

BILLS 1981 - 1982 1515
CSSHB 438 cont. - HB 450

1 license or nonresident privilege to drive has been revoked or denial of
2 issuance of a driver's license has been ordered and a certificate of
3 limited driving privileges has been issued after revocation or denial
4 under AS 28.15.181.

5 * Sec. 8. AS 28.15.211 is repealed and reenacted to read:

6 Sec. 28.15.211. PERIODS OF SUSPENSION OR REVOCATION; OPPORTUNITY
7 FOR HEARING AND SURRENDER OF LICENSE. (a) Except for a point system
8 suspension or revocation under AS 28.15.221 - 28.15.261 and unless
9 provided otherwise by law, and unless the suspension or revocation was
10 for a cause which has been removed, a person whose driver's license or
11 privilege to drive a motor vehicle in this state has been suspended or
12 revoked may not apply for a new license nor may his driving privilege be
13 restored until the expiration of the period specified by the court or
14 the department in accordance with this title.

15 (b) A suspension or revocation of a driver's license imposed by a
16 court takes effect on the date of final judgment, except that if another
17 suspension or revocation of license is in effect on the date of final
18 judgment, the effective date of the last imposed suspension or revoca-
19 tion is at the end of the last day of the previous suspension or revoca-
20 tion.

21 (c) At the end of a period of suspension, the person whose license
22 has been suspended may apply to the department and, upon payment of the
23 proper fee, be issued a duplicate driver's license if he is otherwise
24 entitled to the license under this title.

25 (d) At the end of a period of revocation, a person whose driver's
26 license has been revoked may apply to the department for the issuance of
27 a new license, but shall submit to reexamination and pay all required
28 fees.

29 (e) At the end of a period of suspension or revocation under this

1 chapter, the department may not issue a driver's license or a duplicate
2 driver's license to the licensee until he has complied with AS 28.20
3 relating to proof of financial responsibility.

4 * Sec. 9. AS 28.35.030 is repealed and reenacted to read:

5 Sec. 28.35.030. DRIVING WHILE INTOXICATED. (a) A person commits
6 the crime of driving while intoxicated if he operates or drives a motor
7 vehicle

8 (1) while under the influence of intoxicating liquor,
9 depressant, hallucinogenic, stimulant, or narcotic drugs, as defined in
10 AS 17.10.230(13) and AS 17.12.150(3);

11 (2) when there is 0.10 percent or more by weight of alcohol
12 in his blood or 100 milligrams or more of alcohol per 100 milliliters of
13 his blood, or when there is 0.10 grams or more of alcohol per 210 liters
14 of his breath; or

15 (3) while he is under the combined influence of intoxicating
16 liquor and another substance.

17 (b) Driving while intoxicated is a class A misdemeanor, except
18 that the third or subsequent conviction under this section shall be a
19 class C felony and be punished according to (e) of this section.

20 (c) Upon the first conviction under this section, the court shall
21 impose a minimum sentence of imprisonment for not less than 120 consecu-
22 tive hours. Upon a subsequent offense within five years after a con-
23 viction under this section, except as provided in (d) and (e) of this
24 section, the court shall impose a minimum sentence of imprisonment of
25 not less than 20 consecutive days.

26 (d) Upon a subsequent offense within one year after a conviction
27 under this section, except as provided in (e) of this section, the court
28 shall impose a minimum sentence of imprisonment of not less than 60
29 consecutive days.

1 (e) Upon the third conviction under this section, regardless of
2 the period between convictions, the person shall be guilty of a class C
3 felony and the court shall impose a definite term of imprisonment of not
4 less than 120 consecutive days.

5 (f) The execution of sentence may not be suspended nor may proba-
6 tion be granted until the minimum imprisonment provided in this section
7 has been served. Imposition of sentence may not be suspended, except
8 upon the condition that the defendant be imprisoned for not less than
9 the minimum period provided in this section.

10 (g) A person convicted under this section shall have his operator's
11 license or nonresident privilege to drive revoked or shall be denied
12 issuance of a license, in accordance with AS 28.15.181. In addition, a
13 person convicted under this section shall undertake, for a term speci-
14 fied by the court, that program of alcohol education or rehabilitation
15 which the court, after consideration of any information compiled under
16 (j) of this section, finds appropriate.

17 (h) A court imposing a sentence of imprisonment under (c), (d), or
18 (e) of this section shall consider a prior out-of-state conviction for
19 operating or driving a motor vehicle while intoxicated if the prior
20 offense upon which the conviction is based would have been a violation
21 of this section if committed in this state.

22 (i) A person who is imprisoned for 120 consecutive hours upon a
23 first conviction under (c) of this section and who is not released from
24 imprisonment within 120 hours may not bring an action against the state
25 or a municipality or its agents, officers, or employees for damages
26 resulting from an additional period of confinement if

27 (1) the employee or employees who released the person exer-
28 cised due care and, in releasing the person, followed the standard re-
29 lease procedures of the prison facility; and

1 (2) the additional period of confinement did not exceed 12
2 hours.

3 (j) Except as prohibited by federal law or regulation, every
4 provider of treatment programs to which persons are ordered under (g) of
5 this section shall supply the Alaska court system with the information
6 regarding the condition and treatment of those persons as the supreme
7 court may require by rule. Information compiled under this subsection
8 is confidential and may only be used by a court in sentencing a person
9 convicted under (g) of this section, or by an officer of the court in
10 preparing a presentence report for the use of the court in sentencing
11 a person convicted under (g) of this section.

12 * Sec. 10. AS 28.35.032(a) is amended to read:

13 (a) If a person under arrest refuses the request of a law enforce-
14 ment officer to submit to a chemical test of his breath as provided in
15 AS 28.35.031, after being advised by the officer that his refusal will
16 result in the [SUSPENSION,] denial or revocation of his license or his
17 nonresident privilege to drive, [AND] that the refusal may be used
18 against him in a civil or criminal action or proceeding arising out of
19 an act alleged to have been committed by him while operating or driving
20 a motor vehicle while intoxicated [UNDER THE INFLUENCE OF INTOXICATING
21 LIQUOR], and that the refusal is a misdemeanor, a chemical test may
22 [SHALL NOT] be given in accordance with (i) of this section.

23 * Sec. 11. AS 28.35.032(b) is amended to read:

24 (b) Upon receipt of a sworn report of a law enforcement officer
25 that a person has refused to submit to a chemical breath test authorized
26 under AS 28.35.031, containing a statement of the circumstances sur-
27 rounding the arrest and the grounds upon which his belief was based that
28 the person was operating or driving a motor vehicle in violation of
29 AS 28.35.030, the Department of Public Safety, regardless of whether

1 a chemical test of blood has been subsequently administered to the
2 person, shall notify the person that his license or nonresident privi-
3 lege to drive or operate a motor vehicle in the state is revoked [OR
4 SUSPENDED], or that no original license or permit will be issued for
5 one year, except as provided in (d) of this section [THREE MONTHS]. In
6 the same notice the department shall inform the person that he may
7 initiate a proceeding in the district court to rescind the department's
8 action. The court proceeding shall be without jury and shall be limited
9 to the issues of whether

10 (1) the arresting officer had reasonable grounds to believe
11 the arrested person had been operating or driving a motor vehicle in the
12 state while intoxicated [UNDER THE INFLUENCE OF INTOXICATING LIQUOR];

13 (2) the arrested person refused to submit to the breath test
14 upon request of the officer after being advised that his refusal would
15 result in the [SUSPENSION,] revocation [,] or denial of his license or
16 nonresident privilege to drive and that the refusal is a misdemeanor;
17 and

18 (3) the accused defendant was informed fairly of the nature
19 of the tests, the accuracy of the methods, machines, equipment involved,
20 the expertise of the person administering the tests, or operator of the
21 machines, and the accused given such other reasonable information as may
22 be requested by him.

23 * Sec. 12. AS 28.35.032(d) is amended to read:

24 (d) If the person who refuses to submit to the chemical test of
25 his breath authorized by AS 28.35.031, within two years previous to his
26 arrest, has been convicted in this or any other state of operating or
27 driving a motor vehicle while intoxicated, the period of revocation
28 [SUSPENSION] for his license, nonresident privilege to drive, or denial
29 of original license shall be two years [ONE YEAR].

1 * Sec. 13. AS 28.35.032(e) is amended to read:

2 (e) The refusal of a person to submit to a chemical test of his
3 breath under (a) of this section is admissible evidence in a civil or
4 criminal action or proceeding arising out of an act alleged to have been
5 committed by the person while operating or driving a motor vehicle while
6 intoxicated [UNDER THE INFLUENCE OF INTOXICATING LIQUOR].

7 * Sec. 14. AS 28.35.032 is amended by adding new subsections to read:

8 (f) Refusal to submit to a chemical test of breath under (a) of
9 this section is a class B misdemeanor but it shall be a bar to prosecu-
10 tion for this offense if the person agrees and submits to a chemical
11 test of blood.

12 (g) Upon conviction of a person under (f) of this section, the
13 court shall impose a minimum sentence of imprisonment of not less than
14 72 consecutive hours. The sentence imposed by the court under this
15 subsection shall run consecutive to any other sentence of imprisonment
16 imposed on that person. The execution of sentence may not be suspended
17 nor may probation be granted until the minimum imprisonment provided in
18 this section has been served. Imposition of sentence may not be sus-
19 pended, except upon the condition that the defendant be imprisoned for
20 not less than the minimum period provided in this section.

21 (h) A person who is sentenced to imprisonment for 72 consecutive
22 hours under (g) of this section and who is not released from imprisonment
23 after 72 hours may not bring an action against the state or a municipal-
24 ity or its agents, officers, or employees for damages resulting from the
25 additional period of confinement if

26 (1) the employee or employees who released the person exer-
27 cised due care and, in releasing the person, followed the standard
28 release procedures of the prison facility; and

29 (2) the additional period of confinement did not exceed 12

1 hours.

2 (i) If a person is arrested for a crime alleged to have been
3 committed by him while operating or driving a motor vehicle while intox-
4 icated, a chemical test of his blood may be administered without his
5 consent.

6 * Sec. 15. AS 28.35.033(a) is amended to read:

7 (a) Upon the trial of a civil or criminal action or proceeding
8 arising out of acts alleged to have been committed by a person while
9 operating or driving a motor vehicle while intoxicated [UNDER THE INFLU-
10 ENCE OF INTOXICATING LIQUOR], the amount of alcohol in the person's
11 blood or breath at the time alleged shall give rise to the following
12 presumptions:

13 (1) If there was 0.05 percent or less by weight of alcohol in
14 the person's blood, or 50 milligrams or less of alcohol per 100 milli-
15 liters of his blood, or 0.05 grams or less of alcohol per 210 liters of
16 his breath, it shall be presumed that the person was not under the
17 influence of intoxicating liquor.

18 (2) If there was in excess of 0.05 percent but less than 0.10
19 percent by weight of alcohol in the person's blood, or in excess of 50
20 but less than 100 milligrams of alcohol per 100 milliliters of his
21 blood, or in excess of 0.05 grams but less than 0.10 grams of alcohol
22 per 210 liters of his breath, that fact does not give rise to any pre-
23 sumption that the person was or was not under the influence of intoxicat-
24 ing liquor, but that fact may be considered with other competent evidence
25 in determining whether the person was under the influence of intoxicating
26 liquor.

27 (3) (repealed)

28 (4) If there was 0.10 percent or more by weight of alcohol
29 in the person's blood, or 100 milligrams or more of alcohol per 100 mil-

1 liliters of his blood, or 0.10 grams or more of alcohol per 210 liters
2 of his breath it shall be presumed that the person was under the influ-
3 ence of intoxicating liquor.

4 * Sec. 16. AS 28.35.033(b) is amended to read:

5 (b) For purposes of this chapter [SECTION], percent by weight of
6 alcohol in the blood shall be based upon milligrams of alcohol per 100
7 cubic centimeters of blood.

8 * Sec. 17. AS 28.35.033 is amended by adding a new subsection to read:

9 (g) To be considered valid under the provisions of this section
10 the chemical analysis of the person's blood shall be performed according
11 to recognized medical practices, and if it is established at trial that
12 a chemical analysis of blood was performed according to such methods
13 there is a presumption that the test results are valid and further
14 foundation for introduction of the evidence is unnecessary.

15 * Sec. 18. AS 28.35.034 is amended to read:

16 Sec. 28.35.034. PERIOD OF REVOCATION. A person whose license or
17 permit to operate or drive a motor vehicle has been [SUSPENDED OR]
18 revoked under the provisions of AS 28.35.032 shall surrender his license
19 or permit to the department on receipt of notice of the revocation.
20 Such a person is ineligible for an operator's license or permit for
21 one year [THREE MONTHS] following the date on which the license or
22 permit was received by the department, except that if AS 28.35.032(d)
23 applies, the period of ineligibility is two years [, UNLESS THE DISTRICT
24 COURT FINDS THAT EXTENUATING CIRCUMSTANCES EXIST WHICH WOULD CAUSE
25 EXTREME HARDSHIP, IN WHICH CASE THE SUSPENSION OR REVOCATION MAY BE
26 MODIFIED OR NULLIFIED]. After the [THREE MONTHS'] period of ineli-
27 gibility has expired the person may make application for a new license as
28 provided by law. During the period of ineligibility no certificate of
29 limited driving privileges may be issued and no court may order a modi-

1 fication or nullification of the revocation.

2 * Sec. 19. AS 28.35 is amended by adding a new section to read:

3 Sec. 28.35.035. PERSONS INCAPABLE OF REFUSING OR TAKING TESTS. A
4 person who is unconscious or otherwise in a condition rendering him
5 incapable of refusing a chemical test of breath, if arrested for an
6 offense arising out of acts alleged to have been committed while the
7 person was operating or driving a motor vehicle while intoxicated, is
8 nonetheless subject to a chemical test of his blood.

9 * Sec. 20. AS 28.35.260(a) is amended by adding a new paragraph to read:

10 (19) "chemical test" means a test administered to determine
11 the amount of alcohol in a person's breath or blood.

Guthrie/Levy
12-1084

Introduced: 4/10/81
Referred: Judiciary

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IN THE HOUSE

BY MEEKINS

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 438

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the administration of chemical blood tests to persons arrested for certain offenses involving motor vehicles."

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

* Section 1. AS 09.65.095(a) is amended to read:

(a) No civil or criminal action arising out of battery may be brought against a health care provider for the act of taking a blood sample if the sample is taken

(1) at the request of a police officer under the circumstances specified in AS 28.35.032(a) or 28.35.035 when a chemical test of his blood may be administered without a person's consent or when the arresting officer has a search warrant or court order authorizing the taking of the blood sample; and

(2) without the use of excessive or unreasonable force.

* Sec. 2. AS 28.35.032(a) is amended to read:

(a) If a person under arrest refuses the request of a law enforcement officer to submit to a chemical test of his breath as provided in AS 28.35.031, after being advised by the officer that his refusal will result in the suspension, denial or revocation of his license and that the refusal may be used against him in a civil or criminal action or proceeding arising out of an act alleged to have been committed by him while operating or driving a vehicle under the influence of intoxicating liquor, a chemical test may [SHALL] not be given except under (f) of this section.

COMMITTEE COPY

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SSHB 438

1 * Sec. 3. AS 28.35.032(b) is amended to read:

2 (b) Upon receipt of a sworn report of a law enforcement officer
3 that a person has refused to submit to a chemical breath test authorized
4 under AS 28.35.031, containing a statement of the circumstances sur-
5 rounding the arrest and the grounds upon which his belief was based
6 that the person was operating or driving a motor vehicle in violation
7 of AS 28.35.030, the Department of Public Safety, regardless of whether
8 a chemical test of blood has been subsequently administered to the
9 person, shall notify the person that his license or nonresident privi-
10 lege to drive or operate a motor vehicle in the state is revoked or
11 suspended, or that no original license or permit will be issued for
12 three months. In the same notice the department shall inform the person
13 that he may initiate a proceeding in the district court to rescind the
14 department's action. The court proceeding shall be without jury and
15 shall be limited to the issues of whether

16 (1) the arresting officer had reasonable grounds to believe
17 the arrested person had been operating or driving a motor vehicle in
18 the state while under the influence of intoxicating liquor;

19 (2) the arrested person refused to submit to the breath test
20 upon request of the officer after being advised that his refusal would
21 result in the suspension, revocation, or denial of his license; and

22 (3) the accused defendant was informed fairly of the nature
23 of the tests, the accuracy of the methods, machines, equipment involved,
24 the expertise of the person administering the tests, or operator of the
25 machines, and the accused given such other reasonable information as
26 may be requested by him.

27 * Sec. 4. AS 28.35.032(d) is amended to read:

28 (d) If the person who ~~refuses~~ refuses to submit to the chemical test of
29 his breath authorized by AS 28.35.031, within two years previous to his

1 arrest, has been convicted in this or any other state of operating or
2 driving a motor vehicle while intoxicated, the period of suspension for
3 his license, nonresident privilege to drive, or denial of original
4 license shall be one year.

5 * Sec. 5. AS 28.35.032 is amended by adding a new subsection to read:

6 (f) If a person is arrested for a crime alleged to have been
7 committed by him while operating or driving a vehicle under the influ-
8 ence of intoxicating liquor and the crime is a homicide under AS 11.41.-
9 120(a)(1) or 11.41.130 or an assault under AS 11.41.210(a)(3) or 11.41.-
10 230(a)(1) or (2), a chemical test of his blood may be administered
11 without his consent if the taking of the blood sample occurs after or
12 substantially contemporaneously with his arrest and in a manner which
13 does not violate the constitutional rights of the accused.

14 * Sec. 6. AS 28.35.033(d) is amended to read:

15 (d) To be considered valid under the provisions of this section
16 the chemical analysis of the person's breath or blood shall have been
17 performed according to methods approved by the Department of Health and
18 Social Services. The Department of Health and Social Services is
19 authorized to approve satisfactory techniques, methods, and standards
20 of training necessary to ascertain the qualifications of individuals to
21 conduct the analysis. If it is established at trial that a chemical
22 analysis of breath or blood was performed according to approved methods
23 by a person trained according to techniques, methods and standards of
24 training approved by the Department of Health and Social Services,
25 there is a presumption that the test results are valid and further
26 foundation for introduction of the evidence is unnecessary.

27 * Sec. 7. AS 28.35 is amended by adding a new section to read:

28 Sec. 28.35.035. PERSONS INCAPABLE OF REFUSING OR TAKING TESTS. A
29 person who is unconscious or otherwise in a condition rendering him

1 incapable of refusing a chemical test of breath is considered not to
2 have withdrawn the consent furnished under AS 28.35.031 if lawfully
3 arrested for an offense arising out of acts alleged to have been com-
4 mitted while the person was operating the vehicle under the influence
5 of intoxicating liquor, and a chemical test of the breath may be admin-
6 istered. A person who is in a condition rendering him incapable of
7 being administered a chemical test of his breath may be administered a
8 chemical test of his blood without his consent if lawfully arrested for
9 an offense arising out of acts alleged to have been committed while the
10 person was operating a vehicle under the influence of intoxicating
11 liquor.

12 * Sec. 3. AS 28.35.260(a) is amended by adding a new paragraph to read:

13 (19) "chemical test" means a test administered to determine
14 the amount of alcohol in a person's blood.
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1. REQUEST
 Bill/Resolution No. CSSSHB 438 No. 1
 Title _____
 Requested by Health & Social Services Date: 3/4/82

II. FISCAL DETAIL
 Agency Affected Health & Social Services
 Program Category Affected Public Health
 BRU, Program, Or Subprogram(s) Affected Laboratories
 (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	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	-0-	-0-	-0-	-0-
500 EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

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

CSSSHB 438 implies no involvement by the Department of Health and Social Services in determining the methods of analysis for alcohol content in blood or the accuracy of the test results. Blood alcohol tests unless performed according to approved methods may not provide sufficient evidence for conviction.

IV. DATE March 4, 1982 PREPARED BY Harry J. Colvin, Ph.D
 AGENCY Health & Social Services
 PHONE 465-3077
 Original: Legislative Finance
 cc: Budget and Management

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
Bill/Resolution No. CSSSHB 438(Jud) No. 2. (Page 1 of 5)
Title "An Act revising laws relating to ...driving while intoxicated.."
Requested by House Judiciary Committee Date February 17, 1982

II. FISCAL DETAIL
Agency Affected Health & Social Services
Program Category Affected Offender Confinement Reformation & Supervision
BRU, Program, Or Subprogram(s) Affected Adult Confinement
(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			256.2	274.2	293.3	313.9
200 TRAVEL		.5	2.8	3.1	3.3	3.6
300 CONTRACTUAL		13.0	41.1	44.8	48.8	53.2
400 COMMODITIES		33.9	67.2	73.2	79.8	87.0
500 EQUIPMENT						
600 LAND & STRUCTURES		1794.0				
700 GRANTS, CLAIMS, ETC.		7.7	16.8	18.3	20.0	21.8
TOTAL	-0-	1849.1	384.1	413.6	445.2	479.5

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	1849.1	384.1	413.6	445.2	279.5
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME	-0-	-0-	6	6	6	6
PART TIME						
TEMPORARY						

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

A. Enactment of this bill will have a significant fiscal impact on the Division of Adult Corrections. The major thrust of this proposed legislation is to lengthen the minimum sentences for persons convicted of driving while intoxicated. Amendments to the section of the statute addressing driving with a cancelled, suspended, or revoked license will result in a fiscal impact, also.

Minimum sentence length for first time drunk driving offenders is increased from 3 consecutive days to 120 consecutive hours. Second time drunk drivers will receive minimum sentences based on the time between their first and second offense. If the second offense is within one year of the first offense, the minimum sentence will increase from 10 consecutive days to 60 consecutive days. If the second offense occurs within five years, the minimum sentence will

IV. DATE February 19, 1982 PREPARED BY Roger C. Lange
AGENCY Division of Adult Corrections

Original: Legislative Finance PHONE 465-3376

cc: Budget and Management
Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

FISCAL NOTE

CS for Sponsor Substitute for House Bill No. 438 (Judiciary) No. 2
Page 2 of 5

increase from 10 consecutive days to 20 consecutive days. The proposed statute does not address second offenses taking place after five years from the first offense, so it is assumed that these offenders would receive a minimum sentence of 120 consecutive hours. Upon a third conviction for driving while intoxicated, the minimum sentence would increase from 10 consecutive days to 120 consecutive days.

- B. The data used in estimating numbers of offenders for driving while intoxicated is from the master plan data base and current commitment cards. There were an estimated 18,000 admissions into the Alaska correctional system during 1981. The commitment cards give the offenses for which the persons were charged and average length of sentences. Estimates used in computing this fiscal note are as follows:
1. 21.7% of all admissions into state correctional centers are for driving while intoxicated.
 2. There are approximately 18,000 admissions per year into state correctional centers. This results in approximately 3,900 DWI admissions.
 3. Of the 18,000 admissions, approximately 45% are second admissions for the same offense. Subsequent admissions would include circumstances such as transfer to another state correctional center, readmission of a person who was previously released on his own recognizance or bail, etc. Therefore, there are approximately 55% unduplicated admissions for persons arrested for DWI. This results in 2,145 individual unduplicated cases per year.
 4. Approximately 75% of the DWI arrests are for first time offenders, 25% are repeat offenders. Therefore, there are 1,609 first time offenders and 536 repeat offenders annually for driving while intoxicated.
 5. First time offenders now serve an average of 55 hours in confinement. This is equal to approximately 10 person-years of confinement. Repeat offenders now serve an average of 206 hours in confinement. This is equal to approximately 12.6 person-years of confinement. Therefore, approximately 22.6 beds are currently occupied full time by DWI offenders.

C. Fiscal Impact if CS Sponsor Substitute for House Bill No. 438 (Judiciary) is enacted:

1. Assumptions
 - a. There will be no significant change in the length of time presentenced DWI offenders spend in confinement.
 - b. There will be no significant change in the number of persons arrested for first time DWI offences.
 - c. The number of repeat offenders will decline somewhat under the proposed legislation and will stabilize at approximately 75% of the present number of offenders (approximately 400 per year). Of the repeat offenders, it is estimated that 350 would be second offenders, the remaining 50 would be for third and subsequent offenses.

It is also estimated that of the 350 second offenders, 300 would be convicted for offenses at least one year after the first offense and 50 would be convicted for a second offense within one year of the first conviction.

d. Additional time served for convictions of traffic offenses while a person's driving license is suspended or revoked due to prior DWI offense is not amenable to accurate forecasting, but is assumed to result in a modest increase in confinement beds. However, due to the uncertainty in the deterrent effect percentage for repeat offenders, no additional beds are included in this fiscal note specifically for this section of the bill.

e. The average sentence length for offenders are estimated to be:

First offenders - 96 hours (120 hour minimum sentence, no suspension, no probation until minimum sentence is served. Good time of one day was considered applicable in all cases.)

Second offenders -

(1) Second offense after one year from first conviction - 15 days (20 days minimum sentence, no suspension, no probation until minimum sentence served. Good time of one day for three served was considered applicable in all cases.)

(2) Second offense within one year of first conviction - 45 days (60 days minimum sentence, no suspension, no probation until minimum sentence is served. Good time of one day for three served was considered applicable in all cases.)

Third/Subsequent offenders - 90 days (120 days minimum sentence, no suspension, no probation until minimum sentence is served. Good time of one day for three was considered applicable in all cases).

f. Additional beds required -

(1) $1,609 \text{ offenders} \times 96 \text{ Hours} \div 365 \div 24$ equals approximately 17.6 beds, less 10 beds now utilized by first offenders equals 7.6 new beds.

(2) Second offenders -

(a) Within one year -
 $50 \text{ offenders} \times 45 \text{ days} \div 365 = 6.2 \text{ beds}$

(b) After one year

$300 \text{ offenders} \times 15 \text{ days} \div 365 = 12.3 \text{ beds}$

(c) Total beds = $6.2 + 12.3$ less 12.6 beds now utilized by second offenders = 5.9 new beds.

(3) Third/Subsequent offenders - $50 \text{ offenders} \times 90 \text{ days} \div 365 \text{ days} = \underline{12.3 \text{ new beds}}$.

(4) Therefore, it is estimated that 26 new beds will be needed in the state correctional system if this proposed legislation is enacted.

(5) A significant impact will be experienced during the first year that this law is in force. This will result in overcrowded conditions within the existing state facilities if a temporary alternative cannot be provided.

FISCAL NOTE

CS for Sponsor Substitute for Bill No. 438 (Judiciary)

Page 4 of 5

- g. No statistics are available regarding the number of persons who now refuse to take chemical breath tests. Therefore, no fiscal impact can be estimated for Sec. 28.35.032(g) which requires a consecutive 72 hour sentence for imprisonment for refusal to submit to a chemical test of breath.

D. Estimated Costs - If traditional incarceration methods are mandated or envisioned in the act. (These costs are displayed on page 1 of this fiscal note.)

1. Capital Expenditures

It would be anticipated that a 26 minimum to medium security beds would need to be constructed. Based on the fast track construction method utilized and cost per bed at the Palmer Addition, and considering one year of inflation at 15%, it is estimated that the cost will be \$69,000 per bed. Therefore, capital expenditures are estimated to be:

$$26 \times \$69,000 = \$1,794,000$$

It is assumed that the 26 beds identified would be incorporated into a new facility which would take into consideration the new bed needs resulting from legislation passed this session.

2. Operating Costs

a. Personal Services -

It is estimated that a total of 6 new Correctional Officer II positions would be needed to provide security and supervision for the additional inmates. It is noted that the identified positions would not include any support functions such as administration, food service, maintenance, or nursing.

Estimated cost for FY 1984 was computed using the 1982 negotiated salary schedule with 7% inflation added for all subsequent fiscal years.

b. All other expenditure Categories -

The continuation budget for Palmer Correctional Center was used as a basis for estimating operational costs, since it serves the approximate classification of inmates as would be served in the new facility. The figures were adjusted to reflect 26 inmates as compared to the 100 inmates budgeted for continuation of the existing Palmer Correctional Center. A 9% inflation factor was utilized for all fiscal years after FY 1983. Operational costs itemized for FY 1983 are for the additional food, clothing, and medical costs related to the increased inmate population.

c. No expenditures are shown for FY 1982, as it is assumed the new law would go into effect July 1, 1982.

FISCAL NOTE

CS for Sponsor Substitute for Bill No. 438 (Judiciary)

Page 5 of 5

- E. Estimate of Cost - If a Community Based Program oriented method of confinement is envisioned.

The additional bed requirement would be met through contracts with local agencies at approximately \$50.00 per bed per day.

Cost = 26 beds X \$50.00 per day X 365

FY 1983 =	\$474,500
FY 1984 =	517,200
FY 1985 =	563,800
FY 1986 =	614,500
FY 1987 =	669,800

9% inflation per year was used for fiscal years after 1983.

Advantages to this method of confinement are numerous. There is no Capital expenditure necessary. The contractor will provide alcohol abuse education programs. For persons with longer sentences, work release would be available, with earnings used partially to offset above identified costs, make restitution when indicated, support family, etc. The individuals would still be under supervision 24 hours per day, and in a closed setting while not on work release.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 438 No. 3
 Title Administration of Chemical Blood Tests
 Requested by House Judiciary Committee Date 2/9/82

II. FISCAL DETAIL
 Agency Affected Alaska Court System
 Program Category Affected Administration of Justice
 BRU, Program, Or Subprogram(s) Affected _____
 (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-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

IV. DATE 2/11/82 PREPARED BY Richard P. Barrier
 AGENCY Alaska Court System
 PHONE 264-0545
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF CALIFORNIA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CSSS HB 438 (Judiciary) No. 4
 Title Driving or Operating a Motor Vehicle While Intoxicated
 Requested by House Judiciary Committee Date 02-02-82

II. FISCAL DETAIL
 Agency Affected Law
 Program Category Affected Administration of Justice
 BRU, Program, Or Subprogram(s) Affected Prosecution
 (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	0	0	0	0	0	0
PART TIME						
TEMPORARY						

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

This bill makes several significant amendments to the state laws pertaining to driving while intoxicated, including making it a class B misdemeanor to refuse a breathalyzer and authorizing the forcible taking of blood after a person refuses a breathalyzer. It can be expected that these and other provisions in the bill will result in additional appeals testing the constitutionality of these sections. Additionally, there is the distinct possibility that the number of guilty pleas for Driving While Intoxicated will decrease in view of the generally more severe penalties specified, and that with the corresponding increase in trials a need for additional attorney positions may arise. While this possibility is speculative and consequently no additional positions have been requested at this time, any legislative action diminishing the resources available to the department in FY 83, coupled with the enactment of this and other crime bills requiring a greater prosecution effort will severely hamper the department's overall ability to prosecute criminal offenses.

IV. DATE 02-03-82 PREPARED BY Dan Hickey, Chief Prosecutor
 AGENCY Department of Law

Original: Legislative Finance PHONE 465-3429

cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Sponsor Substitute for House Bill No. 438 No. 5

Title "An Act relating to....chemical blood tests...."

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Department of Public Safety

Program Category Affected Administration of Justice

BRU, Program, Or Subprogram(s) Affected Alaska State Troopers

(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						
FEDERAL FUNDS						
OTHER (Specify Source)						
	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						
	-0-	-0-	-0-	-0-	-0-	-0-

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

No Fiscal Impact.

IV. DATE February 2, 1982

PREPARED BY Francis C. Allan

AGENCY Department of Public Safety

Original: Legislative Finance

PHONE 264-5601

cc: Budget and Management

Prime Sponsor (First Legislator Named)

11-11 11 11

ALASKA STATE LEGISLATURE

TWELFTH. Legislature FIRST... Session

SPONSOR SUBSTITUTE FOR
HOUSE BILL..... NO. ...438.

By ...MEEKINS.....

"An Act relating to the administration of chemical blood tests to persons arrested for certain offenses involving motor vehicles."

Blood tests/persons arrested for certain offenses/motor vehicles

Introduced in the House ... 4/10., 19...81

HISTORY IN THE HOUSE

19	81	Read first time and referred to Committee on Judiciary																												
Apr	10	Reported back with recommendation that																												
		Read second time and																												
		Read third time and																												
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> <tr> <td colspan="2">Reconsideration</td> </tr> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> <tr> <td colspan="2">Reported correctly engrossed</td> </tr> <tr> <td colspan="2">Signed by Speaker</td> </tr> <tr> <td colspan="2">Sent to Senate</td> </tr> </table>	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	
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Reported correctly engrossed																														
Signed by Speaker																														
Sent to Senate																														
CHIEF CLERK OF THE HOUSE																														

HISTORY IN THE SENATE

19		Read first time and referred to Committee on																												
		Reported back with recommendation that																												
		Read second time and																												
		Read third time and																												
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> <tr> <td colspan="2">Reconsideration</td> </tr> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> <tr> <td colspan="2">Reported correctly engrossed</td> </tr> <tr> <td colspan="2">Signed by President</td> </tr> <tr> <td colspan="2">Returned to House</td> </tr> </table>	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	
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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.

Original sponsor: Resources Committee

Offered: 4/24/81
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 440 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act directing the commissioner of administration
7 to implement an energy conservation program for certain
8 procurement activities of the state; and providing for
9 an effective date."

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

11 * Section 1. AS 44.21.020 is amended by adding a new paragraph to read:

12 (13) adopt regulations to implement the energy conservation
13 procurement policy set out in AS 46.11.070.

14 * Sec. 2. AS 46.11 is amended by adding a new section to read:

15 Sec. 46.11.070. ENERGY CONSERVATION PROCUREMENT POLICY REGULA-
16 TIONS. (a) By July 1, 1982, the commissioner of administration shall
17 adopt regulations to implement a procurement policy applicable to state
18 agencies. The regulations adopted shall be reasonably necessary to
19 promote energy conservation in the acquisition and use of equipment,
20 materials, and supplies, and shall include, but are not limited to,

21 (1) procedures to determine life cycle costs of equipment,
22 based on acquisition costs, the cost of operating the equipment during
23 its anticipated useful life, maintenance costs of equipment during its
24 anticipated useful life, and the anticipated resale or salvage value of
25 the equipment;

26 (2) minimum standards of energy efficiency of equipment,
27 based on applicable federal energy efficiency standards and average
28 fleet fuel economy for automobiles; and

29 (3) limits on the acquisition of equipment, materials, and

1 supplies until the state agency proposing to acquire the materials and
2 supplies has considered the availability of recycled equipment,
3 materials, and supplies.

4 (b) The regulations adopted by the commissioner of administration
5 shall include bid procedures applicable to the acquisition of equip-
6 ment, materials and supplies by state agencies by which the state
7 agency may evaluate compliance of a bid with the provisions of (a) of
8 this section before making a bid award.

9 (c) The commissioner of administration may not adopt regulations
10 under this section until the director of the Alaska Energy Center
11 (AS 46.12) and the director of the division of energy and power develop-
12 ment in the Department of Commerce and Economic Development are allowed
13 to review and comment on the regulations.

14 (d) The commissioner of administration may assist state agencies
15 in complying with regulations adopted under this section.

16 (e) By the 10th day of each regular session of the legislature,
17 the commissioner of administration shall submit a report to the legis-
18 lature on the regulations adopted under this section, and on compliance
19 with the regulations by state agencies. The report shall contain

20 (1) the actual energy costs and the energy conserved as a
21 result of compliance by state agencies with the regulations adopted
22 under this section; and

23 (2) the estimated energy costs and estimated energy which
24 may be conserved as a result of compliance by state agencies with the
25 regulations adopted under this section.

26 * Sec. 3. AS 37.25.030 is amended by adding a new subsection to read:

27 (b) The commissioner of administration shall

28 (1) require bids submitted under this section to contain the
29 following information:

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(A) if the bid involves energy-consuming equipment, the life cycle costs and energy efficiency standards of the equipment;

(B) if the bid involves materials and supplies, the proposed use of recycled products in the materials and supplies when the use of recycled products is economical;

(2) condition acceptance of a bid submitted under this section on compliance by the bidder with bid regulations adopted under AS 46.11.070.

* Sec. 4. Sections 1 and 2 of this Act take effect July 1, 1981.

* Sec. 5. Section 3 of this Act takes effect July 1, 1982.

Original sponsor: Resources Committee

Offered: 4/24/81
Referred: Finance

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR HOUSE BILL NO. 440 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act directing the commissioner of administration
7 to implement an energy conservation program for certain
8 procurement activities of the state; and providing for
9 an effective date."

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

11 * Section 1. AS 44.21.020 is amended by adding a new paragraph to read:

12 (13) adopt regulations to implement the energy conservation
13 procurement policy set out in AS 46.11.070.

14 * Sec. 2. AS 46.11 is amended by adding a new section to read:

15 Sec. 46.11.070. ENERGY CONSERVATION PROCUREMENT POLICY REGULA-
16 TIONS. (a) By July 1, 1982, the commissioner of administration shall
17 adopt regulations to implement a procurement policy applicable to state
18 agencies. The regulations adopted shall be reasonably necessary to
19 promote energy conservation in the acquisition and use of equipment,
20 materials, and supplies, and shall include, but are not limited to,

21 (1) procedures to determine life cycle costs of equipment,
22 based on acquisition costs, the cost of operating the equipment during
23 its anticipated useful life, maintenance costs of equipment during its
24 anticipated useful life, and the anticipated resale or salvage value of
25 the equipment;

26 (2) minimum standards of energy efficiency of equipment,
27 based on applicable federal energy efficiency standards and average
28 fleet fuel economy for automobiles; and

29 (3) limits on the acquisition of equipment, materials, and

1 supplies until the state agency proposing to acquire the materials and
2 supplies has considered the availability of recycled equipment,
3 materials, and supplies.

4 (b) The regulations adopted by the commissioner of administration
5 shall include bid procedures applicable to the acquisition of equip-
6 ment, materials and supplies by state agencies by which the state
7 agency may evaluate compliance of a bid with the provisions of (a) of
8 this section before making a bid award.

9 (c) The commissioner of administration may not adopt regulations
10 under this section until the director of the Alaska Energy Center
11 (AS 46.12) and the director of the division of energy and power develop-
12 ment in the Department of Commerce and Economic Development are allowed
13 to review and comment on the regulations.

14 (d) The commissioner of administration may assist state agencies
15 in complying with regulations adopted under this section.

16 (e) By the 10th day of each regular session of the legislature,
17 the commissioner of administration shall submit a report to the legis-
18 lature on the regulations adopted under this section, and on compliance
19 with the regulations by state agencies. The report shall contain

20 (1) the actual energy costs and the energy conserved as a
21 result of compliance by state agencies with the regulations adopted
22 under this section; and

23 (2) the estimated energy costs and estimated energy which
24 may be conserved as a result of compliance by state agencies with the
25 regulations adopted under this section.

26 * Sec. 3. AS 37.25.030 is amended by adding a new subsection to read:

27 (b) The commissioner of administration shall

28 (1) require bids submitted under this section to contain the
29 following information:

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(A) if the bid involves energy-consuming equipment, the life cycle costs and energy efficiency standards of the equipment;

(B) if the bid involves materials and supplies, the proposed use of recycled products in the materials and supplies when the use of recycled products is economical;

(2) condition acceptance of a bid submitted under this section on compliance by the bidder with bid regulations adopted under AS 46.11.070.

* Sec. 4. Sections 1 and 2 of this Act take effect July 1, 1981.

* Sec. 5. Section 3 of this Act takes effect July 1, 1982.

Introduced: 4/1/81
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 440

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act directing the commissioner of administration
7 to implement an energy conservation program for certain
8 procurement activities of the state and municipalities
9 of the state; and providing for an effective date."

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

11 * Section 1. AS 44.21.020 is amended by adding a new paragraph to read:
12 (13) adopt regulations to implement the energy conservation
13 procurement policy set out in AS 46.11.070.

14 * Sec. 2. AS 46.11 is amended by adding a new section to read:

15 Sec. 46.11.070. ENERGY CONSERVATION PROCUREMENT POLICY REGULA-
16 TIONS. (a) By January 1, 1982, the commissioner of administration
17 shall adopt regulations to implement a procurement policy applicable to
18 state agencies and municipalities of the state. The regulations
19 adopted shall be reasonably necessary to promote energy conservation in
20 the acquisition and use of equipment, materials, and supplies, and
21 shall include, but are not limited to, adoption of

22 (1) procedures to determine life cycle costs of equipment,
23 based on acquisition costs, the costs of fuel to operate the equipment
24 during its anticipated useful life, maintenance costs of equipment
25 during its anticipated useful life, and the anticipated resale or
26 salvage value of the equipment;

27 (2) minimum standards of energy efficiency of equipment,
28 based on applicable federal energy efficiency standards and average
29 fleet fuel economy for automobiles; and

1 (3) limit; on the acquisition of equipment, materials, and
2 supplies until the state agency or municipality proposing to acquire
3 the materials and supplies has considered the availability of recycled
4 equipment, materials, and supplies.

5 (b) The regulations adopted by the commissioner of administration
6 shall include bid procedures applicable to the acquisition of equip-
7 ment, materials and supplies by state agencies and municipalities by
8 which the state agency or municipality may evaluate compliance of a bid
9 with the provisions of (a) of this section before making a bid award.

10 (c) The commissioner of administration may not adopt regulations
11 under this section until the director of the Alaska Energy Center
12 (AS 46.12) and the director of the division of energy and power develop-
13 ment in the Department of Commerce and Economic Development are allowed
14 to review and comment on the regulations.

15 (d) The commissioner of administration may assist state agencies
16 and municipalities in complying with regulations adopted under this
17 section.

18 (e) By the 10th day of each regular session of the legislature,
19 the commissioner of administration shall submit a report to the legis-
20 lature on the regulations adopted under this section, and on compliance
21 with the regulations by state agencies and municipalities. The report
22 shall contain

23 (1) the actual energy costs and the energy conserved as a
24 result of compliance by state agencies and municipalities with the
25 regulations adopted under this section; and

26 (2) the estimated energy costs and estimated energy which
27 may be conserved as a result of compliance by state agencies and
28 municipalities with the regulations adopted under this section.

29 * Sec. 3. AS 37.25.030 is amended by adding a new subsection to read:

1 (b) The commissioner of administration shall

2 (1) require bids submitted under this section to contain the
3 following information:

4 (A) if the bid involves equipment, the life cycle costs
5 and energy efficiency standards of the equipment;

6 (B) if the bid involves materials and supplies, the
7 proposed use of recycled products in the materials and supplies;

8 (2) condition acceptance of a bid submitted under this
9 section on compliance by the bidder with bid regulations adopted under
10 AS 46.11.070.

11 * Sec. 4. AS 29.48 is amended by adding a new section to read:

12 Sec. 29.48.252. LIMITATIONS ON BIDS. (a) When the assembly or
13 council authorizes a purchase under AS 29.48.250, the assembly or
14 council shall

15 (1) require bids submitted under this section to contain the
16 following information:

17 (A) if the bid involves equipment, the life cycle costs
18 and energy efficiency standards of the equipment;

19 (B) if the bid involves materials and supplies, the
20 proposed use of recycled products in the materials and supplies;

21 (2) condition acceptance of a bid submitted under this
22 section on compliance by the bidder with bid regulations adopted under
23 AS 46.11.070, or under (b) of this section.

24 (b) The assembly or council may by ordinance impose requirements
25 on the acceptance of bids which are more restrictive than the require-
26 ments and procedures established by regulation adopted under AS 46.11.-
27 070.

28 * Sec. 5. AS 29.13.100 is amended by adding a new paragraph to read:

29 (48) AS 29.48.252 (limitations on bids).

1 * Sec. 6. Sections 1 and 2 of this Act take effect July 1, 1981.

2 * Sec. 7. Sections 3 - 5 of this Act take effect January 1, 1982.

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THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS House Bill No. 440 (SA) (Page 1 of 2)
 Title Energy Conservation Program for certain procurement activities
 Requested by the Resources Committee Date April 1, 1981

II. FISCAL DETAIL

Agency Affected Department of Administration
 Program Category Affected Centralized Administrative
 ERU, Program, or Subprogram(s) Affected _____

(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		126.4	139.0	152.9	168.2	185.1
200 TRAVEL		7.0	2.2	2.4	2.7	2.9
300 CONTRACTUAL		15.0	16.5	18.2	20.0	22.0
400 COMMODITIES		2.5	2.8	3.0	3.3	3.7
500 EQUIPMENT		7.2	7.9	8.7	9.6	10.5
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		153.1	158.4	185.2	203.8	224.2

FUNDING (Thousands of Dollars)

GENERAL FUND		153.1	168.4	185.2	203.8	224.2
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		4	4	4	4	4
PART TIME						
TEMPORARY						

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

Assumptions: (1) Expenditures for goods secured by life cycle purchasing will increase negligibly after the first year.

(2) The personal expenditures will be sufficient to meet the bill's requirements.

Life cycle purchasing simply requires more time for each purchase.

IV. DATE April 15, 1981 PREPARED BY George Elgee

AGENCY Administration - General Services & Supply
 PHONE 465-2250

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) Gardiner

FISCAL NOTE

III. ANALYSIS - Continued

CSHB 440(SA) (page 2 of 2)

To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

However, it will not remain equal. The Governor's budget submission reflects an increase of approximately 20% in the commodities and equipment areas. Since the bulk of our work is historically derived from these categories it is not difficult to extrapolate and arrive at the conclusion that we will have a 20% increase in work without the passage of this bill.

The position will help absorb the additional work necessitated by increased quantities of more complex and time consuming Life Cycle cost bids.

cc

CSNB 440(CSA)

1	POSITION TITLE Purchasing Agent II		
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No. PCN No.

CHANGE/STEP 18A	BARG. UNIT. G	LOCATION Anchorage	GOV.	APPROV.	DISAPP.
MINORITY		FORM 12 PAGE/LINE	LEG.		

3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY 2,640/mo.		31,680
5	BENEFITS .1579		5,002
6	FICA .0613		1,942
7	HEALTH INS. 150 x 12		1,800
8	TOTAL PERSONAL SERVICES 01		40.4
9	TRAVEL 02		1.0
10	CONTRACTUAL 03		4.0
11	COMMODITIES 04		.5
12	EQUIPMENT 05		1.8
13	OTHER		
14	TOTAL COST		47.7

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase. To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

	CODE	FUNDING SOURCE	
15		FED RCPTS 1002	
16		GF MATCH 1003	
17		GEN. FUND 1001	47.7
18		I-A RCPTS 1005	
19		PGM RCPTS 1023	
20		OTHER	

However, it will not remain equal. The Governor's budget submission reflects an increase of approximately 20% in the commodities and equipment areas. Since the bulk of our work is historically derived from these categories it is not difficult to extrapolate and arrive at the conclusion that we will have a 20% increase in work without the passage of this bill.

The position will help absorb the additional work necessitated by increased quantities of more complex and time consuming Life Cycle cost bids.

21	CONTINUATION	
22	ADDITION	

FOR BSM USE ONLY

AA KEY NUMBER _____ COLUMN NO. _____

AGENCY Administration PROGRAM Centralized Administrative Services

BRU General Services

COMPONENT Purchasing

13 REQUEST FOR NEW POSITION.

Page of

REVISED DATE

FY 82

1	POSITION TITLE Clerk Typist III		
2	TYPE OF POSITION PFT	STAFF MONTHS 12	PCN No.

RANGE/STEP 8B	BARG. UNIT. G	LOCATION Anchorage	GOV.	APPROV.	DISB.
PRIORITY		FORM 12 PAGE/LINE	LEG.		

3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY	1,433/mo.	17,196
5	BENEFITS	.1579	2,715
6	FICA	.0613	1,054
7	HEALTH INS.	150 x 12	1,800
8	TOTAL PERSONAL SERVICES		22.8
9	TRAVEL	01	
10	CONTRACTUAL	02	4.0
11	COMMODITIES	03	1.0
12	EQUIPMENT	04	1.8
13	OTHER	05	
14	TOTAL COST		29.6

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase.

To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

	CODE	FUNDING SOURCE	
15		FED RCPTS. 1002	
16		GF MATCH. 1003	
17	100	GEN. FUND 1004	29.6
18		I-A RCPTS. 1005	
19		PGM RCPTS 1023	
20		OTHER	

However, it will not remain equal. The Governor's budget submission reflects an increase of approximately 20% in the commodities and equipment areas. Since the bulk of our work is historically derived from these categories it is not difficult to extrapolate and arrive at the conclusion that we will have a 20% increase in work without the passage of this bill.

21	CONTINUATION	
22	ADDITION	

The position will help absorb the additional work necessitated by increased quantities of more complex and time consuming Life Cycle cost bids.

44 KEY NUMBER _____ COLUMN NO. _____

AGENCY Administration PROGRAM Centralized Administrative Services

BRU General Services

13 REQUEST FOR NEW POSITION.

COMPONENT Purchasing

Page of

REVISED DATE

FY 82

1	POSITION TITLE Administrative Support Technician II		
2	TYPE OF POSITION PFT	STAFF MONTHS 12	PCN No.
3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY	1,433/mo.	17.196
5	BENEFITS	.1579	2,715
6	FICA	.0613	1,054
7	HEALTH INS.	150 x 2	1,800
8	TOTAL PERSONAL SERVICES	01	22.8
9	TRAVEL	02	
10	CONTRACTUAL	03	3.0
11	COMMODITIES	04	.5
12	EQUIPMENT	05	1.8
13	OTHER		
14	TOTAL COST		28.1
	CODE	FUNDING SOURCE	
15		FED RCPTS. 1002	
16		GF MATCH. 1003	
17		GEN. FUND 1004	
18	902	I-A RCPTS. 1005	28.1
19		PGM RCPTS 1025	
20		OTHER	
21	CONTINUATION		
22	ADDITION		

RANGE/STEP 8B	BARG. UNIT. G	LOCATION Juneau	APPROV. LEG.	DIS. ST.
PRIORITY	FORM 12	PAGE/LINE		

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase. To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

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The position will help absorb the additional work necessitated by increased quantities of more complex and time consuming Life Cycle cost bids.

FOR BSM USE ONLY

AA KEY NUMBER _____ COLUMN NO. _____

AGENCY Administration PROGRAM Centralized Administrative Services

ORU Administrative Services

COMPONENT HP/AS

13 REQUEST FOR NEW POSITION.

Page of REVISED DATE

FY 82

clenoweth
12-1218

Original sponsor: Resources Committee

Offered: 4/24/81
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 440 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act directing the commissioner of administration
7 to implement an energy conservation program for certain
8 procurement activities of the state; and providing for
9 an effective date."

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

11 * Section 1. AS 44.21.020 is amended by adding a new paragraph to read:

12 (13) adopt regulations to implement the energy conservation
13 procurement policy set out in AS 46.11.070.

14 * Sec. 2. AS 46.11 is amended by adding a new section to read:

15 Sec. 46.11.070. ENERGY CONSERVATION PROCUREMENT POLICY REGULA-
16 TIONS. (a) By July 1, 1982, the commissioner of administration shall
17 adopt regulations to implement a procurement policy applicable to state
18 agencies. The regulations adopted shall be reasonably necessary to
19 promote energy conservation in the acquisition and use of equipment,
20 materials, and supplies, and shall include, but are not limited to,

21 (1) procedures to determine life cycle costs of equipment,
22 based on acquisition costs, the cost of operating the equipment during
23 its anticipated useful life, maintenance costs of equipment during its
24 anticipated useful life, and the anticipated resale or salvage value of
25 the equipment;

26 (2) minimum standards of energy efficiency of equipment,
27 based on applicable federal energy efficiency standards and average
28 fleet fuel economy for automobiles; and

29 (3) limits on the acquisition of equipment, materials, and

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-1-

CSHB 440(SA)

Special note & backup 4/24

1 supplies until the state agency proposing to acquire the materials and
2 supplies has considered the availability of recycled equipment,
3 materials, and supplies.

4 (b) The regulations adopted by the commissioner of administration
5 shall include bid procedures applicable to the acquisition of equip-
6 ment, materials and supplies by state agencies by which the state
7 agency may evaluate compliance of a bid with the provisions of (a) of
8 this section before making a bid award.

9 (c) The commissioner of administration may not adopt regulations
10 under this section until the director of the Alaska Energy Center
11 (AS 46.12) and the director of the division of energy and power develop-
12 ment in the Department of Commerce and Economic Development are allowed
13 to review and comment on the regulations.

14 (d) The commissioner of administration may assist state agencies
15 in complying with regulations adopted under this section.

16 (e) By the 10th day of each regular session of the legislature,
17 the commissioner of administration shall submit a report to the legis-
18 lature on the regulations adopted under this section, and on compliance
19 with the regulations by state agencies. The report shall contain

20 (1) the actual energy costs and the energy conserved as a
21 result of compliance by state agencies with the regulations adopted
22 under this section; and

23 (2) the estimated energy costs and estimated energy which
24 may be conserved as a result of compliance by state agencies with the
25 regulations adopted under this section.

26 * Sec. 3. AS 37.25.030 is amended by adding a new subsection to read:

27 (b) The commissioner of administration shall

28 (1) require bids submitted under this section to contain the
29 following information:

1 (A) if the bid involves energy-consuming equipment, the
2 life cycle costs and energy efficiency standards of the equipment;

3 (B) if the bid involves materials and supplies, the
4 proposed use of recycled products in the materials and supplies
5 when the use of recycled products is economical;

6 (2) condition acceptance of a bid submitted under this
7 section on compliance by the bidder with bid regulations adopted under
8 AS 46.11.070.

9 * Sec. 4. Sections 1 and 2 of this Act take effect July 1, 1981.

10 * Sec. 5. Section 3 of this Act takes effect July 1, 1982.

Chenoweth
12-1218

Introduced: 4/1/81
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 440

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act directing the commissioner of administration
7 to implement an energy conservation program for certain
8 procurement activities of the state and municipalities
9 of the state; and providing for an effective date."

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

11 * Section 1. AS 44.21.020 is amended by adding a new paragraph to read:

12 (13) adopt regulations to implement the energy conservation
13 procurement policy set out in AS 46.11.070.

14 * Sec. 2. AS 46.11 is amended by adding a new section to read:

15 Sec. 46.11.070. ENERGY CONSERVATION PROCUREMENT POLICY REGULA-
16 TIONS. (a) By January 1, 1982, the commissioner of administration
17 shall adopt regulations to implement a procurement policy applicable to
18 state agencies and municipalities of the state. The regulations
19 adopted shall be reasonably necessary to promote energy conservation in
20 the acquisition and use of equipment, materials, and supplies, and
21 shall include, but are not limited to, adoption of

22 (1) procedures to determine life cycle costs of equipment,
23 based on acquisition costs, the costs of fuel to operate the equipment
24 during its anticipated useful life, maintenance costs of equipment
25 during its anticipated useful life, and the anticipated resale or
26 salvage value of the equipment;

27 (2) minimum standards of energy efficiency of equipment,
28 based on applicable federal energy efficiency standards and average
29 fleet fuel economy for automobiles; and

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1 (3) limits on the acquisition of equipment, materials, and
2 supplies until the state agency or municipality proposing to acquire
3 the materials and supplies has considered the availability of recycled
4 equipment, materials, and supplies.

5 (b) The regulations adopted by the commissioner of administration
6 shall include bid procedures applicable to the acquisition of equip-
7 ment, materials and supplies by state agencies and municipalities by
8 which the state agency or municipality may evaluate compliance of a bid
9 with the provisions of (a) of this section before making a bid award.

10 (c) The commissioner of administration may not adopt regulations
11 under this section until the director of the Alaska Energy Center
12 (AS 46.12) and the director of the division of energy and power develop-
13 ment in the Department of Commerce and Economic Development are allowed
14 to review and comment on the regulations.

15 (d) The commissioner of administration may assist state agencies
16 and municipalities in complying with regulations adopted under this
17 section.

18 (e) By the 10th day of each regular session of the legislature,
19 the commissioner of administration shall submit a report to the legis-
20 lature on the regulations adopted under this section, and on compliance
21 with the regulations by state agencies and municipalities. The report
22 shall contain

23 (1) the actual energy costs and the energy conserved as a
24 result of compliance by state agencies and municipalities with the
25 regulations adopted under this section; and

26 (2) the estimated energy costs and estimated energy which
27 may be conserved as a result of compliance by state agencies and
28 municipalities with the regulations adopted under this section.

29 * Sec. 3. AS 37.25.030 is amended by adding a new subsection to read:

1 (b) The commissioner of administration shall
2 (1) require bids submitted under this section to contain the
3 following information:

4 (A) if the bid involves equipment, the life cycle costs
5 and energy efficiency standards of the equipment;

6 (B) if the bid involves materials and supplies, the
7 proposed use of recycled products in the materials and supplies;

8 (2) condition acceptance of a bid submitted under this
9 section on compliance by the bidder with bid regulations adopted under
10 AS 46.11.070.

11 * Sec. 4. AS 29.48 is amended by adding a new section to read:

12 Sec. 29.48.252. LIMITATIONS ON BIDS. (a) When the assembly or
13 council authorizes a purchase under AS 29.48.250, the assembly or
14 council shall

15 (1) require bids submitted under this section to contain the
16 following information:

17 (A) if the bid involves equipment, the life cycle costs
18 and energy efficiency standards of the equipment;

19 (B) if the bid involves materials and supplies, the
20 proposed use of recycled products in the materials and supplies;

21 (2) condition acceptance of a bid submitted under this
22 section on compliance by the bidder with bid regulations adopted under
23 AS 46.11.070, or under (b) of this section.

24 (b) The assembly or council may by ordinance impose requirements
25 on the acceptance of bids which are more restrictive than the require-
26 ments and procedures established by regulation adopted under AS 46.11.-
27 070.

28 * Sec. 5. AS 29.13.100 is amended by adding a new paragraph to read:

29 (48) AS 29.48.252 (limitations on bids).

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* Sec. 6. Sections 1 and 2 of this Act take effect July 1, 1981.
* Sec. 7. Sections 3 - 5 of this Act take effect January 1, 1982.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS House Bill No. 440 (SA) (Page 1 of 2)
 Title Energy Conservation Program for certain procurement activities
 Requested by the Resources Committee Date April 1, 1981

II. FISCAL DETAIL

Agency Affected Department of Administration
 Program Category Affected Centralized Administrative
 BRU, Program, or Subprogram(s) Affected _____

(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		126.4	139.0	152.9	168.2	185.1
200 TRAVEL		7.0	2.2	2.4	2.7	2.9
300 CONTRACTUAL		15.0	16.5	18.2	20.0	22.0
400 COMMODITIES		2.5	2.8	3.0	3.3	3.7
500 EQUIPMENT		7.2	7.9	8.7	9.6	10.5
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		153.1	168.4	185.2	203.8	224.2

FUNDING (Thousands of Dollars)

GENERAL FUND		153.1	168.4	185.2	203.8	224.2
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		4	4	4	4	4
PART TIME						
TEMPORARY						

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

Assumptions: (1) Expenditures for goods secured by life cycle purchasing will increase negligibly after the first year.

(2) The personal expenditures will be sufficient to meet the bill's requirements.

Life cycle purchasing simply requires more time for each purchase.

IV. DATE April 15, 1981 PREPARED BY George Elgee
 AGENCY Administration - General Services & Supply
 PHONE 465-2250
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) Gardiner

FISCAL NOTE

III. ANALYSIS - Continued

CSHB 440(SA) (page 2 of 2)

To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

However, it will not remain equal. The Governor's budget submission reflects an increase of approximately 20% in the commodities and equipment areas. Since the bulk of our work is historically derived from these categories it is not difficult to extrapolate and arrive at the conclusion that we will have a 20% increase in work without the passage of this bill.

The position will help absorb the additional work necessitated by increased quantities of more complex and time consuming Life Cycle cost bids.

cc

CSNB 440(CSA)

1	POSITION TITLE Purchasing Agent II		
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No. PCN No.
3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY	2,640/mo.	31,680
5	BENEFITS	.1579	5,002
6	FICA	.0613	1,942
7	HEALTH INS.	150 x 12	1,800
8	TOTAL PERSONAL SERVICES	01	40.4
9	TRAVEL	02	1.0
10	CONTRACTUAL	03	4.0
11	COMMODITIES	04	.5
12	EQUIPMENT	05	1.8
13	OTHER		
14	TOTAL COST		47.7

	CODE	FUNDING SOURCE	
15		FED RCPTS. 1002	
16		GF MATCH. 1003	
17		GEN. FUND 1001	47.7
18		I-A RCPTS. 1005	
19		PGM RCPTS 1003	
20		OTHER	

21 CONTINUATION
22 ADDITION

FOR BSM USE ONLY

AA KEY NUMBER _____ COLUMN NO. _____

CHANGE/STEP 18A	BARG. UNIT. G	LOCATION Anchorage	GOV. LEA.	APPROV.	DISAPP.
PRIORITY		FORM 12 PAGE/LINE			

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase.

To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

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AGENCY Administration PROGRAM Centralized Administrative Services

BRU General Services

COMPONENT Purchasing

13 REQUEST FOR NEW POSITION.

Page _____ of _____

REVISED DATE _____

FY 82

1	POSITION TITLE Clerk Typist III			CHANGE/STEP 8B	BARG. UNIT. G	LOCATION Anchorage	GOV.	SPE. GOV.	DEPT.
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12	PAGE/LINE	LEG.	
3	TYPE OF EXPENDITURE			AMOUNT					
	1			2		3			
4	PERSONAL SERVICES:								
	SALARY 1,433/mo.			17,196					
5	BENEFITS .1579			2,715					
6	FICA .0613			1,054					
7	HEALTH INS. 150 x 12			1,800					
8	TOTAL PERSONAL SERVICES			01	22.8				
9	TRAVEL			02					
10	CONTRACTUAL			03	4.0				
11	COMMODITIES			04	1.0				
12	EQUIPMENT			05	1.8				
13	OTHER								
14	TOTAL COST				29.6				
	CODE	FUNDING SOURCE							
15		FED RCPTS. 1002							
16		GF MATCH. 1003							
17	100	GEN. FUND 1004			29.6				
18		I-A RCPTS. 1005							
19		PGM RCPTS 1023							
20		OTHER							
21	CONTINUATION								
22	ADDITION			FOR BGM USE ONLY					

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase.

To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

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4A KEY NUMBER COLUMN NO:

AGENCY Administration PROGRAM Centralized Administrative Services

ORU General Services

COMPONENT Purchasing

13 REQUEST FOR NEW POSITION.

Page of REVISED DATE

FY 82

1	POSITION TITLE Administrative Support Technician II			RANGE/STEP 8B	BARG. UNIT. G	LOCATION Juneau	TRV.	APPROV.	DIS. P.
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 PAGE/LINE	LEG.		
3	TYPE OF EXPENDITURE			AMOUNT					
	1		2		3				
4	PERSONAL SERVICES:								
	SALARY 1,433/mo.		17,196						
5	BENEFITS .1579		2,715						
6	FICA .0613		1,054						
7	HEALTH INS. 150 x 2		1,800						
8	TOTAL PERSONAL SERVICES		01	22.8					
9	TRAVEL		02						
10	CONTRACTUAL		03	3.0					
11	COMMODITIES		04	.5					
12	EQUIPMENT		05	1.8					
13	OTHER								
14	TOTAL COST			28.1					
	CODE	FUNDING SOURCE							
15		FED RCPTS. 1002							
16		GF MATCH. 1003							
17		GEN. FUND 1004							
18	902	I-A RCPTS. 1005			28.1				
19		PGM RCPTS 1028							
20		OTHER							
21	CONTINUATION								
22	ADDITION		FOR B.S.M. USE ONLY						
4A KEY NUMBER					COLUMN NO.				

JUSTIFICATION: Life Cycle Purchasing simply requires more time for each purchase. To date Purchasing has received approximately 50% more work than last year at this time. Though approximately 30% of the purchasing agents are new and are still being trained the average production per person is higher than last year. The increased workload has exceeded the increased capacity made possible by additional personnel and increased efficiency. At present our backlog is over 4 man-years. More simply stated: If Purchasing accepted no more requests from agencies it would take about 5 months to complete the work at hand. Optimistically this backlog should abate slightly over the next year if all else remains equal.

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AGENCY Administration PROGRAM Centralized Administrative Services

BRU Administrative Services

COMPONENT WP/AS

13 REQUEST FOR NEW POSITION.

Page of

REVISED DATE

FY 82

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

HOUSE BILL NO. 440.

By THE RESOURCES COMMITTEE...

"An Act directing the commissioner of administration to implement an energy conservation program for certain procurement activities of the state and municipalities of the state; and providing for an effective date."

Directing Comm. of Admin. implement energy conserv. program

Introduced in the House ...4/1..., 19...81

HISTORY IN THE HOUSE

19 81
Apr 1 Read first time and referred to Committee on State Affairs 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.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill 446

Title "An Act establishing assistance and information programs on energy"

Requested by Resources Committee Date 4/16/81

II. FISCAL DETAIL

Agency Affected Department of Commerce and Economic Development

Program Category Affected Development

BRU, Program, or Subprogram(s) Affected Division of Energy and Power Development

(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		145.944	159.078			
200 TRAVEL		10.0	10.9			
300 CONTRACTUAL		105.0	50.0			
400 COMMODITIES		16.0	16.0			
500 EQUIPMENT		2.752	-0-			
600 LAND & STRUCTURES		-0-	-0-			
700 GRANTS, CLAIMS, ETC.		-0-	-0-			
TOTAL		279.696	235.978			

FUNDING (Thousands of Dollars)

		279.696	235.978			
GENERAL FUND						
FEDERAL FUNDS		-0-	-0-			
OTHER (Specify Fund Source)		-0-	-0-			

POSITIONS

		4	4			
FULL TIME						
PART TIME		0	0			
TEMPORARY		0	0			

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

The budget presented provides sufficient support for the division to establish a program for technical assistance to assist municipalities in development of alternative energy technologies and establish a energy programs information office.

IV. DATE 4-23-81

PREPARED BY CLARISSA PAINLAW
AGENCY Energy & Power Development
PHONE 276-0508

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

HOUSE BILL 446

100 Personal Services \$145,944

##1-Energy Specialist II (18A)
 \$2640 X 12 mo. + 25.5% payroll burden= \$39,758

##1 Energy Specialist II (18F)
 \$3153 X 12 mo. + 25.5% payroll burden= \$47,484

1 Librarian (17A)
 \$2455 X 12 Mo. + 25.5% payroll burden* \$36972

1 Clerk Typist III (8A)
 \$1393 X 12 mo. + 30% payroll burden= \$21730

Positions presently federally funded but will need State funding in FY 82

200 Travel \$ 10,000

300 Contractual \$105,000

Professional Services
 Workshops & Materials Production \$30,000

Space rental, phone, copying, printing & misc. \$75,000

400 Supplies \$16,000

500 Equipment \$2,752

1-Typing desk@\$433 \$433

1-Regular desk @ \$353 \$353

5-Book cases @ \$103 \$515

2-Chairs @ \$177 \$354

2-Side chairs @ \$88 \$176

3-Filing cabinets @ \$252 \$756

1-Table @ \$165 \$165

TOTAL \$279,696

Introduced: 4/1/81
Referred: Labor & Commerce and
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 446

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing assistance and information
7 programs on energy in the Department of Commerce and
8 Economic Development; and providing for an effective
9 date."

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

11 * Section 1. AS 44.33.020 is amended by adding new paragraphs to read:

12 (25) establish and administer a program of technical assist-
13 ance to encourage and assist municipalities in development and use of
14 alternative energy systems and energy conservation measures, including
15 but not limited to energy-related concerns subject to regulation under
16 AS 29.33.070 - 29.33.245;

17 (26) establish and maintain an energy programs information
18 office to gather and publish information about energy laws, regulations,
19 and programs of the federal government for use by state government
20 officials and employees; the energy programs information office shall
21 maintain current information concerning

22 (A) activities of the federal government concerned with
23 energy;

24 (B) federal research and development projects in Alaska
25 concerned with energy; and

26 (C) sources of technical and financial assistance for
27 energy conservation, use, and research and development.

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

29

Cheroweth
12-12-15

Introduced: 4/1/81
Referred: Labor & Commerce and
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 446

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

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ALASKA STATE LEGISLATURE

TWELFTH. Legislature FIRST. Session

HOUSE ...BILL..... NO.446
By .THE.RESOURCES.COMMITTEE..

"An Act establishing assistance and information programs on energy in the Department of Commerce and Economic Development; and providing for an effective date."

Estab. assist. & info programs

Introduced in the House ...4/1...., 19...81

HISTORY IN THE HOUSE

19	81	Read first time and referred to Committee on
Apr	1	Labor & Commerce 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

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SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19		Received from Senate
		Concurred in Senate amendment thus adopting: VOTE
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		Senate receded from amendment VOTE
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		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.

POSITION PAPER

CS FOR HOUSE BILL NO. 449

"An Act relating to special education; and providing for an effective date."

This bill provides increased resources to special education programs throughout the State. In addition the bill provides augmented support services including summer programs for eligible students.

The summer program at Harborview Developmental Center would become solidified under a statutory authority. It is well known that for many developmentally disabled clients the summer months without proper programs yield developmental regression.

Additionally it is well known that early training facilitates later employability and less dependency in adult years.

The Governor's Council for the Handicapped and Gifted has voiced strong support for this bill.

Department Position:

The Department supports the concept of this bill.

Recommended by: Verner Stillner, (M)
Verner Stillner, Director
Division of Mental Health &
Developmental Disabilities

Date: 4/23/81

Approved by: Helen D. Beirne
Helen D. Beirne, Commissioner
Department of Health & Social Services

Date: 4/28/81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill 449
 Title "An Act relating to special education; and providing for an effective date."
 Requested by Commissioner's Office Date April 23, 1981

II. FISCAL DETAIL

Agency Affected Department of Health & Social Services
 Program Category Affected Special Education - DOE
 BRU, Program, or Subprogram(s) Affected _____

(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)

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

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

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

No cost impact is foreseen to the Department of Health & Social Services as a result of this legislation.

IV. DATE April 23, 1981 PREPARED BY Verner Stillner, Director
 AGENCY Mental Health & Developmental Disabilities
 Original: Legislative Finance PHONE 465-3370
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) M&B Approval. [Signature] Date 4/24/81

POSITION PAPER

HOUSE BILL NO. 449

"An Act relating to special education; and providing for an effective date."

This bill provides increased resources to special education programs throughout the State. In addition the bill provides augmented support services including summer programs for eligible students.

The summer program at Harborview Developmental Center would become solidified under a statutory authority. It is well known that for many developmentally disabled clients the summer months without proper programs yields developmental regression.

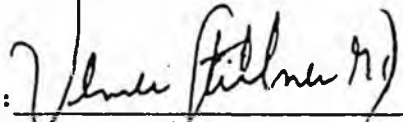
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Department Position:

The Department supports the concept of this bill.

Recommended by:

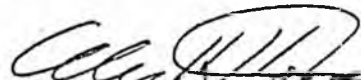


Verner Stillner, Director
Division of Mental Health &
Developmental Disabilities

Date:

4/14/81

Approved by:



Helen D. Beirne, Commissioner
Department of Health & Social
Services

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST HB 449
 Bill/Resolution No. _____
 Title An Act relating to State aid for Special Education
 Requested by House Finance Date 3/26/81

II. FISCAL DETAIL
 Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Programs Components/Financial Support Dist.
 (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.		19,070.0	20,977.0	23,074.7	25,382.2	27,920.4
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		19,070.0	20,977.0	23,074.7	25,382.2	27,920.4
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						


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

FY 82 Cost Distribution: (See Attached)

Foundation Program Components: Special Education Adjustments
\$18,402.9

Financial Support - Districts: State Contract Programs
\$667.1

Total: \$19,070.0
 Post FY 82 cost reflects 10% annual inflation rate.

IV. DATE 3/26/81 PREPARED BY Steve Hole 
 AGENCY Department of Education
 PHONE 465-2800
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

<u>DISTRICT</u>	<u>SP. ED.</u>		<u>FY 82</u>	<u>DOLLAR</u> <u>INCREASE</u>
	<u>ADM</u>	<u>BILL COST</u>	<u>INITIAL</u> <u>SP. ED.</u>	
Fairbanks	1,556	6,137.4	2,204.3	3,933.1
Kenai	863	3,292.5	1,417.0	1,875.5
Mat-Su	612	2,247.5	1,043.5	1,204.0
Juneau	680	2,392.6	1,119.1	1,273.5
Galena	17	119.6	59.8	59.8
King Cove	22	115.8	57.9	57.9
Pelican	2	43.2	-0-	43.2
Haines	122	399.4	221.9	177.5
Anchorage	4,000	14,046.8	7,833.8	6,213.0
Kodiak	513	1,566.7	940.0	626.7
Sitka	281	762.5	481.6	280.9
Cordova	76	266.3	177.5	88.8
Ketchikan	393	1,041.9	694.6	347.3
Petersburg	134	361.2	240.8	120.4
Wrangell	90	240.8	160.5	80.3
Yakutat	34	138.9	92.6	46.3
Hoonah	49	172.9	129.6	43.3
Nenana	46	185.2	138.9	46.3
Dillingham	65	299.1	239.3	59.8
North Slope	182	777.6	717.8	59.8
Bristol Bay	19.5	119.6	119.6	-0-
Craig	28.5	125.0	125.0	-0-
Hydaburg	9	41.7	41.7	-0-
Kake	42	125.0	125.0	-0-
Klawock	17	83.4	83.4	-0-
Nome	123	538.3	538.3	-0-
Sand Point	14	57.9	57.9	-0-
Skagway	28.5	83.4	83.4	-0-
St. Mary's	42	179.5	179.5	-0-
Unalaska	27	173.6	173.6	-0-
Valdez	187	665.7	665.7	-0-

TOTAL 16,637.4

On Base Fairbanks	475		1,200.7
On Base Anchorage	385		733.2
DOE Student Transfers (Tuition Stud.)	600.0		(600.0)
DOE Contract Schools	666.8		(666.8)
REAA's			1,765.5

BILL TOTAL (Increase) 19,070.0

<u>DISTRICT</u>	<u>SP. ED. ADM</u>	<u>BILL COST</u>	<u>FY 82 INITIAL SP. ED.</u>	<u>DOLLAR INCREASE</u>
N.W. Arctic	247	1,016.9	478.5	538.4
Chugach	5	46.3	-0-	46.3
Adak	93	378.2	216.1	162.5
Annette	65	200.7	120.4	80.3
Chatham	42	125.0	83.4	41.6
Iditarod	33.6	179.4	119.6	59.8
Lower Yukon	193	777.6	538.3	239.3
Yukon-Koyuk	98	418.7	299.1	119.6
Lake & Peninsula	46	239.3	179.4	59.8
S.E. Island	50	166.7	125.0	41.7
Railbelt	56	185.2	138.9	46.3
Alaska Gateway	80	277.8	231.5	46.3
Copper River	85	266.3	221.9	44.4
S.W. Region	89	358.9	299.1	59.8
LKSD	306	1,256.1	1,076.7	179.4
Aleutian	22	115.8	115.8	-0-
Bering Strait	45	299.1	299.1	-0-
Delta	145	509.4	509.4	-0-
Kuspuk	29	119.6	119.6	-0-
Pribilof	28	173.7	173.7	-0-
Yukon Flat	51	239.3	239.3	-0-
PAGE TOTAL				1,765.5

Original sponsor: Health, Education and
Social Services Committee

Offered: 4/20/81
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

CS FOR HOUSE BILL NO. 449 (HESS)

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 special education; and providing

7

for an effective date."

8

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

9

* Section 1. AS 14.17.041(f) is repealed and reenacted to read:

10

(f) Special education schedule:

11

(1) in districts with ADM of less than 3,000, one instructional unit for each 15 special education pupils or fraction of 15 pupils in ADM;

14

(2) in districts with ADM of 3,000 or more, one instructional unit for each 11 special education pupils or fraction of 11 pupils in ADM.

17

* Sec. 2. AS 14.30.350(2) is amended to read:

18

(2) "special services" includes but is not limited to transportation, summer school, special teaching, corrective teaching, corrective health habits, and the provision of special seats, books, teaching supplies, facilities, and equipment required for the instruction of exceptional children, and includes education and training for children who cannot utilize regular classroom instruction.

24

* Sec. 3. The amendment to AS 14.17.041(f) made by this Act may not be applied to reduce the number of allowable instructional units for special education below the number of units allowed during the school term ending in the calendar year in which this Act takes effect.

26

27

28

* Sec. 4. This Act takes effect July 1, 1981.

29

Introduced: 4/1/81
Referred: Health, Education &
Social Services and Finance

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 HOUSE BILL NO. 449

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 special education; and providing
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24 education below the number of units allowed during the school term ending in
25 the calendar year in which this Act takes effect.

26 * Sec. 4. This Act takes effect July 1, 1981.
27
28
29

COMMITTEE REPORT

HOUSE

4/20

FURTHER: FINANCE

4/1/81

(5)

Date: April 14, 1981

Mr. Speaker:

The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had HB 449

"An Act relating to special education; and providing for an effective date."

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

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 449 (less) same title
 new title
- and recommends it do pass
- 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:

Duncan

Perry Monte

Billie Cato

Myrtle Benton

Ed Cloche

Ed Cloche
CHAIRMAN

asper
12-1320

Original sponsor: Health, Education and
Social Services Committee

Offered: 4/20/81
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 449 (HESS)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

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27 the calendar year in which this Act takes effect.

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29

COMMITTEE COPY

asper
12-1320

Introduced: 4/1/81
Referred: Health, Education &
Social Services and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 449

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

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26 * Sec. 4. This Act takes effect July 1, 1981.

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

HOUSE BILL NO. 449

By THE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

"An Act relating to special education; and providing for an effective date."

Special education

Introduced in the House 4/1, 1981

HISTORY IN THE HOUSE

19 81
Read first time and referred to Committee on

Apr 1 HESS 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

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Reported back with recommendation that

Read second time and

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Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

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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.

cook
12-1319

Funding Information
General Fund \$492,000
Other Funds -0-
\$492,000

Introduced: 4/1/81
Referred: Health, Education &
Social Services and Finance

1 IN THE HOUSE BY CLOCKSIN

2 HOUSE BILL NO. 450

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 Health and Social Services for the prisoner
8 treatment program; 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 \$492,000 is appropriated from the general fund
12 to the Department of Health and Social Services for the prisoner treatment
13 program established under AS 33.30.400.

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

16 * Sec. 3. This Act takes effect on the effective date of an Act entitled
17 "An Act establishing a prisoner treatment program; and providing for an
18 effective date."

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COMMITTEE COPY

ALASKA STATE LEGISLATURE

TWELFTH. Legislature .FIRST. Session

HOUSE ...BILL..... NO. ...450.

By .CLOCKSIH.....

"An Act making a special appropriation to the Department of Health and Social Services for the prisoner treatment program; and providing for an effective date."

Spec. apprc./prisoner treatment program

Introduced in the House ...4/1....., 19.... 81

HISTORY IN THE HOUSE

19	81	Read first time and referred to Committee on										
Apr	1	HESS and Finance										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
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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										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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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
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Introduced: 4/1/81
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POSITION PAPER

HOUSE BILL NO. 450

"An Act making a special appropriation to the Department of Health and Social Services for the prisoner treatment program; and providing for an effective date."

House Bill No. 450 is the companion bill to House Bill No. 451. House Bill No. 450 provides funds to initiate the treatment program set out in House Bill No. 451. The Department recognizes the need for this type of program and supports enactment.

Recommended by: Charles F. Campbell
Charles F. Campbell, Director
Division of Adult Corrections

Date: 4/20/81

Approved by: Helen D. Beirne
Helen D. Beirne, Commissioner

Date: 4/21/81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 450
Title An Act making a special appropriation for the prisoner treatment program
Requested by Clocksion Date 4/1/81

II. FISCAL DETAIL

Agency Affected Health and Social Services
Program Category Affected Offender Confinement, Probation and Supervision
BRU, Program, or Subprogram(s) Affected Adult Confinement

(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	-0-	492.0	-0-	-0-	-0-	-0-
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	492.0	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	492.0	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

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

H.B.# 450 is a special appropriation bill which would fund H.B.# 451, if enacted. It is assumed the \$492,000 specified in the bill is first year funding only. It is also assumed that this is the program level anticipated by the legislature.

IV. DATE April 9, 1981 PREPARED BY Roger C Lange
AGENCY Division of Adult Correction, H & SS
PHONE 465-3376
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator: Named) M&B Approval [Signature] Date 4/15/81