1,959.3	

DEPARTMENT OF LAW

DRU: LEGAL SERVICES

COMPONENT: LEGAL SERVICES OPERATIONS

REVISED: 2/17/81

STATE OF ALASKA
Office of the Governor
Budget & Management Div.

REVISED PROGRAM SUMMARY
by
BUDGET COMPONENT

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Department of Law
DIVISION	Civil - Reimbursable
BUDGET REQUEST UNIT	Legal Services Operations
BUDGET COMPONENT	Legal Services
APPROPRIATION	
ALLOCATION	

Page 1 of 4

	INITIAL AUTHORIZATION	RP 81-5X-24	RP 81-5X-51	RP 81-5X-110	81-60-X RP	RP 81-5X-61	RP 81-90-X	RP 81-5X-61	AMENDED AUTHORIZATION
01	PERSONAL SERVICES	4131.9	55.4		84.9	6.9	158.5		4,437.6
02	TRAVEL	188.7	15.0		7.5				211.2
03	CONTRACTUAL	921.3	85.0	12.0	10.0		6.0	15.0	1,049.3
04	COMMODITIES	59.5			1.5				61.0
05	EQUIPMENT	12.3	2.0		3.5		6.4		24.2
06	LANDS, BUILDINGS	9.6							9.6
07	GRANTS, CLAIMS								
08	MISCELLANEOUS	15.0							15.0
	TOTAL	5338.3	100.0	12.0	107.4	6.9	170.9	15.0	5,807.9
1002	FEDERAL RECEIPTS								
1003	G/F MATCH								
1004	GENERAL FUND	3612.9							3,612.9
1005	I/A RECEIPTS	1725.4	100.0	12.0	107.4	6.9	170.9	15.0	2,195.0
1028	PROGRAM RECEIPTS								
		5338.3	100.0	12.0	107.4	6.9	170.9	15.0	5,807.9
15	FULL TIME	102.0		1.0	2.0		4.0		109.0
16	PART TIME	2.0							2.0
17	TEMPORARY	.4							.4
18	MAN-MONTHS	1243.5		12.0	21.0		40.0		1,316.5

REVISED PROGRAM SUMMARY
by
BUDGET COMPONENT

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Department of Law
DIVISION	Civil-Reimbursable Services
BUDGET REQUEST UNIT	Legal Services
BUDGET COMPONENT	Legal Services Operations
APPROPRIATION	
ALLOCATION	

Page 2 of 4

		Gov Human Rights	NOAA IPA	Rev Revision	Gov Coastal Zone	DNR	Commerce	Rev CSEA	AMENDED AUTHORIZATION	
		RP 315x136	Pending RP Request	RP 315x137	Pending RP Request	Pending RP Request	Pending RP Request	Pending RP Request		
01	PERSONAL SERVICES	4,437.6	11.0	54.1	7.6	1.9	75.1	3.6	43.3	4,634.2
02	TRAVEL	211.2		8.3	15.8		3.0	(2.0)		236.3
03	CONTRACTUAL	1,049.3		(45.0)	1.1		2.4	(2.2)	5.3	1,010.9
04	COMMODITIES	61.0					2.2	(.8)	.4	62.8
05	EQUIPMENT	24.2					1.5		1.8	27.5
06	LANDS, BUILDINGS	9.6								9.6
07	GRANTS, CLAIMS									
08	MISCELLANEOUS	15.0								15.0
	TOTAL	5,807.9	11.0	17.4	24.5	1.9	84.2	(1.4)	50.8	5,996.3
1002	FEDERAL RECEIPTS			17.4						17.4
1003	G/F MATCH			22.0						22.0
1004	GENERAL FUND	3,612.9		(22.0)						3,590.9
1005	I/A RECEIPTS	2,195.0	11.0		24.5	1.9	84.2	(1.4)	50.8	2,366.0
1028	PROGRAM RECEIPTS									
	TOTAL	5,807.9	11.0	17.4	24.5	1.9	84.2	(1.4)	50.8	5,996.3
15	FULL TIME	109.0		1.0			1.0		1.0	112.0
16	PART TIME	2.0								2.0
17	TEMPORARY	.4					.4			.8
18	MAN-MONTHS	1,316.5		10.0			1.4		1.0	1,328.9

STATE OF ALASKA
Office of the Governor
Budget & Management Div.

REVISED PROGRAM SUMMARY
by
BUDGET COMPONENT

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Department of Law
DIVISION	Civil
BUDGET REQUEST UNIT	Legal Services
BUDGET COMPONENT	Legal Services Operations
APPROPRIATION	
ALLOCATION	

page 3 of 4 Labor Pipeline Risk DNR DOI/PIF Salary Anti
Surv. Mgt.

	INITIAL AUTHORIZATION	RP 81-5X346	RP 81-5X355	RP 81-3X-8	RP 81-154X	RP 81-5X428	RP	RP 81-53	AMENDED AUTHORIZATION
01	PERSONAL SERVICES	4,634.2	17.6	81.9	18.4	(8.8)	339.3	693.9	5824.4
02	TRAVEL	236.3		2.0		(8.0)	28.8		259.1
03	CONTRACTUAL	1,010.9		11.5	5.2		434.5	4.7	1466.6
04	COMMODITIES	62.8		1.5			5.0		69.3
05	EQUIPMENT	27.5		4.1			13.8		45.4
06	LANDS, BUILDINGS	9.6							9.6
07	GRANTS, CLAIMS								
08	MISCELLANEOUS	15.0							15.0
	TOTAL	5,996.3	17.6	101.0	23.6	(16.8)	821.4	693.9	7689.6
1002	FEDERAL RECEIPTS	17.4						52.6	70.0
1003	G/F MATCH	22.0							22.0
1004	GENERAL FUND	3,590.9					550.1		4141.0
1005	I/A RECEIPTS	2,366.0	17.6	101.0	23.6	(16.8)	821.4	143.8	3456.6
1028	PROGRAM RECEIPTS								
	Total	5,996.3	17.6	101.0	23.6	(16.8)	821.4	693.9	7689.6
15	FULL TIME	112.0		2.0			3.0	1.0	118.0
16	PART TIME	2.0							2.0
17	TEMPORARY	8							8
18	MAN-MONTHS	1,328.9		20.0			29.5	9.0	1387.4

STATE OF ALASKA
Office of the Governor
Budget & Management Div.

REVISED PROGRAM SUMMARY
by
BUDGET COMPONENT

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Dept. of Law
DIVISION	Civil
BUDGET REQUEST UNIT	Legal Services
BUDGET COMPONENT	Legal Services Operations
APPROPRIATION	
ALLOCATION	

Page 4 of 4

Legal Svcs. Adm. Judgment
C.F. Rev/Zobel Svc. Supplemental

	INITIAL AUTHORIZATION	Pending RP Request	Pending RP Request	This RP Request	This RP Request	RP	RP	RP	AMENDED AUTHORIZATION
01	PERSONAL SERVICES	5824.4	(100.0)	(138.4)					5596.0
02	TRAVEL	259.1		(1.5)					257.6
03	CONTRACTUAL	1566.8	12.6	10.0	(13.8)				1475.6
04	COMMODITIES	69.3		(2.0)					67.3
05	EQUIPMENT	45.4	87.4						132.8
06	LANDS, BUILDINGS	9.6							9.6
07	GRANTS, CLAIMS	15.0			955.9				970.9
08	MISCELLANEOUS								
	TOTAL	7689.6	-0-	10.0	(145.7)	955.9			8509.8
1002	FEDERAL RECEIPTS	70.0							70.0
1003	G/F MATCH	22.0							22.0
1004	GENERAL FUND	4141.0			(112.9)	955.9			4984.0
1005	I/A RECEIPTS	3456.6		10.0	(32.8)				3443.8
1028	PROGRAM RECEIPTS								
	Total	7689.6	-0-	10.0	(145.7)				8509.8
15	FULL TIME	118.0			(7.0)				111.0
16	PART TIME	2.0							2.0
17	TEMPORARY	.8							.8
18	MAN-MONTHS	1387.4			(38.5)				1348.9

STATE OF ALASKA
Office of the Governor
Budget & Management Div.

REVISED PROGRAM SUMMARY
by
BUDGET COMPONENT

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Dept. of Law
DIVISION	Civil
BUDGET REQUEST UNIT	Legal Services
BUDGET COMPONENT	Administration and Support
APPROPRIATION	
ALLOCATION	

Adm Svcs

		INITIAL AUTHORIZATION	RP 81-342X	RP	RP	RP	RP	RP	RP	AMENDED AUTHORIZATION
01	PERSONAL SERVICES		171.1							171.1
02	TRAVEL		1.5							1.5
03	CONTRACTUAL		13.8							13.8
04	COMMODITIES		2.0							2.0
05	EQUIPMENT									
06	LANDS, BUILDINGS									
07	GRANTS, CLAIMS									
08	MISCELLANEOUS									
	TOTAL		188.4							188.4
1002	FEDERAL RECEIPTS									
1003	G/F MATCH									
1004	GENERAL FUND		155.6							155.6
1005	I/A RECEIPTS		32.8							32.8
1028	PROGRAM RECEIPTS									
			188.4							188.4
15	FULL TIME		10.0							10.0
16	PART TIME									
17	TEMPORARY									
18	MAN-MONTHS		55.0							55.0

REVISED PROGRAM SUMMARY

Page 1 of 4

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Department of Law
DIVISION	Civil - Reimbursable Program
BUDGET REQUEST UNIT	Legal Services
APPROPRIATION	Legal Services
ALLOCATION	

DRU COMPONENTS	INITIAL AUTHORIZATION	RP 81-5X-24	RP 81-5X-51	RP 81-5X-110	RP 81-60-X	RP 81-5X-61	RP 81-90-X	RP 81-5X-61	AMENDED AUTHORIZATION
Legal Services	5,338.3	100.0	57.4	12.0	107.4	6.9	170.9	15.0	5,907.9
FERC	2,000.0								2,000.0
TOTAL	7,338.3	100.0	57.4	12.0	107.4	6.9	170.9	15.0	7,907.9
FEDERAL RECEIPTS									
G/F MATCH									
GENERAL FUND	5,612.9								5,612.9
I/A RECEIPTS	1,725.4	100.0	57.4	12.0	107.4	6.9	170.9	15.0	2,195.0
PROGRAM RECEIPTS									
Totals	7,338.3	100.0	57.4	12.0	107.4	6.9	170.9	15.0	7,907.9
FULL TIME	102.0		1.0		2.0		4.0		109.0
PART TIME	2.0								2.0
TEMPORARY	4								4
MAX. MONTHS	1,243.5		12.0		21.0		40.0		1,316.5

REVISED PROGRAM SUMMARY

CATEGORY	General Government
COVER PROGRAM	Legal Services
AGENCY	Department of Law
DIVISION	Civil
BUDGET REQUEST UNIT	Legal Services
APPROPRIATION	
ALLOCATION	

DRU COMPONENTS	Amended INITIAL AUTHORIZATION	NOAA							AMENDED AUTHORIZATION
		RP 015X136	RP 01-25	RP 015X137	RP 015X224	RP 01-5X299	RP 01-5X311	RP 01-5X300	
					Coastal Zone	DNR	Commerce	Revised CSEA	
Legal Services	5,807.9	11.0	17.4	24.5	1.9	84.2	(1.4)	50.8	5,996.3
FERC	2,000.0								2,000.0
TOTAL	7,807.9	11.0	17.4	24.5	1.9	84.2	(1.4)	50.8	7,996.3
FEDERAL RECEIPTS			17.4						17.4
G/F MATCH			22.0						22.0
GENERAL FUND	5,612.9		(22.0)						5,590.9
QA RECEIPTS	2,195.0	11.0		24.5	1.9	84.2	(1.4)	50.8	2,366.0
PROGRAM RECEIPTS									
Total	7,807.9	11.0	17.4	24.5	1.9	84.2	(1.4)	50.8	7,996.3
FULL TIME	109.0		1.0			1.0		1.0	112.0
PART TIME	2.0								2.0
TEMPORARY	4					4			8
MAN MONTHS	1,316.5		10.0			1.4		1.0	1,328.9

MEMORANDUM

State of Alaska

TO: Dick Pegues
Administrative Officer
AGO - Juneau

DATE: September 3, 1980

FILE NO:

TELEPHONE NO:

FROM: Carolyn E. Jones
Assistant Attorney General
AGO - Anchorage

SUBJECT: Thomas v. Croft
No. A22-699-79

I am enclosing the Supreme Court mandate in the above-entitled case. The State owes Chancy Croft as follows:

\$15,000	Attorney's fees for the election contest case
4,208.85	As costs for the election contest case
588.30	On the issue of attorney's fees.

CEJ:tb
Enclosures

RECEIVED
Department of Law
Alaska

SEP 8 1980

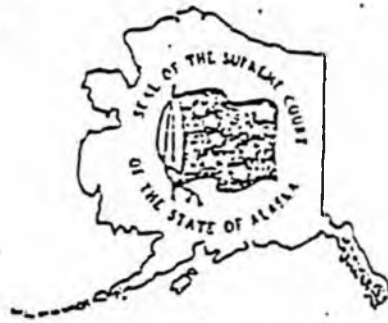
AM

PM

2:18 PM

2

Supreme Court



Court of Appeals

State of Alaska

OFFICE OF THE CLERK
303 "K" STREET
ANCHORAGE, ALASKA
99501
(907) 264-0229

July 31, 1980

RECEIVED
Department of Law

AUG 4 1980

James of the Attorney General
Lester R. French
1000 1/2 1st Ave

Mrs. Kim Smith
Appeals Clerk
303 K Street
Anchorage, Alaska

Re: Thomas v Croft
Superior Court No. 3AN-78-6243 &
3AN-78-6264
Supreme Court No. 4719

Dear Mrs. Smith:

Enclosed is the mandate of the Supreme Court issued
July 28, 1980. Copies have been sent to counsel.

Very truly yours,

Deputy Clerk of Court

cc: Supreme
Juneau
Fairbanks
Counsel
file