

LEG. FINANCE - BILLS 1985 - 1986 2146

SB 4 - SB 10 2146

COMMITTEE REPORT

HOUSE

(11)

5/9/85

FURTHER:

Date: 5-10-85

The Committee on FINANCE has had CSSB 4 (Fin) am

"An Act relating to confinement of offenders and to restitution centers."

under consideration and recommends:

do pass do not pass

do pass with attached amendments(s)

replace with ^HCS for CSSB 4 (Fin) same title
 new title
and recommends do pass

AND attaches a "Letter of Intent" New Fiscal Note
 reports it back without recommendation Zero Fiscal Note Attached

referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Handwritten signatures]

[Handwritten notes]

CHAIRMAN

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: May 9, 1985

REQUEST:

Bill#: HCS CS SB 4 (Judiciary)
 Title: "An Act relating to confinement of
 and its restitution centers."
 Sponsor: Senator Kelly
 Requestor: (H) Judiciary
 Date of Request: May 9, 1985

FISCAL DETAIL:

Agency Affected: DEPARTMENT OF CORRECTIONS
 Program Category Affected: Administration of Justice
 BRU, Program or Subprogram(s) Affected: Statewide Programs

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		1074.7	1128.4	1184.8	1244.0	1306.2
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	1074.7	1128.4	1184.8	1244.0	1306.2

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	117.0	122.9	129.0	135.5	142.3
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	1074.7	1128.4	1184.8	1244.0	1306.2
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	1074.7	1128.4	1184.8	1244.0	1306.2

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary.

See attached.

Prepared By: William W. Ladwig
 Division: Deputy Commissioner - Administration

Phone: 465-3376
 Date: May 9, 1985

Approved by Commissioner: [Signature]
 Agency: DEPARTMENT OF CORRECTIONS

Date: May 9, 1985

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Impacted Agency (ies)
- Requestor
- Office of Management and Budget

ANALYSIS

Assumptions:

Department of Corrections will develop a pilot Correctional Restitution Center by changing the mission of the Ridgeview Correctional Center. Ridgeview will be converted from a 60 person holding facility to a 100 person Correctional Restitution Center.

The Department of Corrections will continue to lease the Ridgeview facility and will contract for operation of the Correctional Restitution Center. This contract will include all administrative, security, program, culinary, clerical, and maintenance operations.

It can be assumed that approximately 50% of the 100 inmates will be employed immediately while the remaining inmates are developing resumes' and other work search skills. The Department would retain 25% of a prisoner's income to off-set the cost of care. Most of those employed will earn close to the minimum wage, although some may be expected to earn slightly more.

Therefore, we calculate 50 inmates working full-time (40 hours per week) at \$4.50 per hour (the minimum wage of \$4.35 per hour plus a \$.15 adjustment for the few that could earn more) would mean a total cost of care reimbursement to the state of \$117,000.00.

50 inmates X 40 hours X 52 weeks = 104,000
104,000 hours X \$4.50 per hour = \$468,000.00
\$468,000.00 X .25 = \$117,000.00

A cost of living increase of 5% per year was assume to increase revenues in subsequent years.

Program Summary

The Department of Corrections estimates that a contract to operate this Correctional Restitution Center would cost \$1,074,701. These costs were calculated using FY 85 costs for similar services and adding a 5% inflation factor to estimate FY 86 costs. A break down of these costs follows:

Personal Services

1 - Director	= \$ 29.5
1 - Assistant Director	= 24.2
12 - Security Staff @ \$17,825	= 213.9
5 - Counselors @ \$20,700	= 103.5
2 - Job Development Specialists @ \$23,00	= 46.0
1 - Education Coordinator	= 23.0
4 - Security Supervisors @ \$23,460	= 93.8
2 - Cooks @ \$19,550	= 39.1
2 - Clerk Typists @ \$12,000	= 24.0
1 - Maintenance/Janitorial	= 19.6
TOTAL	\$616.6

Care

Food (\$7.50 per day X 100 = \$750.00 X 365)	=	\$273.8
Supplies	=	22.0
Lab Expenses	=	12.0
Miscellaneous Resident Needs	=	<u>3.0</u>
TOTAL		\$310.8

Maintenance and Operation

Utilities	=	\$ 31.2
Telephone	=	9.0
Insurance (liability, auto, bonding)	=	12.0
Equipment/Maintenance (vehicles)	=	16.5
Travel (local)	=	27.4
(250 miles/day X .30 miles = \$75.00 X 365)		<u> </u>
TOTAL	=	\$ 96.1

Total Costs (FY 85) = \$1,023.5
+ 5% Inflation = 51.2

TOTAL CONTRACTUAL COSTS (FY86) \$1,074.7

Cost Comparison

Institution \$85 X 365 X 100	=	\$3,102.5
Correctional Restitution Center	=	<u>1,074.0</u>
Savings for Confinement		\$2,028.5
Revenues		<u>117.0</u>
TOTAL COST SAVINGS		\$2,145.5

CORRECTION

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

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HCS CS SB 4 (Judiciary)

Prisoner Profile Summary of the 180 prisoners who meet the criteria of offenses not involving violence or use of force.

		<u>Work History at time of arrest</u>	
165 (92%)	Felony	119 (66%)	Unemployed
<u>15 (8%)</u>	<u>Misdemeanor</u>	38 (21%)	Employed by business or agency
		<u>23 (13%)</u>	<u>Self-employed</u>
180 (100%)		180 (100%)	

Employment Skills

58 (32%)	General Labor
17 (9%)	Mechanics
17 (9%)	Fishermen
19 (11%)	Carpenters
53 (30%)	Misc. other skills
<u>16 (9%)</u>	<u>No job skills</u>
180 (100%)	

Place of Residence

59 (33%)	Anchorage
29 (16%)	Fairbanks
9 (5%)	Juneau
<u>83 (46%)</u>	<u>Other</u>
180 (100%)	

Projected population profiles and growth rates indicated that the population of sentenced offenders who meet this criteria will remain constant at 15%. This will result in the following population being eligible for Correctional Restitution Center placement.

December '84	- 180
December '85	- 220
December '86	- 250
December '87	- 280
December '88	- 310
December '89	- 340

Original sponsors: Kelly, Sturgulewski,
Faiks, et al

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 4 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to confinement of offenders and to
7 restitution centers."

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

9 * Section 1. AS 11.56.340(a) is amended to read:

10 (a) A person commits the crime of unlawful evasion in the first
11 degree if the person fails to return to official detention on a charge
12 of a felony following temporary leave granted for a specific purpose
13 or limited period, including privileges granted under AS 33.30.150,
14 33.30.250, [OR] 33.30.260, or 33.30.288.

15 * Sec. 2. AS 11.56.350(a) is amended to read:

16 (a) A person commits the crime of unlawful evasion in the second
17 degree if the person fails to return to official detention on a charge
18 of a misdemeanor following temporary leave granted for a specific
19 purpose or limited period, including privileges granted under AS 33.-
20 30.150, 33.30.250, [OR] 33.30.260, or 33.30.288.

21 * Sec. 3. AS 12.55.015 is amended by adding a new subsection to read:

22 (e) If the defendant is ordered to serve a definite term of
23 imprisonment, the court may recommend that the defendant serve all or
24 part of the term in a correctional restitution center.

25 * Sec. 4. AS 12.55.086(a) is amended to read:

26 (a) When the imposition of sentence is suspended under AS 12.-
27 55.085, the court may require, as a special condition of probation,
28 that the defendant serve a definite term of continuous or periodic im-
29 prisonment, not to exceed the maximum term of imprisonment that could

1 have been imposed. The court may recommend that the defendant serve
2 all or part of the term in a correctional restitution center.

3 * Sec. 5. AS 33.30.060 is repealed and reenacted to read:

4 Sec. 33.30.060. COMMISSIONER MAY CONTRACT FOR CONFINEMENT AND
5 CARE OF PRISONERS. The commissioner shall determine the availability
6 of state prison facilities suitable for the detention and confinement
7 of persons held under authority of state law. If the commissioner
8 determines that suitable state prison facilities are not available,
9 the commissioner may enter into an agreement with a public agency to
10 provide necessary facilities. Correctional facilities provided
11 through agreement may be in this state or another state. The
12 commissioner may not enter into an agreement with an agency unable to
13 provide a degree of custody, care, and discipline similar to that
14 required by the laws of the state.

15 * Sec. 6. AS 33.30 is amended by adding a new section to read:

16 Sec. 33.30.062. CONTRACTS WITH PRIVATELY OPERATED FACILITIES.
17 (a) The commissioner may enter into an agreement with a privately
18 operated correctional facility, but only if the facility is located in
19 the state and if the purpose of the agreement is to involve prisoners
20 in a work or rehabilitation furlough program established under this
21 chapter, to provide necessary facilities under AS 33.30.282 -
22 33.30.288, or to confine prisoners convicted of a misdemeanor.
23 Notwithstanding AS 37.05.230(i)(B), an agreement awarded under this
24 subsection shall be based on competitive bids.

25 (b) Earnings of a prisoner who is employed while confined in a
26 privately operated correctional facility under (a) of this section are
27 subject to AS 33.30.286.

28 * Sec. 7. AS 33.30 is amended by adding new sections to read:

29 ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

1 Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The
2 commissioner shall establish correctional restitution centers in the
3 state. The purpose of the centers is to provide certain nonviolent
4 offenders with rehabilitation through community service and employment
5 while protecting the community through partial incarceration of the
6 offender, and to create a means to provide restitution to victims of
7 crimes.

8 (b) The commissioner shall adopt regulations setting standards
9 for the operation of the centers including

10 (1) requirements that the centers be secure and in compli-
11 ance with state and local safety laws;

12 (2) standards for disciplinary rules to be imposed on
13 prisoners confined to the centers;

14 (3) standards for the granting of emergency absence to
15 prisoners confined to the centers;

16 (4) standards for classifying prisoners to centers;

17 (5) standards for mandatory employment and participation in
18 community service programs in each center; and

19 (6) standards for periodic review of the performance of
20 prisoners confined to the centers.

21 Sec. 33.30.283. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
22 RESTITUTION CENTER. (a) The commissioner may not allow a prisoner to
23 serve time in a correctional restitution center unless the commis-
24 sioner specifically finds that the prisoner meets the eligibility
25 requirements imposed by this section.

26 (b) To be eligible to serve time in a correctional restitution
27 center, the prisoner

28 (1) must be employable or eligible to work on community
29 service projects approved by the commissioner and agree to secure

1 employment or participate in community service projects and obey the
2 rules of the center;

3 (2) may not have been convicted of an offense, in this
4 state or another jurisdiction, involving violence or the use of force,
5 as defined in AS 11.81.900; in this section, violence or the use of
6 force includes possession of a firearm, as defined in AS 11.81.900, in
7 the commission of an offense, whether or not the firearm was actually
8 used; and

9 (3) may not have been convicted of an offense under AS 11.-
10 41.410 - 11.41.470 or an offense in the state or another jurisdiction
11 having elements substantially identical to an offense under AS 11.41.-
12 410 - 11.41.470.

13 (c) Unless the commissioner determines otherwise for good cause
14 shown, a person sentenced to less than five days who is serving time
15 in a correctional restitution center is required to participate in a
16 community service project when available.

17 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
18 shall appoint a community advisory committee for each center, to
19 consist of five members of the community in which the center is locat-
20 ed. The committee shall act as a liaison between the community and
21 the department regarding community concerns with the center.

22 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The earn-
23 ings of a prisoner confined to a center shall be paid to the commis-
24 sioner. The commissioner shall deposit the earnings in a fund to be
25 paid to the prisoner upon release from confinement after making and
26 distributing deductions for

27 (1) an amount determined by the commissioner for the cost
28 of the housing, food, and clothing provided to the prisoner; the
29 deduction under this paragraph shall be the same percentage of each

1 prisoner's earnings, but may not exceed the actual cost of services
2 provided;

3 (2) necessary travel expenses to and from work and other
4 incidental expenses of the prisoner;

5 (3) an amount determined by the commissioner to be neces-
6 sary for the support of the prisoner's dependents and for child sup-
7 port payments as required under AS 09.65.132; and

8 (4) a fine or restitution ordered by the court.

9 Sec. 33.30.288. CONFINEMENT TO THE CENTER. (a) A prisoner
10 shall be confined to the center at all times except while

11 (1) at work and traveling to and from work;

12 (2) at and traveling to and from a community service pro-
13 ject approved by the commissioner;

14 (3) on emergency absence;

15 (4) at and traveling to and from a job interview; or

16 (5) on a furlough approved by the commissioner.

17 (b) Except for an emergency absence or furlough, a prisoner may
18 not be absent from a center under this section for more than 12 hours
19 in a 24-hour period.

20 * Sec. 8. AS 33.30 is amended by adding a new section to read:

21 Sec. 33.30.902. SUPPLEMENTAL DEFINITIONS. In this chapter,

22 (1) "center" means a correctional restitution center;

23 (2) "community service" means work on projects designed to
24 reduce or eliminate environmental damage, protect the public health,
25 or improve public services, lands, forests, parks, roads, highways,
26 facilities, or education; community service may not confer a private
27 benefit on a person except as may be incidental to the public benefit.

Offered: 4/12/85
Referred: Judiciary and
Finance

Original sponsors: Kelly, Sturgulewski,
Faiks, et al

1 IN THE SENATE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 4 (HESS)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - FIRST SESSION
5 A BILL
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12 of a felony following temporary leave granted for a specific purpose
13 or limited period, including privileges granted under AS 33.30.150,
14 33.30.250, [OR] 33.30.260, or 33.30.288.
15 * Sec. 2. AS 11.56.350(a) is amended to read:
16 (a) A person commits the crime of unlawful evasion in the second
17 degree if the person fails to return to official detention on a charge
18 of a misdemeanor following temporary leave granted for a specific
19 purpose or limited period, including privileges granted under AS 33.-
20 30.150, 33.30.250, [OR] 33.30.260, or 33.30.288.
21 * Sec. 3. AS 12.55.015 is amended by adding a new subsection to read:
22 (e) If the defendant is ordered to serve a definite term of
23 imprisonment, the court may recommend that the defendant serve all or
24 part of the term in a correctional restitution center.
25 * Sec. 4. AS 12.55.086(a) is amended to read:
26 (a) When the imposition of sentence is suspended under AS 12.-
27 55.085, the court may require, as a special condition of probation,
28 that the defendant serve a definite term of continuous or periodic im-
29 prisonment, not to exceed the maximum term of imprisonment that could

1 have been imposed. The court may recommend that the defendant serve
2 all or part of the term in a correctional restitution center.

3 * Sec. 5. AS 33.30.060 is repealed and reenacted to read:

4 Sec. 33.30.060. COMMISSIONER MAY CONTRACT FOR CONFINEMENT AND
5 CARE OF PRISONERS. (a) The commissioner shall determine the avail-
6 ability of state prison facilities suitable for the detention and
7 confinement of persons held under authority of state law. If the
8 commissioner determines that suitable state prison facilities are not
9 available, the commissioner may enter into an agreement with a public
10 agency to provide necessary facilities. Correctional facilities
11 provided through agreement may be in this state or another state. The
12 commissioner may not enter into an agreement with an agency unable to
13 provide a degree of custody, care, and discipline similar to that
14 required by the laws of the state.

15 (b) The commissioner may enter into an agreement with a private-
16 ly operated correctional facility, but only if the facility is located
17 in the state and if the purpose of the agreement is to involve prison-
18 ers in a program established under AS 33.30.250 - 33.30.260, to pro-
19 vide necessary facilities under AS 33.30.282 - 33.30.288, or to con-
20 fine prisoners convicted of a misdemeanor. Notwithstanding AS 37.05.-
21 230(1)(B), an agreement awarded under this subsection shall be based
22 on competitive bids.

23 (c) Earnings of a prisoner who is employed while confined in a
24 privately operated correctional facility under (b) of this section are
25 subject to AS 33.30.286.

26 * Sec. 6. AS 33.30 is amended by adding new sections to read:

27 ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

28 Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The
29 commissioner shall establish correctional restitution centers in the

1 state. The purpose of the centers is to provide certain nonviolent
2 offenders with rehabilitation through community service and employment
3 while protecting the community through partial incarceration of the
4 offender, and to create a means to provide restitution to victims of
5 crimes.

6 (b) The commissioner shall adopt regulations setting standards
7 for the operation of the centers including

8 (1) requirements that the centers be secure and in compli-
9 ance with state and local safety laws;

10 (2) standards for disciplinary rules to be imposed on
11 prisoners confined to the centers;

12 (3) standards for the granting of emergency absence to
13 prisoners confined to the centers;

14 (4) standards for classifying prisoners to centers;

15 (5) standards for mandatory employment and participation in
16 community service programs in each center; and

17 (6) standards for periodic review of the performance of
18 prisoners confined to the centers.

19 Sec. 33.30.283. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
20 RESTITUTION CENTER. (a) The commissioner may not allow a prisoner to
21 serve time in a correctional restitution center unless the commis-
22 sioner specifically finds that the prisoner meets the eligibility
23 requirements imposed by this section.

24 (b) To be eligible to serve time in a correctional restitution
25 center, the prisoner

26 (1) must be employable or eligible to work on community
27 service projects approved by the commissioner and agree to secure
28 employment or participate in community service projects and obey the
29 rules of the center;

1 (2) may not have been convicted of an offense, in this
2 state or another jurisdiction, involving violence or the use of force,
3 as defined in AS 11.81.900; in this section, violence or the use of
4 force includes possession of a firearm, as defined in AS 11.81.900, in
5 the commission of an offense, whether or not the firearm was actually
6 used; and

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11 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
12 shall appoint a community advisory committee for each center, to
13 consist of five members of the community in which the center is locat-
14 ed. The committee shall consider complaints made against prisoners
15 confined to a center and shall make recommendations to the commis-
16 sioner.

17 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The em-
18 ployer of a prisoner confined to a center shall pay the prisoner's
19 earnings to the commissioner. The commissioner shall deposit the
20 earnings in a fund to be paid to the prisoner upon release from con-
21 finement after making and distributing deductions for

22 (1) an amount determined by the commissioner for the cost
23 of the housing, food, and clothing provided to the prisoner; the
24 deduction under this paragraph shall be the same percentage of each
25 prisoner's earnings, but may not exceed the actual cost of services
26 provided;

27 (2) necessary travel expenses to and from work and other
28 incidental expenses of the prisoner;

29 (3) an amount determined by the commissioner to be

1 necessary for the support of the prisoner's dependents and for child
2 support payments as required under AS 09.65.132; and

3 (4) a fine or restitution ordered by the court.

4 Sec. 33.30.288. CONFINEMENT TO THE CENTER. (a) A prisoner
5 shall be confined to the center at all times except while

6 (1) at work and traveling to and from work;

7 (2) at and traveling to and from a community service pro-
8 ject approved by the commissioner;

9 (3) on emergency absence;

10 (4) at and traveling to and from a job interview; or

11 (5) on a furlough approved by the commissioner.

12 (b) Except for an emergency absence or furlough, a prisoner may
13 not be absent from a center under this section for more than 12 hours
14 in a 24-hour period.

15 * Sec. 7. AS 33.30.900 is amended by adding new paragraphs to read:

16 (10) "center" means a correctional restitution center;

17 (11) "community service" means work on projects designed to
18 reduce or eliminate environmental damage, protect the public health,
19 or improve public services, lands, forests, parks, roads, highways,
20 facilities, or education; community service may not confer a private
21 benefit on a person except as may be incidental to the public benefit.

Offered: 3/26/85
Referred: Rules

Original sponsors: Kelly, Sturgulewski,
Faiks, et al

1 IN THE SENATE BY THE FINANCE COMMITTEE
2 CS FOR SENATE BILL NO. 4 (Finance) am
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act relating to confinement of offenders and to
7 restitution centers."

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

9 * Section 1. AS 12.55.015 is amended by adding a new subsection to
10 read:

11 (e) If the defendant is ordered to serve a definite term of
12 imprisonment, the court may recommend that the defendant serve all or
13 part of the term in a correctional restitution center.

14 * Sec. 2. AS 12.55.086(a) is amended to read:

15 (a) When the imposition of sentence is suspended under AS 12.-
16 55.085, the court may require, as a special condition of probation,
17 that the defendant serve a definite term of continuous or periodic im-
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20 all or part of the term in a correctional restitution center.

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23 CARE OF PRISONERS. (a) The commissioner shall determine the avail-
24 ability of state prison facilities suitable for the detention and
25 confinement of persons held under authority of state law. If the
26 commissioner determines that suitable state prison facilities are not
27 available, the commissioner may enter into an agreement with a public
28 agency to provide necessary facilities. Correctional facilities
29 provided through agreement may be in this state or another state. The

1 commissioner may not enter into an agreement with an agency unable to
2 provide a degree of custody, care, and discipline similar to that
3 required by the laws of the state.

4 (b) The commissioner may enter into an agreement with a private-
5 ly operated correctional facility, but only if the facility is located
6 in the state and if the purpose of the agreement is to involve prison-
7 ers in a program established under AS 33.30.250 - 33.30.260, to pro-
8 vide necessary facilities under AS 33.30.282 - 33.30.288, or to con-
9 fine prisoners convicted of a misdemeanor. Notwithstanding
10 AS 37.05.230(1)(B), an agreement awarded under this section shall be
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12 (c) Earnings of a prisoner who is employed while confined in a
13 privately operated correctional facility under (b) of this section are
14 subject to AS 33.30.286.

15 * Sec. 4. AS 33.30 is amended by adding new sections to read:

16 ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

17 Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The
18 commissioner shall establish correctional restitution centers in the
19 state. The purpose of the centers is to provide certain nonviolent
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23 crimes.

24 (b) The commissioner shall adopt regulations setting standards
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27 ance with state and local safety laws;

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4 prisoners confined to the centers.

5 Sec. 33.30.283. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
6 RESTITUTION CENTER. (a) The commissioner may not allow a prisoner to
7 serve time in a correctional restitution center unless the commis-
8 sioner specifically finds that the prisoner meets the eligibility
9 requirements imposed by this section.

10 (b) To be eligible to serve time in a correctional restitution
11 center, the prisoner

12 (1) must be employable or eligible to work on community
13 service projects approved by the commissioner and agree to secure
14 employment or participate in community service projects and obey the
15 rules of the center;

16 (2) may not have been convicted of an offense, in this
17 state or another jurisdiction, involving violence or the use of force,
18 as defined in AS 11.81.900; in this section, violence or the use of
19 force includes possession of a firearm, as defined in AS 11.81.900, in
20 the commission of an offense, whether or not the firearm was actually
21 used; and

22 (3) may not have been convicted of an offense under AS 11.-
23 41.410 - 11.41.470 or an offense in the state or another jurisdiction
24 having elements substantially identical to an offense under AS 11.41.-
25 410 - 11.41.470.

26 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
27 shall appoint a community advisory committee for each center, to
28 consist of five members of the community in which the center is locat-
29 ed. The committee shall consider complaints made against prisoners

1 confined to a center and shall make recommendations to the commis-
2 sioner.

3 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The em-
4 ployer of a prisoner confined to a center shall pay the prisoner's
5 earnings to the commissioner. The commissioner shall deposit the
6 earnings in a fund to be paid to the prisoner upon release from the
7 center after making and distributing deductions for

8 (1) an amount determined by the commissioner for the cost
9 of the housing, food, and clothing provided to the prisoner; the
10 deduction under this paragraph shall be the same percentage of each
11 prisoner's earnings, but may not exceed the actual cost of services
12 provided;

13 (2) necessary travel expenses to and from work and other
14 incidental expenses of the prisoner;

15 (3) an amount determined by the commissioner to be neces-
16 sary for the support of the prisoner's dependents; and

17 (4) a fine or restitution ordered by the court.

18 Sec. 33.30.288. CONFINEMENT TO THE CENTER. (a) A prisoner
19 shall be confined to the center at all times except while

20 (1) at work and traveling to and from work;

21 (2) at and traveling to and from a community service pro-
22 ject approved by the commissioner;

23 (3) on emergency absence; or

24 (4) at and traveling to and from a job interview.

25 (b) Except for an emergency absence, a prisoner may not be
26 absent from a center under this section for more than 12 hours in a
27 24-hour period.

28 * Sec. 5. AS 33.30.900 is amended by adding a new paragraph to read:

29 (10) "center" means a correctional restitution center.

Offered: 3/26/85
Referred: Rules

Original sponsors: Kelly, Sturgulewski,
Faiks, et al

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2

CS FOR SENATE BILL NO. 4 (Finance)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to confinement of offenders."

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

8 * Section 1. AS 12.55.015 is amended by adding a new subsection to
9 read:

10 (e) If the defendant is ordered to serve a definite term of
11 imprisonment, the court may recommend that the defendant serve all or
12 part of the term in a correctional restitution center.

13 * Sec. 2. AS 12.55.086(a) is amended to read:

14 (a) When the imposition of sentence is suspended under AS 12.-
15 55.085, the court may require, as a special condition of probation,
16 that the defendant serve a definite term of continuous or periodic im-
17 prisonment, not to exceed the maximum term of imprisonment that could
18 have been imposed. The court may recommend that the defendant serve
19 all or part of the term in a correctional restitution center.

20 * Sec. 3. AS 33.30.060 is repealed and reenacted to read:

21 Sec. 33.30.060. COMMISSIONER MAY CONTRACT FOR CONFINEMENT AND
22 CARE OF PRISONERS. (a) The commissioner shall determine the avail-
23 ability of state prison facilities suitable for the detention and
24 confinement of persons held under authority of state law. If the
25 commissioner determines that suitable state prison facilities are not
26 available, the commissioner may enter into an agreement with a public
27 or private agency to provide necessary facilities. Correctional
28 facilities provided through agreement may be in this state or another
29 state. The commissioner may not enter into an agreement with an

1 agency unable to provide a degree of custody, care, and discipline
2 similar to that required by the laws of the state.

3 (b) The commissioner may not enter into an agreement with a
4 privately operated correctional facility under (a) of this section
5 unless the purpose of the agreement is to involve prisoners in a
6 program established under AS 33.30.250 - 33.30.260, to provide neces-
7 sary facilities under AS 33.30.282 - 33.30.288, or to confine prison-
8 ers convicted of a misdemeanor. Notwithstanding AS 37.05.230(1)(B),
9 an agreement awarded under this section shall be based on competitive
10 bids.

11 (c) Earnings of a prisoner who is employed while confined in a
12 privately operated correctional facility under (a) of this section are
13 subject to AS 33.30.286.

14 * Sec. 4. AS 33.30 is amended by adding new sections to read:

15 ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

16 Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The
17 commissioner shall establish correctional restitution centers in the
18 state. The purpose of the centers is to provide certain nonviolent
19 offenders with rehabilitation through community service and employment
20 while protecting the community through partial incarceration of the
21 offender, and to create a means to provide restitution to victims of
22 crimes.

23 (b) The commissioner shall adopt regulations setting standards
24 for the operation of the centers including

25 (1) requirements that the centers be secure and in compli-
26 ance with state and local safety laws;

27 (2) standards for disciplinary rules to be imposed on
28 prisoners confined to the centers;

29 (3) standards for the granting of emergency absence to

1 prisoners confined to the centers; and

2 (4) standards for periodic review of the performance of
3 prisoners confined to the centers.

4 Sec. 33.30.283. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
5 RESTITUTION CENTER. (a) The commissioner may not allow a prisoner to
6 serve time in a correctional restitution center unless the commis-
7 sioner specifically finds that the prisoner meets the eligibility
8 requirements imposed by this section.

9 (b) To be eligible to serve time in a correctional restitution
10 center, the prisoner

11 (1) must be employable or eligible to work on community
12 service projects approved by the commissioner and agree to secure
13 employment or participate in community service projects and obey the
14 rules of the center;

15 (2) may not have been convicted of an offense, in this
16 state or another jurisdiction, involving violence or the use of force,
17 as defined in AS 11.81.900; in this section, violence or the use of
18 force includes possession of a firearm, as defined in AS 11.81.900, in
19 the commission of an offense, whether or not the firearm was actually
20 used; and

21 (3) may not have been convicted of an offense under AS 11.-
22 41.410 - 11.41.470 or an offense in the state or another jurisdiction
23 having elements substantially identical to an offense under AS 11.41.-
24 410 - 11.41.470.

25 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
26 shall appoint a community advisory committee for each center, to
27 consist of five members of the community in which the center is locat-
28 ed. The committee shall consider complaints made against prisoners
29 confined to a center and shall make recommendations to the

1 commissioner.

2 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The em-
3 ployer of a prisoner confined to a center shall pay the prisoner's
4 earnings to the commissioner. The commissioner shall deposit the
5 earnings in a fund to be paid to the prisoner upon release from the
6 center after making and distributing deductions for

7 (1) an amount determined by the commissioner for the cost
8 of the housing, food, and clothing provided to the prisoner; the
9 deduction under this paragraph shall be the same percentage of each
10 prisoner's earnings, but may not exceed the actual cost of services
11 provided;

12 (2) necessary travel expenses to and from work and other
13 incidental expenses of the prisoner;

14 (3) an amount determined by the commissioner to be neces-
15 sary for the support of the prisoner's dependents; and

16 (4) a fine or restitution ordered by the court.

17 Sec. 33.30.288. CONFINEMENT TO THE CENTER. (a) A prisoner
18 shall be confined to the center at all times except while

19 (1) at work and traveling to and from work;

20 (2) at and traveling to and from a community service pro-
21 ject approved by the commissioner;

22 (3) on emergency absence; or

23 (4) at and traveling to and from a job interview.

24 (b) Except for an emergency absence, a prisoner may not be
25 absent from a center under this section for more than 12 hours in a
26 24-hour period.

27 * Sec. 5. AS 33.30.900 is amended by adding a new paragraph to read:

28 (10) "center" means a correctional restitution center.

Offered: 2/13/85
Referred: Judiciary

Original sponsors: Kelly, Sturgulewski,
Faiks, et al

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

1 IN THE SENATE

2

CS FOR SENATE BILL NO. 4 (HESS)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to correctional restitution cen-
7 ters."

8

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

9

* Section 1. AS 12.55.015 is amended by adding a new subsection to
10 read:

11

(e) If the defendant is ordered to serve a definite term of
12 imprisonment, the court may recommend that the defendant serve all or
13 part of the term in a correctional restitution center.

14

* Sec. 2. AS 12.55.086(a) is amended to read:

15

(a) When the imposition of sentence is suspended under AS 12.-
16 55.085, the court may require, as a special condition of probation,
17 that the defendant serve a definite term of continuous or periodic im-
18 prisonment, not to exceed the maximum term of imprisonment that could
19 have been imposed. The court may recommend that the defendant serve
20 all or part of the term in a correctional restitution center.

21

* Sec. 3. AS 33.30 is amended by adding new sections to read:

22

ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

23

Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The

24

commissioner shall establish correctional restitution centers in the
25 state. The purpose of the centers is to provide certain nonviolent
26 offenders with rehabilitation through community service and employment
27 while protecting the community through partial incarceration of the
28 offender, and to create a means to provide restitution to victims of
29 crimes.

1 (b) The commissioner shall adopt regulations setting standards
2 for the operation of the centers including

3 (1) requirements that the centers be secure and in compli-
4 ance with state and local safety laws;

5 (2) standards for disciplinary rules to be imposed on
6 prisoners confined to the centers;

7 (3) standards for the granting of emergency absence to
8 prisoners confined to the centers; and

9 (4) standards for periodic review of the performance of
10 prisoners confined to the centers.

11 Sec. 33.30.283. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
12 RESTITUTION CENTER. (a) The commissioner may not allow a prisoner to
13 serve time in a correctional restitution center unless the commis-
14 sioner specifically finds that the prisoner meets the eligibility
15 requirements imposed by this section.

16 (b) To be eligible to serve time in a correctional restitution
17 center, the prisoner

18 (1) must be employable and agree to secure employment and
19 obey the rules of the center;

20 (2) may not have been convicted of an offense, in this
21 state or another jurisdiction, involving violence or the use of force,
22 as defined in AS 11.81.900; in this section, violence or the use of
23 force includes possession of a firearm, as defined in AS 11.81.900, in
24 the commission of an offense, whether or not the firearm was actually
25 used; and

26 (3) may not have been convicted of an offense under AS 11.-
27 41.410 - 11.41.470 or an offense in the state or another jurisdiction
28 having elements substantially identical to an offense under AS 11.41.-
29 410 - 11.41.470.

1 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
2 shall appoint a community advisory committee for each center, to
3 consist of five members of the community in which the center is locat-
4 ed. The committee shall consider complaints made against prisoners
5 confined to a center and shall make recommendations to the commis-
6 sioner.

7 Sec. 33.30.285. CONTRACTS FOR OPERATION OF RESTITUTION CENTERS.
8 The commissioner may enter into an agreement with a public or private
9 agency to provide necessary facilities under AS 33.30.282 - 33.30.288.
10 The commissioner may not enter into an agreement with an agency that
11 is unable to provide a degree of custody, care, and discipline similar
12 to that required by the laws of the state.

13 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The em-
14 ployer of a prisoner confined to a center shall pay the prisoner's
15 earnings to the commissioner. The commissioner shall deposit the
16 earnings in a fund to be paid to the prisoner upon release from the
17 center after making and distributing deductions for

18 (1) an amount determined by the commissioner for the cost
19 of the housing, food, and clothing provided to the prisoner;

20 (2) necessary travel expenses to and from work and other
21 incidental expenses of the prisoner;

22 (3) an amount determined by the commissioner to be neces-
23 sary for the support of the prisoner's dependents; and

24 (4) a fine or restitution ordered by the court.

25 Sec. 33.30.288. CONFINEMENT TO THE CENTER. A prisoner shall be
26 confined to the center at all times except while

27 (1) at work and traveling to and from work;

28 (2) at and traveling to and from a community service pro-
29 ject approved by the commissioner;

1 (3) on emergency absence; or

2 (4) at and traveling to and from a job interview.

3 * Sec. 4. AS 33.30.900 is amended by adding a new paragraph to read:

4 (10) "center" means a correctional restitution center.

Introduced: 1/14/85
Referred: Health, Education and
Social Services, Judiciary
and Finance

BY KELLY, STURGULEWSKI,
FAIKS, COGHILL,
JOSEPHSON AND KERTTULA

1 IN THE SENATE

2 SENATE BILL NO. 4

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to correctional restitution cen-
7 ters."

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

9 * Section 1. AS 12.55.015 is amended by adding a new subsection to
10 read:

11 (e) If the defendant is ordered to serve a definite term of
12 imprisonment, the court may recommend that the defendant serve all or
13 part of the term in a correctional restitution center. The term of
14 service in a correctional restitution center may not exceed the maxi-
15 mum term of imprisonment that could have been imposed.

16 * Sec. 2. AS 12.55 is amended by adding a new section to read:

17 Sec. 12.55.021. ELIGIBILITY TO SERVE TIME IN A CORRECTIONAL
18 RESTITUTION CENTER. (a) The court may not allow a defendant to serve
19 time in a correctional restitution center unless the court specificical-
20 ly finds that the defendant meets the eligibility requirements imposed
21 by this section. To determine eligibility, the court shall hold a
22 hearing at which the defendant and the prosecution are allowed to
23 present evidence.

24 (b) To be eligible to serve time in a correctional restitution
25 center, the defendant

26 (1) must be employable and agree to secure employment and
27 obey the rules of the center;

28 (2) must be an individual who otherwise would have been
29 sentenced to imprisonment in a prison facility;

1 (3) may not have been convicted of an offense involving
2 violence or the use of force, as defined in AS 11.81.900, and may not
3 have a history of violence; in this section, violence or the use of
4 force includes possession of a dangerous instrument, as defined in
5 AS 11.81.900, in the commission of an offense, whether or not the
6 dangerous instrument was actually used; and

7 (4) may not have been convicted of an offense under AS 11.-
8 41.410 - 11.41.470 or an offense in the state or another jurisdiction
9 having elements substantially identical to an offense under AS 11.41.-
10 410 - 11.41.470.

11 * Sec. 3. AS 12.55.086(a) is amended to read:

12 (a) When the imposition of sentence is suspended under AS 12.-
13 55.085, the court may require, as a special condition of probation,
14 that the defendant serve a definite term of continuous or periodic im-
15 prisonment, including imprisonment in a correctional restitution
16 center, not to exceed the maximum term of imprisonment that could have
17 been imposed.

18 * Sec. 4. AS 33.30 is amended by adding new sections to read:

19 ARTICLE 3A. CORRECTIONAL RESTITUTION CENTERS.

20 Sec. 33.30.282. CORRECTIONAL RESTITUTION CENTERS. (a) The
21 commissioner shall establish correctional restitution centers in the
22 state. The purpose of the centers is to provide certain nonviolent
23 offenders with rehabilitation through community service and employment
24 while protecting the community through partial incarceration of the
25 offender.

26 (b) The commissioner shall adopt regulations setting standards
27 for the operation of the centers including

28 (1) requirements that the centers be secure and in compli-
29 ance with state and local safety laws;

1 (2) standards for disciplinary rules to be imposed on
2 prisoners confined to the centers;

3 (3) standards for the granting of emergency absence to
4 prisoners confined to the centers; and

5 (4) standards for periodic review of the performance of
6 prisoners confined to the centers.

7 Sec. 33.30.284. COMMUNITY ADVISORY COMMITTEES. The commissioner
8 shall appoint a community advisory committee for each center, to
9 consist of five members of the community in which the center is locat-
10 ed. The committee shall consider complaints made against prisoners
11 confined to a center and shall make recommendations to the commis-
12 sioner.

13 Sec. 33.30.286. DISTRIBUTION OF PRISONER'S EARNINGS. The em-
14 ployee of a prisoner confined to a center shall pay the prisoner's
15 earnings to the commissioner. The commissioner shall deposit the
16 earnings in a fund to be paid to the prisoner upon release from the
17 center after making and distributing deductions for

18 (1) an amount determined by the commissioner for the cost
19 of the housing, food, and clothing provided to the prisoner;

20 (2) necessary travel expenses to and from work and other
21 incidental expenses of the prisoner;

22 (3) an amount determined by the court to be necessary for
23 the support of the prisoner's dependents; and

24 (4) an amount determined by the court to be necessary for
25 restitution to the victims of an offense committed by the prisoner.

26 Sec. 33.30.288. CONFINEMENT TO THE CENTER. (a) A prisoner
27 shall be confined to the center at all times except while

28 (1) at work and traveling to and from work;

29 (2) attending and traveling to and from a community service

project approved by the commissioner; and

(3) on emergency absence.

(b) The commissioner may grant an emergency absence to a prisoner confined to a center to obtain medical treatment or diagnosis.

* Sec. 5. AS 33.30.900 is amended by adding a new paragraph to read:

(10) "center" means a correctional restitution center.

COMMITTEE REPORT
SENATE

FURTHER:

3/27/85

Date 4/2/85

Mr. President

The Committee on FINANCE considered SB 8
personal safety curriculum in public schools.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for 30-2 (1985)
- new title
- same title and recommends "DO PASS"
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

14 Kuttala

[Signature]

[Signature]

Chairman _____

Chairman recommendation _____

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CSSB 8 (HESS)
 Title: personal safety curriculum
 Sponsor: Kerttula/HESS
 Requestor: Senate Finance
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Education
 Program Category Affected: Elementary and Secondary Education
 BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING		0	0			
100 PERSONAL SERVICES		0	0			
200 TRAVEL		0	0			
300 CONTRACTUAL		0	0			
400 SUPPLIES		0	0			
500 EQUIPMENT		0	0			
600 LAND & STRUCTURES		0	0			
700 GRANTS, CLAIMS		0	0			
800 MISCELLANEOUS		0	0			
TOTAL OPERATING		0	0			
CAPITAL		0	0			
REVENUE		0	0			

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0			
FEDERAL FUNDS	0	0			
OTHER	0	0			
TOTAL	0	0			

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary

Prepared By: _____ Phone: 465-4523
 Division: Senator Jan Faiks Date: 1/27/86
 Co-chairman, Senate Finance
 Approved by Commissioner: Committee Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CS SB No. 8
 Title: An Act relating to.....
safety curriculum in schools
 Sponsor: HESS
 Requestor: _____
 Date of Request: 3/27/85

FISCAL DETAIL

Agency Affected: Health and Social Services
 Program Category Affected: _____
Social Services
 BRU, Program or Subprogram(s) Affected:
Social Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		-0-	0	-0-	-0-	-0-
CAPITAL		-0-	-0-	-0-	-0-	-0-
REVENUE		-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL		-0-	-0-	0 =	-0-	-0-

POSITIONS:

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
FULL-TIME		-0-	-0-	-0-	-0-	-0-
PART-TIME		-0-	-0-	-0-	-0-	-0-
TEMPORARY		-0-	-0-	-0-	-0-	-0-

ANALYSIS: Attach a separate page if necessary

N/A

Prepared By: Michael L. [Signature] Phone: 465-3170
 Division: Family and Youth Services Date: 4/2/85

Approved by Commissioner: [Signature] Date: 4-4-85 jcc
 Agency: Health & Social Services

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

POSITION PAPER

CS FOR SENATE BILL NO. 8 (HESS)

For an Act entitled: "An Act relating to a personal safety curriculum in public schools."

This Bill would add to section 14.30.360 of the Alaska statutes a recommendation that each school district expand the health education curriculum for grades K through 12 to include personal safety and the identification of child abuse, child abduction, neglect, sexual abuse, and domestic violence. The Bill would also require the Department of Education to consult with the Council on Domestic Violence and Sexual Assault in developing personal safety guidelines.

A child's knowledge of how to attain personal safety coupled with other public awareness and prevention efforts will assist in breaking the destructive cycle of child abuse and neglect in successive generations.

State Affairs Committee action on the department's recommended amendment to SB 8 to include "neglect" in the personal safety curriculum will greatly expand the target population of children at risk. National and state statistics regarding categories of harm indicate that neglect constitutes not only the largest number of reports, thereby affecting the largest number of children at risk, but that greater numbers of victims of neglect are more likely to suffer serious harm than are victims of sexual or physical abuse. The recently completed American Humane Association report, "Trends in Child Abuse and Neglect: A National Perspective", found that in 1982, 50% of all child fatalities were a result of failure to provide basic necessities. The inclusion of "neglect" in the Bill will ensure that primary prevention programs in the school districts meet the goal of preventing physical abuse, sexual abuse, neglect, and reducing the general vulnerability of children.

Neither the State Affairs nor the HESS Committees acted on the department's second recommended amendment to the original Bill, which was to mandate that the Department of Education coordinate with both the Department of Health and Social Services and the Council on Domestic Violence in developing personal safety guidelines. Because the department of Health and Social Services is the primary agency for child protective services in the State of Alaska, the department is uniquely qualified to develop personal safety curricula in the areas of child physical abuse and neglect which comprise the largest numbers of children at risk. The concern for including the department is also one of clarity to professionals in the educational field. The Department of Health and Social Services is the agency legally mandated to intervene, investigate, assume custody, if necessary, and provide treatment services to child victims of neglect, physical and sexual abuse.

POSITION PAPER/Department of Health & Social Services

Position Paper CS for SP 8 (HESS)
Page 2

POSITION

Support with Amendment:
Page 1, line 22 add at the end of the first sentence, and the Department of Health and Social Services.

RECOMMENDED: Michael L. Price
Michael L. Price, Director
Division of Family
and Youth Services

DATE: April 2, 1985

APPROVED: John R. Pugh
John R. Pugh, Commissioner
Department of Health
and Social Services

DATE: 4-4-85

Offered: 3/27/85
Referred: Finance

Original sponsors: Kerttula, Sturgulewski,
Halford, et al

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

CS FOR SENATE BILL NO. 8 (HESS)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to a personal safety curriculum in
7 public schools."

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

9 * Section 1. AS 14.30.360 is amended to read:

10 Sec. 14.30.360. CURRICULUM. (a) Each district in the state
11 public school system shall be encouraged to initiate and conduct a
12 program in health education for kindergarten through grade 12. The
13 program should include instruction in physical health and personal
14 safety including alcohol and drug abuse education, cardiopulmonary
15 resuscitation (CPR), early cancer prevention and detection, dental
16 health, family health, environmental health, the identification and
17 prevention of child abuse, child abduction, neglect, sexual abuse and
18 domestic violence, and appropriate use of health services.

19 (b) The state board shall establish [BY REGULATION] guidelines
20 for a health and personal safety education program. Personal safety
21 guidelines shall be developed in consultation with the Council on
22 Domestic Violence and Sexual Assault. Upon request, the Department
23 of Education, the Department of Health and Social Services, and the
24 Council on Domestic Violence and Sexual Assault shall provide
25 technical assistance to school districts in the development of per-
26 sonal safety curricula. A school health education specialist position
27 shall be established and funded in the department to coordinate the
28 program statewide. Adequate funds to enable curriculum and resource
29 development, adequate consultation to school districts, and a program

1 of teacher training in health and personal safety education shall be
2 provided.

ANALYSIS FOR SENATE BILL 8

An Act relating to a personal safety curriculum in public schools.

Title 14, Education, Chapter 30, Curriculum is amended. Under current law, each school district in the state is encouraged to initiate and conduct a program in health education for kindergarten through grade 12. This bill adds new language requiring instruction in personal safety. Such things as the identification and prevention of child abuse, child abduction, neglect, sexual abuse and domestic violence.

In addition, the State Board of Education shall establish guidelines for a personal safety education program in consultation with the Council on Domestic Violence and Sexual Assault. The Departments of Education and Health and Social Services shall upon request, provide technical assistance to the school districts.

There is an existing fiscal note from the Department of Education for \$20,000.

SYNOPSIS ON CSCB 8-PERSONAL SAFETY CURRICULUM
IN PUBLIC SCHOOLS

CSSB 8, originally sponsored by Senator Jay Kerttula, adds information on personal safety, specifically information concerning identification and prevention of child abuse, neglect, sexual abuse and domestic violence (AND "ABDUCTION" MAY BE ADDED TO THIS LIST) to the list of subjects that local school districts are encouraged to teach their students.

The State Board of Education, the Department of Health and Social Services, the Council on Domestic Violence and the Women's Network all support this bill. The bill will provide for the development and review of personal safety curricula throughout the State, and will aid school districts in implementing such curricula.

Although the bill does not make teaching this information mandatory, it is a strong policy statement by the legislature that this information should be taught. Many school districts are already teaching these crucial subject, but for those that are not the legislature is sending a message. The legislature realizes the need for flexibility within each local school district, but also recognizes the tremendous need for our students to be taught how to remain safe from physical and emotional harm in today's society.

In conclusion, CSCB 8 is one of the best bills before the legislature this year. It will enable Alaska's children to learn how to protect themselves, so that the State has a strong future.

1985-86 CURRICULUM STATUS REPORT
HEALTH INFORMATION

CURRICULUM

50 District - 93% Alaska School Districts have written curriculum
Nov. (1985-86) - for grades K-12 in Health Education.

Nov. (1984-96) 78% (15% increase)

PERSONAL SAFETY

38 Districts - Do you have K-12 Personal Safety Curriculum.
27 Part of Their Health Curriculum
11 Treated as Individual Subject

17 Districts Curriculum Process

44 District - Develop Curriculum through their Local Curriculum
Committee.

INSERVICE - Use of Approved In-Service Release Days in Health

84-85	23	0	26 1/2 - 10	7NR
85-86	20	0	29 1/2 - 6	7NR

Alaska State Legislature

BETTYE FAHRENKAMP, Chairman
ARLISS STURGULEWSKI, Vice Chairman
JOE JOSEPHSON
PAUL FISCHER
EDNA ARMSTRONG-DE VRIES



POUCH V
STATE CAPITAL
JUNEAU, ALASKA 99811
(907) 465-3834
(907) 465-3835

Senate Committee on Health, Education and Social Services

LETTER OF INTENT

CS SB 8 (HESS)

The legislature recognizes that the Department of Education is presently soliciting comments from Alaskan school districts and various agencies and interested parties on a draft curriculum guide for health education. It is the intent of the legislature that the Department of Education in enacting CSSB 8 (HESS), prepare and distribute for comment a supplement to the existing draft no later than six months from the effective date of this Act. The supplement shall contain draft curriculum guidelines for personal safety education that include the identification and prevention of child abuse, child abduction, neglect, sexual abuse and domestic violence.

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : CS SB No. 8
 Title : An Act relating to safety curriculum in schools.

Sponsor : HESS
 Requestor : _____
 Date of Request : 4/3/86

FISCAL DETAIL

Agency Affected : Health & Social Services
 BRU : Social Services

Components : Social Services

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

CAPITAL		-0-	-0-	-0-	-0-	-0-
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REVENUE		-0-	-0-	-0-	-0-	-0-
----------------	--	-----	-----	-----	-----	-----

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL		-0-	-0-	-0-	-0-	-0-

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

N/A

Prepared by : Michael L. Price *Michael L. Price* Phone : 465-3170
 Division : Family & Youth Services Date : 4/3/86

Approved by Commissioner : Connie J. Lips *Connie J. Lips for* Date : 4/3/86
 Agency : Health & Social Services

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

POSITION PAPER

CS FOR SENATE BILL NO. 8 (HESS)

For an Act entitled: "An Act relating to a personal safety curriculum in public schools."

This Bill would add to section 14.30.360 of the Alaska statutes a recommendation that each school district expand the health education curriculum for grades K through 12 to include personal safety and the identification of child abuse, child abduction, neglect, sexual abuse, and domestic violence. The Bill would also require the Department of Education to consult with the Council on Domestic Violence and Sexual Assault in developing personal safety guidelines.

A child's knowledge of how to attain personal safety coupled with other public awareness and prevention efforts will assist in breaking the destructive cycle of child abuse and neglect in successive generations.

State Affairs Committee action on the department's recommended amendment to SB 8 to include "neglect" in the personal safety curriculum will greatly expand the target population of children at risk. National and state statistics regarding categories of harm indicate that neglect constitutes not only the largest number of reports, thereby affecting the largest number of children at risk, but that greater numbers of victims of neglect are more likely to suffer serious harm than are victims of sexual or physical abuse. The recently completed American Humane Association report, "Trends in Child Abuse and Neglect: A National Perspective", found that in 1982, 50% of all child fatalities were a result of failure to provide basic necessities. The inclusion of "neglect" in the Bill will ensure that primary prevention programs in the school districts meet the goal of preventing physical abuse, sexual abuse, neglect, and reducing the general vulnerability of children.

Neither the State Affairs nor the HESS Committees acted on the department's second recommended amendment to the original Bill, which was to mandate that the Department of Education coordinate with both the Department of Health and Social Services and the Council on Domestic Violence in developing personal safety guidelines. Because the department of Health and Social Services is the primary agency for child protective services in the State of Alaska, the department is uniquely qualified to develop personal safety curricula in the areas of child physical abuse and neglect which comprise the largest numbers of children at risk. The concern for including the department is also one of clarity to professionals in the educational field. The Department of Health and Social Services is the agency legally mandated to intervene, investigate, assume custody, if necessary, and provide treatment services to child victims of neglect, physical and sexual abuse.

POSITION

Support with Amendment:

Page 1, line 22 add at the end of the first sentence, and the Department of Health and Social Services.

RECOMMENDED:

Michael L. Price
Michael L. Price, Director
Division of Family
and Youth Services

DATE:

April 2, 1985

APPROVED:

John R. Pugh
John R. Pugh, Commissioner
Department of Health
and Social Services

DATE:

4-4-85

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CS SB No. 8
 Title: An Act relating to
personal safety curriculum
 Sponsor: State Affairs
 Requestor: _____
 Date of Request: 2/1/85

FISCAL DETAIL

Agency Affected: Health and Social Services
 Program Category Affected: _____
Social Services
 BRU, Program or Subprogram(s) Affected: _____
Social Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-				

CAPITAL	-0-	-0-				
----------------	-----	-----	--	--	--	--

REVENUE	-0-	-0-				
----------------	-----	-----	--	--	--	--

FUNDING: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-				

POSITIONS:

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
FULL-TIME	-0-	-0-				
PART-TIME	-0-	-0-				
TEMPORARY	-0-	-0-				

ANALYSIS: Attach a separate page if necessary

N/A

Prepared By: Michael L. Price *Michael L. Price* Phone: 465-3170
 Division: Family and Youth Services Date: 2/15/85

Approved by Commissioner: John R. Poy *John R. Poy* Date: 2/19/85 *JCC*
 Agency: Health & Social Services

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

POSITION PAPER

CS FOR SENATE BILL NO. 8 (State Affairs)

For an Act entitled: "An Act relating to a personal safety curriculum in public schools."

This Bill would add to section 14.30.360 of the Alaska statutes a recommendation that each school district include personal safety and the identification of child abuse, neglect, sexual abuse, and domestic violence in school curricula for grades K through 12. The Bill would also require the Department of Education to coordinate with the Council on Domestic Violence and Sexual Assault in reviewing existing curricula and developing new curricula in personal safety.

A child's knowledge of how to attain personal safety coupled with other public awareness and prevention efforts will assist in breaking the destructive cycle of child abuse and neglect in successive generations.

State Affairs Committee action on the department's recommended amendment to SB 8 to include "neglect" in the personal safety curriculum will greatly expand the target population of children at risk. National and state statistics regarding categories of harm indicate that neglect constitutes not only the largest number of reports, thereby affecting the largest number of children at risk, but that greater numbers of victims of neglect are more likely to suffer serious harm than are victims of sexual or physical abuse. The recently completed American Humane Association report, "Trends in Child Abuse and Neglect: A National Perspective", found that in 1982, 50% of all child fatalities were a result of failure to provide basic necessities. The inclusion of "neglect" in the Bill will ensure that primary prevention programs in the school districts meet the goal of preventing physical abuse, sexual abuse, neglect, and reducing the general vulnerability of children.

The State Affairs Committee did not act on the department's second recommended amendment to the original Bill, which was to mandate that the Department of Education coordinate with both the Department of Health and Social Services and the Council on Domestic Violence in developing personal safety curricula. The concern for including the department is one of clarity to professionals in the educational field. The Department of Health and Social Services is the agency legally mandated to intervene, investigate, assume custody, if necessary, and provide treatment services to child victims of neglect, physical and sexual abuse. Because the department is the primary agency for child protective services in the State of Alaska, the department is uniquely qualified to develop personal safety curricula for child abuse and neglect. The Council on Domestic Violence has expertise in the area of child sexual assault and has developed a curriculum regarding sexual abuse and family violence for use in public schools. Their expertise, particularly in the area of child sexual assault, would be valuable in

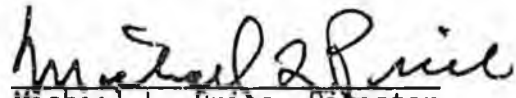
the continuing development of the sexual abuse component of the personal safety curriculum. However, in order to ensure agency role clarity, the Department of Health and Social Services should also be named.

The department is pleased that both houses of the Legislature are addressing the need for education and prevention; in the Senate there are two Bills, CS for SB 8, dealing with personal safety curriculum, and SB 85, dealing with training teachers regarding child physical and sexual abuse, while the House has introduced HB 18 regarding training teachers on child physical and sexual abuse, and HB 174 regarding teacher training on child abuse reporting. The department has recently received a valuable resource, "Selected State Legislation: A Guide for Effective State Laws to Protect Children", published by the National Center for Missing & Exploited Children. On page 25 the California Education and Prevention Program dealing with training of children, parents, and school district staff is presented. A copy of that page is attached for information.

POSITION

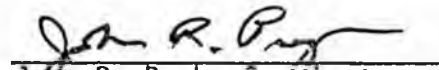
Support in concept with amendment:
Page 1, lines 20 - 23: The Department of Education in conjunction with the Department of Health and Social Services and the Council on Domestic Violence and Sexual Assault shall review existing personal safety curricula and develop new curricula when appropriate.

RECOMMENDED:


Michael L. Price, Director
Division of Family
and Youth Services

DATE: _____

APPROVED:


John R. Pugh, Commissioner
Department of Health
and Social Services

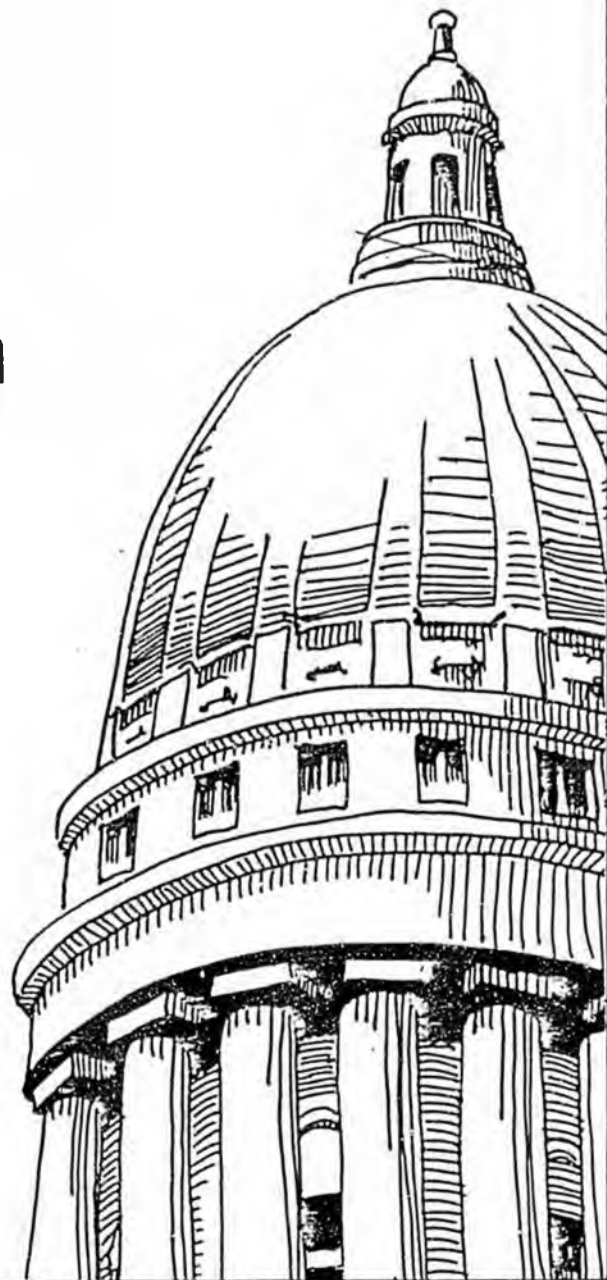
DATE: 2/19/85



NATIONAL
CENTER FOR
MISSING
& EXPLOITED
CHILDREN

Selected State Legislation

**A
Guide for
Effective
State Laws
to
Protect
Children**



6. Education and Prevention

Educating children, families, and professionals about abduction, sexual exploitation, and child abuse is the best way to reduce crime against children. The schools are a good place to begin. The National Center for Missing and Exploited Children in late 1985 will provide information on effective training and education programs for the schools.

State legislation may be used to mandate that education and prevention programs for children be available throughout the state. In addition, state legislation may be used to set up community programs to educate professionals about child abuse and exploitation. It is important to note that these programs should be directed toward sexual abuse, exploitation, and abduction as well as child abuse.

State Programs

California (1984, A.B. 2443) recently passed a comprehensive education and training proposal to establish two state education centers and local prevention programs to address the issues of child abuse, sexual assault and, in general, the vulnerability of children. In enacting this important law, the legislature issued findings that included the following assessments of the school's unique ability to be the appropriate setting for the prevention program:

1. Child abuse and neglect is a severe and increasing problem in California.
2. School districts and preschools are able to provide an environment for training of children, parents, and all school district staff.
3. Primary prevention programs in the school districts are an effective and cost-efficient method of reducing the incidence of child abuse and neglect and for promoting a healthy family environment.
4. To ensure comprehensive and effective primary prevention education to all of California's public school children, it is the intent of the legislature to provide adequate funding for training for children four times in their school career, including once in preschool, elementary school, junior high school, and senior high school.

The legislature was careful to define the goal of the new initiative as one that included preventing physical abuse, sexual assault, neglect, and reducing the general vulnerability of children.

California established two distinct kinds of programs. The first is a primary prevention program that provides workshops for parents, teachers, and children. These workshops are designed to counteract common stereotypes about victims and offenders, provide parents and school staff personnel the proper training on child safety, how to detect abuse victims, what to do in a crisis, and how to report the information to the proper agencies.

In addition, the legislature had the foresight to provide for a period of counseling and reporting for the children after each children's workshop.

The second program provides for two Prevention Training Centers, which will act as state clearinghouses to provide information on prevention curriculums and technical assistance to local programs.

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: SB No. 8
 Title: An Act relating to.....
personal safety curriculum
 Sponsor: Sen. Kerttula
 Requestor: _____
 Date of Request: 1/18/85

FISCAL DETAIL

Agency Affected: Health and Social Services
 Program Category Affected: _____
Social Services
 BRU, Program or Subprogram(s) Affected: _____
Social Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-				
CAPITAL	-0-	-0-				
REVENUE	-0-	-0-				

FUNDING: (Thousands of Dollars)

GENERAL FUNDS						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-				

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary

N/A

Prepared By: Michael L. Price *Michael L. Price* Phone: 465-3170
 Division: Family and Youth Services Date: 1/18/85

Approved by Commissioner: *J. R. G.* Date: 1/29/85 *JCC*
 Agency: _____

Distribution (by Agency preparing fiscal note):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

POSITION PAPER

SENATE BILL NO. 8

For an act entitled: "An act relating to a personal safety curriculum in public school."

This bill as written would add to section 14.30.360 of the Alaska statute a recommendation that each school district include personal safety and the identification of child abuse and domestic violence in school curriculum for grades K through 12. The bill would also require the Department of Education to coordinate with the Council on Domestic Violence and Sexual Assault in reviewing existing curricula and developing new curricula in personal safety.

A child's knowledge of how to attain personal safety coupled with other public awareness and prevention efforts will assist in breaking the destructive cycle of abuse in successive generations. As noted in the American Humane Association report, "Trends in Child Abuse and Neglect: A National Perspective" (1984), more children die of neglect than of child physical abuse or child sexual abuse. Furthermore as reflected on the attached chart, "Reports of Child Abuse and Neglect in Alaska", reports of neglect represent the largest category of reports of harm in the state. As a result, it is suggested that neglect be included in the personal safety program.

The Department of Education has statutory responsibility for establishing by regulation a minimum course of study for public schools and to establish criteria for accreditation for schools which meet those standards. The Department of Education in executing its professional responsibility to ensure quality programming, coordinates with various other professionals and agencies outside the Department when preparing curricula standards. The Department of Health and Social Services is legally mandated to provide intervention and treatment services to child victims of neglect, physical and sexual abuse and has expertise which would be valuable in developing a personal safety curriculum. The Council on Domestic Violence has expertise in the area of child sexual assault which would be valuable in the development of the sexual abuse component of the personal safety curriculum.

POSITION

Support in concept with amendments:

Page 1, line 17, add neglect after child abuse.

Page 1, lines 2-23 change to read "The Department of Education shall coordinate with the Department of Health and Social Services and the Council on Domestic Violence and Sexual Assault in developing personal safety curricula."

RECOMMENDED:

Michael L. Price
Michael L. Price, Director
Division of Family
and Youth Services

DATE:

1/29/85

APPROVED:

John R. Pugh
John R. Pugh, Commissioner
Department of Health
and Social Services

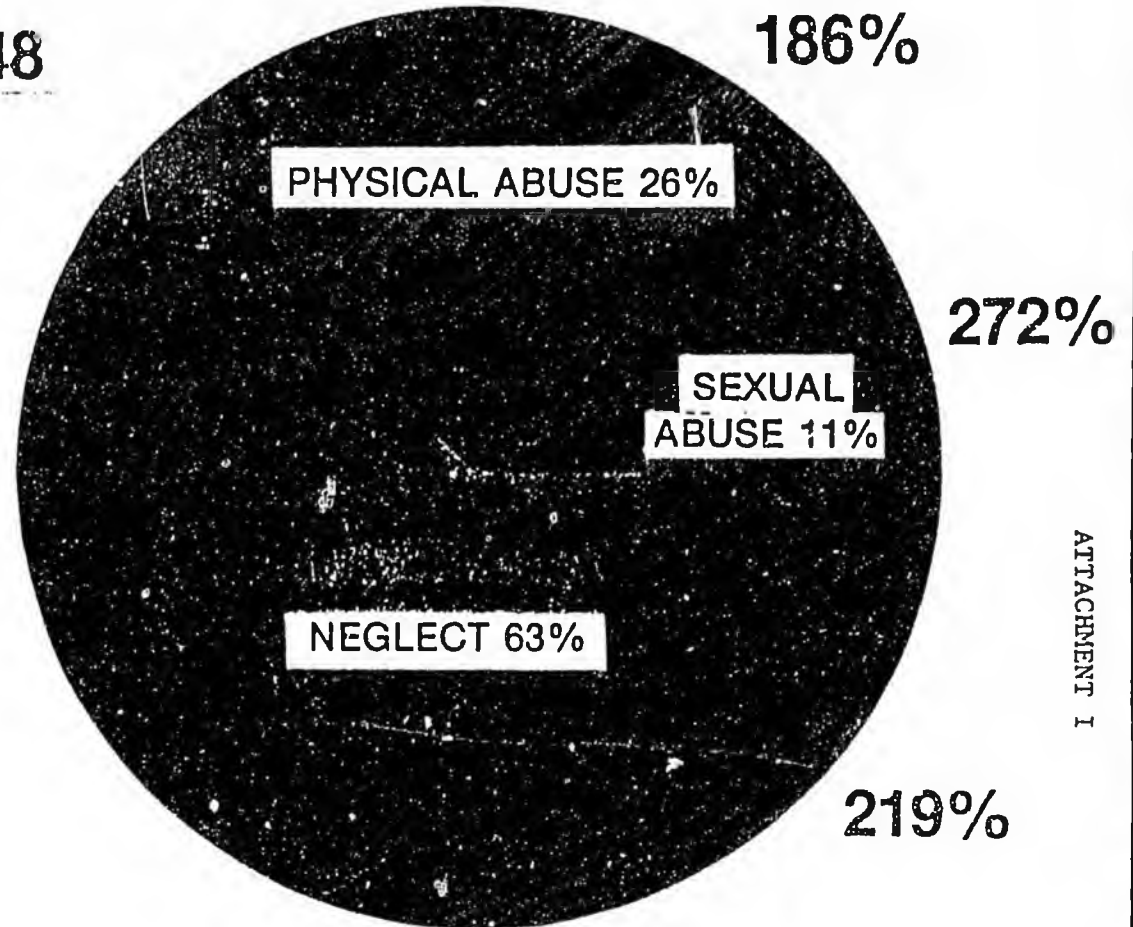
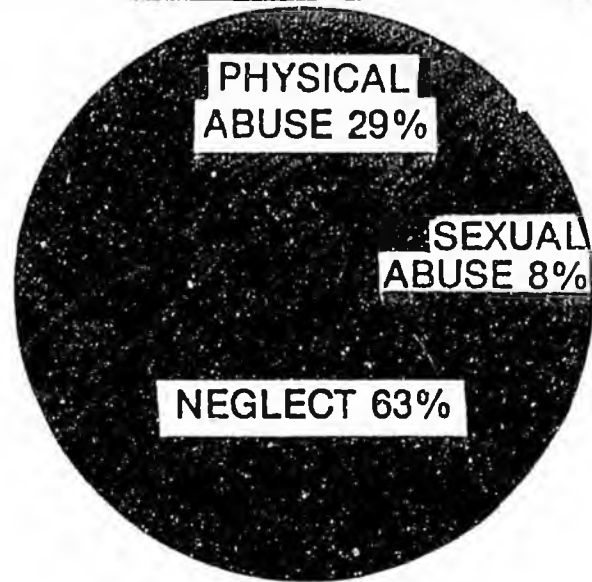
DATE:

1/29/85

REPORTS OF CHILD ABUSE AND NEGLECT IN ALASKA

FY83 Total Reports: 5,574

FY78 Total Reports: 1,748



ATTACHMENT I

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : CSSB8(HESS)
 Title : "An Act relating to a personal safety curriculum in public schools"
 Sponsor : Senator Kerttula, Sturgulewski,
 Requestor : House State Affairs
 Date of Request : 3/27/86

FISCAL DETAIL

Agency Affected : Public Safety
 BRU : Council on Domestic Violence and Sexual Assault
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

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

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

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by : Barbara Miklos, Exec. Dir. *Bm*
 Division : CDVSA

Phone : 465-4356
 Date : 3/28/86

Approved by Commissioner : *D. Huns*
 Agency : Public Safety

Date : 3/28/86

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CSSB8 (HESS)
 Title: ...Personal Safety Curriculum...
 Sponsor: Kerttula
 Requestor: Senate HESS
 Date of Request: 2-20-85

FISCAL DETAIL

Agency Affected: Education
 Program Category Affected: Elementary and Secondary Education
 BRU, Program or Subprogram(s) Affected: Office of School Improvement

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		20.0	10.0	5.0	5.0	5.0
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		20.0	10.0	5.0	5.0	5.0

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND		20.0	10.0	5.0	5.0	5.0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

FY-86 and FY-87 costs include staff training, identification of existing materials and resources, and telephone and duplication costs of guideline development. Post FY-87 costs are telephone and duplication cost estimates. This estimate does not include materials or curriculum development.

Prepared By: Steve Hole

Division: Commissioner's Office

Phone: 2800

Date: 2-20-85

Approved by Commissioner: Harold Reynolds, Jr.

Agency: Education

Date: 2-20-85

Distribution (by Agency preparing fiscal note):

Legislative Finance ✓

Legislative Sponsor ✓

Requestor

Office of Management and Budget ✓

Impacted Agency(ies)

7/1/84

4/16

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: SB-8

Title: ...personal safety curriculum...

Sponsor: Senator Kerttula

Requestor: Senate State Affairs

Date of Request: 1-22-85

FISCAL DETAIL

Agency Affected: Education

Program Category Affected: Elementary and Secondary Education

BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		75.0				
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CL. MS						
800 MISCELLANEOUS						
TOTAL OPERATING		75.0				

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND		75.0				
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		0				
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

While materials presently exist in the areas mentioned in the bill, it is expected that some materials development will be necessary. Additional costs are anticipated in coordinating the efforts of the various agencies, printing materials for dissemination to school districts and conducting teacher training.

Prepared By: Steve Hole

Division: Commissioner's Office

Phone: 465-2800

Date: 1-23-85

Approved by Commissioner: Harold Reynolds, Jr.

Agency: Education

Date: 1-23-85

Distribution (by Agency preparing fiscal note):

Legislative Finance

Legislative Sponsor

Requestor

Office of Management and Budget

Impacted Agency(ies)

7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: SB 8
 Title: Personal Safety Curriculum
in Public Schools
 Sponsor: Sen. Kertulla
 Requestor: Sen. State Affairs
 Date of Request: 1-24-85

FISCAL DETAIL

Agency Affected: Public Safety
 Program Category Affected: _____
Administration of Justice
 BRU, Program or Subprogram(s) Affected: _____
Council on Domestic Violence

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRAN'TS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Prepared By: Paul Conger Phone: 465-4338
 Division: Administrative Services Date: 1-25-85
 Approved by Commissioner: [Signature] Date: 1/25/85
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

7/1/84

COMMITTEE REPORT
SENATE

FURTHER:

FINANCE

2/1/85

Date 3-26-85

Mr. President

The Committee on HESS considered SB 8
relating to personal safety curriculum in public schools.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 8 (HESS)
- new-title
- same title and recommends Do Pass
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Edna Hill

Joe Jackson

Arthur Stangor

Arthur Stangor
Chairman

Do Pass
Chairman recommendation

COMMITTEE REPORT
SENATE

FURTHER: HESS
FINANCE

1/14/85

Date 1/31/85

Mr. President

The Committee on STATE AFFAIRS considered SB 8
relating to (personal safety curriculum in public schools)

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 8 (SA)
- new title
- same title and recommends Y do pass
- and attached a "LETTER OF INTENT" ~~NEW~~ FISCAL NOTES
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

1 Tim Kelly
1 [Signature]
1 Ed de Vries

[Signature]
 Chairman
[Signature]
 Chairman recommendation

Offered: 2/1/85
Referred: Health, Education and
Social Services

Original sponsors: Kerttula, Sturgulewski,
Halford, et al

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR SENATE BILL NO. 8 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - FIRST SESSION
5 A BILL
6 For an Act entitled: "An Act relating to a personal safety curriculum in
7 public schools."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 14.30.360 is amended to read:
10 Sec. 14.30.360. CURRICULUM. (a) Each district in the state
11 public school system shall be encouraged to initiate and conduct a
12 program in health education for kindergarten through grade 12. The
13 program should include instruction in physical health and personal
14 safety including alcohol and drug abuse education, cardiopulmonary
15 resuscitation (CPR), early cancer prevention and detection, dental
16 health, family health, environmental health, the identification and
17 prevention of child abuse, neglect, sexual abuse and domestic
18 violence, and appropriate use of health services.
19 (b) The state board shall establish by regulation guidelines for
20 a health and personal safety education program. The department, in
21 conjunction with the Council on Domestic Violence and Sexual Assault,
22 shall review existing personal safety curricula and develop new cur-
23 ricula when appropriate. A school health education specialist posi-
24 tion shall be established and funded in the department to coordinate
25 the program statewide. Adequate funds to enable curriculum and re-
26 source development, adequate consultation to school districts, and a
27 program of teacher training in health and personal safety education
28 shall be provided.

POSITION PAPER OF THE DEPARTMENT OF EDUCATION

FOURTEENTH ALASKA LEGISLATURE

Senate Bill 8

January 23, 1985

The Department supports this approach to satisfying the need for training for both students and school district employees in the areas covered by the bill.



Harold Reynolds, Jr.
Commissioner

RECEIVED
JAN 24 1985

Introduced: 1/14/85
Referred: State Affairs, Health, Education
and Social Services and
Finance

BY KERTTULA, STRUGULEWSKI,
HALFORD, KELLY, FAIKS
AND COGHILL

1 IN THE SENATE

2

SENATE BILL NO. 8

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to a personal safety curriculum in
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26 source development, adequate consultation to school districts, and a
27 program of teacher training in health and personal safety education
28 shall be provided.

COMMITTEE REPORT
SENATE

FURTHER:

1/22/85

Date _____

Mr. President

The Committee on FINANCE considered SB 10

increasing military retirement benefits for the Alaska National Guard and the Alaska Naval Militia.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Chairman _____

Chairman recommendation _____

COMMITTEE REPORT
SENATE

FURTHER:

FINANCE

1/14/85

Date 1/22/85

Mr. President

The Committee on STATE AFFAIRS considered SB 10

increasing military retirement benefits for the Alaska National Guard and the Alaska Naval Militia.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title _____
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back as follows: ~~without recommendation~~
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Edna DeVries

3/ Bill Ray No Rec

3/ K. Fischer No Rec

1/ Senator Mildred Heide
Chairman

Do Pass (if none is available)
Chairman recommendation

Introduced: 1/14/85
Referred: State Affairs
and Finance

BY KELLY, HALFORD,
SACKETT, FAIKS AND
AND KERTTULA

1 IN THE SENATE

2 SENATE BILL NO. 10

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act increasing military retirement benefits for
7 the Alaska National Guard and the Alaska Naval Mili-
8 tia."

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

10 * Section 1. AS 26.05.224(b) is amended to read:

11 (b) The retirement pension is \$150 [\$100] a month, payable for
12 the same number of months that the member participated satisfactorily
13 in the Alaska National Guard or Alaska Naval Militia.

14 * Sec. 2. AS 26.05.224(c) is amended to read:

15 (c) An eligible member or former member may elect to receive the
16 retirement pension beginning on the first day of the month in which
17 the member or former member becomes eligible for retirement, or the
18 member or former member may elect to defer payment to a later date.
19 Payment of a deferred retirement benefit may not begin until applica-
20 tion for the benefit is filed with and approved by the Department of
21 Military and Veterans' Affairs. Deferred retirement payments shall
22 [MUST] be made monthly at the rate of \$150 [\$100].

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____
Page 1 of 2

REQUEST
 Bill/Resolution No.: SB 10
 Title: "An act relating to the
 Alaska National Guard"
 Sponsor: Kelly
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL
 Agency Affected: Dept. of Military Affairs
 Program Category Affected: NGRS
 BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

Operating	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
100 Personal Svcs						
100 Ptmnt & Brnts	-0-	669.5	669.5	669.5	669.5	669.5
200 Travel						
300 Contractual						
400 Supplies						
500 Equipment						
600 Land & Struct						
700 Grants, Claims						
700 TRS Match						
TOTAL OPEATING	-0-	669.5	669.5	669.5	669.5	669.5
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	669.5	669.5	669.5	669.5	669.5
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: -0- -0- -0- -0- -0- -0-

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Prepared By: J.K. Humphreys ^{JRH} Phone: 465-4470
 Division: Retirement & Benefits Date: 1-17-85

Approved by Commissioner: Lisa Rudd ^{JSR} Date: 1/21/85
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note,):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

(Page 2 of 2)

Senate Bill 10
Fiscal Note Analysis
Prepared by the Division of Retirement & Benefits
Department of Administration

January 17, 1985

IV Analysis: The passage of this bill would increase the current \$100 monthly benefit provided under the Alaska National Guard and Alaska Naval Militia Retirement Systems by \$50. Correspondingly, this bill would increase the current costs of the system by \$669,500.00 per year for the next 25 years. The present value of these costs is \$2,045,000.00.

**STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date: _____

REQUEST

Bill/Resolution No.: SB 10
 Title: National Guard/Naval Militia Retirement Benefit
 Sponsor: Kelly, Halford, Sackett,
 Requestor: Faiks, & Kertulla
 Date of Request: 15 January 1985

FISCAL DETAIL

Agency Affected: Military & Veterans Affairs
 Program Category Affected: Public Protection
 BRU, Program or Subprogram(s) Affected: Alaska National Guard
Life & Property Protection

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL		669.5	669.5	669.5		
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		669.5	669.5	669.5		

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND		669.5	669.5	669.5		
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

This would increase the National Guard/Naval Militia Retirement Benefit from \$100.00 to \$150.00 per month.

Prepared By: Richard L. Rountree, Director Phone: 465-4600
 Division: Administrative & Support Services Date: 15 January 1985

Approved by Commissioner: MG Edward G. Pagano Date: 15 January 1985
 Agency: Dept. of Military & Veterans Affairs

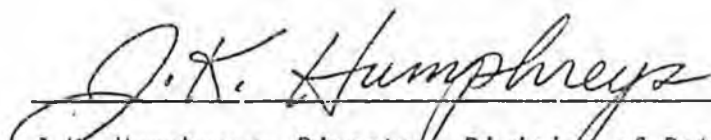
Distribution (by Agency preparing fiscal note):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

7/1/84

Position Paper

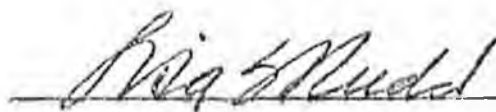
SB 10

The passage of this bill would increase the benefits provided under the Alaska National Guard and Alaska Naval Militia Retirement System (NGRS) by 50% and would increase the necessary contributions by the Department of Military Affairs by approximately 50%. The Department of Administration maintains a neutral position on this bill. It is questionable whether the public purpose served would justify the large increase in employer contributions.



J.K. Humphreys, Director, Division of Retirement & Benefits

1/18/85
Date



Lisa Rudd, Commissioner, Department of Administration

1/21/85
Date

OIBQ
CFAMER

2 FY NOTES SS# 6

ALASKA STATE LEGISLATURE

14TH Legislature FIRST Session

SENATE BILL NO. 10

By KELLY, HALFORD, SACKETT, FALKS, KERTTULA

"An Act increasing military retirement benefits for the Alaska National Guard and the Alaska Naval Militia."

Introduced in the Senate ..1/14.., 19..85

HISTORY IN THE SENATE

19 85

1 14

Jan 22

Read first time and referred to Committee on State Affairs and Finance

Reported back with recommendation that *It be passed before 1 do pass. I do pass if money. I no rec. to. I income.*

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

ANALYSIS FOR SENATE BILL 10

An Act increasing military retirement benefits for the Alaska National Guard and the Alaska Naval Militia

This bill would increase the monthly retirement pension for members of the Alaska National Guard and the Alaska Naval Militia from the current \$100/month to \$150/month. Currently there are 346 such recipients in the state which would add \$17,300 per month or \$207,600 per year in additional costs.

However, the Division of Retirement and Benefits estimates that this increase will cost \$669,500 each fiscal year for the next 25 years. This is because the military retirement system is still underfunded. In order for the retirement system to meet its anticipated future obligations, the additional funds are necessary.

Introduced: 1/14/85
Referred: State Affairs
and Finance

BY KELLY, HALFORD,
SACKETT, FAIKS AND
AND KERTTULA

1 IN THE SENATE

2

SENATE BILL NO. 10

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act increasing military retirement benefits for
7 the Alaska National Guard and the Alaska Naval Militia."
8

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

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18 member or former member may elect to defer payment to a later date.
19 Payment of a deferred retirement benefit may not begin until applica-
20 tion for the benefit is filed with and approved by the Department of
21 Military and Veterans' Affairs. Deferred retirement payments shall
22 [MUST] be made monthly at the rate of \$150 [\$100].

COMMITTEE REPORT
SENATE

FURTHER:

FINANCE

1/14/85

Date 1/22/85

Mr. President

The Committee on STATE AFFAIRS considered SB 10

increasing military retirement benefits for the Alaska National Guard and the Alaska Naval Militia.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back as follows: ~~without recommendation~~
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Edna DeVries

Bill Ray No Rec

H. Fischer No Rec

Senator M. J. Hill
Chairman

Lo Pass (if none is available)
Chairman recommendation

1/5

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

Page 1 of 2

REQUEST

Bill/Resolution No.: SB 10
 Title: "An act relating to the
 Alaska National Guard"
 Sponsor: Kelly
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Dept. of Military Affairs
 Program Category Affected: NGRS
 BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

Operating	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
100 Personal Svcs						
100 Ptmnt & Bnfts	-0-	669.5	669.5	669.5	669.5	669.5
200 Travel						
300 Contractual						
400 Supplies						
500 Equipment						
600 Land & Struct						
700 Grants, Claims						
700 TRS Match						
TOTAL OPERATING	-0-	669.5	669.5	669.5	669.5	669.5
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	669.5	669.5	669.5	669.5	669.5
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

Prepared By: J.K. Humphreys ^{JHR} Phone: 465-4470
 Division: Retirement & Benefits Date: 1-17-85

Approved by Commissioner: Lisa Rudd ^{LJR} Date: 1/21/85
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

(Page 2 of 2)

Senate Bill 10
Fiscal Note Analysis
Prepared by the Division of Retirement & Benefits
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9/12

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

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 Sponsor: Kelly, Halford, Sackett,
~~Requestor:~~ Fajks, & Kertulla
 Date of Request: 15 January 1985

FISCAL DETAIL

Agency Affected: Military & Veterans Affairs
 Program Category Affected: _____
Public Protection
 BRU, Program or Subprogram(s) Affected: _____
Alaska National Guard
Life & Property Protection

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
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TOTAL OPERATING		669.5	669.5	669.5		

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		669.5	669.5	669.5		
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

This would increase the National Guard/Naval Militia Retirement Benefit from \$100.00 to \$150.00 per month.

Prepared By: Richard L. Rountree, Director

Phone: 465-4600

Division: Administrative & Support Services

Date: 15 January 1985

Approved by Commissioner: MG Edward G. Pagano

Date: 15 January 1985

Agency: Dept. of Military & Veterans Affairs

Distribution (by Agency preparing fiscal note):

Legislative Finance

Legislative Sponsor

Requestor

Office of Management and Budget

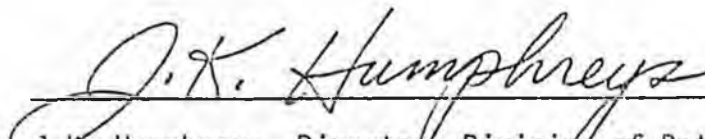
Impacted Agency(ies)

7/1/84

Position Paper

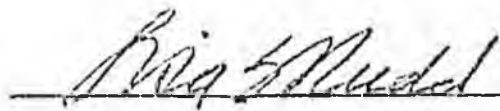
SB 10

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J.K. Humphreys, Director, Division of Retirement & Benefits

1/18/85
Date



Lisa Ruod, Commissioner, Department of Administration

1/21/85
Date