

LEG. FINANCE - BILLS 1983 - 1984 1792

HB 6 cont. - CSHB 6

1792

1 while intoxicated, the Department of Public Safety shall notify the
2 person that the person's license or nonresident privilege to drive or
3 operate a motor vehicle in the state is revoked or suspended, or that
4 no original license or permit will be issued effective upon expiration
5 of the temporary driver's license issued under (g) of this section.
6 The department's action under this subsection shall be stayed if the
7 person before expiration of the temporary driver's license initiates a
8 proceeding in the court to rescind the department's action. The court
9 proceeding shall be without jury and shall be limited to the issues of
10 whether

11 (1) the person was validly arrested for driving while
12 intoxicated;

13 (2) the chemical test administered to the person produced
14 the result described under AS 28.35.030(a)(2).

15 (i) If the issues set out in (h) of this section are determined
16 in the affirmative, the court shall sustain the action of the depart-
17 ment. If one or more of the issues are determined in the negative,
18 the department's action shall be rescinded. If the action of the
19 department in suspending or revoking a nonresident's privilege to
20 drive a motor vehicle is sustained by the court, the department shall
21 give information in writing of the action taken to the motor vehicle
22 administrator of the state of the person's residence and to any state
23 in which that person has a license.

24 (j) If the person has been previously convicted once in this or
25 another jurisdiction of driving while intoxicated or of refusal to
26 submit to a chemical test of breath under AS 28.35.032 or another law
27 or ordinance with substantially similar elements, the period of sus-
28 pension or revocation of license, nonresident privilege to drive, or
29 denial of original license shall be one year. Suspension or

1 person with the right to possess the motor vehicle shall pay the
2 necessary costs of impounding and storing the vehicle before it may be
3 released.

4 (b) Impoundment of a motor vehicle under this section is for

5 (1) 15 days if the driver has not previously been convicted
6 in this or another jurisdiction of

7 (A) driving while intoxicated; or

8 (B) refusal to submit to a chemical test of breath
9 under AS 28.35.032 or another law or ordinance with substantially
10 similar elements;

11 (2) 90 days if the driver has been previously convicted in
12 this or another jurisdiction of

13 (A) driving while intoxicated; or

14 (B) refusal to submit to a chemical test of breath
15 under AS 28.35.032 or another law or ordinance with substantially
16 similar elements.

17 (c) Upon impoundment of a motor vehicle under this section an
18 opportunity for a hearing under AS 28.05.131 shall be provided to the
19 driver of the motor vehicle at the time of the impoundment, to the
20 person with the right to possess the motor vehicle, and to any other
21 person who has an ownership interest in the motor vehicle. The motor
22 vehicle shall be released to the owner or person with the right to
23 possess the motor vehicle if it is determined after the hearing that
24 the impoundment was improper or that at the time of impoundment the
25 motor vehicle was being driven

26 (1) by a person other than the owner or person with the
27 right to possess the motor vehicle; and

28 (2) without the consent of the owner or person with the
29 right to possess the motor vehicle.

1 (d) A motor vehicle impounded under this section shall be re-
2 leased to the owner or person with the right to possess the motor
3 vehicle if

4 (1) the driver is not charged within 10 days of impoundment
5 with an offense under AS 28.35.030 or AS 28.35.032(f) related to the
6 impoundment;

7 (2) the charge of an offense under AS 28.35.030 or AS 28.-
8 35.032(f) related to the impoundment is dropped or dismissed; or

9 (3) the driver is acquitted of all offenses under AS 28.-
10 35.030 or AS 28.35.032(f) related to the impoundment.

11 Sec. 28.35.037. FORFEITURE OF MOTOR VEHICLE. (a) Upon convic-
12 tion of an offense under AS 28.35.030 or AS 28.35.032(f) the court may
13 order the forfeiture of the motor vehicle involved in the commission
14 of the offense if the convicted person was previously convicted in
15 this or another jurisdiction of

16 (1) driving while intoxicated; or

17 (2) refusal to submit to a chemical test of breath under
18 AS 28.35.032 or another law or ordinance with substantially similar
19 elements.

20 (b) Upon forfeiture of a motor vehicle the court shall require
21 the surrender of the registration and certificate of title of that
22 motor vehicle.

23 (c) If not released under AS 28.35.038(c), a motor vehicle
24 forfeited under this section may be disposed of at the discretion of
25 the department.

26 Sec. 28.35.038. REMISSION OF FORFEITURES. (a) Upon ordering
27 forfeiture of a motor vehicle under AS 28.35.037, the court shall
28 within five days provide to every person who has an ownership or
29 security interest in the motor vehicle written notice of the

1 forfeiture that includes

2 (1) a description of the motor vehicle;

3 (2) the time and place of the forfeiture;

4 (3) the legal authority under which the motor vehicle was
5 forfeited;

6 (4) notice of the right to file a petition for remission of
7 interest in the forfeited motor vehicle.

8 (b) Upon receipt of a petition for remission of interest in a
9 forfeited motor vehicle the court shall hold a hearing on the question
10 and shall order remission of the interest if the petitioner shows that

11 (1) the petitioner has an interest in the motor vehicle
12 acquired in good faith;

13 (2) a person other than the petitioner was convicted of the
14 offense that resulted in the forfeiture;

15 (3) before parting with the motor vehicle the petitioner
16 did not know nor have reasonable cause to believe that it would be
17 used in the commission of an offense;

18 (4) before parting with the motor vehicle the petitioner
19 did not know nor have reasonable cause to believe that the person
20 subsequently convicted of an offense that resulted in the forfeiture
21 had a record of or reputation for committing alcohol-related offenses.

22 (c) An order for remission under this section may provide for

23 (1) reimbursement of the petitioner's interest in the motor
24 vehicle; or

25 (2) delivery to the petitioner of the motor vehicle toge-
26 ther with title to the motor vehicle.

27 * Sec. 16. AS 28.15.211(a)(4) is repealed.

POSITION PAPER

CS for House Bill No. 6 (State Affairs)

"An Act relating to driving a motor vehicle."

House Bill No. 6 amends existing state law by increasing the length of sentence for first offense of driving with license suspended from 10 days to 90 days; second offense of operating a motor vehicle while intoxicated from 10 days to 20 days; third offense of operating a motor vehicle while intoxicated from 10 days to 30 days. It is estimated that the net effect of increasing the penalties for the specified offenses would increase the prison population by 80 beds.

Enactment of this bill would have significant impact upon prison population.

Recommended by:

Roger C. Lange

for Roger V. Endell, Director
Division of Adult Corrections

Date:

3/11/83

Approved by:

Robert London Smith

Robert London Smith, Ph.D.
Commissioner

Date:

3/14/83

STATE OF ALASKA
PRELIMINARY STATEMENT OF FISCAL IMPACT

Bill No: Committee Substitute HB 6 Date on Bill: Not available
 Title: "An Act relating to driving a motor vehicle."
 Sponsor: Rep. Abood
 Requestor: Rep. Abood

1. Estimated fiscal impacts on:

a. Expenditures:

(Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
Capital		11,570.0	-0-	-0-		
Operating		549.2	2,006.4	2116.1		
Total	-0-	12,119.2	2,006.4	2116.1		

b. Revenues:

Revenue	-0-	-0-	-0-	-0-		
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2. Source of funds to offset fiscal impact of bill:

The funding source has not been identified by the bill sponsor.

3. Assumptions:

The Committee Substitute for House Bill No. 6 increases the mandating jail time for individuals who drive while the operator's license is cancelled, suspended, or revoked. The amendment increases the sentence for that offense from 14 consecutive days to 90 consecutive days.

It is estimated based, on statistical data available, that there would be approximately 650 convictions annually for the offenses specified in the amendment. Because of the significant increase in sentence length, it is assumed that 25% of the current offenders would be deterred from driving while their license was cancelled,

Prepared By: Roger C. Lange *Roger C. Lange* Phone: 465-3376
 Division: Adult Corrections Date: Feb. 24, 1983

Approved by Commissioner: Robert Landon Smith Date: 2/24/83
 Department: _____

5. Distribution:

- Original to Legislative Finance
- Copy to OMB
- Copy to Sponsor
- Copy to Requestor

2/8/83

3. Assumptions: (continued)

suspended or revoked. Therefore, it would be anticipated that there 487 persons would be convicted of this offense annually.

The current sentence for these offenses results in 8 days served in jail (14 days less good time). Under the new penalty 68 days would be served (90 days less good time). Time served would increase 60 days; therefore, the increased number of beds required to implement this amendment would be:

$$487 \text{ persons} \times 60 \text{ days} \div 365 \text{ days per year}$$

$$487 \times 60 \div 365 = 80 \text{ new beds}$$

Cost of minimum security beds are estimated to be \$130,000 per bed.

$$\text{Capital costs} = 80 \times \$130,000 = \$10,400,000$$

Additional costs for commodities, contractual services, and inmate gratuities only are included for FY 1984, as the construction could not be reasonably completed until July 1984. At that time, personnel services costs would start for 36 positions.

Costs previously identified for the original bill have been combined with the new costs identified, and are reflected in the total estimated costs.

4. Disclaimer:

This statement has not been reviewed by the OMB in the Office of the Governor. It does not represent the policy of the Sheffield Administration or the final estimate of fiscal impact.

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

HB 6

I. REQUEST

Bill/Resolution No.: CS HB 6 (SA)
 Title: _____
 Sponsor: Abood
 Requester: House Judiciary

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Justice/PIB PROT
 BRU, Program of Subprogram(s) Affected: AST-Det. & CIB/DMV-Driver Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		53.2	56.4	59.8	63.4	67.2
200 TRAVEL		3.0	3.2	3.4	3.6	3.8
300 CONTRACTUAL		87.1	87.8	93.0	98.6	104.5
400 COMMODITIES		.2	.2	.2	.2	.2
500 EQUIPMENT		3.8	-			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		147.3	147.6	156.4	165.8	175.7
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND		147.3	147.6	156.4	165.8	175.7
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL-TIME		2	2	2	2	2
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The funding source has not been identified by the bill sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove Phone: 465-4349
 Division: Administrative Services Date: 3/14/83
 Approved by Commissioner: [Signature] Date: 3/15/83
 Department: Public Safety

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

3/8/83

CS HB 6 (State Affairs)

Assumptions:

Division of Motor Vehicles:

1) Arresting agencies, not DMV, will handle costs of impound & storage if vehicle is released under AS 28.35.036(c) or (d); 2) Alaska Court System will handle "Revenue" fiscal note covering fines and vehicle forfeitures; 3) Hearing officer will cover areas outside Anchorage and Fairbanks quarterly; 4) 9% of defendants who take breath test will have .10% or higher; 5) For 26% of impounds an individual will ask for hearing; and 6) Effective date is July, 1983.

Fiscal Impact:

Division of Alaska State Troopers:

Expenditures	FY 84	FY 85	FY 86
300 Contractual Services	77.5	82.2	87.1

Analysis:

The only impact that is anticipated from this Bill relates to the costs that will be incurred when vehicles are impounded under Section 28.35.036. We have estimated that one thousand vehicles will be impounded, of which five hundred will require towing and storage fees to be paid by the Department due to the person operating the vehicle not being the owner and operating the vehicle without the owner's consent, driver not being charged within the prescribed period, dismissed charge or where the driver is acquitted of the charge. Wrecker fees are estimated at \$80.00 per occurrence and a \$5.00 per pay storage fee for fifteen days required. Inflation is estimated at 6% for each year after FY 84. No increase in personnel is anticipated.

Division of Motor Vehicles:

EXPENDITURES

	FY 84	FY 85	FY 86
100 Personal Services	53.2	56.4	59.8
200 Travel	3.0	3.2	3.4
300 Contractual	9.6	5.6	5.9
400 Commodities	.2	.2	.2
500 Equipment	<u>3.8</u>	<u>-0-</u>	<u>-0-</u>
TOTAL	69.8	65.4	69.3

ANALYSIS

One Documents Processing Clerk II will be required in Juneau to handle administrative license actions, and related work for individual defendants whose breath results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 2,700 to 3,000 annually, based on 1981 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and Chair - \$188.

One Clerk Typist III in Anchorage is proposed to handle data relating to hearings requested by individuals whose vehicle was impounded. Will send hearings notices to those requesting a hearing, maintain current computer records concerning hearings, and maintain tape file for all hearings. Will type hearing transcripts from tape as required for appeals, and other court action. Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$426; File Cabinet - \$235; and Chair - \$163.

Travel is for hearing officer when hearings are outside the Anchorage or Fairbanks areas.

\$4,300 of first year contractual is for new testing material and forms, and \$5,300 is for postage (all license actions and hearing notices must be sent via certified mail). Remaining years contractual is for postage only.

We basically know what the increased workload will be as a result of increased license actions, and that one clerical position in Juneau will be necessary if we are to process this increase. However, at this point it is only an estimate as to how many defendants and/or vehicle owners will ask for a hearing after impoundment of a motor vehicle. Figures released by the Court System in 1981 reflect a 75% conviction rate between 1978 and 1980 for DWI cases. It is estimated 75% of those not convicted will ask for a hearing in an effort to determine who will pay impound and storage costs; plus 10% of the remaining for other various reasons. If there is this large of an increase in hearings one clerical position will be needed in Anchorage to handle the workload.

5. Amendments Proposed:

A. Sec. 5, Page 3 (AS 28.15.201(c)), change to read as follows:

(c) After the termination of the limitation as shown on the certificate issued under (b) of this section, the license of a person on whom a limitation was imposed will become suspended unless the person has complied with AS 28.20.240. [IS NO LONGER BOUND BY THE LIMITATION AND MAY APPLY FOR A DUPLICATE LICENSE UNDER AS 28.15.141.....]

The reason for this recommended change is because at the present time, and in the proposed new law, it states a person may apply for a duplicate license at the end of the limitation period, which is in conflict with AS 28.20.240. That section reflects the limitation will continue until the individual files proof of insurance. Also under AS 28.20.240, the limitation may continue for the three year period a person is otherwise required to file proof of insurance, thus circumventing the insurance requirement. This amendment would prevent that.

B. Sec. 9, Page 8 (AS 28.35.031(e)), and Sec. 12, Page 11 (AS 28.35.032(d)), change "90 days" to "3 months".

Only reason for this request is that it would be easier for the department to administer.

C. Sec. 14, Page 13 (AS 28.35.034), replace first sentence with language similar to the following. "A person whose license or permit to operate or drive a motor vehicle has been revoked under the provisions of AS 28.35.031 or AS 28.35.032 shall surrender the license or permit to the law enforcement officer who delivers to him a copy of the suspension or revocation notice. The law enforcement officer shall forward the license, and a copy of the revocation notice, to the department."

Reason for this recommendation is so it doesn't conflict with Sec. 9 and 10, which reflect the law enforcement officer shall seize the person's driver's license. It also specifies what the officer is to do with the license.

D. Sec. 9, Page 7, lines 6 thru 10 (AS 28.35.031(c)), and Sec. 11, Page 10, line 1 thru 5 (AS 28.35.032(b)): "the Department of Public Safety shall revoke or suspend [NOTIFY THE PERSON THAT] the person's license or nonresident privilege to drive or operate a motor vehicle in the state. [IS REVOKED OR SUSPENDED, OR THAT NO ORIGINAL LICENSE OR PERMIT WILL BE ISSUED] The revocation is effective upon expiration of the temporary....."

Reason: Allow the notice given by the law enforcement officer as mentioned in Sec. 9 and 10 suffice for notice, and not require additional notice via mail. This would save mailing costs on approximately 4,000 notices annually at current price of \$1.55 each, plus clerical time to process.

Amendments Proposed (cont')

- E. A section of Title 28 not addressed in this bill, however, is related in some ways, is AS 28.15.221(a). May want to look at amending that section by adding "or another law or ordinance with substantially similar elements if committed in another jurisdiction."

Reason: As presently written an out-of-state violation cannot be included as a violation against an Alaska driver's license, and be counted in the point total. Appears from this bill the intent is to count a DWI conviction in another jurisdiction the same as if it occurred in Alaska. The above change would allow entry of out-of-state DWI, or any other traffic violation, for people who possess an Alaska driver's license, and thus equal treatment for all violations, regardless of where the offense occurred.

1.	POSITION TITLE DOCUMENTS PROCESSING CLERK			RANGE/STEP	BARG. UNIT	FORM 12	PAGE/LINE	GOV.	APPRDV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION JUNEAU	ELECTION DISTRICT	LEC.		
3.	CONTINUATION LEVEL		ADDITION		JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1		2		3					
	PERSONAL SERVICES									
5.	Salary									
6.	Benefits									
7.	Supplemental Benefits									
8.	Fixed Benefits									
9.	TOTAL PERSONAL SERVICES		01	26.6						
10.	Travel			02						
11.	Contractual			03						
12.	Commodities			04						
13.	Equipment			05	1.5					
14.	Other									
15.	TOTAL COST			28.3						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		28.3						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

One Documents Processing Clerk II will be required in Juneau to handle administrative license actions, and related work for individual defendants whose breath results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 2,700 to 3,000 annually, based on 1981 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and chair - \$188.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety

PROGRAM Life & Property Protection

BRU Driver/Vehicle Services

COMPONENT Driver Services

FY 84

Page _____ of _____
Revised Date _____

1.	POSITION TITLE CLERK TYPIST III				RANGE/STEP	BARG. UNIT	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION ANCHORAGE	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE									
	1	2	3							
	PERSONAL SERVICES									
5.	Salary									
6.	Benefits									
7.	Supplemental Benefits									
8.	Fixed Benefits									
9.	TOTAL PERSONAL SERVICES		01		26.6					
10.	Travel		02							
11.	Contractual		03							
12.	Commodities		04							
13.	Equipment		05		2.1					
14.	Other									
15.	TOTAL COST				28.7					
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		28.7						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

One Clerk Typist III in Anchorage is proposed to handle data relating to hearings requested by individuals whose vehicle was impounded. Will send hearings notices to those requesting a hearing, maintain current computer records concerning hearings, and maintain tape file for all hearings. Will type hearing transcripts from tape as required for appeals, and other court action. Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$426; File Cabinet - \$235; and Chair - \$163.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life & Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

FY 84

Page _____ of _____
Revised Date _____

Rec'd 5-19-83

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (SA)
Title: Related to Driving a Motor Vehicle
Sponsor: Rep. Abood
Requestor: Senate State Affairs

II. FISCAL DETAIL

Agency Affected: Public Safety
Program Category Affected: Protection
BRU, Program of Subprogram(s) Affected: Driver Services and AST

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		116.4	148.1	157.0	166.4	176.4
200 TRAVEL		5.3	3.1	3.3	3.5	3.7
300 CONTRACTUAL		51.7	43.2	45.8	48.5	51.4
400 COMMODITIES		.7	.7	.7	.8	.9
500 EQUIPMENT		52.4				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		226.5	195.1	206.8	219.2	232.4
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		226.5	195.1	206.8	219.2	232.4
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		4	4	4	4	4
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not identified by sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove
Division: Administrative Services

Phone: 465-4349
Date: 5-13-83

Approved by Commissioner: *[Signature]*
Department: Public Safety

Date: 5/16/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

Division of Motor Vehicles

FISCAL NOTE DETAIL

SCSCSHB 6 (SA)

Page 1

ASSUMPTIONS:

This fiscal note based on following assumptions: 1) SCSCSHB 6 (State Affairs) will be identical to CS HB 6 (Judiciary) with one exception. That exception being a person whose license is revoked under AS 28.15.165 could ask for an administrative hearing by the department rather than a court review. This includes requests for a limited license following an administrative revocation under AS 28.15.165, however, not in instances where the court takes the license action under AS 28.15.181. I have not seen a draft of the proposed committee substitute as it has not been prepared at the time of this writing; 2) In 1982 there were approximately 4,755 arrests for DWI. Of those who refused to take the breathalyzer test approximately 19% filed appeals in the district court, mostly to request limited driving privileges. The fiscal note is based on the assumption there will be 5,000 arrests for DWI in FY84, of which 99% will receive administrative license action under the proposed law. It is assumed 20% of those will ask for a hearing, mostly to request limited driving privileges; 3) 99% of defendants who take breath test will have .10% or higher results; 4) Effective date is October 1, 1983, with staff coming on board September 1, 1983, for training.

COMMENTS:

The present office space for the Driver Improvement Office in Anchorage, which includes all the hearing officers, will not accommodate any expansion. Therefore, the fiscal note provides for relocation and lease of new space for that section, which is currently within the Division of Motor Vehicles field office in Anchorage. Space can be made available within the Public Safety Building in Fairbanks for the hearing officer requested for that area.

DETAIL:

100 - Personal Services			
1 Driver Improvement Specialist II, Anchorage		34.2	
1 Driver Improvement Specialist II, Fairbanks		39.1	
1 Clerk Typist II, Anchorage		20.9	
1 Document Processing Clerk II, Juneau		22.2	
			116.4
200 - Travel			
210 - Field Travel		2.9	
230 - Training		2.4	
			5.3

300 - Contractural		
310 - Postage	7.9	
320 - Printing	.8	
330 - Lease Space (1,000 sq. ft.)	28.6	
360 - Equipment Rental (One ADIS terminal)	8.0	
380 - Professional Services (New Slides for written tests)	3.8	
382a- DP Chargeback (Program & Maintenance)	2.0	
390 - Tuition	.6	
		51.7
400 - Commodities		
480 - Normal office supplies, including tapes to record hearings.	.7	.7
500 - Equipment		
520 - Video player and monitor to review arresting agency video tapes at time of breath test, or refusal.	1.5	
550 - Office equipment (itemized on Forms 13)	10.9	
		<u>12.4</u>
	SUBTOTAL	186.5

DIVISION OF ALASKA STATE TROOPERS40.0

Analysis: In order to comply with the provisions of this bill that requires the breathalyzer test to be administered at the scene of the incident, \$40,000 will be required to purchase 100 new portable breathalyzer units.

TOTAL	226.5
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1.	POSITION TITLE Driver Improvement Specialist II				RANGE/STEP 16A	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE										
	1		2		3						
	PERSONAL SERVICES										
5.	Salary		30,876								
6.	Benefits		5,422								
7.	Supplemental Benefits		1,893								
8.	Fixed Benefits		2,880								
9.	TOTAL PERSONAL SERVICES		01		41,071						
10.	Travel		02		3,100						
11.	Contractual		03		300						
12.	Commodities		04		100						
13.	Equipment		05		2,969						
14.	Other										
15.	TOTAL COST				47,540						
	RECEIPT CODE				FUNDING SOURCE						
16.					Federal Receipts 1002						
17.					G.F. Match 1003						
18.					General Funds 1004						
19.					I-A Receipts 1005						
20.					Program Receipts 1028						
21.					Other						
				47,540							
FOR B&M USE ONLY											
4A KEY NUMBER											

This position would hold administrative hearings in the Anchorage area under driver license administrative suspension/revocation programs. This would include hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests, and refusals to submit to tests. Considerable time is necessary to properly prepare for each hearing.

Travel is based on two trips to Southeastern annually, two trips to Kodiak annually, and other outlying areas in the Second and Third Judicial Districts as required. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.

Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk \$426; File Cabinet \$235; Chair \$163; and Recording equipment \$900.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

13 REQUEST FOR NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

Page of
Revised Date

FY 84

1.	POSITION TITLE Clerk Typist II				RANGE/STEP 7B	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	TYPE OF EXPENDITURE			AMOUNT							
	1			2			3				
	PERSONAL SERVICES										
5.	Salary			18,120							
6.	Benefits			3,182							
7.	Supplemental Benefits			927							
8.	Fixed Benefits			2,880							
9.	TOTAL PERSONAL SERVICES		01	25,109							
10.	Travel			02							
11.	Contractual			03							
12.	Commodities			04		100					
13.	Equipment			05		2,947					
14.	Other										
15.	TOTAL COST			28,156							
	RECEIPT CODE				FUNDING SOURCE						
16.					Federal Receipts		1002				
17.					G.F. Match		1003				
18.					General Funds		1004		28,156		
19.					I-A Receipts		1005				
20.					Program Receipts		1028				
21.					Other						
FOR B&M USE ONLY											
4A KEY NUMBER _____											

This person would handle necessary paperwork for scheduling hearings, notifying individuals of hearing date, time and location, and keep appropriate records.

Would transcribe hearing records as requested, and prepare certified copies for courts, prosecutors, private attorneys, etc, when necessary. Update computer files reflecting when license action is stayed and/or limited driving privileges granted.

Equipment breakdown for this position is as follows:
 Typewriter - \$1,245; Desk - \$426; File Cabinet - \$235;
 Chair - \$141; Transcriber - \$900.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
 PROGRAM Life and Property Protection
 BRU Driver/Vehicle Services
 COMPONENT Driver Services

FY 84

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 Revised Date _____

1.	POSITION TITLE Document Processing Clerk II			RANGE/STEP 8B	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP
2.	TYPE OF POSITION PPT	STAFF POSITION 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Juneau	ELECTION DISTRICT 4	LEG.	
3.	CONTINUATION LEVEL			ADDITION					
4.	TYPE OF EXPENDITURE			Amount					
	1		2		3				
	PERSONAL SERVICES								
5.	Salary	19,176							
6.	Benefits	3,367							
7.	Supplemental Benefits	1,175							
8.	Fixed Benefits	2,880							
9.	TOTAL PERSONAL SERVICES	01		26,598					
10.	Travel	02							
11.	Contractual	03							
12.	Commodities	04		100					
13.	Equipment	05		1,724					
14.	Other								
15.	TOTAL COST			28,422					
16.	RECEIPT CODE	FUNDING SOURCE							
17.		Federal Receipts 1002							
18.		G.F. Match 1003							
19.		General Funds 1004		28,422					
20.		I-A Receipts 1005							
21.		Program Receipts 1028							
21.		Other							

JUSTIFICATION

One Document Processing Clerk II will be required to handle administrative license actions and related work for individual defendants whose breath test results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 3,500 to 4,000 annually based on 1982 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and Chair - \$188.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

FOR I&M USE ONLY
4A KEY NUMBER _____

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
 PROGRAM Life and Property Protection
 BRU Driver/Vehicle Services
 COMPONENT Driver Services

Page _____ of _____
 Revised Date _____

FY 84

1.	POSITION TITLE Driver Improvement Specialist II				RANGE/STEP 16A	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION	STAFF MONTHS	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Fairbanks	ELECTION DISTRICT 18-21	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary		35,580							
6.	Benefits		6,248							
7.	Supplemental Benefits		2,181							
8.	Fixed Benefits		2,880							
9.	TOTAL PERSONAL SERVICES		01		46,889					
10.	Travel		02		2,200					
11.	Contractual		03		300					
12.	Commodities		04		100					
13.	Equipment		05		3,269					
14.	Other									
15.	TOTAL COST				52,758					
	RECEIPT CODE				FUNDING SOURCE					
16.					Federal Receipts 1002					
17.					G.F. Match 1003					
18.					General Funds 1004					
19.					I-A Receipts 1005					
20.					Program Receipts 1028					
21.					Other					
FOR B&M USE ONLY										
4A KEY NUMBER _____										

This position would hold all administrative hearings for the department in Fairbanks and outlying areas in the Fourth Judicial District. This includes hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests and refusals to submit to tests. Considerable time is necessary to prepare for each hearing.

Travel is based on 10 days per diem, and transportation costs within Fourth Judicial District. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.

Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$646; File Cabinet - \$291; Chair - \$187; and Recording equipment - \$900.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
 PROGRAM Life and Property Protection
 BRU Driver/Vehicle Services
 COMPONENT Driver Services

FY 84

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 Revised Date _____

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (S.A.)
Title: Act relating to driving a m.v.
Sponsor: Judiciary Committee
Requestor: Finance Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
Program Category Affected: Justice
BRU, Program of Subprogram(s) Affected: Adult Confinement

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES				419.7	444.9	471.6
200 TRAVEL		2.0	2.1	2.2	2.4	2.5
300 CONTRACTUAL		39.6	42.0	76.7	81.3	86.2
400 COMMODITIES		68.6	72.7	80.7	85.6	90.7
500 EQUIPMENT		-	-	4.5	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		6.9	7.3	7.7	8.2	8.7
TOTAL OPERATING	-0-	117.1	124.1	591.5	622.4	659.7
CAPITAL	-0-	2,860.0	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	2,977.1	124.1	591.5	622.4	659.7
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME	-0-	-0-	-0-	9	9	9
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The source of funds to offset the fiscal impact of this bill has not been identified by the sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Roger C. Lange *Roger C. Lange* Phone: 465-3376
Division: Adult Corrections Date: May 17, 1983
Approved by Commissioner: Richard J. ... Date: 18 May 83
Department: Health & Social Services

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

IV. ANALYSIS:

A. Assumptions

1. Bed Impact

The passage of this bill will result in the need for 22 additional minimum security beds within the Alaska correctional system. The sections of the bill which affect increased inmate population projections are:

a. Section 11

Statistics furnished by the Department of Public Safety show 181 persons were convicted in 1982 for driving with a suspended or revoked license where the original offense resulting in the loss of license was driving while intoxicated (DWI) or implied consent (refusal to take a breathalyzer test). For purposes of this fiscal note, that number was used for calculating the increased person days of incarceration resulting from increased sentences to 30 or 90 days. It was assumed that 80% of the offenders would have been convicted only once in the previous 15 years and 20% convicted more than once in the previous 15 years.

The following calculations also consider that the offender would have been given a minimum sentence of 10 days previously, and it is assumed that every offender will earn all good time for which they are eligible. Therefore, 145 offenders would serve an additional 15 days and 36 offenders would serve an additional 60 days. This results in the need for an additional 11.88 beds.

b. Section 13

This section of the bill increases the minimum sentence for second time drunk drivers from 10 days to 20 days and third and subsequent time drunk drivers from 10 days to 30 days. It is estimated that would be 450 repeat offenders affected by this legislation, 425 second offenders and 25 third offenders. The additional sentence length to be served, assuming all good time will be earned is 12 days for second time offenders and 20 days for third offenders. This increased sentence length results in the need for 9 additional minimum security beds.

c. Section 16

This section provides new penalties for refusal to take a chemical test similar to the sentences to be imposed for driving while intoxicated. Statistical data for this offense was not available. Therefore, it was assumed that 20 individuals would be convicted with one

prior and 7 individuals would be convicted with 2 or more prior offenses. This would result in the need for 1.1 additional beds.

- d. The summary of a, b, and c above is 21.98 beds, which were rounded to 22 beds.
2. All persons convicted would receive the minimum sentence and all persons would earn all good time for which they would be eligible.
3. Inflation of 6% per year was used for the entire period of the fiscal note.
4. The new beds would not be available for occupancy until July 1, 1985. This will result in further overcrowding of the existing facilities for two years.
5. One additional position is needed for every 2.5 prison beds. Therefore, 9 correctional officers are needed to provide the security and supervision of the inmates. These positions would be requested for FY 86.

B. Program Summary:

1. Positions

- 1 - Correctional Officer III
- 8 - Correctional Officer II's

These positions are needed to provide for the security of the institution where the beds will be constructed and for the supervision of the additional 22 persons (full-time equivalents) within the Alaska corrections system.

2. Other Expenditures

The fiscal impact will be experienced as soon as the bill becomes law. Therefore, the incremental costs directly related to inmate care are identified in FY 84. Position costs and costs related to building operations are not included until FY 86.

- a. Travel - \$2000. Inmate transportation to point of arrest when released from custody.
- b. Contractual - \$39,600. Medical expenses for 22 full-time equivalent inmates at \$1800 per inmate per year.
- c. Commodities - \$68,600. Food, clothing, bedding, etc. for 8,085 inmate days at \$8.48 per day.
- d. Grants - \$6,900. Inmate gratuities paid for persons working in the kitchen, or janitorial/maintenance crews, etc.

e. Capital Expenditures

22 beds @ \$130,000 per bed = \$2,860,000

D. Economic Impact:

Passage of this bill should not significantly impact the State's economy.

E. Impact on Local Governments:

There would be no fiscal impact on local governments unless they changed local ordinances related to DWI to include the same penalties contained in this bill. The fiscal impact would occur for local government units who contract with the State for the care of prisoners for local offenses.

1.	POSITION TITLE Correctional Officer II (8)			RANGE/STEP 13/B	BARG. UNIT G	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 96	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	LEG.	

3.	CONTINUATION LEVEL	ADDITION	
4.	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
	PERSONAL SERVICES		
5.	Salary	223,608	OT 26,968
6.	Benefits	69,167	Shift Diff. 8,088
7.	Supplemental Benefits	15,857	
8.	Fixed Benefits	25,888	
9.	TOTAL PERSONAL SERVICES	01	369,576
10.	Travel	02	
11.	Contractual	03	
12.	Commodities	04	1,600
13.	Equipment	05	4,000
14.	Other		
15.	TOTAL COST		375,176

JUSTIFICATION

These positions will provide security coverage for the minimum security beds resulting from enactment of CS for House Bill No. 6 (Judiciary).

Single position costs:

Salary	\$27,951
Overtime	3,371
Shift Diff.	1,011
Benefits	13,864
	\$46,197

	RECEIPT CODE	FUNDING SOURCE	
16.		Federal Receipts 1002	
17.		G.F. Match 1003	
18.		General Funds 1004	375,176
19.		I-A Receipts 1005	
20.		Program Receipts 1028	
21.		Other	

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4A KEY NUMBER _____

13 REQUEST FOR
NEW POSITION

AGENCY Corrections
Offender Confinement, Reformation,
& Supervision
PROGRAM _____
BRU Adult Confinement
COMPONENT _____

FY 84

Page _____ of _____
Revised Date _____

1.	POSITION TITLE Correctional Officer III				RANGE/STEP 15/A	BARG. UNIT G	FORM 12 PAGE/LINE	COV.	APPROV.	DIS/SP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL	<input checked="" type="checkbox"/> ADDITION			JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	30,944	OT \$ 3371							
6.	Benefits	9,446	Shift Diff. \$ 1011							
7.	Supplemental Benefits	2,165								
8.	Fixed Benefits	3,236								
9.	TOTAL PERSONAL SERVICES	01	50,173							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	200							
13.	Equipment	05	500							
14.	Other									
15.	TOTAL COST		50,873							
RECEIPT CODE FUNDING SOURCE										
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004								50,873
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY 4A KEY NUMBER _____										

These positions will provide supervision of security staff for the new minimum security beds resulting from the passage of CS for House Bill No. 6 (Judiciary).

Single position costs:

Salary	\$ 30,944
Overtime	3,371
Shift Diff.	1,011
Benefits	14,847
	\$ 50,173

13 REQUEST FOR
NEW POSITION

AGENCY Corrections
Offender Confinement, Reformation,
PROGRAM & Supervision

BRU Adult Confinement

COMPONENT _____

FY 84

Page _____ of _____

Revised Date _____

STATE OF ALASKA
FISCAL NOTE

Revision Date , 1983

Rec'd 5-19-83

I. REQUEST

Bill/Resolution No.: SCSCSHB6
 Title: "Driving a Motor Vehicle"
 Sponsor: Senator Fischer
 Requestor: State Affairs

II. FISCAL DETAIL

Agency Affected: Dept. of Administra
 Program Category Affected: Public Defen
 BRU, Program of Subprogram(s) Affected
Third District, Fourth District

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		177.2	187.8	199.1	211.0	223.7
200 TRAVEL						
300 CONTRACTUAL		15.0	15.9	16.9	17.9	19.0
400 COMMODITIES		4.5	4.8	5.1	5.4	5.7
500 EQUIPMENT		6.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		202.7	208.5	222.4	234.3	248.4
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	202.7	208.5	222.4	234.3	248.4
FEDERAL FUNDS					
OTHER (Specify Source)					

POSITIONS:

FULL-TIME	3.0	3.0	3.0	3.0	3.0
PART-TIME					
TEMPORARY					

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

CAPITAL FUND

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Bob Stokoy, Admin. Officer Phone: 279-7541
 Division: Data Unit, Public Defender Date: May 16, 1983
 Approved by Commissioner: W. Ruid Date: May 16, 1983
 Department: Administration

Distribution:

Original to Legislative Finance
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ANALYSIS OF SCSCSHB 6

There are several provisions within this bill which will require a substantial increase in the attorney time necessary to handle DWI and refusal of breathalyzer cases.

First, the increase in mandatory minimum penalties for second and subsequent offenders to 20 and 30 days respectively, as well as the increase in fines, will mean that a much higher number of defendants will exercise their right to a jury trial. Preparation for jury trial requires extensive interviews with the client and prospective witnesses, and the court time for the case is greatly increased, since a DWI change of plea in court may take 15 minutes while a jury trial in such a case usually last 1 - 2 days. We handle a high volume of not only State prosecuted DWI's but Municipally prosecuted DWI's as well. This increase in attorney time necessary for handling each drunk-driving case, given our already staggering misdemeanor case-loads, will require two additional attorneys for the Anchorage office and one for the Fairbanks office.

Second, an increase in mandatory minimum penalties to 30 or 90 days for a conviction of driving with a suspended license where the offender has a prior history of DWI will greatly increase the number of jury trials which this office is required to handle.

Third, provisions in the statute which allow a police officer upon probable cause to seize the defendant's driver's license or impound his vehicle for a substantial period of time at the time of arrest will also require increased attorney time, due to the defendant's right to schedule a hearing within a short time to obtain return of his license or vehicle. Although the defendant may not have a right to an attorney to handle the hearing which he initiates to have his car or license returned, he will need an attorney's assistance at that hearing to the extent that it impacts his criminal case. Because anything that the defendant might say at that hearing regarding the facts of his case could be used against him at the subsequent criminal trial, he would need the assistance of counsel at that hearing. The attorney would have to obtain the immunity which would be due the client under the Alaska Supreme Court decision of McCracken v. Corey, as well as limit the scope of cross-examination at the hearing.

Because of the volume of DWI cases handled by this agency and the substantially increased attorney time necessary to comply with the provisions of the Statute, two additional attorneys for Anchorage and one for Fairbanks are requested.

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB6
 Title "An Act relating to driving a motor vehicle."
 Requested by Representative Abood Date 1/14/83

II. FISCAL DETAIL

Agency Affected Department of Law
 Program Category Affected Legal Services
 BRU, Program, Or Subprogram(s) Affected Legal Services Operations
 (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 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		337.8	364.4	386.3		

FUNDING (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND		337.8	364.4	386.3		
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL TIME						
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 raising the mandatory minimum sentences which must be imposed upon conviction for driving while intoxicated or refusal to take a breath test. There is the distinct possibility that the number of guilty pleas for Driving While Intoxicated or Refusal to Take a Breath Test will decrease due to the generally more severe penalties specified. With the corresponding increase in trials, a need for additional prosecuting attorney positions may arise. While this possibility is speculative, and consequently no additional prosecution positions have been requested at this time, any legislative action diminishing the resources available to the department in FY 84, 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 January 24, 1983 PREPARED BY Richard I. Pegues, Dir. Adm. Svcs. Div.

AGENCY Department of Law

Original: Legislative Finance PHONE 465-3672

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

33-001 (Rev. 12/82)

Office of Management and Budget
 Reviewed by: Nike Maher, Program Budget Analyst
 Division of Budget Review:

HB6

FISCAL NOTE

NB 6

Page 2

The bill also authorizes the impoundment or forfeiture of motor vehicles driven by persons arrested for driving while intoxicated. If an impoundment or forfeiture is contested by the vehicle owner, or by someone who has financial interest in the vehicle, a court hearing must be held. It is anticipated that many of these hearings will involve representatives from banks or financing companies who retain a financial interest in the vehicle. The hearings would create a substantial additional workload for Department of Law civil attorneys, and will require an increase in the number of attorneys and support staff in the larger offices.

A fiscal impact statement from the Department of Health and Social Services, Division of Corrections should also be sought, as the additional days in jail which a person would be required to serve after conviction under the bill will probably increase the number of beds in correctional institutions which are permanently filled by D.W.I. convictees and thus unavailable for other offenders.

POSITION PAPER

House Bill No. 6

"An Act relating to driving a motor vehicle."

House Bill No. 6 amends existing state law by increasing the length of sentence for first offense of driving with license suspended from 10 days to 14 days; second offense of operating a motor vehicle while intoxicated from 10 days to 20 days; third offense of operating a motor vehicle while intoxicated from 10 days to 30 days. It is estimated that the net effect of increasing the penalties for the specified offenses would increase the prison population by nine beds.

This bill would not significantly affect program objectives of the Division of Adult Corrections; however, it would have fiscal impact.

Recommended by: *Roger V. Endell*
for Roger V. Endell, Director
Division of Adult Corrections

Date: 2/8/83

Approved by: *Robert London Smith*
Robert London Smith, Ph.D.
Commissioner

Date: 2/9/83

STATE OF ALASKA
PRELIMINARY STATEMENT OF FISCAL IMPACT

Bill No: House Bill No. 6 Date on Bill: January 17, 1983
 Title: "An Act relating to driving a motor vehicle."
 Sponsor: Abood, Furnace, Lindauer, Cowdery, and Szymanski
 Requestor: State Officers

1. Estimated fiscal impacts on:

a. Expenditures:

(Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
Capital		1170.0				
Operating		56.7	59.9	63.4		
Total		1226.7	59.9	63.4		

b. Revenues:

Revenue		-0-	-0-	-0-		
---------	--	-----	-----	-----	--	--

2. Source of funds to offset fiscal impact of bill:

The funding source to implement this bill, if enacted, has not been identified by the author of the bill.

3. Assumptions:

The impact of HB 6 upon the Division of Adult Corrections would be additional bed space for 9 full time equivalent inmates in minimum custody status. These beds would cost \$130,000 per bed to construct for a total of \$1,170,000.

Costs for inmates food, clothing, etc., for the 3,285 person days were computed by taking current costs with a 6% per year inflation factor. Present costs are \$8/day for food and clothing and \$7.69/day for medical and counseling. As these inmates would have minimum custody classification, they would be utilized in institutional jobs such as clearing, food service, etc., for which they would be reimbursed.

4. Disclaimer:

This statement has not been reviewed by the OMB in the Office of the Governor. It does not represent the policy of the Sheffield Administration or the final estimate of fiscal impact.

Prepared By: Roger C. Lange *Roger C. Lange* Phone: 465-3376
 Division: Division of Adult Corrections Date: Jan. 31, 1983

Approved by Commissioner: Robert Gordon Smith, Ph.D. *Robert Gordon Smith* Date: 2/15/83
 Department: Health & Social Services

5. Distribution:

- Original to Legislative Finance
- Copy to OMB
- Copy to Sponsor
- Copy to Requestor

STATE OF ALASKA
PRELIMINARY STATEMENT OF FISCAL IMPACT

Bill No: HB 6 Date on Bill: January 17, 1983
 Title: An Act Relating to Driving a Motor Vehicle
 Sponsor: Abood, Furnace, Lindauer, Cowdery and Saymanski
 Requestor: House State Affairs

1. Estimated fiscal impacts on:

a. Expenditures:

(Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86
Capital				
Operating		147.3	147.6	156.4
Total		147.3	147.6	156.4

b. Revenues:

Revenue				
---------	--	--	--	--

2. Source of funds to offset fiscal impact of bill:

3. Assumptions:

- 1) Arresting agencies will handle costs of impound and storage if vehicle released under AS 28.35.036(c) or (d);
- 2) Alaska Court System will handle "Revenue" fiscal note covering fines and vehicle forfeitures;
- 3) Hearing officer will cover areas outside Anchorage and Fairbanks quarterly;
- 4) 96% of defendants who take breath test will have .10% or higher;
- 5) For 25% of impounds an individual will ask for a hearing; and
- 6) Effective date is July 1983.

4. Disclaimer:

This statement has not been reviewed by the OMB in the Office of the Governor. It therefore does not represent the final estimate of fiscal impact.

Prepared By: Michael Orellove Phone: 465-4349
 Division: Administrative Services Date: January 18, 1983

Approved by Commissioner: *[Signature]* Date: 2/25/83
 Department: Public Safety

5. Distribution:

- Original to Legislative Finance
- Copy to OMB
- Copy to Sponsor
- Copy to Requestor

2/15/83

FISCAL NOTE DETAIL
BILL NO. HB 6

EXPENDITURES		FY 83	FY 84	FY 85	FY 86
100	Personal Services				
200	Travel				
300	Contractual		147.3	147.6	156.4
400	Commodities				
500	Equipment				
600	Land & Structures				
700	Grants, Claims, etc.				
800	Miscellaneous				
TOTAL			147.3	147.6	156.4
FUNDING					
General Fund			147.3	147.6	156.4
Federal Funds					
Program Receipts					
Inter-Agency Receipts					
Other					
POSITIONS					
Full Time					
Part Time/Seasonal					
Non-Perm					
Months					

ANALYSIS:

Alaska State Troopers:

The only impact that is anticipated from this bill relates to costs that will be incurred when vehicles are impounded under Sec. 28.35.036. We have estimated that one thousand vehicles will be impounded, of which five hundred will require towing and storage fees to be paid by the Department due to the person driving the vehicle not being the owner and operating the vehicle without the owner's consent, driver not being charged within the prescribed period, dismissed charge or where the driver is acquitted of the charge. Wrecker fees are estimated at \$80.00 per occurrence and a \$5.00 per day storage fee for fifteen days required. Inflation is estimated at 6% for each year after FY 84. No increase in personnel is anticipated.

FY 84 \$77.5 FY 85 \$82.2 FY 86 \$87.1

Division of Motor Vehicles-Drivers Services:

All license actions for .10% or higher will be in addition to present workload. The increase in license actions in turn increases the number of certified copies to be prepared for prosecutors, courts, etc; number of SR-22 (insurance) filings, etc. All actions, and computer entries, must be on a current basis, or law will lose its effectiveness. Will also increase the number of administrative hearings for those defendants and/or owners whose vehicles are impounded.

FY 84 \$69.8 FY 85 \$65.4 FY 86 \$69.3

H 3.A.
RECEIVED

FEB 7 1983

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

LEGISLATIVE FINANCE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 6
Title An act relating to driving a motor vehicle
Requested by Abood Date 1/17/83

II. FISCAL DETAIL

Agency Affected Division of Insurance
Program Category Affected Public Protection
BRU, Program, Or Subprogram(s) Affected Division of Insurance
(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 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		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 January 25, 1983

PREPARED BY Kenneth C. Moore, Div of Insurance
AGENCY Commerce & Economic Development

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

PHONE 465-2515

STATE OF ALASKA
FISCAL NOTE

Revision Date 6/6, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB6
 Title: "Driving a Motor Vehicle"
 Sponsor: Senator Fischer
 Requestor: Senate Judiciary

II. FISCAL DETAIL

Agency Affected: Dept. of Admin.
 Program Category Affected: Public Defen
 BRU, Program of Subprogram(s) Affected:
 Third District, Fourth District

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		177.2	187.8	199.1	211.0	223.7
200 TRAVEL						
300 CONTRACTUAL		15.0	15.9	16.9	17.9	19.0
400 COMMODITIES		4.5	4.8	5.1	5.4	5.7
500 EQUIPMENT		6.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		202.7	208.5	222.4	234.3	248.4
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	202.7	208.5	222.4	234.3	248.4
FEDERAL FUNDS					
OTHER (Specify Source)					

POSITIONS:

FULL-TIME	3.0	3.0	3.0	3.0	3.0
PART-TIME					
TEMPORARY					

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Bob Stokes, Admin. Officer Phone: 279.7541
 Division: Dana Fabe, Public Defender *N/A* Date: June 6, 1983
 Approved by Commissioner: Lisa Rudd *LJR* Date: 6/6/83
 Department: Administration

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
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ANALYSIS OF SCSCSHB 6

There are several provisions within this bill which will require a substantial increase in the attorney time necessary to handle DWI and refusal of breathalyzer cases.

First, the increase in mandatory minimum penalties for second and subsequent offenders to 20 and 30 days respectively, as well as the increase in fines, will mean that a much higher number of defendants will exercise their right to a jury trial. Preparation for jury trial requires extensive interviews with the client and prospective witnesses, and the court time for the case is greatly increased, since a DWI change of plea in court may take 15 minutes while a jury trial in such a case usually last 1 - 2 days. We handle a high volume of not only State prosecuted DWI's but Municipally prosecuted DWI's as well. This increase in attorney time necessary for handling each drunk-driving case, given our already staggering misdemeanor case-loads, will require two additional attorneys for the Anchorage office and one for the Fairbanks office.

Second, an increase in mandatory minimum penalties to 30 or 90 days for a conviction of driving with a suspended license where the offender has a prior history of DWI will greatly increase the number of jury trials which this office is required to handle.

Third, provisions in the statute which allow a police officer upon probable cause to seize the defendant's driver's license or impound his vehicle for a substantial period of time at the time of arrest will also require increased attorney time, due to the defendant's right to schedule a hearing within a short time to obtain return of his license or vehicle. Although the defendant may not have a right to an attorney to handle the hearing which he initiates to have his car or license returned, he will need an attorney's assistance at that hearing to the extent that it impacts his criminal case. Because anything that the defendant might say at that hearing regarding the facts of his case could be used against him at the subsequent criminal trial, he would need the assistance of counsel at that hearing. The attorney would have to obtain the immunity which would be due the client under the Alaska Supreme Court decision of McCracken v. Corey, as well as limit the scope of cross-examination at the hearing.

Because of the volume of DWI cases handled by this agency and the substantially increased attorney time necessary to comply with the provisions of the Statute, two additional attorneys for Anchorage and one for Fairbanks are requested.

Rec'd 6/19/83

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (Jud)
Title: Act relating to driving a motor vehicle
Sponsor: Rep. Abood
Requestor: Senate Finance

II. FISCAL DETAIL

Agency Affected: Public Safety
Program Category Affected: Life & Prop Prot
BRU, Program of Subprogram(s) Affected: Driver/Vehicle Services and AST

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		22.2	28.2	29.9	31.7	33.6
200 TRAVEL		-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL		9.0	7.1	7.5	7.9	8.3
400 COMMODITIES		.2	.2	.2	.2	.3
500 EQUIPMENT		41.7	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		73.1	35.5	37.6	39.8	42.2

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		73.1	35.5	37.6	39.8	42.2
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		1	1	1	1	1
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not identified by sponsor

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove
Division: Administrative Services

Phone: 465-4349
Date: 6-6-83

Approved by Commissioner: [Signature]
Department: Public Safety

Date: 6/5/83

Distribution:

- Original to Legislative Finance
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- Copy to Requestor (if different from Sponsor)

3/8/83

7440

FISCAL NOTE DETAIL

SCSCSHB6 (Judiciary)

Division of Motor Vehicles

ANALYSIS:

Personal Services and Equipment breakdown is contained on attached Form 13 - Request for New Position.

\$4,300 of first year contractual is for new testing material and forms, and \$4,700 is for postage (all license actions must be sent via certified mail). Remaining years contractual is for postage and printing only.

ASSUMPTIONS:

- 1) 99% of defendants who take breath test will have .10% or higher;
- 2) Effective date is October 1, 1983, with new position coming on board September 1, 1983, for training.
- 3) Reviews are handled by the Alaska Court System rather than the department.

COMMENTS:

Section 17 and Section 18 of this bill should be eliminated. The statute numbers referred to in these two sections are repealed under Section 24 of the bill, and the topics are addressed in Section 3.

Division of Alaska State Troopers

ANALYSIS:

In order to comply with the provisions of this bill allowing for breathalyzer tests to be administered at the scene of the incident, \$40,000 will be required to purchase 100 new portable breathalyzer units.

1.	POSITION TITLE Document Processing Clerk II				RANGE/STEP 8B	BARC. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Juneau	ELECTION DISTRICT 4	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				<p>One Document Processing Clerk II will be required to handle administrative license actions and related work for individual defendants whose breath test results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 3,500 to 4,000 annually based on 1982 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and Chair - \$188.</p> <p>This form prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>					
	PERSONAL SERVICES			AMOUNT						
	1	2	3							
5.	Salary	19,176								
6.	Benefits	3,367								
7.	Supplemental Benefits	1,175								
8.	Fixed Benefits	2,880								
9.	TOTAL PERSONAL SERVICES	01	26,598							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	100							
13.	Equipment	05	1,724							
14.	Other									
15.	TOTAL COST		28,422							
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts	1002							
17.		G.F. Match	1003							
18.		General Funds	1004	28,422						
19.		I-A Receipts	1005							
20.		Program Receipts	1028							
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

FY 84

Page of
Revised Date

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (FINANCE)
 Title: ..relating to driving a motor vehicle
 Sponsor: Abood
 Requestor: Senate Finance

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Protection & BRU, Program of Subprogram(s) Affected: Driver Services and AST Det. Justice & CIB

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		116.4	148.1	157.0	166.4	176.4
200 TRAVEL		5.3	3.1	3.3	3.5	3.7
300 CONTRACTUAL		51.7	43.2	45.8	48.5	51.4
400 COMMODITIES		.7	.7	.7	.8	.9
500 EQUIPMENT		52.4				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		226.5	195.1	206.8	219.2	232.4
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		226.5	195.1	206.8	219.2	232.4
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		4	4	4	4	4
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not identified by sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove
 Division: Administrative Services

Phone: 465-4349
 Date: 6-16-83

Approved by Commissioner: *Robert J. Ober*
 Department: Public Safety

Date: 6/16/83

Distribution:

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Division of Motor Vehicles

FISCAL NOTE DETAIL

SCSCSHB 6 (Finance)

Page 1

COMMENTS:

Under present law the department does not handle any reviews or hearings when administrative license action is taken for refusal to take a breath test. Therefore, the department currently does not have the staff to conduct the administrative reviews required in this bill. Three of the four positions requested are to handle the administrative review portion. Without the requested positions the reviews could not be conducted.

The present office space for the Driver Improvement Office in Anchorage, which will include two of the positions requested, will not accommodate any expansion. Therefore, the fiscal note provides for relocation and lease of new space for that section, which is currently within the Division of Motor Vehicles field office in Anchorage. Space can be made available within the Public Safety Building in Fairbanks for the hearing officer requested for that area. We currently have no hearing officers in Fairbanks.

ASSUMPTIONS:

This fiscal note is based on the following assumptions: 1) In 1982 there were approximately 4,755 arrests for DWI. Of those who refused to take the breathalyzer test approximately 19% filed appeals in the district court, mostly to request limited driving privileges. The fiscal note is based on the assumption there will be 5,000 arrests for DWI in FY84, of which 99% will receive administrative license action under the proposed law. It is assumed 20% of those will ask for a hearing, mostly to request limited driving privileges; 2) 99% of defendants who take breath test will have .10% or higher results; 3) Effective date is October 1, 1983, with staff coming on board September 1, 1983, for training.

DETAIL:

100 - Personal Services		
1 Driver Improvement Specialist II, Anchorage	34.2	
1 Driver Improvement Specialist II, Fairbanks	39.1	
1 Clerk Typist II, Anchorage	20.9	
1 Document Processing Clerk II, Juneau	22.2	
		116.4
200 - Travel		
210 - Field Travel	2.9	
230 - Training	2.4	5.3
300 - Contractual		
310 - Postage	7.9	
320 - Printing	.8	
330 - Lease Space (1,000 sq. ft.)	28.6	
360 - Equipment Rental (One AJIS terminal)	8.0	
380 - Professional Services (New slides for written tests)	3.8	

300 - Contractual (cont')			
382a- DP Chargeback (Program & Maintenance		2.0	
390 - Tuition		.6	51.7
400 - Commodities			
480 - Normal office supplies, including tapes to			
record hearings.		.7	.7
500 - Equipment			
520 - Video player and monitor to review arresting			
agency video tapes at time of breath test, or			
refusal.		1.5	
550 - Office equipment (itemized on Forms 13)		10.9	
			12.4
		SUBTOTAL	186.5

DIVISION OF ALASKA STATE TROOPERS

40.0

Analysis: In order to comply with the provisions of this bill that requires the breathalyzer test to be administered at the scene of the incident, \$40,000 will be required to purchase 100 new portable breathalyzer units.

TOTAL 226.5

1.	POSITION TITLE Driver Improvement Specialist II			RANGE/STEP 16A	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.	
3.	CONTINUATION LEVEL			ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT	<p>This position would hold administrative hearings in the Anchorage area under driver license administrative suspension/revocation programs. This would include hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests, and refusals to submit to tests. Considerable time is necessary to properly prepare for each hearing.</p> <p>Travel is based on two trips to Southeastern annually, two trips to Kodiak annually, and other outlying areas in the Second and Third Judicial Districts as required. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.</p> <p>Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk \$426; File Cabinet \$235; Chair \$163; and Recording equipment \$900.</p> <p>Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>				
	1	2	3						
	PERSONAL SERVICES								
5.	Salary	30,876							
6.	Benefits	5,422							
7.	Supplemental Benefits	1,893							
8.	Fixed Benefits	2,880							
9.	TOTAL PERSONAL SERVICES	01	41,071						
10.	Travel	02	3,100						
11.	Contractual	03	300						
12.	Commodities	04	100						
13.	Equipment	05	2,969						
14.	Other								
15.	TOTAL COST		47,540						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts	1002						
17.		G.F. Match	1003						
18.		General Funds	1004	47,540					
19.		I-A Receipts	1005						
20.		Program Receipts	1028						
21.		Other							
FOR B&M USE ONLY									
4A KEY NUMBER									

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Driver Services

Page of

Revised Date

FY 84

1.	POSITION TITLE Clerk Typist II				RANGE/STEP 7B	BARG. UNIT GG	FORM 12 PAGE/LINE	COV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PPT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT	<p>This person would handle necessary paperwork for scheduling hearings, notifying individuals of hearing date, time and location, and keep appropriate records.</p> <p>Would transcribe hearing records as requested, and prepare certified copies for courts, prosecutors, private attorneys, etc, when necessary. Update computer files reflecting when license action is stayed and/or limited driving privileges granted.</p> <p>Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$426; File Cabinet - \$235; Chair - \$141; Transcriber - \$900.</p> <p>Prepared showing full year costs, Only ten month cost reflected on fiscal note for FY84.</p>					
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	18,120								
6.	Benefits	3,182								
7.	Supplemental Benefits	927								
8.	Fixed Benefits	2,880								
9.	TOTAL PERSONAL SERVICES	01	25,109							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	100							
13.	Equipment	05	2,947							
14.	Other									
15.	TOTAL COST		28,156							
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts	1002							
17.		G.F. Match	1003							
18.		General Funds	1004	28,156						
19.		I-A Receipts	1005							
20.		Program Receipts	1028							
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER										

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

Page of
Revised Date

FY 84

1.	POSITION TITLE Document Processing Clerk II				RANGE/STEP BB	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAP
2.	TYPE OF POSITION PFT	STAFF GRADE 12	RP NUMBER	PCN NUMBER	DRU PRIORITY	LOCATION Juneau	ELECTION DISTRICT 4	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	ADDITION				<p>One Document Processing Clerk II will be required to handle administrative license actions and related work for individual defendants whose breath test results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 3,500 to 4,000 annually based on 1982 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and Chair - \$188.</p> <p>Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>					
4.	TYPE OF EXPENDITURE									
	1	2	3							
	PERSONAL SERVICES									
5.	Salary	19,176								
6.	Benefits	3,367								
7.	Supplemental Benefits	1,175								
8.	Fixed Benefits	2,880								
9.	TOTAL PERSONAL SERVICES	01	26,598							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	100							
13.	Equipment	05	1,724							
14.	Other									
15.	TOTAL COST		28,422							
16.	RECEIPT CODE	FUNDING SOURCE								
17.		Federal Receipts	1002							
18.		G.F. Match	1003							
19.		General Funds	1004	28,422						
20.		I-A Receipts	1005							
21.		Program Receipts	1028							
21.		Other								
FOR R&M USE ONLY										
4A KEY NUMBER _____										

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
DRU Driver/Vehicle Services
COMPONENT Driver Services

Page _____ of _____
Revised Date _____

FY 84

1.	POSITION TITLE Driver Improvement Specialist II			RANGE/STEP 16A	BARC. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION	STAFF MONTHS	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Fairbanks	ELECTION DISTRICT 18-21	LEG.	
3.	CONTINUATION LEVEL			ADDITION	JUSTIFICATION				
4.	TYPE OF EXPENDITURE			AMOUNT	<p>This position would hold all administrative hearings for the department in Fairbanks and outlying areas in the Fourth Judicial District. This includes hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests and refusals to submit to tests. Considerable time is necessary to prepare for each hearing.</p> <p>Travel is based on 10 days per diem, and transportation costs within Fourth Judicial District. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.</p> <p>Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$646; File Cabinet - \$291; Chair - \$187; and Recording equipment - \$900.</p> <p>Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>				
	1	2	3						
	PERSONAL SERVICES								
5.	Salary	35,580							
6.	Benefits	6,248							
7.	Supplemental Benefits	2,181							
8.	Fixed Benefits	2,880							
9.	TOTAL PERSONAL SERVICES	01	46,889						
10.	Travel	02	2,200						
11.	Contractual	03	300						
12.	Commodities	04	100						
13.	Equipment	05	3,269						
14.	Other								
15.	TOTAL COST		52,758						
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts 1002							
17.		G.F. Match 1003							
18.		General Funds 1004		52,758					
19.		I-A Receipts 1005							
20.		Program Receipts 1028							
21.		Other							
FOR B&M USE ONLY									
4A KEY NUMBER _____									

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

Page _____ of _____
Revised Date _____

FY 84

Recd 6/13/83

POSITION PAPER

SCSCS for House Bill No. 6 (Judiciary)

"An Act relating to driving a motor vehicle."

House Bill No. 6 amended would increase the penalties for alcohol related driving offenses. Specifically:

Section 11 AS 28.15.291 sets the penalty for first offense driving with a suspended license as the result of a conviction of driving a motor vehicle while intoxicated at 30 days. The penalty for second or third offense driving with a suspended license as the result of a conviction of driving a motor vehicle while intoxicated would be 90 days.

Section 14 AS 28.35.030 (c) raises the penalty for second offense operating a motor vehicle while intoxicated to 20 consecutive days. The penalty for a third conviction would be raised to 30 consecutive days.

Section 20 AS 28.35.032 (g) sets the penalty for second offense of refusing to submit to chemical test at 20 days; third offense 30 days.

If CS for House Bill No. 6 is enacted, the increases in penalties set out in Sections 11, 14, and 20 would result in the need for 22 additional minimum security beds.

Recommended by:

Walter B. Endell for
Roger V. Endell, Director
Division of Adult Corrections

Date:

June 7, 1983

Approved by:

Robert London Smith
Robert London Smith, Ph.D.
Commissioner

Date:

6/9/83

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (Jud.)
 Title: Act relating to driving a m.v.
 Sponsor: Judiciary Committee
 Requestor: Finance Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
 Program Category Affected: Justice
 BRU, Program of Subprogram(s) Affected: Adult Confinement

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES				419.7	444.9	471.6
200 TRAVEL		2.0	2.1	2.2	2.4	2.5
300 CONTRACTUAL		39.6	42.0	76.7	81.3	86.2
400 COMMODITIES		68.6	72.7	80.7	85.6	90.7
500 EQUIPMENT		-	-	4.5	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		6.9	7.3	7.7	8.2	8.7
TOTAL OPERATING	-0-	117.1	124.1	591.5	622.4	659.7
CAPITAL	-0-	2,860.0	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	2,977.1	124.1	591.5	622.4	659.7
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME	-0-	-0-	-0-	9	9	9
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The source of funds to offset the fiscal impact of this bill has not been identified by the sponsor

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Roger C. Lange *William C. Lange* Phone: 465-3376
 Division: Adult Corrections Date: June 7, 1983
 Approved by Commissioner: Robert Gordon Smith, Ph.D. Date: 6/9/83
 Department: Health & Social Services

Distribution:

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- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

3/8/83

IV. ANALYSIS:

A. Assumptions

1. Bed Impact

The passage of this bill will result in the need for 22 additional minimum security beds within the Alaska correctional system. The sections of the bill which affect increased inmate population projections are:

a. Section 11

Statistics furnished by the Department of Public Safety show 181 persons were convicted in 1982 for driving with a suspended or revoked license where the original offense resulting in the loss of license was driving while intoxicated (DWI) or implied consent (refusal to take a breathalyzer test). For purposes of this fiscal note, that number was used for calculating the increased person days of incarceration resulting from increased sentences to 30 or 90 days. It was assumed that 80% of the offenders would have been convicted only once in the previous 15 years and 20% convicted more than once in the previous 15 years.

The following calculations also consider that the offender would have been given a minimum sentence of 10 days previously, and it is assumed that every offender will earn all good time for which they are eligible. Therefore, 145 offenders would serve an additional 15 days and 36 offenders would serve an additional 60 days. This results in the need for an additional 11.88 beds.

b. Section 14

This section of the bill increases the minimum sentence for second time drunk drivers from 10 days to 20 days and third and subsequent time drunk drivers from 10 days to 30 days. It is estimated that would be 450 repeat offenders affected by this legislation, 425 second offenders and 25 third offenders. The additional sentence length to be served, assuming all good time will be earned is 12 days for second time offenders and 20 days for third offenders. This increased sentence length results in the need for 9 additional minimum security beds.

c. Section 20

This section provides new penalties for refusal to take a chemical test similar to the sentences to be imposed for driving while intoxicated. Statistical data for this offense was not available. Therefore, it was assumed that 20 individuals would be convicted with one

prior and 7 individuals would be convicted with 2 or more prior offenses. This would result in the need for 1.1 additional beds.

- d. The summary of a, b, and c above is 21.98 beds, which were rounded to 22 beds.
2. All persons convicted would receive the minimum sentence and all persons would earn all good time for which they would be eligible.
3. Inflation of 6% per year was used for the entire period of the fiscal note.
4. The new beds would not be available for occupancy until July 1, 1985. This will result in further overcrowding of the existing facilities for two years.
5. One additional position is needed for every 2.5 prison beds. Therefore, 9 correctional officers are needed to provide the security and supervision of the inmates. These positions would be requested for FY 86.

B. Program Summary:

1. Positions

- 1 - Correctional Officer III
- 8 - Correctional Officer II's

These positions are needed to provide for the security of the institution where the beds will be constructed and for the supervision of the additional 22 persons (full-time equivalents) within the Alaska corrections system.

2. Other Expenditures

The fiscal impact will be experienced as soon as the bill becomes law. Therefore, the incremental costs directly related to inmate care are identified in FY 84. Position costs and costs related to building operations are not included until FY 86.

- a. Travel - \$2000 Inmate transportation to point of arrest when released from custody.
- b. Contractual - \$39,600. Medical expenses for 22 full-time equivalent inmates at \$1800 per inmate per year.
- c. Commodities - \$68,600. Food, clothing, bedding, etc. for 8,085 inmate days at \$8.48 per day.

Grants - \$6,900. Inmate gratuities paid for persons working in the kitchen, or janitorial/maintenance crews, etc.

e. Capital Expenditures

22 beds @ \$130,000 per bed = \$2,860,000

D. Economic Impact:

Passage of this bill should not significantly impact the State's economy.

E. Impact on Local Governments:

There would be no fiscal impact on local governments unless they changed local ordinances related to DWI to include the same penalties contained in this bill. The fiscal impact would occur for local government units who contract with the State for the care of prisoners for local offenses.

1.	POSITION TITLE Correctional Officer III			RANGE/STEP 15/A	BARG. UNIT G	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.										
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	LEC.											
3.	CONTINUATION LEVEL	X	ADDITION		JUSTIFICATION														
4.	TYPE OF EXPENDITURE			AMOUNT	<p>These positions will provide supervision of security staff for the new minimum security beds resulting from the passage of CS for House Bill No. 6 (Judiciary).</p> <p>Single position costs:</p> <table> <tr> <td>Salary</td> <td>\$ 30,944</td> </tr> <tr> <td>Overtime</td> <td>3,371</td> </tr> <tr> <td>Shift Diff.</td> <td>1,011</td> </tr> <tr> <td>Benefits</td> <td>14,847</td> </tr> <tr> <td></td> <td>\$ 50,173</td> </tr> </table>					Salary	\$ 30,944	Overtime	3,371	Shift Diff.	1,011	Benefits	14,847		\$ 50,173
Salary	\$ 30,944																		
Overtime	3,371																		
Shift Diff.	1,011																		
Benefits	14,847																		
	\$ 50,173																		
	1	2	3																
	PERSONAL SERVICES																		
5.	Salary	30,944	OT \$ 3371																
6.	Benefits	9,446	Shift Diff.	\$ 1011															
7.	Supplemental Benefits	2,165																	
8.	Fixed Benefits	3,236																	
9.	TOTAL PERSONAL SERVICES	01	50,173																
10.	Travel	02																	
11.	Contractual	03																	
12.	Commodities	04	200																
13.	Equipment	05	500																
14.	Other																		
15.	TOTAL COST		50,873																
	RECEIPT CODE	FUNDING SOURCE																	
16.		Federal Receipts	1002																
17.		G.F. Match	1003																
18.		General Funds	1004	50,873															
19.		I-A Receipts	1005																
20.		Program Receipts	1028																
21.		Other																	
FOR B&M USE ONLY																			
4A KEY NUMBER _____																			

13 REQUEST FOR
NEW POSITION

AGENCY Corrections
Offender Confinement, Reformation,
& Supervision

PROGRAM _____

BRU Adult Confinement

COMPONENT _____

FY 84

Page _____ of _____

Revised Date _____

POSITION PAPER

CS for House Bill No. 6 (Judiciary)

"An Act relating to driving a motor vehicle."

House Bill No. 6 amended would increase the penalties for alcohol related driving offenses. Specifically:

Section 11 AS 28.15.291 sets the penalty for first offense driving with a suspended license as the result of a conviction of driving a motor vehicle while intoxicated at 30 days. The penalty for second or third offense driving with a suspended license as the result of a conviction of driving a motor vehicle while intoxicated would be 90 days.

Section 13 AS 28.35.030 (c) raises the penalty for second offense operating a motor vehicle while intoxicated to 20 consecutive days. The penalty for a third conviction would be raised to 30 consecutive days.

Section 16 AS 28.35.032 (g) sets the penalty for second offense of refusing to submit to chemical test at 20 days; third offense 30 days.

If CS for House Bill No. 6 is enacted, the increases in penalties set out in Sections 11, 13, and 16 would result in the need for 22 additional minimum security beds.

Recommended by:

Roger V. Endell

Roger V. Endell, Director
Division of Adult Corrections

Date:

May 6, 1983

Approved by:

Robert L. Smith

Robert L. Smith, Ph.D.
Commissioner

Date:

May 6, 1983

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: CS for HB 6 (Jud.)
Title: Act relating to driving a m.v.
Sponsor: Judiciary Committee
Requestor: Finance Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
Program Category Affected: Justice
BRU, Program of Subprogram(s) Affected:
Adult Confinement

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES				419.7	444.9	471.6
200 TRAVEL		2.0	2.1	2.2	2.4	2.5
300 CONTRACTUAL		39.6	42.0	76.7	81.3	86.2
400 COMMODITIES		68.6	72.7	80.7	85.6	90.7
500 EQUIPMENT		-	-	4.5	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		6.9	7.3	7.7	8.2	8.7
TOTAL OPERATING	-0-	117.1	124.1	591.5	622.4	659.7
CAPITAL	-0-	2,860.0	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	2,977.1	124.1	591.5	622.4	659.7
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME	-0-	-0-	-0-	9	9	9
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The source of funds to offset the fiscal impact of this bill has not been identified by the sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Roger C. Lange *Roger C. Lange Webb* Phone: 465-3376
Division: Adult Corrections Date: May 5, 1983

Approved by Commissioner: *Jan A. Fry* Date: May 6, 1983
Department Health & Social Services

Distribution:

Original to Legislative Finance
Copy to Office of Management and Budget (for Legislature introduced bills)
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Copy to Sponsor
Copy to Requestor (if different from Sponsor)

3/8/83

IV. ANALYSIS:

A. Assumptions

1. Bed Impact

The passage of this bill will result in the need for 22 additional minimum security beds within the Alaska correctional system. The sections of the bill which affect increased inmate population projections are:

a. Section 11

Statistics furnished by the Department of Public Safety show 181 persons were convicted in 1982 for driving with a suspended or revoked license where the original offense resulting in the loss of license was driving while intoxicated (DWI) or implied consent (refusal to take a breathalyzer test). For purposes of this fiscal note, that number was used for calculating the increased person days of incarceration resulting from increased sentences to 30 or 90 days. It was assumed that 80% of the offenders would have been convicted only once in the previous 15 years and 20% convicted more than once in the previous 15 years.

The following calculations also consider that the offender would have been given a minimum sentence of 10 days previously, and it is assumed that every offender will earn all good time for which they are eligible. Therefore, 145 offenders would serve an additional 15 days and 36 offenders would serve an additional 60 days. This results in the need for an additional 11.88 beds.

b. Section 13

This section of the bill increases the minimum sentence for second time drunk drivers from 10 days to 20 days and third and subsequent time drunk drivers from 10 days to 30 days. It is estimated that would be 450 repeat offenders affected by this legislation, 425 second offenders and 25 third offenders. The additional sentence length to be served, assuming all good time will be earned is 12 days for second time offenders and 20 days for third offenders. This increased sentence length results in the need for 9 additional minimum security beds.

c. Section 16

This section provides new penalties for refusal to take a chemical test similar to the sentences to be imposed for driving while intoxicated. Statistical data for this offense was not available. Therefore, it was assumed that 20 individuals would be convicted with one

prior and 7 individuals would be convicted with 2 or more prior offenses. This would result in the need for 1.1 additional beds.

- d. The summary of a, b, and c above is 21.98 beds, which were rounded to 22 beds.
2. All persons convicted would receive the minimum sentence and all persons would earn all good time for which they would be eligible.
3. Inflation of 6% per year was used for the entire period of the fiscal note.
4. The new beds would not be available for occupancy until July 1, 1985. This will result in further overcrowding of the existing facilities for two years.
5. One additional position is needed for every 2.5 prison beds. Therefore, 9 correctional officers are needed to provide the security and supervision of the inmates. These positions would be requested for FY 1986.

B. Program Summary:

1. Positions

- 1 - Correctional Officer III
- 8 - Correctional Officers II

These positions are needed to provide for the security of the institution where the beds will be constructed and for the supervision of the additional 22 persons (full-time equivalents) within the Alaska corrections system.

2. Other Expenditures

The fiscal impact will be experienced as soon as the bill becomes law. Therefore, the incremental costs directly related to inmate care are identified in FY 1984. Position costs and costs related to building operations are not included until FY 1986.

- a. Travel - \$2000. Inmate transportation to point of arrest when released from custody.
- b. Contractual - \$39,600. Medical expenses for 22 full-time equivalent inmates at \$1800 per inmate per year.
- c. Commodities - \$68,600. Food, clothing, bedding, etc. for 8,085 inmate days at \$8.48 per day.
- d. Grants - \$6,900. Inmate gratuities paid for persons working in the kitchen, or janitorial/maintenance crews, etc.

e. Capital Expenditures

22 beds @ \$130,000 per bed = \$2,860,000

D. Economic Impact:

Passage of this bill should not significantly impact the State's economy.

E. Impact on Local Governments:

There would be no fiscal impact on local governments unless they changed local ordinances related to DWI to include the same penalties contained in this bill. The fiscal impact would occur for local government units who contract with the State for the care of prisoners for local offenses.

1.	POSITION TITLE Correctional Officer II (8)				RANGE/STEP 13/B	BARG. UNIT G	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 96	RP NUMBER	PON NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	TEC.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary	223,608		OT 26,968						
6.	Benefits	69,167		Shift Diff. 8,088						
7.	Supplemental Benefits	15,857								
8.	Fixed Benefits	25,888								
9.	TOTAL PERSONAL SERVICES	01		369,576						
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04		1,600						
13.	Equipment	05		4,000						
14.	Other									
15.	TOTAL COST			375,176						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		375,176						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

These positions will provide security coverage for the minimum security beds resulting from enactment of CS for House Bill No. 6 (Judiciary).

Single position costs:

Salary	\$27,951
Overtime	3,371
Shift Diff.	1,011
Benefits	13,864
	\$46,197

13 REQUEST FOR
NEW POSITION

AGENCY Corrections
Offender Confinement, Reformation,
PROGRAM & Supervision
BRU Adult Confinement
COMPONENT _____

FY 84

Page _____ of _____
Revised Date _____

1.	POSITION TITLE Correctional Officer III				RANGE/STEP 15/A	BARG. UNIT G	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL	X	ADDITION		JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1	2	3							
	PERSONAL SERVICES			OT \$ 3371						
5.	Salary	30,944	Shift Diff.							
6.	Benefits	9,446	\$ 1011							
7.	Supplemental Benefits	2,165								
8.	Fixed Benefits	3,236								
9.	TOTAL PERSONAL SERVICES	01	50,173							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	200							
13.	Equipment	05	500							
14.	Other									
15.	TOTAL COST		50,873							
RECEIPT CODE FUNDING SOURCE										
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004								50,873
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

These positions will provide supervision of security staff for the new minimum security beds resulting from the passage of CS for House Bill No. 6 (Judiciary).

Single position costs:

Salary	\$ 30,944
Overtime	3,371
Shift Diff.	1,011
Benefits	14,847
	\$ 50,173

AGENCY Corrections
PROGRAM Offender Confinement, Reformation,
& Supervision
BRU Adult Confinement
COMPONENT _____

13 REQUEST FOR
NEW POSITION

Page _____ of _____

Revised Date _____

FY 84

SENATE AMENDMENT

#1

By RODEY

To: _____ SENATE BILL No. _____

To: SCS CS (Fin) HOUSE BILL No. 6

PAGE: 19 LINE: 28

After the word "offense" delete
all material to page 20 line 10.
put a period after the word
"offense".

COMMITTEE REPORT

SENATE

FURTHER:

3/1/83

Date: _____

Mr. President:

The Committee on FINANCE Q has had CSM 6 (JTB)

Driving a motor vehicle.

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

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for CS 3 (JTB) same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

202.7
245.6
0
226.5
234.0

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Joe Proctor

Bob [unclear]

CHAIRMAN

Jim [unclear]

STATE OF ALASKA
FISCAL NOTE

Revision Date June 16, 1983

①

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (Finance)
 Title: Act Relating to Driving a Motor Vehicle
 Sponsor: _____
 Requestor: _____

II. FISCAL DETAIL

Agency Affected: Alaska Court System
 Program Category Affected: Admin. of Justice
 BRU, Program of Subprogram(s) Affected: Trial Courts

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		208.5	221.0	234.3	248.4	263.3
200 TRAVEL						
300 CONTRACTUAL		7.5	8.0	8.5	9.0	9.5
400 COMMODITIES		7.5	8.0	8.5	9.0	9.5
500 EQUIPMENT		22.1				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		245.6	237.0	251.3	266.4	282.3

CAPITAL						
----------------	--	--	--	--	--	--

REVENUE						
----------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		245.6	237.0	251.3	266.4	282.3
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		6	6	6	6	6
PART-TIME		2	2	2	2	2
TEMPORARY		4	4	4	4	4

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Recent revisions will have no additional fiscal impact on Court System.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Richard P. Barrier
 Division: Alaska Court System/Administration

Phone: 264-0545

Date: June 16, 1983

Approved by Commissioner: _____
 Department: _____

Date: _____

Distribution:

Original to Legislative Finance
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(2)

ANALYSIS OF FISCAL IMPACT OF SCSCSHB 6 (Finance)

The court system currently disposes of approximately 6,000 DWI cases each year. Presently, 8.6% of these cases are disposed of at trial, or approximately 500 trials per year. The bill will increase the number of cases proceeding to trial, since individuals faced with stiffer penalties and forfeiture of motor vehicles will be more likely to take their cases to trial than to plead guilty as they have in the past. Assuming that 5% of those individuals presently pleading guilty opted for a trial under the new statutes, the court system would experience an increase of approximately 250 trials per year. It is anticipated that this increase could be handled by use of retired judges on a part-time basis.

The Senate Judiciary Committee substitute provides that individuals issued temporary licenses upon arrest on DWI have seven days in which to schedule a court hearing regarding extension of their temporary license. If 25% of the individuals charged with DWI asked the court for this seven day hearing, the court would experience an increase of approximately 1,500 hearings per year. However, the proposed Senate Finance Committee substitute incorporates an administrative rather than a judicial license revocation review, resulting in a substantially decreased cost to the court, since judicial involvement will be limited to appeals on the record and use of magistrates as hearing officers in outlying areas.

Along with the judicial resources required to conduct the trials and appeals, the court needs supporting staff for the judges and clerical staff to process the case files, calendar and notice the participants.

The impact of this legislation will be felt in each court location in the state, although the major impact will be in the larger metropolitan areas. Both Anchorage and Fairbanks currently have a heavy caseload of DWI cases, with Anchorage reporting approximately 10% of the state's caseload and Fairbanks 25% of the caseload. In each of these locations the caseload is currently at or near capacity, and would therefore need increased resources to handle the projected number of new trials and hearings to be held under this legislation. In each location, the minimal staffing required to implement the new legislation would be one additional district court judge, and an in-court clerk, and two court clerk II positions in the criminal sections to deal with the new clerical demands created by this legislation.

In addition to Anchorage and Fairbanks, both Palmer and Kenai have significant DWI caseloads, with each having nearly 10% of the state's caseload. Each would need at a minimum one additional court clerk II position.

Once the legislation comes into effect, the court system will monitor closely its impact on clerical and judicial resources. If the impact is substantially greater than anticipated, the court system will consider the need for a supplemental appropriation.

A detailed breakdown of the cost associated with the Senate Finance Committee substitute is provided below.

FY 84 COST OF IMPLEMENTING SCSCSHB 6 (Finance)

Personal Services:	<u>Revised</u>
Salaries:	
<u>Anchorage</u>	
Pretem retired district court judge (4 mos) . . .	\$ 5,050
In-court clerk (Range 12B) (4 mos)	7,784
Court clerk II (2 @ Range 10B) (12 mos)	41,424
<u>Fairbanks</u>	
Pretem retired district court judge (2 mos)	2,879
In-court clerk (Range 12B) (2 mos)	4,436
Court clerk II (2 @ Range 10 B) (12 mos)	46,706
<u>Palmer</u>	
Court clerk II (Range 10B) (12 mos)	21,384
<u>Kensi</u>	
Court clerk II (Range 10B) (12 mos)	21,984
	<u>151,647</u>
Benefits:	
Judges	10,011
Classified	46,808
	<u>56,819</u>
Total Personal Services	\$208,466
Contractual	7,500
Commodities	7,500
Equipment (one time costs)	22,100

(Subsequent years' costs include inflation at 6%)

STATE OF ALASKA
FISCAL NOTE

Revision Date June 16 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB6 (FIN.)
Title: "Driving a Motor Vehicle"
Sponsor: Senator Fischer
Requestor: Senate Judiciary

II. FISCAL DETAIL

Agency Affected: Dept. of Admin.
Program Category Affected: Public Defen
BRU; Program of Subprogram(s) Affected:
Third District, Fourth District

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		177.2	187.8	199.1	211.0	223.7
200 TRAVEL						
300 CONTRACTUAL		15.0	15.9	16.9	17.9	19.0
400 COMMODITIES		4.5	4.8	5.1	5.4	5.7
500 EQUIPMENT		6.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		202.7	208.5	222.4	234.3	248.4

CAPITAL						
----------------	--	--	--	--	--	--

REVENUE						
----------------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		202.7	208.5	222.4	234.3	248.4
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		3.0	3.0	3.0	3.0	3.0
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Bob Stokes, Admin. Officer
Division: Dana Fabe, Public Defender *Dana Fabe*

Phone: 279.7541
Date: June 16, 1983

Approved by Commissioner: Lisa Rudd
Department: Administration

Date: _____

Distribution:

Original to Legislative Finance
Copy to Office of Management and Budget (for Legislature introduced bills)

ANALYSIS OF SCSCSHB 6 (FIN.)

There are several provisions within this bill which will require a substantial increase in the attorney time necessary to handle DWI and refusal of breathalyzer cases.

First, the increase in mandatory minimum penalties for second and subsequent offenders to 20 and 30 days respectively, as well as the increase in fines, will mean that a much higher number of defendants will exercise their right to a jury trial. Preparation for jury trial requires extensive interviews with the client and prospective witnesses, and the court time for the case is greatly increased, since a DWI change of plea in court may take 15 minutes while a jury trial in such a case usually last 1-2 days. We handle a high volume of not only State prosecuted DWI's but Municipally prosecuted DWI's as well. Past experience indicates that the Municipality of Anchorage will modify their ordinances to conform with the more severe penalty provisions of this bill. The increase in attorney time necessary for handling each drunk driving case, given our already staggering misdemeanor caseloads, will require two additional attorneys for the Anchorage office and one for the Fairbanks office.

Second, an increase in mandatory minimum penalties to 30 or 90 days for a conviction of driving with a suspended license where the offender has a prior history of DWI will greatly increase the number of jury trials which this office is required to handle.

Third, provisions in the statute which allow a police officer upon probable cause to seize the defendant's driver's license at the time of arrest will also require increased attorney time, due to the defendant's right to immediately schedule a hearing to obtain return of his license.

Although the defendant does not have a right to an attorney to handle the hearing, he does have the right to that hearing to the assistance of his court appointed attorney for the criminal case to the extent that that hearing could impact his criminal case. The hearing under this section addresses issues of whether the defendant should be subject to a chemical test and what steps the arresting officer observed to justify his arrest for driving while intoxicated. These are the precise issues which will be litigated at trial.

For example, if the defendant admitted at the hearing that he had refused to submit to the chemical test but simply gave mitigating circumstances to justify the return of his license, he would have incriminated himself for purposes of his criminal trial. Similarly, if the defendant began to contest his state of sobriety, indicating the exact amount he had to drink at this administrative hearing on

ALASKA TELETYPE UNIT 1957-58 3-031-0143 50727003317 50740337007H 4

ANALYSIS OF SCSCSHB 6 (FIN.)

PAGE 2

the issue of whether the arresting officer had reasonable grounds to believe he was intoxicated, he would, by those statements, be incriminating himself for purposes of his upcoming criminal trial.

Even if this statement cannot be used in the State's case in chief, it could be used under this bill to cross-examine him for inconsistencies once he takes the stand. Furthermore, information gleaned at the hearing could be used derivatively to further investigate the case from the prosecution perspective. Because statements made at this hearing would directly bear on the issues to be tried in the criminal case, a client would have the right to the assistance of his court appointed counsel at that hearing. The attorney would have to attempt to obtain derivative use immunity due the client under the Alaska Supreme Court decision of McCracken v. Corey, as well as assure that the scope of cross-examination at the hearing were limited to prevent unwarranted discovery which could impact the criminal proceedings.

Because of the volume of DWI cases handled by this agency and the substantially increased attorney time necessary to comply with the provisions of this bill, two additional attorneys for Anchorage and one for Fairbanks are requested.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No SCS for CS for HB 6 (Finance)
 Title Act relating to driving a motor vehicle
 Requested by Senate Finance Committee Date June 17, 1983

II. FISCAL DETAIL

Agency Affected Health & Social Services
 Program Category Affected Justice
 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 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES		0	0	0	0	0
200 TRAVEL		0	0	0	0	0
300 CONTRACTUAL		0	0	0	0	0
400 COMMODITIES		0	0	0	0	0
500 EQUIPMENT		0	0	0	0	0
600 LAND & STRUCTURES		0	0	0	0	0
700 GRANTS, CLAIMS, ETC.		0	0	0	0	0
TOTAL		0	0	0	0	0

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

IV. DATE June 17, 1983 PREPARED BY John Sackett
 AGENCY John Sackett, Co-chairman
 PHONE Senate Finance Committee
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. SCS for CS for HB 6 (Finance)
 Title Act relating to driving a motor vehicle
 Requested by Senate Finance Committee Date June 16, 1983

II. FISCAL DETAIL
 Agency Affected Health & Social Services
 Program Category Affected Justice
 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 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES				419.7	444.9	471.6
200 TRAVEL		2.0	2.1	2.2	2.4	2.5
300 CONTRACTUAL		39.6	42.0	76.7	81.3	86.2
400 COMMODITIES		68.6	72.7	80.7	85.6	90.7
500 EQUIPMENT		-	-	4.5	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		6.9	7.3	7.7	8.2	8.7
TOTAL	0	117.1	124.1	591.5	622.4	659.7
CAPITAL FUNDING (Thousands of Dollars)	0	0	0	0	0	0
GENERAL FUND	0	117.1	124.1	591.5	622.4	659.7
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						

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

IV. DATE June 16, 1983 PREPARED BY John Sackett, Co-chairman
 AGENCY Senate Finance Committee
 PHONE 465-3753
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

REQUEST

Bill/Resolution No.: CS for HB 6 (Jud.)
 Title: Act relating to driving a m.v.
 Sponsor: Judiciary Committee
 Requestor: Finance Committee

II. FISCAL DETAIL

Agency Affected: Health & Social Services
 Program Category Affected: Justice
 BRU, Program of Subprogram(s) Affected: Adult Confinement

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES				419.7	444.9	471.6
200 TRAVEL		2.0	2.1	2.2	2.4	2.5
300 CONTRACTUAL		39.6	42.0	76.7	81.3	86.2
400 COMMODITIES		68.6	72.7	80.7	85.6	90.7
500 EQUIPMENT		-	-	4.5	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		6.9	7.3	7.7	8.2	8.7
TOTAL OPERATING	-0-	117.1	124.1	591.5	622.4	659.7
CAPITAL	-0-	2,860.0	-0-	-0-	-0-	-0-
REVENUE	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	2,977.1	124.1	591.5	622.4	659.7
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME	-0-	-0-	-0-	9	9	9
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The source of funds to offset the fiscal impact of this bill has not been identified by the sponsor.

IV. ANALYSIS: Attach a separate page for any analysis

Prepared By: Roger C. Lange
 Division: Adult Corrections

Phone: 465-3376
 Date: May 5, 1983

Approved by Commissioner: _____
 Department: Health & Social Services

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

3/8/83

Department: Department of Law

Distribution:
 Original to Legislative Finance

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

I. REQUEST

Bill/Resolution No.: SCSCSHB 6 (FINANCE)
 Title: relating to driving a motor vehicle
 Sponsor: Abood
 Requestor: Senate Finance

II. FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: Protection &
BRU, Program of Subprogram(s) Affected:
Driver Services and AST Det. Justice
& CIB

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES		116.4	148.1	157.0	166.4	176.4
200 TRAVEL		5.3	3.1	3.3	3.5	3.7
300 CONTRACTUAL		51.7	43.2	45.8	48.5	51.4
400 COMMODITIES		.7	.7	.7	.8	.9
500 EQUIPMENT		52.4				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		226.5	195.7	206.8	219.2	232.4
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		226.5	195.1	206.8	219.2	232.4
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME		4	4	4	4	4
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not identified by sponsor.

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael Orelove
 Division: Administrative Services

Phone: 465-4349
 Date: 6-16-83

Approved by Commissioner: *Robert J. Cheney*
 Department: Public Safety

Date: 6/16/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

3/8/83

1.	POSITION TITLE Driver Improvement Specialist II				RANGE/STEP 16A	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.						
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.								
3.	CONTINUATION LEVEL				JUSTIFICATION											
4.	TYPE OF EXPENDITURE				<p>This position would hold administrative hearings in the Anchorage area under driver license administrative suspension/revocation programs. This would include hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests, and refusals to submit to tests. Considerable time is necessary to properly prepare for each hearing.</p> <p>Travel is based on two trips to Southeastern annually, two trips to Kodiak annually, and other outlying areas in the Second and Third Judicial Districts as required. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.</p> <p>Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk \$426; File Cabinet \$235; Chair \$163; and Recording equipment \$900.</p> <p>Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>											
5.	PERSONAL SERVICES															
5.	Salary		30,876													
6.	Benefits		5,422													
7.	Supplemental Benefits		1,893													
8.	Fixed Benefits		2,880													
9.	TOTAL PERSONAL SERVICES	01		41,071												
10.	Travel	02		3,100												
11.	Contractual	03		300												
12.	Commodities	04		100												
13.	Equipment	05		2,969												
14.	Other															
15.	TOTAL COST			47,540												
16.	RECEIPT CODE	FUNDING SOURCE														
17.		Federal Receipts 1002														
18.		G.F. Match 1003														
19.		General Funds 1004			47,540											
20.		I-A Receipts 1005														
21.		Program Receipts 1028														
		Other														
FOR B&M USE ONLY																
4A KEY NUMBER _____																

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety

PROGRAM Life and Property Protection

BRU Driver/Vehicle Services

COMPONENT Driver Services

FY 84

Page _____ of _____

Revised Date _____

1.	POSITION TITLE Clerk Typist II				RANGE/STEP 7B	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT 7-15	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary		18,120							
6.	Benefits		3,182							
7.	Supplemental Benefits		927							
8.	Fixed Benefits		2,880							
9.	TOTAL PERSONAL SERVICES		01		25,109					
10.	Travel		02							
11.	Contractual		03							
12.	Commodities		04		100					
13.	Equipment		05		2,947					
14.	Other									
15.	TOTAL COST				28,156					
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003								
18.		General Funds 1004		28,156						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR B&M USE ONLY 4A KEY NUMBER _____										

This person would handle necessary paperwork for scheduling hearings, notifying individuals of hearing date, time and location, and keep appropriate records.

Would transcribe hearing records as requested, and prepare certified copies for courts, prosecutors, private attorneys, etc, when necessary. Update computer files reflecting when license action is stayed and/or limited driving privileges granted.

Equipment breakdown for this position is as follows:
Typewriter - \$1,245; Desk - \$426; File Cabinet - \$235;
Chair - \$141; Transcriber - \$900.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

FY 84

Page _____ of _____
Revised Date _____

1.	POSITION TITLE Document Processing Clerk II			RANGE/STEP 8B	BARG. UNIT GG	FORM 12	PAGE/LINE	GOV.	APPROV.	DISAP
2.	TYPE OF POSITION PFT	STAFF POSITION 12	RP NUMBER	PCN NUMBER	DRU PRIORITY	LOCATION Juncos	ELECTION DISTRICT 4	LEG.		
3.	CONTINUATION LEVEL			JUSTIFICATION						
4.	TYPE OF EXPENDITURE			<p>One Document Processing Clerk II will be required to handle administrative license actions and related work for individual defendants whose breath test results are .10% or higher. Will prepare and mail license actions (of which it is estimated there will be an increase of 3,500 to 4,000 annually based on 1982 statistics); enter data on computer; prepare certified copies for prosecutors, courts, etc.; process stays; maintain proof of insurance filings; and maintain records. Equipment breakdown for this position is as follows: Typewriter - \$1,245; File Cabinet - \$291; and Chair - \$188.</p> <p>Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.</p>						
	PERSONAL SERVICES		AMOUNT							
5.	Salary	19,176								
6.	Benefits	3,367								
7.	Supplemental Benefits	1,175								
8.	Fixed Benefits	2,880								
9.	TOTAL PERSONAL SERVICES	01	26,598							
10.	Travel	02								
11.	Contractual	03								
12.	Commodities	04	100							
13.	Equipment	05	1,224							
14.	Other									
15.	TOTAL COST		28,422							
16.	RECEIPT CODE	FUNDING SOURCE								
17.		Federal Receipts	1002							
18.		G.F. Match	1003							
19.		General Funds	1004							
20.		I-A Receipts	1005							
21.		Program Receipts	1028							
		Other								
FOR I&M USE ONLY										
6A KEY NUMBER										

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
 PROGRAM Life and Property Protection
 DRU Driver/Vehicle Services
 COMPONENT Driver Services

Page _____ of _____
 Revised Date _____

FY 84

1.	POSITION TITLE Driver Improvement Specialist II			RANGE/STEP 16A	BARG. UNIT GG	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP.
2.	TYPE OF POSITION	STAFF MONTHS	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Fairbanks	ELECTION DISTRICT 18-21	LEG.	
3.	CONTINUATION LEVEL	ADDITION		JUSTIFICATION					
4.	TYPE OF EXPENDITURE:			AMOUNT					
	1		2		3				
	PERSONAL SERVICES								
5.	Salary	35,580							
6.	Benefits	6,248							
7.	Supplemental Benefits	2,181							
8.	Fixed Benefits	2,880							
9.	TOTAL PERSONAL SERVICES	01		46,889					
10.	Travel	02		2,200					
11.	Contractual	03		300					
12.	Commodities	04		100					
13.	Equipment	05		3,269					
14.	Other								
15.	TOTAL COST			52,758					
	RECEIPT CODE	FUNDING SOURCE							
16.		Federal Receipts 1002							
17.		G.F. Match 1003							
18.		General Funds 1004		52,758					
19.		I-A Receipts 1005							
20.		Program Receipts 1020							
21.		Other							
FOR B&M USE ONLY									
4A KEY NUMBER _____									

This position would hold all administrative hearings for the department in Fairbanks and outlying areas in the Fourth Judicial District. This includes hearings on requests to grant a limited license on administrative license actions resulting from chemical sobriety tests and refusals to submit to tests. Considerable time is necessary to prepare for each hearing.

Travel is based on 10 days per diem, and transportation costs within Fourth Judicial District. \$1,200 in travel, and \$300 in contractual is to cover a one week course for administrative hearing officers at the National Judicial College at the University of Nevada.

Equipment breakdown for this position is as follows: Typewriter - \$1,245; Desk - \$646; File Cabinet - \$291; Chair - \$187; and Recording equipment - \$900.

Prepared showing full year costs. Only ten month cost reflected on fiscal note for FY84.

13 REQUEST FOR
NEW POSITION

AGENCY Public Safety
PROGRAM Life and Property Protection
BRU Driver/Vehicle Services
COMPONENT Driver Services

FY 84

Page _____ of _____
Revised Date _____