

ALASKA LEGISLATURE COMMITTEE BILL FILES - 1987 - 1988 8879  
SB 175 thru SB 179 68

SB

175



Official Business

# Alaska State Legislature

SENATE


*Committee on Finance*

P.O. Box V  
State Capitol  
Juneau, Alaska 99811

MEMORANDUM

May 7, 1987

TO: Senator Don Bennett

FROM: Senator John Binkley, Co-Chairman  
Senate Finance Committee 

RE: Subcommittee Assignment - Senate Bill 175

As we discussed, Senate Bill 175, "An Act combining the Review Board on Alcoholism and the Advisory Board on Drug Abuse," will be assigned to you for subcommittee work. This bill was received in Finance on April 28.

SENATE COMMITTEE REPORT

FURTHER:

4/28/87

DATE TURNED INTO OFFICE \_\_\_\_\_

Mr. President:

FINANCE Committee considered SB 175

combining the Review Board on Alcoholism and the Advisory Board of Drug Abuse; efd.

and recommended:

[ ] replace with CS FOR \_\_\_\_\_ ) [ ] same title  
[ ] or adopt \_\_\_\_\_ CS FOR \_\_\_\_\_ ) [ ] new title

[ ] attached amendment(s) and

[ ] do pass

[ ] do not pass

[ ] no recommendation

[ ] individual recommendations

[ ] further referral to \_\_\_\_\_

[ ] letter of intent adopted \_\_\_\_\_

Committee [ ] attached or [ ] adopted fiscal note(s)

[ ] new [ ] updated or [ ] previous  
[ ] zero [ ] fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

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\_\_\_\_\_  
Chairman signature and recommendation

[ ] Committee Backup Attached

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 4/22/87 5-DAY NOTICE  
IN ACCORDANCE WITH UNIFORM RULE 23

FURTHER: FINANCE

\*\*FISCAL NOTE(S) ATTACHED 1 \*\*  
IN ACCORDANCE WITH AS 24.08.035  
(see below) *Gov's Attached*

3/10/87

DATE TURNED INTO OFFICE 4/27/87

Mr. President:

HESS

Committee considered SB 175

combining the Review Board on Alcoholism and the Advisory Board  
of Drug Abuse; efd.

and recommended:

replace with CS  same title  
 attached amendment(s) and  new title

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

letter of intent adopted and attached

\*\* Committee  attached or  adopted fiscal note(s)  
 zero  fiscal impact - *Governor*

MEMBERS SIGNING DO PASS

*[Signature]*  
\_\_\_\_\_  
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OTHER RECOMMENDATIONS

*[Signature] Do Pass*  
*[Signature] NO REC*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Paul Frank. Do Pass*  
Chairman signature and recommendation

Committee Backup Attached

Introduced: 3/10/87  
Referred: Health, Education &  
Social Services &  
Finance

wo0817s

1 IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 175

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act combining the Review Board on Alcoholism and  
7 the Advisory Board of Drug Abuse; and providing for  
8 an effective date."

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

10 \* Section 1. AS 44.29.100 is amended to read:

11 ARTICLE 2. ADVISORY BOARD ON ALCOHOLISM AND DRUG ABUSE.

12 Sec. 44.29.100. ADVISORY BOARD ON ALCOHOLISM AND DRUG ABUSE.

13 There is established in the Department of Health and Social Services  
14 an advisory board on alcoholism and drug abuse. The board shall  
15 function as a standing committee of the Statewide Health Coordinating  
16 Council established under AS 18.07.011.

17 \* Sec. 2. AS 44.29.110 is amended to read:

18 Sec. 44.29.110. COMPOSITION. The [ADVISORY] board consists [ON  
19 DRUG ABUSE SHALL CONSIST] of 12 members[, BROADLY REPRESENTATIVE OF  
20 ALL DRUG-RELATED FIELDS, WHO ARE KNOWN FOR THEIR EXPERIENCE OR INTER-  
21 EST IN DRUG ABUSE AND WHO SHALL BE] appointed by the governor.

22 \* Sec. 3. AS 44.29 is amended by adding a new section to read:

23 Sec. 44.29.115. QUALIFICATIONS OF BOARD MEMBERS. The governor  
24 shall appoint the 12 members of the board as follows:

25 (1) two members must be persons who are licensed to prac-  
26 tice medicine in the state, one of whom is certified in psychiatry by  
27 the American Board of Psychiatry and Neurology;

28 (2) one member must be an attorney who has been admitted to  
29 practice law in Alaska;

1 (3) eight members must be persons who have evidenced an  
2 interest in the problems of alcoholism or drug abuse and who have  
3 knowledge of the social problems associated with alcoholism or drug  
4 abuse; and

5 (4) one member must be a representative of the liquor  
6 industry.

7 \* Sec. 4. AS 44.29.120 is repealed and reenacted to read:

8 Sec. 44.29.120. TERM OF OFFICE. (a) Members of the board must  
9 be appointed for staggered terms of four years.

10 (b) A vacancy on the board must be filled by appointment by the  
11 governor for the unexpired part of the vacated term.

12 (c) Members of the board serve at the pleasure of the governor.  
13 The governor shall replace any members who by poor attendance or lack  
14 of contribution to the board's work demonstrate their ineffectiveness  
15 as board members.

16 \* Sec. 5. AS 44.29.130 is amended to read:

17 Sec. 44.29.130. COMPENSATION, PER DIEM, AND EXPENSES. Members  
18 of the [ADVISORY] board [ON DRUG ABUSE] are not entitled to a salary,  
19 but are entitled to per diem, reimbursement for travel, and other  
20 expenses authorized by law for other boards.

21 \* Sec. 6. AS 44.29.140 is amended to read:

22 Sec. 44.29.140. DUTIES. The board shall act in an advisory  
23 capacity to the commissioner of health and social services in the  
24 following matters:

25 (1) special problems affecting mental health that alcohol-  
26 ism or drug abuse [OR ADDICTION] may present;

27 (2) educational research and public informational activ-  
28 ities conducted by the Department of Health and Social Services and  
29 others in respect to the problems presented by alcoholism or drug

1 abuse;

2 (3) social problems that affect rehabilitation of alcohol-  
3 ics and drug abusers [USERS AND ADDICTS];

4 (4) legal processes that affect the treatment and reha-  
5 bilitation of alcoholics and drug abusers [USERS AND ADDICTS];

6 (5) development of programs of prevention, treatment, and  
7 rehabilitation for alcoholics and drug abusers [AND ADDICTS];

8 (6) review of applications and subsequent recommendations  
9 to the commissioner of health and social services on use of funds for  
10 grants for local alcoholism or drug abuse projects and programs;

11 (7) evaluation of effectiveness of alcoholism and drug  
12 abuse programs in the state.

13 \* Sec. 7. AS 44.29 is amended by adding a new section to read:

14 Sec. 44.29.200. DEFINITION. In this chapter, "board" means the  
15 Advisory Board on Alcoholism and Drug Abuse.

16 \* Sec. 8. AS 44.30.470 is amended to read:

17 Sec. 47.30.470. POWERS AND DUTIES OF DEPARTMENT. The department  
18 shall:

19 (1) ascertain and keep current a list of all institutions  
20 in the state which have available facilities for the care and treat-  
21 ment of alcoholics and drug abusers;

22 (2) encourage the development and advancement of standards  
23 of treatment of alcoholics and drug abusers in institutions;

24 (3) promote and encourage educational activities to make  
25 the public aware of the effects of intemperate use of alcoholic bever-  
26 ages and drugs, and promote and encourage the education of the general  
27 public about scientific facts regarding alcoholism and drug abuse;

28 (4) identify, and utilize whatever facilities and services  
29 are available or can be made available through community organization



1 for carrying out the purposes of this section, including identifica-  
2 tion and utilization for detoxification of under-utilized hospital  
3 beds;

4 (5) engage in research and educational activities that will  
5 aid in the understanding of alcoholism and drug abuse and in the  
6 treatment of alcoholics and drug abusers;

7 (6) administer a community grant-in-aid program for alco-  
8 holism and drug abuse;

9 (7) submit an annual report concerning alcoholism and drug  
10 abuse in Alaska and the grant-in-aid program within 10 days after the  
11 convening of the legislature in each regular session.

12 \* Sec. 9. AS 47.30.475(b) is amended to read:

13 (b) Money available under this section shall be awarded by the  
14 department to applicants on the basis of community need, but only if  
15 the award is consistent with the annual implementation plan developed  
16 under sec. 1513(b)(2) of P.L. 93-641 by the health systems agency for  
17 the health system area in which the applicant is located and the state  
18 health plan developed by the Statewide Health Coordinating Council  
19 under sec. 1524(c)(2)(A) of P.L. 93-641, and only after consideration  
20 of comment and advice of the Advisory Board on Alcoholism and Drug  
21 Abuse. In awarding grants, the department shall further consider the  
22 amount of money that is available for all applications and whether an  
23 application would contribute to the wise development of a comprehen-  
24 sive program of alcoholic and drug abuse rehabilitation and preven-  
25 tion.

26 \* Sec. 10. AS 47.30.475(c) is amended to read:

27 (c) Grants shall be awarded in a ratio of 90 percent state money  
28 to 10 percent community money for the costs of providing staff and  
29 limited improvement, renovation or new construction of facilities for

1 alcoholic detoxification, rehabilitation or "half-way house" care.  
2 The department may waive all or part of the requirement that state  
3 money be matched by community money if the department finds that  
4 community money is unavailable and waiver of the requirement is in the  
5 best interests of the state. No grant for improving, renovating or  
6 constructing may exceed \$50,000 except when there is a lack of appli-  
7 cants for available money and then only with the approval of the  
8 Advisory [REVIEW] Board on Alcoholism and Drug Abuse. The department  
9 is not required to award all money available under this program, or  
10 the full percentages specified in this subsection, when another source  
11 of money is available or could reasonably be made available to the  
12 applicant.

13 \* Sec. 11. AS 47.30.475(e)(1) is amended to read:

14 (1) the expenditure of grant money for education and other  
15 preventative measures, or the treatment of alcoholics and drug  
16 abusers;

17 \* Sec. 12. AS 47.37.030(1) is amended to read:

18 (1) plan, establish, and maintain [TREATMENT] programs for  
19 the prevention and treatment of alcoholism and drug abuse [AS APPRO-  
20 PRIATE];

21 \* Sec. 13. AS 47.37.030(2) is amended to read:

22 (2) make contracts and award grants necessary or incidental  
23 to the performance of its duties and the execution of its powers,  
24 including contracts with and grants to public and private agencies,  
25 organizations, and individuals, to pay them for services rendered or  
26 furnished to alcoholics, [OR] intoxicated persons, or drug abusers; to  
27 the maximum extent possible, contracts and grants must [SHALL] be for  
28 a period of two years; contracts under this paragraph are governed by  
29 AS 36.30 (State Procurement Code);

1 \* Sec. 14. AS 47.37.030(4) is amended to read:

2 (4) administer or supervise the administration of the  
3 provisions relating to alcoholics, [AND] intoxicated persons, and drug  
4 abusers of [ANY] state plans [PLAN] submitted for federal funding  
5 under federal health, welfare, or treatment legislation;

6 \* Sec. 15. AS 47.37.030(5) is amended to read:

7 (5) coordinate its activities and cooperate with alcoholism  
8 and drug abuse programs in this and other states, and make contracts  
9 and other joint or cooperative arrangements with state, local, or  
10 private agencies for the treatment of alcoholics, [AND] intoxicated  
11 persons, and drug abusers, and for the common advancement of alcohol-  
12 ism and drug abuse programs in this and other states;

13 \* Sec. 16. AS 47.37.030(8) is amended to read:

14 (8) acquire, hold, or dispose of real property or any  
15 interest in it, and construct, lease, or otherwise provide treatment  
16 facilities for alcoholics, [AND] intoxicated persons, and drug  
17 abusers; however, the office shall encourage local initiative, in-  
18 volvement, and financial participation under grants-in-aid whenever  
19 possible in preference to the construction or operation of facilities  
20 directly by the office; contracting and construction under this para-  
21 graph are governed by AS 36.30 (State Procurement Code).

22 \* Sec. 17. AS 47.37.040 is amended to read:

23 Sec. 47.37.040. DUTIES OF OFFICE. The office shall

24 (1) develop, encourage, and foster statewide, regional, and  
25 local plans and programs for the prevention of alcoholism and drug  
26 abuse and treatment of alcoholics, [AND] intoxicated persons, and drug  
27 abusers, in cooperation with public and private agencies, organiza-  
28 tions, and individuals, and provide technical assistance and consulta-  
29 tion services for these purposes;

1 (2) coordinate the efforts and enlist the assistance of all  
2 public and private agencies, organizations, and individuals interested  
3 in prevention of alcoholism and drug abuse and treatment of alcohol-  
4 ics, [AND] intoxicated persons, and drug abusers;

5 (3) cooperate with the Department of Corrections in estab-  
6 lishing and conducting programs to provide treatment for alcoholics,  
7 [AND] intoxicated persons, and drug abusers, in or on parole from  
8 penal institutions;

9 (4) cooperate with the Department of Education, school  
10 boards, schools, police departments, courts, and other public and  
11 private agencies, organizations, and individuals in establishing pro-  
12 grams for the prevention of alcoholism and drug abuse and treatment of  
13 alcoholics, [AND] intoxicated persons, and drug abusers, and preparing  
14 curriculum materials for use at all levels of school education;

15 (5) prepare, publish, evaluate, and disseminate educational  
16 material dealing with the nature and effects of alcohol and drugs;

17 (6) develop and implement, as an integral part of treatment  
18 programs, an educational program for use in the treatment of alcohol-  
19 ics, [AND] intoxicated persons, and drug abusers, which includes the  
20 dissemination of information concerning the nature and effects of  
21 alcohol and drugs;

22 (7) organize and foster training programs for all persons  
23 engaged in treatment of alcoholics, [AND] intoxicated persons, and  
24 drug abusers, and establish standards for training paraprofessional  
25 alcoholism and drug abuse workers;

26 (8) sponsor and encourage research into the causes and  
27 nature of alcoholism and drug abuse and treatment of alcoholics, [AND]  
28 intoxicated persons, and drug abusers, and serve as a clearinghouse  
29 for information relating to alcoholism and drug abuse;

1 (9) specify uniform methods for keeping statistical infor-  
2 mation by public and private agencies, organizations, and individuals,  
3 and collect and make available relevant statistical information,  
4 including number of persons treated, frequency of admission and read-  
5 mission, and frequency and duration of treatment;

6 (10) advise the governor in the preparation of a comprehea-  
7 sive plan for treatment of alcoholics, [AND] intoxicated persons, and  
8 drug abusers;

9 (11) review all state health, welfare, and treatment plans  
10 to be submitted for federal funding, and advise the commissioner on  
11 provisions to be included relating to alcoholics, [ALCOHOLISM AND]  
12 intoxicated persons, and drug abusers;

13 (12) assist in the development of, and cooperate with,  
14 alcohol and drug abuse education and treatment programs for employees  
15 of state and local governments and businesses and industries in the  
16 state;

17 (13) use [UTILIZE] the support and assistance of interested  
18 persons in the community, particularly recovered alcoholics and drug  
19 abusers, to encourage alcoholics and drug abusers to voluntarily  
20 undergo treatment;

21 (14) cooperate with the Department of Public Safety and the  
22 Department of Transportation and Public Facilities in establishing and  
23 conducting programs designed to deal with the problem of persons  
24 operating motor vehicles while intoxicated or under the influence of  
25 drugs;

26 (15) encourage hospitals and other appropriate health facil-  
27 ities to admit without discrimination alcoholics, [AND] intoxicated  
28 persons, and drug abusers, and to provide them with adequate and  
29 appropriate treatment;

1 (16) encourage all health and disability insurance programs  
2 to include alcoholism and drug abuse as a covered illness;

3 (17) submit to the legislature an annual report covering the  
4 activities of the office;

5 (18) develop and implement a training program on alcoholism  
6 and drug abuse for employees of state and municipal governments, and  
7 private institutions;

8 (19) develop curriculum materials on drug and alcohol abuse  
9 for use in grades kindergarten through 12, as well as a course of  
10 instruction for teachers to be charged with presenting the curriculum.

11 \* Sec. 18. AS 47.37.050 is amended to read:

12 Sec. 47.37.050. INTERDEPARTMENTAL COORDINATING COMMITTEE. (a)  
13 An interdepartmental coordinating committee is created, composed of  
14 the coordinator, the commissioners of health and social services,  
15 education, transportation and public facilities, labor, and public  
16 safety, and the director of the Alcoholic Beverage Control Board. The  
17 committee shall meet at least twice annually at the call of the com-  
18 missioner of health and social services who is its chairman. The  
19 committee shall provide for the coordination and exchange of informa-  
20 tion on all programs relating to alcoholism or drug abuse and act as a  
21 permanent liaison among state departments engaged in activities af-  
22 fecting alcoholics, [AND] intoxicated persons, and drug abusers. The  
23 committee shall assist the commissioner of health and social services  
24 and the coordinator in formulating a comprehensive plan for prevention  
25 of alcoholism and drug abuse and for treatment of alcoholics, [AND]  
26 intoxicated persons, and drug abusers.

27 (b) In exercising its coordinating functions, the committee  
28 shall assure that the appropriate state agencies

29 (1) provide all necessary medical, social, treatment, and

1 educational services for alcoholics, [AND] intoxicated persons, and  
2 drug abusers and for the prevention of alcoholism and drug abuse,  
3 without unnecessary duplication of services;

4 (2) cooperate in the use of facilities and in the treatment  
5 of alcoholics, [AND] intoxicated persons, and drug abusers;

6 (3) adopt approaches for the prevention of alcoholism and  
7 drug abuse and the treatment of alcoholics, [AND] intoxicated persons,  
8 and drug abusers consistent with the policy of AS 47.37.010 -- 47.37.-  
9 270.

10 \* Sec. 19. AS 47.37.120 is amended to read:

11 Sec. 47.37.120. [ALCOHOLISM] PROGRAM COORDINATOR. The [ALCOHOL-  
12 ISM] program coordinator shall carry out the development and implemen-  
13 tation of a comprehensive program dealing with the prevention and  
14 treatment of, and research on, [AND EDUCATION CONCERNING ALCOHOLIC]  
15 problems of alcoholism and drug abuse as they affect the state.

16 \* Sec. 20. AS 47.37.130(a) is amended to read:

17 (a) The office shall establish a comprehensive and coordinated  
18 program for the treatment of alcoholics, [AND] intoxicated persons,  
19 and drug abusers. Subject to the approval of the commissioner, the  
20 coordinator may divide the state into appropriate regions to conduct  
21 the program and establish standards for the development of the program  
22 on the regional level. In establishing the regions, consideration  
23 shall be given to the city and borough lines and population concen-  
24 trations and, when feasible, programs must [SHALL] be established with  
25 maximum local community involvement.

26 \* Sec. 21. AS 47.37.150 is amended to read:

27 Sec. 47.37.150. ACCEPTANCE FOR TREATMENT. The coordinator  
28 shall adopt regulations for the admission of persons into the treat-  
29 ment program, considering available treatment resources and

1 facilities, for the purpose of early and effective treatment of alco-  
2 holics, [AND] intoxicated persons, and drug abusers. In adopting the  
3 regulations the coordinator shall be guided by the following stan-  
4 dards:

5 (1) if possible a patient must [SHALL] be treated on a  
6 voluntary rather than an involuntary basis;

7 (2) a patient must [SHALL] be initially assigned or trans-  
8 ferred to outpatient or intermediate treatment, unless the patient is  
9 found to require inpatient treatment;

10 (3) a person may [SHALL] not be denied treatment solely  
11 because the person has withdrawn from treatment against medical advice  
12 on a prior occasion or because the person has relapsed after earlier  
13 treatment;

14 (4) an individualized treatment plan must [SHALL] be pre-  
15 pared and maintained on a current basis for each patient;

16 (5) provision must [SHALL] be made for a continuum of  
17 coordinated treatment services, so that a person who leaves a facility  
18 or a form of treatment will use [UTILIZE] other appropriate treatment  
19 and facilities.

20 \* Sec. 22. AS 44.29.150, AS 47.37.060 -- 47.37.110, and AS 47.37.270(4)  
21 are repealed.

22 \* Sec. 23. TRANSITION. The terms of the members of the Review Board on  
23 Alcoholism established under AS 47.37.060 and the Advisory Board on Drug  
24 Abuse established under AS 44.29.100 terminate on the effective date of  
25 this Act. The governor may appoint to the Advisory Board on Alcoholism and  
26 Drug Abuse a person who has served on either board and who meets the quali-  
27 fications prescribed in this Act. The terms of persons initially appointed  
28 to the board must be set so as to establish the staggering of terms  
29 required by AS 44.29.120(a).



\* Sec. 24. This Act takes effect July 1, 1987.

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# STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : \_\_\_\_\_

**REQUEST** SB 175

Bill/Resolution No. : \_\_\_\_\_  
 Title: Merging Advisory Boards on Alcoholism and Drug Abuse

Sponsor: Governor  
 Requestor: By Request  
 Date of Request: 12/29/86

**FISCAL DETAIL**

Agency Affected: Dept. of Health & Social Services  
BRU: Alcoholism and Drug Abuse

Components: Administration

**EXPENDITURES/REVENUES : (Thousands of Dollars)**

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL		(3.0)	(6.0)	(6.2)	(6.3)	(6.4)
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>		<b>(3.0)</b>	<b>(6.0)</b>	<b>(6.2)</b>	<b>(6.3)</b>	<b>(6.4)</b>

CAPITAL						
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REVENUE						
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**FUNDING : (Thousands of Dollars)**

GENERAL FUND		(3.0)	(6.0)	(6.2)	(6.3)	(6.4)
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>		<b>(3.0)</b>	<b>(6.0)</b>	<b>(6.2)</b>	<b>(6.3)</b>	<b>(6.4)</b>

**POSITIONS :**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS :**

Presently, the Review Board on Alcoholism and the Advisory Board on Drug Abuse each meet twice a year. Merging these Boards, resulting in fewer members, would save approximately \$3,000. per meeting in travel, per diem, meeting room, staffing, and communications costs.

Prepared by: Matthew C. Felix *Matthew Felix* Phone: 586-6201  
 Division: Office of Alcoholism and Drug Abuse Date: 1/5/87

Approved by Commissioner: Myra M. Munson *Myra M. Munson* Date: 1/7/87  
 Agency: Department of Health and Social Services

Distribution (by Agency preparing fiscal note):

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

STEVE COWPER  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

March 9, 1987

The Honorable Jan Faiks  
President of the Senate  
Alaska State Legislature  
P.O. Box V  
Juneau, AK 99811

Dear Senator Faiks:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill that combines the Review Board on Alcoholism (nine members) with the Advisory Board on Drug Abuse (12 members) into the new Advisory Board on Alcoholism and Drug Abuse (12 members). In 1980, the legislature changed the name of the Office of Alcoholism to add "Drug Abuse" (AS 47.37.020); however, a corresponding change was not made in the law relating to that office's authority to combat drug abuse, and the two boards were not correspondingly merged. This bill corrects those defects.

The combined board would save money for travel, per diem, and staff support, and would afford those interested in both alcoholism and drug abuse (as is typically the case) better access to the state health planning process. It is anticipated that this bill will promote cooperation among interested organizations and agencies around the state and will make it possible for communities working on both alcoholism and drug abuse to work with only one board. Combined alcoholism and drug abuse grants offer the opportunity for better coordination of programs and thus more efficient management. Currently, grantees soliciting funds for both alcohol and drug abuse are required to submit two grant applications. Under this proposed change, only one combined application would be required. This would reduce paperwork and inconvenience to grantees applying for both types of funding.

In addition, many of the clients of our alcohol programs have problems with both drug and alcohol abuse. A combined resource would provide a more consistent approach to address these problems.

The language being added to AS 44.29.100, in sec. 1 of the bill, is simply taken from AS 47.37.060, which is being

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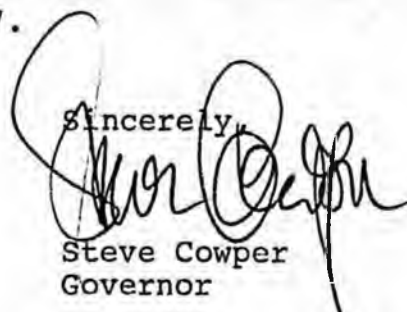
repealed in sec. 22. The amendment of AS 44.29.110, in sec. 2 of the bill, conforms the language to AS 47.37.070, which is also being repealed in sec. 22. The new AS 44.29.115, in sec. 3, is taken from AS 47.37.080 (being repealed in sec. 22) and consolidated with the substance of the language being deleted from AS 44.29.110.

The revised AS 44.29.120 combines the substance of the old AS 44.29.120 with that of AS 47.37.090 (being repealed in sec. 22), using the four-year-term provision of the latter. The remaining AS 44.29 amendments (secs. 4 -- 7 and 22) merely make changes to implement the consolidation in the statutes. The AS 47.37 amendments, also aimed at implementing this consolidation, refer in some places to "prevention." The current authority to deal with prevention is implicit, such as in AS 47.37.120's reference to "research on and education concerning" alcoholism. The phrase "treatment and prevention," used in this bill, is a more succinct statement of the activities. Section 22 of the bill repeals AS 44.29.150, a provision that largely duplicates and is partially inconsistent with AS 47.37.020 on the coordinator; the other provisions being repealed are those in AS 47.37 dealing with the board, which the amendments in AS 44.29 make unnecessary.

No substantive change is intended by the amendments and repealers in this bill. The 1980 enactment, changing the name of the office that works with both boards, implied the office's responsibility for the subjects dealt with by those boards. In completing the consolidation of functions, this bill merely makes express what the law clearly implies and what happens in practice.

The July 1, 1987 effective date coincides with the beginning of the next fiscal year and with the effective date of some 1986 amendments of AS 47.37.

Sincerely,



Steve Cowper  
Governor



ALASKA STATE LEGISLATURE

15th . . . Legislature 1st . . . Session

SENATE . . . BILL . . . . . NO. 175 . .

By THE RULES COMMITTEE BY . . . . .  
REQUEST OF THE GOVERNOR

"An Act combining the Review Board on Alcoholism and the Advisory Board of Drug Abuse; and providing for an effective date."

Introduced in the Senate 3/10 . . . . ., 19 87 . . . .

HISTORY IN THE SENATE

19	87	Read first time and referred to Committee on										
3	10	<b>HESS &amp; FINANCE</b>										
4	28	<i>Gov. Fiscal Impact</i> Reported back with <i>HESS</i> recommendation that <i>2 do pass</i> <i>&amp; no rec, to Finance!</i> <i>Fin.</i>										
		Read second time and										
		Read third time and										
		<table border="0"> <tr><td>PASSED</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Excused</td><td>Excused</td></tr> <tr><td>Absent</td><td>Absent</td></tr> </table>	PASSED	Effective Date	Yeas	Yeas	Nays	Nays	Excused	Excused	Absent	Absent
PASSED	Effective Date											
Yeas	Yeas											
Nays	Nays											
Excused	Excused											
Absent	Absent											
		Reconsideration Reconsideration not taken up										
		<table border="0"> <tr><td>PASSED</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Excused</td><td>Excused</td></tr> <tr><td>Absent</td><td>Absent</td></tr> </table>	PASSED	Effective Date	Yeas	Yeas	Nays	Nays	Excused	Excused	Absent	Absent
PASSED	Effective Date											
Yeas	Yeas											
Nays	Nays											
Excused	Excused											
Absent	Absent											
		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										
		<table border="0"> <tr><td>PASSED</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Excused</td><td>Excused</td></tr> <tr><td>Absent</td><td>Absent</td></tr> </table>	PASSED	Effective Date	Yeas	Yeas	Nays	Nays	Excused	Excused	Absent	Absent
PASSED	Effective Date											
Yeas	Yeas											
Nays	Nays											
Excused	Excused											
Absent	Absent											
		Reconsideration Reconsideration not taken up										
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PASSED	Effective Date											
Yeas	Yeas											
Nays	Nays											
Excused	Excused											
Absent	Absent											
		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
		Chapter No. ....
		Filed with Lt. Governor

SB

177

SENATE COMMITTEE REPORT

FURTHER

DATE TURNED INTO OFFICE \_\_\_\_\_

4/14/88  
Mr. President:

FINANCE Committee considered SB 177

medical expenses of prisoners

and recommended

[ ] replace with \_\_\_\_\_ CS \_\_\_\_\_ ) [ ] same title  
[ ] or adopt \_\_\_\_\_ CS \_\_\_\_\_ ) [ ] new title

[ ] attached amendment(s) and

[ ] do pass

[ ] do not pass

[ ] no recommendation

[ ] individual recommendations

[ ] further referral to \_\_\_\_\_

[ ] letter of intent adopted \_\_\_\_\_

Committee [ ] attached or [ ] adopted fiscal note(s)  
[ ] new [ ] updated or [ ] previous  
[ ] zero [ ] fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Chairman signature and recommendation

[ ] Committee Backup attached



SENATE COMMITTEE REPORT

FURTHER:

FINANCE

DATE TURNED INTO OFFICE \_\_\_\_\_

Mr. President:

JUDICIARY

Committee considered SB 177

medical expenses of prisoners.

and recommended:

replace with CS FOR SB 177 (JUDIC.)  same title  
 or adopt \_\_\_\_\_ CS FOR \_\_\_\_\_  new title

attached amendment(s) and

*and reports it back  
with no recommendation*

do pass

do not pass

no recommendation

individual recommendations

*1 Fnt  
2 Fnt*

further referral to \_\_\_\_\_

letter of intent adopted \_\_\_\_\_

Committee  attached or  adopted fiscal note(s)

new  updated or  previous  
 zero  fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~John Smith N/R~~  
Joe Josephson N/R  
John Smith N/R  
Patricia Rader  
Alicia Junglinshi N/R

*J. Smith* N/R  
Chairman signature and recommendation

Committee Backup Attached

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 3/18/87 5-DAY NOTICE  
IN ACCORDANCE WITH UNIFORM RULE 23

FURTHER: JUDICIARY  
FINANCE

\*\*FISCAL NOTE(S) ATTACHED 2 \*\*  
IN ACCORDANCE WITH AS 24.08.035  
(see below)

3/11/87

DATE TURNED INTO OFFICE 3/26/87

Mr. President:

HESS Committee considered SB 177

medical expenses of prisoners.

and recommended:

replace with CS \_\_\_\_\_  same title  
 attached amendment(s) and  new title

~~do pass~~

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

letter of intent adopted and attached

\*\* Committee  attached or  adopted fiscal note(s)  
 zero  fiscal impact

MEMBERS SIGNING DO PASS

[Signature]  
[Signature]  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER RECOMMENDATIONS

Rep. Joseph - No Recommendation  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Paul Fisher Do Pass  
Chairman signature and recommendation

Committee Backup Attached

Original sponsors: Fischer, Kerttula,  
Binkley, et al.

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 177 (Judiciary)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to medical expenses of prisoners."

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

8 \* Section 1. AS 33.30 is amended by adding a new section to read:

9 Sec. 33.30.015. MEDICAL EXPENSES OF PRISONERS. (a) The commis-  
10 sioner shall adopt regulations establishing a graduated schedule of  
11 fees to be charged all prisoners to whom medical services are provided  
12 under AS 33.30.011(4). The amount of the fee

13 (1) must be based upon the level of medical service pro-  
14 vided; and

15 (2) may not exceed \$10 per visit or appointment.

16 (b) The commissioner may assess a penalty for a prisoner's  
17 wilful failure or refusal to keep a medical or health care appointment  
18 that has been scheduled with the prisoner's knowledge and consent.  
19 The penalty assessed equals twice the fee for the medical service  
20 established under (a) of this section.

21 (c) The department may not deny necessary medical services  
22 because of the inability of a prisoner to pay the established medical  
23 fee or any penalty. If the commissioner determines that a prisoner  
24 has insufficient funds to pay the medical fee or penalty, the commis-  
25 sioner may waive or reduce the established fee or penalty, or may seek  
26 reimbursement of the fee or penalty from the prisoner after the med-  
27 ical service has been provided.

Introduced: 3/11/87  
Referred: Health, Education &  
Social Services, Judiciary  
& Finance

5-0819A

BY FISCHER, KERTTULA, BINKLEY,  
JONES AND DUNCAN

1 IN THE SENATE

2 SENATE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to medical expenses of prisoners."

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

8 \* Section 1. AS 33.30 is amended by adding a new section to read:

9 Sec. 33.30.015. MEDICAL EXPENSES OF PRISONERS. The commissioner  
10 may attach the permanent fund dividend check of a prisoner who is in a  
11 correctional facility or committed by a court to the custody of the  
12 commissioner in order to pay the prisoner's medical expenses. The  
13 commissioner may apply for a permanent fund dividend under AS 43.23.-  
14 005(d) on behalf of a person whose dividend is subject to being taken  
15 under this section. Property other than a permanent fund dividend  
16 check may not be taken to pay a prisoner's medical expenses.

17 \* Sec. 2. AS 43.23.005 is amended by adding a new subsection to read:

18 (d) The commissioner of corrections may claim the permanent fund  
19 dividend of an individual as provided in AS 33.30.015 if the  
20 commissioner has reason to believe the individual is eligible to  
21 receive the dividend. A claim for a dividend under this subsection  
22 has priority over a claim under (a) or (c) of this section.

23 \* Sec. 3. AS 43.23.015(b) is amended to read:

24 (b) The department shall prescribe and furnish an application  
25 form for claiming a permanent fund dividend. The application for a  
26 claim under AS 43.23.005(d) must include a statement by the department  
27 of corrections of the basis for its belief that the individual is  
28 eligible to receive the dividend. The application for a claim under  
29 AS 43.23.005(a) or (c) must contain a statement of eligibility and a

1 certification of residency in substantially the following form:

2 I certify that

3 ( ) I am a state resident on the date of this application and I  
4 have been a state resident for at least six months immediately preced-  
5 ing the date of this application; or

6 ( ) (name), the individual on whose behalf I am applying, is a  
7 state resident and has been a state resident for at least six months  
8 immediately preceding the date of this application.

9 I understand that a false claim of residency to obtain a  
10 permanent fund dividend for myself or for another is a criminal of-  
11 fense and that if convicted I will forfeit future permanent fund  
12 dividends and that I must repay all permanent fund dividends that have  
13 been paid to me. I understand that this penalty is in addition to any  
14 criminal penalties imposed.

15 \_\_\_\_\_  
16 (signature of individual, parent, guardian,  
17 or other authorized representative)

18 \* Sec. 4. AS 43.23.015(c) is amended to read:

19 (c) Except for claims under AS 43.23.005(d) and as provided in  
20 (d) of this section or as may be provided by regulations adopted by  
21 the department, an individual must personally sign the application for  
22 permanent fund dividends, including the certification of residency  
23 required under (b) of this section.

24 \* Sec. 5. AS 43.23.015(e) is amended to read:

25 (e) If the commissioner of corrections claims a permanent fund  
26 dividend of an individual, the dividend shall be deposited in the  
27 general fund. If another [A] public agency claims a permanent fund  
28 dividend on behalf of an individual, the public agency shall hold the  
29 dividend in trust for the individual. Money held in trust under this

1 subsection shall be invested by the commissioner in accordance with  
2 AS 37.10.070.

3 \* Sec. 6. AS 43.23.065(b) is amended to read:

4 (b) An exemption is not available under this section for perma-  
5 nent fund dividends taken to satisfy

6 (1) child support obligations required by court order or  
7 decision of the child support enforcement agency under AS 47.23.140 -  
8 47.23.220;

9 (2) court ordered restitution under AS 12.55.045 - 12.55.-  
10 051 or 12.55.100;

11 (3) a court ordered probation fee under AS 12.55.105; ~~FOR!~~

12 (4) a debt owed by an eligible individual to an agency of  
13 the state, unless the debt is contested and an appeal is pending, or  
14 the time limit for filing an appeal has not expired; or

15 (5) a debt owed by a prisoner for medical expenses under  
16 AS 33.30.015.

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

APR 13 1988  
BILL VERSION: CS SB 177  
PUBLISH DATE: (Judiciary)  
SENATE 4/14/88

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: "An Act relating to medical expenses of prisoners."  
Sponsor: Senator Fischer, Kotzebue  
Requestor: Binkley

Agency Affected: Department of Corrections  
BRU: Statewide Operations  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		405.7	405.7	407.7	405.7	405.7
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT		24.0				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	429.7	405.7	405.7	405.7	405.7

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND		429.7	405.7	405.7	405.7	405.7
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	429.7	405.7	405.7	405.7	405.7

POSITIONS:

FULL-TIME	-0-	12	12	12	12	12
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

See Attached.

*Susan E. Knight*

Susan E. Knighton, Director

465-3376

Prepared by: \_\_\_\_\_

Phone: \_\_\_\_\_

Division: Administrative Services

Date: 4-11-88

Approved by: *Susan E. Knighton*  
Commissioner, Department of Corrections

Date: 4-11-88

Distribution (by preparer):

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

## CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CS SB 177

### ANALYSIS

This proposed legislation specifies that the Commissioner will adopt regulations establishing a graduated schedule of fees to be charged all prisoners to whom medical services are provided under AS 33.30.011(4).

In order to properly track the medical services received by the 2400 inmates under the care of the Department and assess each inmate the appropriate amount, additional positions will be required.

This reflects the addition of a Clerk III (\$33,810/year) in each of 12 institutions and \$2.0 equipment for each position. No inflation factor has been included in these calculations.



FISCAL NOTE

REQUEST:

Revision Date: 3/25/88  
Title: "An Act relating to medical expenses of prisoners."  
Sponsor: Senator Fischer  
Requestor: Senate Judiciary

Agency Affected: Public Safety  
BRU: Alaska State Troopers  
Components: Detachments & CIB

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL		-0-	-0-	-0-	-0-	-0-
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)

No fiscal impact is anticipated.

Prepared by: Francis C. Allan/dp Phone: 269-5691  
Division: Alaska State Troopers Date: 3/25/88

Approved by Commissioner: Wayne A. H. ... Date: 3-25-88  
Agency: Public Safety

Distribution (by preparer):

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

FISCAL NOTE

REQUEST

Revision Date: 03/25/88  
Title: An Act relating to medical expenses of prisoners  
Sponsor: Fischer, Kerttula, Binkley  
Requestor: Judiciary

Agency Affected: Revenue  
BRU: Permanent Fund Dividend Division  
Components: Permanent Fund Dividend Division

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
<b>OPERATING</b>						
PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
SUPPLIES	-0-	-0-	-0-	-0-	-0-	-0-
EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
LANDS & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
GRANTS, CLAIMS	-0-	-0-	-0-	-0-	-0-	-0-
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>REVENUE</b>	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS	-0-	-0-	-0-	-0-	-0-	-0-
OTHER	-0-	-0-	-0-	-0-	-0-	-0-
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

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

ANALYSIS: None required.

Prepared By: Ervin Jones  
Division: Permanent Fund Dividend Division

Phone: 465-2323  
Date: March 25, 1988

Approved by Commissioner: J. T. McNeil  
Agency: Revenue

Date: 3/25/88

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

FISCAL NOTE

REQUEST

Revision Date: \_\_\_\_\_  
Title: "An Act relating to medical expenses  
of prisoners."  
Sponsor: Sen. Fischer  
Requestor: Senate Judiciary

Agency Affected: Public Safety  
BRU: Alaska State Troopers  
Components: Detachments

FEB 15 1988

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY88	FY89	FY90	FY91	FY92	FY93
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 FUNDS						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is anticipated.

*JNR*  
*2/9/88*

Prepared by: Francis C. Allan *G.C.A.*  
Division: Alaska State Troopers

Phone: 269-5691  
Date: 1/29/88

Approved by Commissioner: Arthur English *A.H.*  
Agency: Public Safety

Date: 1/29/88

Distribution: (by preparer):

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

**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

**REQUEST:** \_\_\_\_\_

Bill Version: SB 177

Publish Date: 3-26-87

Revision Date: \_\_\_\_\_

Agency Affected: Department of Corrections

Title: "An Act related to medical expenses of prisoners."

BRU: Administrative Services

Sponsor: Fischer, Kerttula, Binkley, Jones  
Requestor: and Duncan

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	61.0	64.0	67.0	70.0	74.0	78.0
TRAVEL						
CONTRACTUAL	2.0	2.0				
SUPPLIES						
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>
<b>CAPITAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>REVENUE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUNDING: (Thousands of Dollars)**

GENERAL FUND	68.0	66.0	67.0	70.0	74.0	78.0
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME						
TEMPORARY						

**ANALYSIS : (Attach a separate page if necessary)**

Prepared by: Susan Knighton, Research Analyst IV  
Division: Administrative Services

Phone: 465-3376

Date: 3-12-87

Approved by Commissioner: Susan Hunphrey-Barnett  
Agency: Department of Corrections

Date: 3-12-87

**Distribution (by preparer):**

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

# CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 177

## ANALYSIS

Senate Bill No. 177 will allow the Commissioner of the Department of Corrections to attach a prisoner's permanent fund dividend checks in order to pay the prisoner's medical expenses. The amount to be attached is limited each year to the amount of the permanent fund dividend less child support obligations and court ordered restitution.

It is very difficult to estimate the amount of revenue to be collected until it is determined how the medical expenses will be assessed. The Department could assess the average daily medical cost of \$6.00 for each day an offender was housed in an institution plus the cost of specialized medical care received by an individual. The yearly revenues collected under this scenario might be:

2648	persons incarcerated on 12-87
-132	less persons whose permanent fund is already being attached for child support payments and restitution. (Estimated at 5%)
<u>2516</u>	persons eligible to pay for medical costs on 12-87
<u>\$1,383,800</u>	\$2516 X \$550 PF dividend check

The implementation of this bill will add on-going administrative costs to the Department of Corrections' budget. The Department will be able to utilize the Offender-Based State Correctional Information System (OBSCIS) to collect the necessary cost information, but additional Restitution Unit staff and OBSCIS equipment must be acquired. These are costs which must be funded as there is no staff available to absorb such a large workload.

### Costs:

Accounting Clerk IV	\$31,319/year
Clerk Typist III	29,705/year
2 OBSCIS Terminals	5,000 purchase
Data Processing Chargeback	2,016/year for 2 years
	<u>\$68,040</u>

A yearly inflation factor of 5% is assumed for the personnel costs.

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

Bill Version: SB 177

Publish Date: 3-24

REQUEST

Revision Date:

Title: "An act relating to medical expenses of prisoners."

Sponsor: Fischer, Kerttula, et al

Requestor: Judiciary, Finance

Agency Affected: Department of Revenue

BPU: Permanent Fund Dividend

Components: Administrative Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
OPERATING						
PERSONAL SERVICES	6.3	6.3	6.3	6.3	6.3	6.3
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	1.1	1.1	1.1	1.1	1.1	1.1
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
TOTAL OPERATING	7.4	7.4	7.4	7.4	7.4	7.4
CAPITAL	-	-	-	-	-	-
REVENUE	-	-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER - PFD	7.4	7.4	7.4	7.4	7.4	7.4
TOTAL	7.4	7.4	7.4	7.4	7.4	7.4

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary

(See attached)

Prepared By:  Eryn B. Jones

Division: Administrative Services

Phone: 465-2313

Date: 3/24/87

Approved by Commissioner:  Hugh Malone

Agency: Revenue

Date: 3/25/87

Distribution (by Agency preparing fiscal note):

Legislative Finance

Legislative Sponsor

Requestor

Office of Management and Budget

Impacted Agency(ies)

Senate Secretary

page \_\_\_\_\_ of \_\_\_\_\_

100

**ALASKA STATE LEGISLATURE**

15th . . . Legislature . . . 1st . . . Session

SENATE . . . **BILL** . . . . . NO. . . . . **177**

By . **FISCHER, KERTTULA, BINKLEY,  
JONES & DUNCAN**

"An Act relating to medical expenses of prisoners."

Introduced in the Senate **3/11** . . . . . 19 **87** . . .

**HISTORY IN THE SENATE**

19 87

3 11

Read first time and referred to Committee on

**HESS, JUDICIARY & FINANCE**

Reported back with recommendation that

*do pass  
Income, fiscal note to  
Judiciary  
Jud. update w/es-Snow  
Feb 8 10 PM to Fin*

4 14

Read second time and

Read third time and

PASSED                      Effective Date  
Yeas                              Yeas  
Nays                              Nays  
Excused                        Excused  
Absent                          Absent

Reconsideration  
Reconsideration not taken up

PASSED                      Effective Date  
Yeas                              Yeas  
Nays                              Nays  
Excused                        Excused  
Absent                          Absent

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

PASSED                      Effective Date  
Yeas                              Yeas  
Nays                              Nays  
Excused                        Excused  
Absent                          Absent

Reconsideration  
Reconsideration not taken up

PASSED                      Effective Date  
Yeas                              Yeas  
Nays                              Nays  
Excused                        Excused  
Absent                          Absent

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

Chapter No. ....

Filed with Lt. Governor



SB 177 - Medical expenses of  
prisoners

Fischer  
et al

3/26/87

In: 3/26/87  
68.0 DOC

Bill delivered to  
us prematurely.  
It had a Judiciary  
referral prior to Finance.

New in SFC  
3/26/87

Introduced: 3/11/87  
Referred: Health, Education &  
Social Services, Judiciary  
& Finance

5-0819A

1 IN THE SENATE BY FISCHER, KERTTULA, BINKLEY,  
JONES AND DUNCAN

2 SENATE BILL NO. 177  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FIFTEENTH LEGISLATURE - FIRST SESSION  
5 A BILL

6 For an Act entitled: "An Act relating to medical expenses of prisoners."

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

8 \* Section 1. AS 33.30 is amended by adding a new section to read:

9 Sec. 33.30.015. MEDICAL EXPENSES OF PRISONERS. The commissioner  
10 may attach the permanent fund dividend check of a prisoner who is in a  
11 correctional facility or committed by a court to the custody of the  
12 commissioner in order to pay the prisoner's medical expenses. The  
13 commissioner may apply for a permanent fund dividend under AS 43.23.-  
14 005(d) on behalf of a person whose dividend is subject to being taken  
15 under this section. Property other than a permanent fund dividend  
16 check may not be taken to pay a prisoner's medical expenses.

17 \* Sec. 2. AS 43.23.005 is amended by adding a new subsection to read:

18 (d) The commissioner of corrections may claim the permanent fund  
19 dividend of an individual as provided in AS 33.30.015 if the  
20 commissioner has reason to believe the individual is eligible to  
21 receive the dividend. A claim for a dividend under this subsection  
22 has priority over a claim under (a) or (c) of this section.

23 \* Sec. 3. AS 43.23.015(b) is amended to read:

24 (b) The department shall prescribe and furnish an application  
25 form for claiming a permanent fund dividend. The application for a  
26 claim under AS 43.23.005(d) must include a statement by the department  
27 of corrections of the basis for its belief that the individual is  
28 eligible to receive the dividend. The application for a claim under  
29 AS 43.23.005(a) or (c) must contain a statement of eligibility and a

1 certification of residency in substantially the following form:

2 I certify that

3 ( ) I am a state resident on the date of this application and I  
4 have been a state resident for at least six months immediately preced-  
5 ing the date of this application; or

6 ( ) (name), the individual on whose behalf I am applying, is a  
7 state resident and has been a state resident for at least six months  
8 immediately preceding the date of this application.

9 I understand that a false claim of residency to obtain a  
10 permanent fund dividend for myself or for another is a criminal of-  
11 fense and that if convicted I will forfeit future permanent fund  
12 dividends and that I must repay all permanent fund dividends that have  
13 been paid to me. I understand that this penalty is in addition to any  
14 criminal penalties imposed.

15 \_\_\_\_\_  
16 (signature of individual, parent, guardian,  
17 or other authorized representative)

18 \* Sec. 4. AS 43.23.015(c) is amended to read:

19 (c) Except for claims under AS 43.23.005(d) and as provided in  
20 (d) of this section or as may be provided by regulations adopted by  
21 the department, an individual must personally sign the application for  
22 permanent fund dividends, including the certification of residency  
23 required under (b) of this section.

24 \* Sec. 5. AS 43.23.015(e) is amended to read:

25 (e) If the commissioner of corrections claims a permanent fund  
26 dividend of an individual, the dividend shall be deposited in the  
27 general fund. If another [A] public agency claims a permanent fund  
28 dividend on behalf of an individual, the public agency shall hold the  
29 dividend in trust for the individual. Money held in trust under this

1 subsection shall be invested by the commissioner in accordance with  
2 AS 37.10.070.

3 \* Sec. 6. AS 43.23.065(b) is amended to read:

4 (b) An exemption is not available under this section for perma-  
5 nent fund dividends taken to satisfy

6 (1) child support obligations required by court order or  
7 decision of the child support enforcement agency under AS 47.23.140 -  
8 47.23.220;

9 (2) court ordered restitution under AS 12.55.045 - 12.55.-  
10 051 or 12.55.100;

11 (3) a court ordered probation fee under AS 12.55.105; [OR]

12 (4) a debt owed by an eligible individual to an agency of  
13 the state, unless the debt is contested and an appeal is pending, or  
14 the time limit for filing an appeal has not expired; or

15 (5) a debt owed by a prisoner for medical expenses under  
16 AS 33.30.015.

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

Bill Version: SB 177

Publish Date: \_\_\_\_\_

REQUEST

Revision Date: \_\_\_\_\_

Title: "An act relating to medical expenses of prisoners."

Sponsor: Fischer, Kerttula, et al

Requestor: Judiciary, Finance

Agency Affected: Department of Revenue

BRU: Permanent Fund Dividend

Components: Administrative Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
<b>OPERATING</b>						
PERSONAL SERVICES	6.3	6.3	6.3	6.3	6.3	6.3
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	1.1	1.1	1.1	1.1	1.1	1.1
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
<b>TOTAL OPERATING</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>
<b>CAPITAL</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>REVENUE</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER - PFD	7.4	7.4	7.4	7.4	7.4	7.4
<b>TOTAL</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>	<b>7.4</b>

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary

(See attached)

Prepared By: Eryn B. Jones

Division: Administrative Services

Phone: 465-2313

Date: 3/24/87

Approved by Commissioner: Hugh Malone FOR

Agency: Revenue

Date: 3/25/87

Distribution (by Agency preparing fiscal note):

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

**RECEIVED**

MAR 27 1987

page \_\_\_\_ of \_\_\_\_

LEGISLATIVE FINANCE

Department of Revenue  
Administrative Services Division  
Fiscal Note Analysis  
SB 177  
3/24/87

Assumptions:

1. The bill will take effect in time to affect the permanent fund dividends to be paid for the 1987 year.
2. According to the Department of Corrections, virtually every prisoner who is in a correctional facility or who is committed by a court to the custody of the Commissioner of Corrections receives some medical care from the state, each year. The average cost is approximately \$6.00 per day, or \$2,190 per year, well in excess of the expected value of the permanent fund dividend.
3. According to the Department of Corrections, the average number of prisoners in custody, as of December 1986 is as follows:

Institutions	2,069
Community Residential Centers	<u>237</u>
TOTAL in custody of state	<u>2,306</u>

4. Prisoners held in federal facilities or in Minnesota institutions on contract, also incur medical expenses, but the provision of such services is included in the contract for service. I assume the Department of Corrections would be able, and would wish to file for, or attach the dividends of applicants who were in custody outside the state.

TOTAL in custody out-of-state	233
-------------------------------	-----

5. Taking the provisions of Sec. 1 and Sec. 2 together, it is assumed that the Department of Corrections has a choice of either filing applications for those inmates who they believe to be eligible, or serving attachments on the dividends of those inmates who Corrections believes to be eligible. It would seem unnecessary to do both.

Program Summary:

The PFD system currently identifies duplicate applications. Since Section 2 requires that an application filed by the Commissioner of Corrections has priority over an application filed under AS 43.23.005(a) or (c), the department would need to identify competing applications and deny them. This would be accomplished by computer match and would result in denied applications for every inmate who filed a competing application. Assuming that 2000 of the approximate 2500 inmates will file on their own behalf, we will generate 2000 denial notices, with notice of appeal rights, and mail notices to each denied applicant. As a result of the applications filed by the Commissioner of Corrections, Revenue will review and either approve or deny the applications. In the general case, the applications will be approved and payment will be transferred to the general fund (Sec. 5).

It is assumed that the Commissioner of Corrections will file applications only for those inmates who meet the general eligibility requirements (i.e. residency and intent to remain). If the commissioner chooses under Section 1 to attach the dividend, the Department of Revenue will process the attachments.

Since the implementation of the Permanent Fund Dividend program, the attachment of dividends by third parties has grown dramatically. Garnishment and assignments received and processed by the program numbered 20,548. Of those processed, a total of 14,507 have been paid. Each attachment received has to be recorded, matched against the dividend application file, and acknowledged in one of two ways: rejected with an explanation, or paid in part or in whole, again with an explanation.

Currently, the program has one full-time accounting clerk assigned to this process. Even with recent improvements to the process, we cannot keep up with the increasing demands.

1. Positions

1 PPT Document Processor I, R7 @ \$2,117.76/Mo.  
including salary and benefits for 3 months = \$6.3

This position would assist the one existing position in receiving, processing and responding to the attachments, and responding to the expected contact from the affected parties. This would be a continuing expense. This position would also assist in the determination of duplicate filings and distribution of denial notices.

2. Other Expenditures:

a) Travel: None.

b) Contractual:

Postage for 2,000 denials, printing costs for denial forms, appeal notices, envelopes. = \$1.1

c) Supplies: None.

d) Equipment: Use existing.

TOTAL COST

\$7.4

Funding: Permanent Fund Dividend Fund.

4. Section Cost Analysis: N/A.

Computations: N/A.

Economic Impact: N/A.

Impact on Local Government: N/A.

Suggested Amendments: None.

Attachments: None.



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**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

**REQUEST:** \_\_\_\_\_

Revision Date: \_\_\_\_\_

Title: "An Act related to medical expenses of prisoners."

Sponsor: Fischer, Kertrula, Binkley, Jones

Requestor: and Duncan

Bill Version: SB 177

Publish Date: \_\_\_\_\_

Agency Affected: Department of Corrections

BRU: Administrative Services

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	61.0	64.0	67.0	70.0	74.0	78.0
TRAVEL						
CONTRACTUAL	2.0	2.0				
SUPPLIES						
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>
<b>CAPITAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>REVENUE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUNDING: (Thousands of Dollars)**

GENERAL FUND	68.0	66.0	67.0	70.0	74.0	78.0
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME						
TEMPORARY						

**ANALYSIS : (Attach a separate page if necessary)**

Prepared by: Susan Knighton, Research Analyst IV *Sknighton* Phone: 465-3376

Division: Administrative Services Date: 3-12-87

Approved by Commissioner: Susan Humphrey-Barnett *William W. Kelling for* Date: 3-12-87

Agency: Department of Corrections

Distribution (by preparer):

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

**RECEIVED**  
MAR 16 1987

# CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 177

## ANALYSIS

Senate Bill No. 177 will allow the Commissioner of the Department of Corrections to attach a prisoner's permanent fund dividend checks in order to pay the prisoner's medical expenses. The amount to be attached is limited each year to the amount of the permanent fund dividend less child support obligations and court ordered restitution.

It is very difficult to estimate the amount of revenue to be collected until it is determined how the medical expenses will be assessed. The Department could assess the average daily medical cost of \$6.00 for each day an offender was housed in an institution plus the cost of specialized medical care received by an individual. The yearly revenues collected under this scenario might be:

2648	persons incarcerated on 12-87
-132	less persons whose permanent fund is already being attached for child support payments and restitution. (Estimated at 5%)
<u>2516</u>	persons eligible to pay for medical costs on 12-87
<u>\$1,383,800</u>	\$2516 X \$550 PF dividend check

The implementation of this bill will add on-going administrative costs to the Department of Corrections' budget. The Department will be able to utilize the Offender-Based State Correctional Information System (OBSCIS) to collect the necessary cost information, but additional Restitution Unit staff and OBSCIS equipment must be acquired. These are costs which must be funded as there is no staff available to absorb such a large workload.

### Costs:

Accounting Clerk IV	\$31,319/year
Clerk Typist III	29,705/year
2 OBSCIS Terminals	5,000 purchase
Data Processing Chargeback	<u>2,016/year for 2 years</u>
	\$68,040

A yearly inflation factor of 5% is assumed for the personnel costs.

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 3/18/87 5-DAY NOTICE  
IN ACCORDANCE WITH UNIFORM RULE 23

FURTHER: JUDICIARY  
FINANCE

\*\*FISCAL NOTE(S) ATTACHED 2 \*\*  
IN ACCORDANCE WITH AS 24.08.035  
(see below)

3/11/87  
Mr. President:

DATE TURNED INTO OFFICE 3/26/87

HESS

Committee considered SB 177

medical expenses of prisoners.

and recommended:

- replace with CS \_\_\_\_\_  same title
- attached amendment(s) and  new title

~~do pass~~

- do not pass
- no recommendation
- individual recommendations
- further referral to \_\_\_\_\_
- letter of intent adopted and attached

\*\* Committee  attached or  adopted fiscal note(s)  
 zero  fiscal impact

MEMBERS SIGNING DO PASS

*Lord*  
*[Signature]*  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

OTHER RECOMMENDATIONS

*Rep. Josephson - No Recommendation*  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*Paul Fisher Do Pass*  
Chairman signature and recommendation

Committee Backup Attached

**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

**REQUEST:** \_\_\_\_\_

Bill Version: SB 177

Publish Date: 3-26-87

Revision Date: \_\_\_\_\_

Agency Affected: Department of Corrections

Title: "An Act related to medical expenses of prisoners."

BRU: Administrative Services

Sponsor: Fischer, Kerrula, Binkley, Jones  
Requestor: and Duncan

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	61.0	64.0	67.0	70.0	74.0	78.0
TRAVEL						
CONTRACTUAL	2.0	2.0				
SUPPLIES						
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>
<b>CAPITAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>REVENUE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUNDING**

GENERAL F						78.0
FEDERAL F						
OTHER						
<b>TOTAL</b>						<b>78.0</b>

**POSITION**

FULL-TIME						2
PART-TIME						
TEMPORAR						

**ANALYSIS:**

Prepared by: \_\_\_\_\_  
Division: Administrative Services

Phone: 376  
Date: 3-12-87

Approved by Commissioner: Susan Humphrey-Barnett  
Agency: Department of Corrections

Date: 3-12-87

- Distribution (by preparer):
- Legislative Finance
  - Legislative Sponsor
  - Requestor
  - Office of Management and Budget
  - Impacted Agency(ies)
  - Senate Secretary

*Outdated Corrections Note  
original bill*

**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

**REQUEST:** \_\_\_\_\_

Bill Version: SB 177  
Publish Date: 3-24-87

Revision Date: \_\_\_\_\_

Agency Affected: Department of Corrections  
BRU: Administrative Services

Title: "An Act related to medical expenses of prisoners."

Sponsor: Fischer, Kerrtula, Binkley, Jones  
Requestor: and Duncan

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	61.0	64.0	67.0	70.0	74.0	78.0
TRAVEL						
CONTRACTUAL	2.0	2.0				
SUPPLIES						
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>

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

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

**FUNDING: (Thousands of Dollars)**

GENERAL FUND	68.0	66.0	67.0	70.0	74.0	78.0
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>68.0</b>	<b>66.0</b>	<b>67.0</b>	<b>70.0</b>	<b>74.0</b>	<b>78.0</b>

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME						
TEMPORARY						

**ANALYSIS : (Attach a separate page if necessary)**

Prepared by: Susan Knighton, Research Analyst IV  
Division: Administrative Services

Phone: 465-3376  
Date: 3-12-87

Approved by Commissioner: Susan Humphrey-Barnett  
Agency: Department of Corrections

Date: 3-12-87

**Distribution (by preparer):**

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

08/14/88

*Outdated  
(Included in members' files for comparison purposes.)*

*Revised Appropriation Note*

# CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 177

## ANALYSIS

Senate Bill No. 177 will allow the Commissioner of the Department of Corrections to attach a prisoner's permanent fund dividend checks in order to pay the prisoner's medical expenses. The amount to be attached is limited each year to the amount of the permanent fund dividend less child support obligations and court ordered restitution.

It is very difficult to estimate the amount of revenue to be collected until it is determined how the medical expenses will be assessed. The Department could assess the average daily medical cost of \$6.00 for each day an offender was housed in an institution plus the cost of specialized medical care received by an individual. The yearly revenues collected under this scenario might be:

2648	persons incarcerated on 12-87
-132	less persons whose permanent fund is already being attached for child support payments and restitution. (Estimated at 5%)
<u>2516</u>	persons eligible to pay for medical costs on 12-87
<u>\$1,383,800</u>	\$2516 X \$550 PF dividend check

The implementation of this bill will add on-going administrative costs to the Department of Corrections' budget. The Department will be able to utilize the Offender-Based State Correctional Information System (OBSCIS) to collect the necessary cost information, but additional Restitution Unit staff and OBSCIS equipment must be acquired. These are costs which must be funded as there is no staff available to absorb such a large workload.

### Costs:

Accounting Clerk IV	\$31,319/year
Clerk Typist III	29,705/year
2 OBSCIS Terminals	5,000 purchase
Data Processing Chargeback	2,016/year for 2 years
	<u>\$68,040</u>

A yearly inflation factor of 5% is assumed for the personnel costs.

SB

179

SENATE COMMITTEE REPORT

3/31/87

FURTHER:

DATE TURNED INTO OFFICE 4/23/87

Mr. President:

FINANCE Committee considered SB 179

sale of inherited remote parcels.

and recommended:

replace with CS FOR \_\_\_\_\_ )  same title  
 or adopt \_\_\_\_\_ CS FOR \_\_\_\_\_ )  new title

attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

letter of intent adopted \_\_\_\_\_

Committee  attached or  adopted fiscal note(s)

new  updated or  previous  
 zero  fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

*[Handwritten signatures: Paul Fink, etc.]*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*[Handwritten signature]* DO PASS  
Chairman signature and recommendation

Committee Backup Attached



18

STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE

REQUEST: \_\_\_\_\_

Bill Version: SB 179  
Publish Date: \_\_\_\_\_

Revision Date: \_\_\_\_\_

Agency Affected: Natural Resources  
BRU: Land and Water Management

Title: An act relating to the sale of inherited remote parcels

Sponsor: Coqhill

Components: \_\_\_\_\_

Requestor: Senate Resources

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

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

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

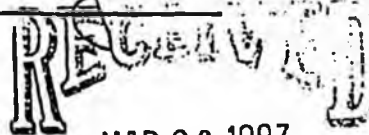
ANALYSIS : (Attach a separate page if necessary)

The Department of Natural Resources anticipates no additional staff time or expenditures associated with this legislation.

Prepared by: Paula Burgess Phone: 465-3400  
Division: Land and Water Management Date: 3/24/87

Approved by Commissioner: [Signature] Date: 3/24/87  
Agency: Natural Resources

Distribution (by preparer):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)  
Senate Secretary



MAR 26 1987

LEGISLATIVE FINANCE

1 IN THE SENATE

BY COGHILL

2

SENATE BILL NO. 179

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the sale of inherited remote  
7 parcels."

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

9 \* Section 1. AS 38.09.100 is amended by adding a new subsection to  
10 read:

11 (c) Notwithstanding the provisions of former AS 38.05.077 and  
12 38.05.078, the heirs of a deceased lessee of a remote parcel may sell  
13 their interest in the lease of the remote parcel.

Senator John B. (Jack) Coghill  
Alaska State Legislature

Box V  
Juneau, Alaska 99811  
(907) 465-4797

Box 55028  
North Pole, Alaska 99705  
(907) 488-0862



April 23, 1987

MEMORANDUM

To: All Members of the  
Senate Finance Committee

From: Committee Staff

Re: SB 179, An act relating to the sale of inherited remote parcels

SB 179 was introduced to correct a problem which currently exists with reference to remote parcel leases. The remote parcel lease program, which has since been repealed, allowed Alaskans to lease state land in a designated remote area. The statutes provided that a remote parcel lease could not be assigned, conveyed or otherwise transferred by the lessee, but that rights to the lease could be transferred by testate or intestate succession.

These restraints on assignment were designed to prevent speculation,

Presently the heirs of a deceased leaseholder can not assign or transfer a remote parcel lease, sometimes a valuable portion of an estate. If the heirs can not use the property and have no ability or desire to prove it up the lease is worthless.

This bill would allow an assignment of a remote parcel lease only in the event of the death of the lessee and would not promote speculation.

# STATE OF ALASKA

## DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

400 WILLOUGHBY AVE.  
JUNEAU, ALASKA 99801-1796  
PHONE: (907) 465-2400

March 24, 1987

The Honorable Jack Coghill  
Chairman, Senator Resources Committee  
Alaska State Legislature  
P.O. Box V  
Juneau, AK 99811

Dear Senator Coghill:

Subject: SB 179, an act relating to the sale of inherited remote parcels.

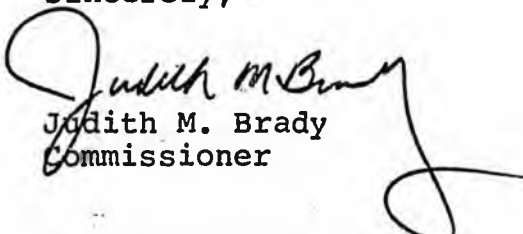
Position: The Department of Natural Resources supports the proposed changes in AS 38.09.100, lessees of remote parcels.

Background: The original drafters of AS 38.09.100, the statute that sets up leasing of remote parcels, did not allow remote parcel leases to be assigned in order to reduce the possibilities for speculation. SB 179 would allow the assignment of a remote parcel lease only in the event of the death of the lessee. The incidents to which this change would apply are few, because the remote parcel program was discontinued in 1983.

Recommendation: The Department of Natural Resources supports the proposed changes in AS 38.09.100.

If you would like additional information or have any questions, please contact my office.

Sincerely,

  
Judith M. Brady  
Commissioner

Committee Members  
Bill Sponsors  
George Sullivan  
Rod Swope

