

ALASKA LEGISLATURE

HOUSE and SENATE FINANCE COMMITTEE FILES,

1993-1994

1221

215

1 shall notify the concerned law enforcement agencies of the discoveries.

2 (c) If a law enforcement agency terminates active investigation of a homicide
3 or suspected homicide due to the arrest of a suspect, death of the primary suspect, or
4 other reason, the agency shall notify the Department of Public Safety of the
5 termination and the reason for the termination within 30 days following the
6 termination.

7 (d) The Department of Public Safety shall participate in the Federal Bureau of
8 Investigation, Violent Criminals Apprehension Program. The Department of Public
9 Safety shall transmit each Violent Criminals Apprehension Program report received
10 under (a) of this section concerning homicides or suspected homicides, discoveries
11 under (b) of this section of homicides exhibiting similar criminal methods or suspect
12 descriptions, and notices of and reasons for termination of investigations of homicides
13 received under (c) of this section to the Federal Bureau of Investigation, Violent
14 Criminals Apprehension Program manager, at least on a quarterly basis.

15 * Sec. 4. Notwithstanding AS 44.41.050, added by sec. 3 of this Act, each law enforcement
16 agency in the state shall report each homicide or suspected homicide discovered in the one-
17 year period before the effective date of this Act, and the termination of investigation of any
18 of those homicides or suspected homicides, to the Department of Public Safety in the manner
19 provided in AS 44.41.050 within 60 days of the date the Department of Public Safety
20 prescribes forms for the reporting.

21 * Sec. 5. APPLICABILITY. The fingerprinting requirements of AS 12.80.060, enacted by
22 sec. 1 of this Act, and regulations adopted under that statute, are not applicable before July 1,
23 1996, to criminal activity that does not constitute a felony offense.

MEMORANDUM

TO: Bill Miles
Senator Drue Pearce's Office
FROM: Kelly Goode *kel*
Senator Rick Halford's Office
DATE: March 15, 1994
SUBJECT: Explanation of Changes in Blank CS for SB 321 - Version R

=====

The blank CS makes four changes to the Judiciary Committee version of SB 321.

First:

The bill adopts the Department of Law's language concerning fingerprinting with the following changes to pg. 2, lines 9-10 and 17-18. This draft replaces the word *unless* with *or* and deletes after consultation with state or local law enforcement agencies, the court determines that at the request of the Department of Corrections. A transitional period which was included in SB 276 was also added.

Second:

The Judiciary Committee accepted an amendment offered by the Department of Public Safety. DPS now wants the language out and this version reflects that change. The amendment included "violent sexual assaults" with homicides. Based on information, it was difficult to identify and define which sexual assaults would meet the VICAP criteria. With everyone's approval the language was removed.

Third:

Page 4, lines 17 -28 were revised. Initiated by local law enforcement agencies, this section was amended to require agencies fill out a form prepared by the Commissioner of DPS at the discovery of all homicides. This form would be sent to DPS for screening. If DPS found that the homicide information met the VICAP criteria, they would notify the law enforcement agency and have a FBI VICAP form completed and returned within 30 days.

Fourth:

Violent Crimes is now replaced with Violent Criminal wherever it appears in the bill. This was a technical change.

To date, there is no known opposition to this version of Senate Bill 321.

MEMORANDUM

TO: Billy Miles
Senator Drue Pearce's Office

FROM: Kelly Goode
Senator Rick Halford's Office

DATE: March 14, 1994

SUBJECT: Explanation of Changes in Blank CS for SB 321

=====

The blank CS makes three changes to the Judiciary Committee version of Senate Bill 321.

First:

The bill adopts the Department of Law's language concerning fingerprinting. To date, I don't believe there is any opposition to this change.

Second:

The Judiciary Committee accepted an amendment offered by the Department of Public Safety. DPS now wants the language out and this version reflects that change. The amendment included "violent sexual assaults" with homicides. Based on information, it was difficult to identify and define which sexual assaults would meet the VICAP criteria. With everyone's approval the language was removed.

Third:

Page 4, lines 17 -28 were revised. Initiated by local law enforcement agencies, this section was amended to state the agencies would fill out a form prepared by the Commissioner of DPS at the discovery of all homicides. This form would then be sent to DPS for screening. If DPS found that the homicide information met the VICAP criteria, they would notify the law enforcement agency and have a FBI VICAP form filled out and sent to them within 30 days.

This is supported by DPS, local law enforcements agencies and the Department of Law.

To date, there is no known opposition to this version of Senate Bill 321.

8-LS1649R
Luckhaupt
3/14/94

*Updated by
"R" version
3-15-94*

CS FOR SENATE BILL NO. 321()
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS HALFORD, Phillips, Kelly

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the taking of a legible set of fingerprints when a person is
2 arrested, upon initial appearance or arraignment, upon the conviction of the
3 person, and when the person is received at a correctional facility, and providing
4 that the set of fingerprints shall be provided to the Department of Public Safety;
5 relating to criminal and crime records and information; requiring the reporting
6 of information concerning homicides and suspected homicides to the Department
7 of Public Safety for analysis; requiring the Department of Public Safety to
8 participate in the Federal Bureau of Investigation, Violent Crimes Apprehension
9 Program."

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

11 * Section 1. AS 12.80 is amended by adding a new section to read:

12 Sec. 12.80.060. FINGERPRINTING. (a) When a person is arrested for an

1 offense, with or without a warrant, fingerprints of the person may be taken by the law
2 enforcement agency with custody of the person. If the law enforcement agency with
3 custody of the person does not take the fingerprints, the person's fingerprints shall be
4 taken by the correctional facility where the person is lodged following the arrest.

5 (b) At the initial court appearance or arraignment of a person for an offense,
6 the court shall determine if the person's fingerprints have been taken in connection
7 with the offense. If the court is unable to conclusively determine that the person's
8 fingerprints have been taken, the court shall order the person to submit to
9 fingerprinting within 24 hours at the appropriate correctional facility unless, after
10 consultation with state or local law enforcement agencies, the court determines that
11 another place for taking fingerprints is more appropriate.

12 (c) When a defendant is sentenced or otherwise adjudicated for an offense, the
13 court shall determine if legible fingerprints have been taken in connection with the
14 proceedings. If the court is unable to conclusively determine that legible fingerprints
15 have been taken, the court shall order that the defendant, as a condition of sentence,
16 adjudication, suspended imposition of sentence, probation, or release, submit to
17 fingerprinting within 24 hours at the appropriate correctional facility unless, after
18 consultation with state or local law enforcement agencies, the court determines that
19 another place for taking fingerprints is more appropriate.

20 (d) The Department of Public Safety shall develop standard forms and
21 procedures for the taking of fingerprints under this section. Fingerprints shall be

22 (1) taken on a form, and in the manner, prescribed by the Department
23 of Public Safety; and

24 (2) forwarded within five working days to the Department of Public
25 Safety.

26 (e) When the Department of Public Safety receives fingerprints of a person in
27 connection with an offense, the Department of Public Safety shall make a reasonable
28 effort to confirm the identity of the person fingerprinted. If the Department of Public
29 Safety finds that the person fingerprinted has criminal history record information under
30 a name other than the name submitted with the fingerprints, the Department of Public
31 Safety shall promptly notify the officer, agency, or facility that took the fingerprints.

1 (f) If the arresting officer, the law enforcement agency that employs the
2 officer, or the correctional facility where fingerprints were taken is notified by the
3 Department of Public Safety that fingerprints taken under this section are not legible,
4 the officer, agency, or facility shall make a reasonable effort to obtain a legible set of
5 fingerprints. If legible fingerprints cannot be obtained within a reasonable period of
6 time, and if the illegible fingerprints were taken under a court order, the officer or
7 agency shall inform the court, which shall order the defendant to submit to
8 fingerprinting again.

9 (g) In this section,

10 (1) "correctional facility" has the meaning given in AS 33.30.901;

11 (2) "offense" means conduct subjecting a person to arrest as an adult
12 offender, or as a juvenile charged as an adult,

13 (A) due to a violation of a federal or state criminal law, or
14 municipal criminal ordinance;

15 (B) under AS 12.25.180;

16 (C) under AS 12.30.060; or

17 (D) under AS 12.70.

18 * Sec. 2. AS 33.30.011 is amended to read:

19 Sec. 33.30.011. DUTIES OF COMMISSIONER. The commissioner shall

20 (1) establish, maintain, operate, and control correctional facilities
21 suitable for the custody, care, and discipline of persons charged or convicted of
22 offenses against the state or held under authority of state law;

23 (2) classify prisoners;

24 (3) for persons committed to the custody of the commissioner, establish
25 programs, including furlough programs that are reasonably calculated to

26 (A) protect the public;

27 (B) maintain health;

28 (C) create or improve occupational skills;

29 (D) enhance educational qualifications;

30 (E) support court-ordered restitution; and

31 (F) otherwise provide for the rehabilitation and reformation of

1 prisoners, facilitating their reintegration into society;

2 (4) provide necessary medical services for prisoners in correctional
3 facilities or who are committed by a court to the custody of the commissioner,
4 including examinations for communicable and infectious diseases;

5 (5) provide necessary psychological or psychiatric treatment if a
6 physician or other health care provider, exercising ordinary skill and care at the time
7 of observation, concludes that

8 (A) a prisoner exhibits symptoms of a serious disease or injury
9 that is curable or may be substantially alleviated; and

10 (B) the potential for harm to the prisoner by reason of delay or
11 denial of care is substantial; [AND]

12 (6) establish minimum standards for sex offender treatment programs
13 offered to persons who are committed to the custody of the commissioner; and

14 (7) provide for fingerprinting in state correctional facilities in
15 accordance with AS 12.80.060.

16 * Sec. 3. AS 44.41 is amended by adding a new section to read:

17 Sec. 44.41.050. UNIFORM HOMICIDE REPORTING. (a) A law
18 enforcement agency shall report each homicide or suspected homicide committed
19 within the jurisdiction of the agency to the Department of Public Safety within 25 days
20 of the homicide's discovery. The report shall be on a form approved by the
21 commissioner of public safety and must contain information as determined by the
22 commissioner to be necessary to aid law enforcement personnel in comparing
23 homicides and suspected homicides and discovering those that exhibit similar
24 characteristics. If the Department of Public Safety determines that a homicide or
25 suspected homicide meets the Violent Crimes Apprehension Program criteria, the
26 department shall notify the law enforcement agency that submitted the report, and the
27 agency shall complete and forward to the department within 30 days a Federal Bureau
28 of Investigation Violent Crimes Apprehension Program form.

29 (b) The Department of Public Safety shall enter the information submitted
30 under (a) of this section into a file and shall compare the information to information
31 on other homicides or suspected homicides for the purpose of discovering similarities

1 in criminal methods and suspect descriptions. If the Department of Public Safety finds
2 homicides exhibiting similar criminal methods or suspect descriptions, the department
3 shall notify the concerned law enforcement agencies of the discoveries.

4 (c) If a law enforcement agency terminates active investigation of a homicide
5 or suspected homicide due to the arrest of a suspect, death of the primary suspect, or
6 other reason, the agency shall notify the Department of Public Safety of the
7 termination and the reason for the termination within 30 days following the
8 termination.

9 (d) The Department of Public Safety shall participate in the Federal Bureau of
10 Investigation, Violent Crimes Apprehension Program. The Department of Public
11 Safety shall transmit each Violent Crimes Apprehension Program report received under
12 (a) of this section concerning homicides or suspected homicides, discoveries under (b)
13 of this section of homicides exhibiting similar criminal methods or suspect
14 descriptions, and notices of and reasons for termination of investigations of homicides
15 received under (c) of this section to the Federal Bureau of Investigation, Violent
16 Crimes Apprehension Program manager, at least on a quarterly basis.

17 * Sec. 4. Notwithstanding AS 44.41.050, added by sec. 3 of this Act, each law enforcement
18 agency in the state shall report each homicide or suspected homicide discovered in the one-
19 year period before the effective date of this Act, and the termination of investigation of any
20 of those homicides or suspected homicides, to the Department of Public Safety in the manner
21 provided in AS 44.41.050 within 60 days of the date the Department of Public Safety
22 prescribes forms for the reporting.



ALASKA STATE LEGISLATURE

Senator Rick Halford

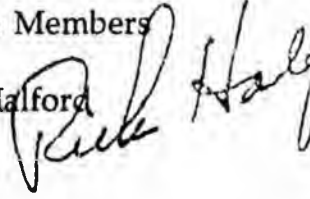
President of the Senate

MEMORANDUM

While in Session:
State Capitol
Juneau, AK 99801-1182
907-465-4958

While in Interim:
P.O. Box 670190
Chugiak, AK 99567
907-694-4958

TO: Senate Finance Members

FROM: Senator Rick Halford 

DATE: March 11, 1994

SUBJECT: Sponsor Statement - Senate Bill 321

Senate Bill 321 relates to the taking of fingerprints and the uniform reporting of homicides to the Federal Bureau of Investigations and the Violent Crimes Apprehension Program (VICAP).

Today, fingerprints are used to identify and apprehend suspected criminals. However, in some instances criminals who either post bail immediately or are summoned to appear in court may never be officially fingerprinted. SB 321 specifies when and how fingerprints are taken in order to enhance the criminal records in our state.

The Violent Crimes Apprehension Programs (VICAP) was created in 1985 at the request of law enforcement agencies attempting to share information across the country. VICAP is a national computer data information center located in the Behavioral Sciences Unit at the Federal Bureau of Investigations in Quantico, VA. The program deals with solved or unsolved homicides, missing persons who are suspected homicide victims and unidentified bodies suspected to be victims of foul play. VICAP provides the tool which enables law enforcement agencies nationwide to close-in on and arrest the 4000 people who get away with murder each year -- literally. To date there have been 457 known serial murderers across the United States.

This legislation will increase the efficiency and effectiveness of the criminal justice system. I encourage all members of the committee to give Senate Bill 321 your favorable consideration.



**FBI NATIONAL ACADEMY ASSOCIATES
ALASKA CHAPTER**

March 2, 1994

Senator Rick Halford
State Capitol
Juneau, Ak 99801-1182

Dear Senator Halford,

I am writing to inform you of the Alaska Chapter of the FBI National Academy Associates' (FBINAA) strong support of Senate Bill No. 321, which incorporates provisions for fingerprinting and the coordination of homicide and violent crime investigations.

Inadequacies in the current system allow persons involved in criminal behavior to go undetected because fingerprints were not taken, or were of such poor quality that they were of little value for purposes of comparison and identification. As a result, missing or rejected fingerprints prevent the automated searching of 180,000 Alaskan records, 12 million Western States Identification records, and the reliable indexing and searching of the FBI's Interstate Identification Index (III) and National Crime Information Center (NCIC) which are used for national criminal records searches. This legislation will readily correct the problem by insuring that all persons charged with a crime are properly fingerprinted, whether they are arrested, summoned or released on bail.

The FBINAA also supports the provision in this bill that establishes within the Department of Public Safety the responsibility of coordinating Alaska's participation in the Violent Criminal Apprehension Program (VICAP). The VICAP program will provide Alaska law enforcement with a "Single Point of Contact" for reporting, collecting, collating, and analyzing investigative data on a series of homicides that have been perpetrated by the same suspect or suspects. This information can then be used to effectively coordinate multi-agency investigations that will enhance the expeditious identification and apprehension of those responsible for the crimes.

Thank you for your help on these and other important issues.

Sincerely Yours,

Glenn M. Flothe
Glenn M. Flothe
President
Alaska Chapter FBINAA

RECEIVED

MAR 08 1994

GMF/lp

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ALASKA PEACE OFFICERS ASSOCIATION

State APOA Office • P.O. Box 240106 • Anchorage, Alaska 99524-0106 • (907) 277-0515



February 25, 1994

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The Honorable Senator Rick Halford
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Re: Senate Bill 321

Dear Senator Halford,

As statewide president of the Alaska Peace Officers Association, I speak for over 1,100 law enforcement men and women who have dedicated their careers to the betterment of our Alaskan way of life. This is a task which grows increasingly difficult in an era of rising crime, especially murders.

We have supported legislation such as the Juvenile Waiver Bill, the Conspiracy Bill, and others because we feel such tools will help us identify and prosecute society's most dangerous offenders. We can thereby return our community to the semblance of law and order which is but a memory to Alaskans such as you and me who have lived here most of our lives.

It is for these reasons that the Alaska Peace Officers Association offers its support and endorsement of your Senate Bill 321 providing for fingerprinting of suspects and the uniform reporting of homicides in cooperation with the Federal Bureau of Investigations (FBI), and Violent Crimes Apprehension Program (VICAP).

The VICAP program grew out of the experiences of state and local homicide investigators with suspects who they felt had killed before. When it was realized that no national resources on this subject existed, a task force was organized that resulted

The Honorable Senator Rick Halford
February, 25, 1994
Page 2

in the formation of the National Center for the Analysis of Violent Crime (NCAVC). VICAP was created as part of the NCAVC in 1985.

VICAP is essentially a national computer data information center which is located in the Behavioral Sciences Unit at the FBI training academy in Quantico, VA. Its mission is to collect and analyze reports of violent crime -- specifically murder. The program receives reports from all 50 states and several foreign countries. The types of homicides VICAP deals with fall into three categories:

- solved or unsolved homicides or attempts that are apparently random, sexually oriented, without motive or are suspected of being part of a series;
- missing persons who are suspected of being victims of foul play;
- unidentified dead bodies suspected of being victims of homicide.

An investigator with a murder that fits one of these criteria will complete a VICAP form which consists of several pages of questions dealing with all phases of the crime, from victimology to physical evidence. When the form arrives at VICAP headquarters, it is reviewed for accuracy and entered into a computer data base. Once a case goes into the data base it is compared continually against all other entries from other states on the basis of certain aspects of the crime such as the type of weapon, body recovery site, firearm caliber, similarity and location of injuries and many other details.

The purpose of this is to detect general patterns in homicide MO's, which will in turn allow VICAP personnel to pinpoint those crimes that may have been committed by the same offender and then notify the agencies involved. When a possible serial murderer has been identified, VICAP can assist the law enforcement agencies that may have relevant cases by coordinating a multi-agency investigation conference. This becomes especially important when the suspect or suspects have traveled throughout the country. This is often the case

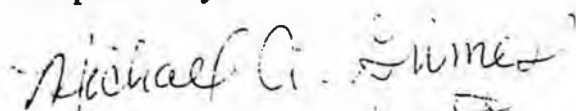
The Honorable Rick Halford
February 25, 1994
Page 3

in Alaska given a large military presence, a considerable number of seasonal workers and tourists, and our share of transients.

As you can imagine, the VICAP data base can only assist police officers to the extent that reliable information from all parts of the country are fed into it on a systematic basis. It is for this reason that we applaud the provisions of your uniform homicide reporting statute as proposed in AS 44.41.050. Requiring the fingerprinting of suspects will have a beneficial effect on law enforcement's ability to quickly detect and arrest those who have violated our laws. In time it will also augment the data base of Alaska's automated fingerprint computer identification system (AFIS).

Those of us who put our lives on the line every day applaud efforts such as yours that continue to provide us with the sort of tools which will help us effectively protect Alaskan citizens.

Respectfully,



Michael A. Grimes
Statewide President
Alaska Peace Officers Association

cc: The Honorable Representative Ramona Barnes
Speaker of the House
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182



Tom Fink, Mayor

ANCHORAGE POLICE DEPARTMENT

4501 SOUTH BRAGAW STREET ♦ ANCHORAGE, ALASKA 99507-1599
TELEPHONE (907) 786-8500



Service since 1921

February 24, 1994

Senator Rick Halford
Alaska State Legislature
State Capitol (MS 3100)
Juneau, Alaska 99801-1182

Dear Senator Halford,

I would like to thank you for introducing Senate Bill No. 321, an act relating to the taking of fingerprints. This bill is timely and quite necessary for a number of reasons.

The traditional role of fingerprints has been to identify and apprehend criminals. The use of fingerprints coupled with modern day technology continues to be a very effective means of catching criminals. I have attached a memorandum from Kathryn Monfreda, my head Identification Technician, outlining APD's experience with fingerprints and the Automated Fingerprint Identification System. You can see that our success has been quite good.

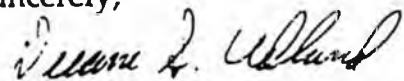
A less traditional role that public safety has been called upon to perform in recent years has been to do background checks on people for a variety of employment reasons, such as day care providers. Most recently the Brady Bill was thrust upon us, again underscoring the need for accurate fingerprint based criminal records.

Unfortunately, we are missing a significant number of fingerprints in Alaska for persons who have been arrested and convicted of crimes. Many people who are arrested never actually go to jail and get fingerprinted. We are missing out on a potential data base of prints that would lead to more crimes being solved as well as enhancing the accuracy of our criminal records system.

Your bill also specifies where and how fingerprints will be taken. That is a very important step in making sure that people don't drop through the cracks and escape detection or identification.

I also support the other aspects of your bill concerning mandatory reporting of homicides and the Violent Offenders Apprehension Program. I would be happy to assist you in any way that I can. I can be reached at 786-8552.

Sincerely,

A handwritten signature in cursive script, appearing to read "Duane S. Udland".

Duane S. Udland
Deputy Chief of Police
4501 South Bragaw
Anchorage, Alaska 99507

MUNICIPALITY OF ANCHORAGE

MEMORANDUM

DATE: February 22, 1994

TO: Deputy Chief Udland

FROM: Kathryn Monfreda, Identification Technician *KM*

RE: Automated Fingerprint Identification System Statistics

As your requested, the following are some of the statistics I have compiled relating to APD's use of the State AFIS system.

| | |
|---|-------------------|
| Number of APD latents entered in system (start-up to date): | 2,551 |
| Number of APD latent "Hit" in system: | 554 (approx. 22%) |
| Number of additional latents identified/result of "hit": | 476 |
| Number of additional cases cleared/result of "hit": | 44 |

We have had a few cases of particular interest that have been solved solely due to the use of AFIS. One particular case involved a sexual assault at a place of business. The perpetrator used the telephone after completing the sexual assault of a stranger. The U.I. Officer lifted a print off the phone, which was entered into AFIS, and identified. This same suspect had also committed at least one other sexual assault (on UAA campus), and identifying him through AFIS is likely to have prevented further sexual assaults.

Shortly before Christmas, 1993, we had a string of residential burglaries. The officers were pretty sure many of them were the work of one unidentified individual. After several burglaries were investigated, a U.I. Officer lifted a print from a beer bottle on the kitchen counter of one of the burglarized homes. I was able to search this print through AFIS, and identified the print as having been made by Jason Barnum. His description fit that of an individual seen fleeing the area of other homes. The suspect was soon contacted, and was ultimately charged not only with the burglary through which he was identified, but 27 additional residential burglaries.

I hope this information is useful to you. If I can provide any further information, please let me know.

**DIVISION OF LEGAL SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA**

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

February 18, 1994

SUBJECT: Sectional Summary of SB 321. (Work Order No. 8-LS1649\K)

TO: Senator Rick Halford
Attn: Kelly

FROM: Jerry Luckhaupt *JEL*
Legislative Counsel

You have requested a sectional summary of the above-described bill. As a preliminary matter, please note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill - the bill itself is the best statement of its contents.

Section 1 of the bill amends AS 12.55 to add a new section that provides that whenever a person is arrested for an offense, and is not issued a citation under AS 12.25.180 and released, the person shall be fingerprinted at a correctional facility and the fingerprints shall be forwarded within five days to the Department of Public Safety.

Section 2 of the bill repeals and reenacts AS 12.55.147 and requires that whenever a defendant is convicted of an offense the court shall order the defendant's fingerprints to be taken if they have not already been taken. The fingerprints shall be forwarded by the agency or facility taking the fingerprints within five days to the Department of Public Safety.

Section 3 of the bill amends AS 12.80 by adding a new section to require that whenever a person appears before a court for an initial appearance or arraignment for an offense the court shall order the person's fingerprints to be taken if they have not already been taken. The fingerprints shall be forwarded within five days to the Department of Public Safety.

Section 4 of the bill amends AS 33.30.011 by adding a new paragraph (7) that requires the commissioner of public safety to provide for the fingerprinting of all persons charged with, or convicted of an offense, who are received at an correctional

SECTIONAL ANALYSIS

facility. The fingerprints shall be forwarded to the Department of Public Safety within five days.

Section 5 of the bill requires the Department of Public Safety to develop standard forms and procedures for the taking of fingerprints; also requires the department to make a reasonable effort to confirm the identity of a person whose fingerprints are received by the department and if the person has criminal record information under a different name the department shall promptly notify the appropriate agency or officer.

Section 6 of the bill requires all law enforcement agencies to report homicides and suspected homicides to the Department of Public Safety within 25 days of the discovery of the homicide; the report shall contain information considered relevant by the Commissioner of Public Safety and shall be on a form similar to and consistent with the forms used by the Federal Bureau of Investigation's Violent Crimes Apprehension Program; requires the department to compile the information received and compare that information to other homicides to discover similarities and in crimes and suspects - if similarities are found the department shall notify the reporting agencies; requires law enforcement agencies that terminate the investigation of a homicide to notify the department of the termination and the reason for the termination; requires the department to participate in the Federal Bureau of Investigation's Violent Crimes Apprehension Program and transmit the information received under this section to the FBI at least on a quarterly basis.

Section 7 of the bill provides a transitional section to cover the initial reporting of homicides and suspected homicides under AS 44.41.150.

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94-138.glc

FD-676 (Rev. 3-22-91)
OMB No. 1110-0011

U.S. Department of Justice
Federal Bureau of Investigation



VIOLENT CRIMINAL APPREHENSION PROGRAM

VICAP

Crime Analysis Report



Examples:

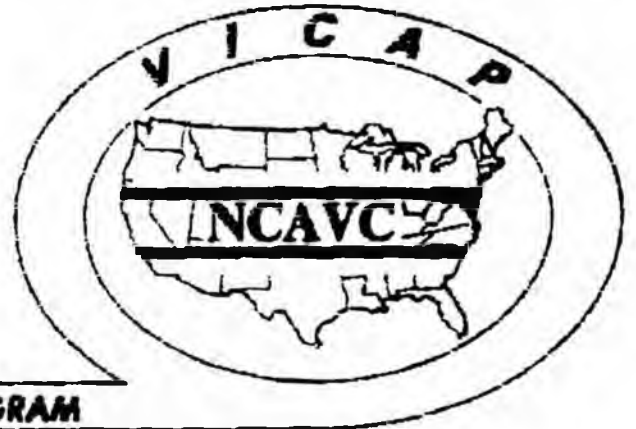
- 1) For two (2) victims and one (1) offender, you must complete two (2) VICAP Crime Analysis Report forms (one for each victim). Do not duplicate the Offender information (Items 55 through 84) in the second Report.
 - 2) For two (2) victims and two (2) offenders, you must complete two (2) VICAP Crime Analysis Report forms. Victim #1 and offender #1 would go on the first Report form and victim #2 and offender #2 would go on the second Report form.
 - 3) For one (1) victim and two (2) offenders, you must complete one (1) VICAP Crime Analysis Report form. The victim and offender #1 would be reported in the body of the VICAP Crime Analysis Report form, and offender #2 would be reported by copying an additional offender page (Items 55 through 84), completing it, and attaching it to the VICAP Crime Analysis Report.
- Before submitting the VICAP Crime Analysis Report, make a copy for your records.
 - Mail all VICAP Crime Analysis Reports, Supplements, and/or Corrections to:
VICAP
National Center for the Analysis of Violent Crime
FBI Academy
Quantico, VA 22135.
 - Enclosing Crime Scene Photographs with the VICAP Crime Analysis Report will assist the VICAP staff in the evaluation of the case.
 - A VICAP Case Number will be assigned to your case when it is processed and will be provided to you as soon as possible. The VICAP Case Number should be referenced in any subsequent correspondence or telephone communications with VICAP regarding the case.
 - The Narrative Summary is intended to provide VICAP Analysts with a general overview of the case. Minute details of the investigation need not be provided here; the VICAP Crime Analysis Report will capture most of the detail necessary to complete the analysis. A person unfamiliar with your case, however, should have at least a general idea of what happened after reading your brief narrative.

Examples:

- 1) The partially decomposed body of an adult female was discovered in a wooded area of a state park, one-quarter mile from a major state highway. There are indications of sexual assault. Victim died of gunshot wounds. It appears that the victim was not killed at the body recovery site. The victim's whereabouts prior to her death have not been established.
- 2) Female juvenile was last seen at school. Investigation indicates that she was possibly abducted at or near the school while en route home. The victim has not returned nor has her body been recovered. Investigation indicates that it is unlikely that the victim is a runaway or that she disappeared of her own accord. This case is strikingly similar to one that occurred approximately 8 months ago in the same vicinity.
- 3) The reported offender entered a locked single-family residence occupied by a man, his wife, and 2 infant children. While the offender was gathering property in the residence, the husband confronted the offender. The husband was shot immediately and died. The wife responded after hearing the gunshot and was physically restrained by the offender. The offender hit her repeatedly with his fists, forced her to commit oral sex, and raped her repeatedly. The wife survived the attack. The children were not assaulted. The offender left the residence, and a vehicle was heard to leave the area. Offender arrested during the commission of a burglary in the same neighborhood one week later.

FD-676 (Rev. 3-22-91)
OMB No. 1110-0011

U.S. Department of Justice
Federal Bureau of Investigation



VIOLENT CRIMINAL APPREHENSION PROGRAM

VICAP

Crime Analysis Report



HOW TO COMPLETE THE VICAP CRIME ANALYSIS REPORT FORM

VICAP SUBMISSION CRITERIA

The VICAP Crime Analysis Report form has been designed to collect information regarding the following types of crimes whether or not the offender has been arrested or identified:

- (1) Solved or unsolved homicides or attempts, especially those that involve an abduction; are apparently random, motiveless, or sexually oriented; or are known or suspected to be part of a series.
- (2) Missing person, where the circumstances indicate a strong possibility of foul play and the victim is still missing.
- (3) Unidentified dead bodies, where the manner of death is known or suspected to be homicide.

Cases where the offender has been arrested or identified should be submitted so unsolved cases in the VICAP system can be linked to known offenders.

INSTRUCTIONS

- Use black ink or pencil. Legibly print all written responses.
- Unless stated otherwise, check as many boxes as apply for each item.
- If in doubt about how to respond to a given item, be guided by your experience and good judgment. Proof beyond a reasonable doubt is not required, but do not guess either.
- If there are details of the case that you feel are important but that do not fit well into the items provided in the VICAP Crime Analysis Report, describe them in the narrative.
- If you wish to supplement or correct information previously reported to VICAP, submit a new VICAP Crime Analysis Report but complete only items 1 through 18, 27 and 36 plus the item(s) you wish to supplement or correct. You need not resubmit unchanged items.
- For advice or assistance regarding this report or its completion, call VICAP at (703) 640-6131.
- If you are submitting this VICAP Crime Analysis Report in conjunction with a request for a criminal personality profile evaluation, you *must* contact the **CRIMINAL PROFILE COORDINATOR** assigned to the FBI Field Division in your area. The **CRIMINAL PROFILE COORDINATOR** is charged with the responsibility of assisting you with your request for a criminal personality profile and will advise you of additional materials that must be submitted in order to evaluate your case properly. He/she will review the materials and will submit the entire profile package to the National Center for the Analysis of Violent Crime on your behalf. *Do not submit Criminal Personality Profiling case materials directly to VICAP.* Only the VICAP Crime Analysis Report should be submitted directly to VICAP.
- Multiple victims & multiple offenders

If your incident has **MULTIPLE VICTIMS**, you must complete a separate VICAP Crime Analysis Report form for each victim. Offender information need not be duplicated.

If your incident has **MULTIPLE OFFENDERS**, submit only one complete VICAP Crime Analysis Report per victim; xerox and attach additional offender page(s) (Items 55 through 84) to each Report as needed.

Examples:

- 1) For two (2) victims and one (1) offender, you must complete two (2) VICAP Crime Analysis Report forms (one for each victim). Do not duplicate the Offender information (Items 55 through 84) in the second Report.
 - 2) For two (2) victims and two (2) offenders, you must complete two (2) VICAP Crime Analysis Report forms. Victim #1 and offender #1 would go on the first Report form and victim #2 and offender #2 would go on the second Report form.
 - 3) For one (1) victim and two (2) offenders, you must complete one (1) VICAP Crime Analysis Report form. The victim and offender #1 would be reported in the body of the VICAP Crime Analysis Report form, and offender #2 would be reported by copying an additional offender page (Items 55 through 84), completing it, and attaching it to the VICAP Crime Analysis Report.
- Before submitting the VICAP Crime Analysis Report, make a copy for your records.
 - Mail all VICAP Crime Analysis Reports, Supplements, and/or Corrections to:
VICAP
National Center for the Analysis of Violent Crime
FBI Academy
Quantico, VA 22135.
 - Enclosing Crime Scene Photographs with the VICAP Crime Analysis Report will assist the VICAP staff in the evaluation of the case.
 - A VICAP Case Number will be assigned to your case when it is processed and will be provided to you as soon as possible. The VICAP Case Number should be referenced in any subsequent correspondence or telephone communications with VICAP regarding the case.
 - The Narrative Summary is intended to provide VICAP Analysts with a general overview of the case. Minute details of the investigation need not be provided here; the VICAP Crime Analysis Report will capture most of the detail necessary to complete the analysis. A person unfamiliar with your case, however, should have at least a general idea of what happened after reading your brief narrative.

Examples:

- 1) The partially decomposed body of an adult female was discovered in a wooded area of a state park, one-quarter mile from a major state highway. There are indications of sexual assault. Victim died of gunshot wounds. It appears that the victim was not killed at the body recovery site. The victim's whereabouts prior to her death have not been established.
- 2) Female juvenile was last seen at school. Investigation indicates that she was possibly abducted at or near the school while en route home. The victim has not returned nor has her body been recovered. Investigation indicates that it is unlikely that the victim is a runaway or that she disappeared of her own accord. This case is strikingly similar to one that occurred approximately 8 months ago in the same vicinity.
- 3) The reported offender entered a locked single-family residence occupied by a man, his wife, and 2 infant children. While the offender was gathering property in the residence, the husband confronted the offender. The husband was shot immediately and died. The wife responded after hearing the gunshot and was physically restrained by the offender. The offender hit her repeatedly with his fists, forced her to commit oral sex, and raped her repeatedly. The wife survived the attack. The children were not assaulted. The offender left the residence, and a vehicle was heard to leave the area. Offender arrested during the commission of a burglary in the same neighborhood one week later.

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DO NOT COMPLETE THIS REPORT WITHOUT FIRST READING INSTRUCTIONS

I. ADMINISTRATION

CASE ADMINISTRATION

- 5. Reporting Agency: _____
- 6. Address _____ 7. City: _____
- 8. County: _____ 9. State: _____ 10. ZIP: _____
- 11. Reporting Agency's ORI Number: _____
- 12. Reporting Agency's Case Number: _____
- 13. NCIC Number If Victim Is 1) Missing or 2) an Unidentified Dead Body: _____
- 14. Investigator's Name: _____
- 15. Investigator's Phone Number: _____
- 16. VICAP Crime Analysis Report Type:
 - 1 Original Submission of This Case
 - 2 Supplement to Previously Submitted Information
 - 3 Correction of Previously Submitted Information
- 17. Investigating Agency's Case Status:
 - 1 Open (active investigation)
 - 2 Suspended (inactive investigation)
 - 3 Open -- Arrest Warrant Issued
 - 4 Cleared by Arrest
 - 5 Exceptionally Cleared (by UCR definition)

CRIME CLASSIFICATION

- 18. This VICAP Crime Analysis Report Pertains to the Following Type Case (check one only):
 - 1 Murder or Attempted Murder -- Victim Identified (go to Item 19)
 - 2 Unidentified Dead Body Where Manner of Death Is Known or Suspected to Be Homicide (go to Item 19)
 - 3 Kidnaping or Missing Person with Evidence of Foul Play (victim still missing) (go to Item 20)
- 19. Based on Your Experience and the Results of the Investigation of This Case, Do You Believe This Offender Has Killed Before?
 - 1 Yes (explain in Narrative Summary)
 - 2 No
 - 99 Unable to Determine
- 20. There is an Indication That This Case is Related to Organized Drug Trafficking:
 - 1 Yes
 - 2 No
 - 99 Unable to Determine

DATE AND TIME PARAMETERS

- 21. Today's Date: _____
 (mo) (da) (yr)
- 22. Victim Last Seen: _____
 (mo) (da) (yr) Military Time Exact Approximate
- 23. Death or Major Assault: _____
 (mo) (da) (yr) _____
- 24. Victim or Body Found _____
 (mo) (da) (yr) _____

II. VICTIM INFORMATION

VICTIM STATEMENT

25. This Is Victim _____ of _____ Victim(s) in This Incident.
(number) (total)
26. Status of This Victim:
- 1 Deceased (as result of this incident)
- 2 Survivor of Attack
- 3 Missing

VICTIM IDENTIFICATION

27. Name: _____
(last, first, middle)
28. Alias(es) (including maiden name and prior married names):

29. Resident City: _____ 30. State: _____ 31. ZIP: _____
32. Social Security Number: _____ 33. FBI Number: _____

PHYSICAL DESCRIPTION

34. Sex:
- 1 Male 2 Female 99 Unknown
35. Race:
- 1 Black 3 Hispanic 5 Other
- 2 Caucasian 4 Oriental/Asian 99 Unknown
36. Date of Birth: _____
(mo) / (da) / (yr)
- 99 Unknown
37. Age (or best estimate) at Time of Incident: _____
99 Unknown (years)
38. Height (or best estimate): _____ feet _____ inches
99 Unknown
39. Approximate Weight: _____ lbs.
99 Unknown
40. Build (check one only):
- 1 Small (thin) 3 Large (stocky)
- 2 Medium (average) 99 Unknown
41. Hair Length (check one only):
- 1 Bald or Shaved 4 Shoulder Length
- 2 Shorter Than Collar Length 5 Longer Than Shoulder Length
- 3 Collar Length 99 Unknown
42. Hair Shade (check one only):
- 1 Light 3 Neither 1 or 2 Above
- 2 Dark 99 Unknown
43. Predominant Hair Color (check one only):
- 1 Gray and/or White 5 Black
- 2 Blond 6 Other
- 3 Red 99 Unknown
- 4 Brown

If your victim is either a missing person or an unidentified dead body, respond to items 44 through 48. Otherwise, go to item 49.

44. Abnormalities of Teeth:

- 1 None
- 2 Braces
- 3 Broken or Chipped
- 4 Crooked
- 5 Decayed
- 6 Noticeable Gaps
- 7 Some or All Missing
- 8 Stained
- 9 Other (describe): _____
- 99 Unknown

45. Glasses or Corrective Lenses Normally Worn by or Associated with Victim:

- 1 None
- 2 Prescription
- 3 Contacts
- 4 Bifocals
- 5 Plastic Frame
- 6 Metal Frame
- 7 Rimless
- 8 Other (describe): _____
- 99 Unknown

SCARS AND/OR BIRTHMARKS

46. Location of Noticeable Scars or Birthmarks (not tattoos):

- 1 None
- 2 Face, Head, or Neck
- 3 Arm(s) or Hand(s)
- 4 Torso
- 5 Buttocks
- 6 Feet or Leg(s)
- 7 Other (describe): _____
- 99 Unknown

TATTOOS

47. Tattoo Locations:

- 1 None
- 2 Face, Head, or Neck
- 3 Arm(s) or Hand(s)
- 4 Torso
- 5 Buttocks
- 6 Feet or Leg(s)
- 7 Other (describe): _____
- 99 Unknown

48. Tattoo Designs:

- 1 Initials or Words
- 2 Number(s)
- 3 Picture(s) or Design(s)
- 4 Other (specify): _____
- 99 Unknown

OUTSTANDING PHYSICAL FEATURES

49. Did the Victim Have Outstanding Physical Features (crossed eyes, noticeable limp, physical deformity, etc.)? (Do not repeat information reported in Items 44 through 48, above.)

- 1 Yes (describe): _____
- 2 No
- 99 Unknown

CLOTHING OF VICTIM

50. Generally Preferred Clothing Style (this item deals with general style of dress typically preferred by the victim, not a detailed clothing description):

- 1 Business Suit
- 2 Casual
- 3 Gaudy or Garish
- 4 Sport or Athletic
- 5 Western Wear
- 6 Work Clothes or Uniform
- 88 Other (describe): _____
- 99 Unknown

51. Generally Preferred Predominant Color Tone of Clothing

(check one only):

- 1 Whites
- 2 Yellows
- 3 Greens
- 4 Blues
- 5 Purples/Violets
- 6 Reds/Oranges
- 7 Browns/Tans
- 8 Grays/Blacks

52. If This Victim Is a Missing Person or Unidentified Dead, Give a Detailed Description of Clothing:

MISCELLANEOUS

53. Victim's Residence (check one only):

- 1 Single-Family Dwelling
- 2 Multi-Family Dwelling
- 3 Temporary or Transient Housing
- 4 Motor Vehicle
- 5 Street
- 99 Unknown

54. Current Occupation(s): 1) _____

2) _____

III. OFFENDER INFORMATION

OFFENDER DEFINED. As used in this VICAP Crime Analysis Report, "offender" includes arrestees, perpetrators, or persons the investigator has reasonable cause to believe are responsible for the commission of the crime.

OFFENDER STATUS

55. This is Offender _____ of _____ Offender(s) in This Incident.
(number) (total)
56. The Offender Is (check one only):
- 1 Unknown—Not Seen (go to Item 85)
 - 2 Unknown—Seen
 - 3 Identified (named)—Not in Custody
 - 4 In Custody
 - 5 Deceased

OFFENDER IDENTIFICATION

57. Name: _____
(last, first, middle)
58. Alias(es) (including maiden name and prior married names):

59. Resident City: _____ 60. State: _____ 61. ZIP: _____
62. Social Security Number: _____ 63. FBI Number: _____

PHYSICAL DESCRIPTION

64. Sex:
- 1 Male
 - 2 Female
 - 99 Unknown
65. Race:
- 1 Black
 - 2 Caucasian
 - 3 Hispanic
 - 4 Oriental/Asian
 - 5 Other
 - 99 Unknown
66. Date of Birth: ____/____/____
(mo) / (da) / (yr)
- 99 Unknown
67. Age (or best estimate) at Time of Incident: _____
99 Unknown. (years)
68. Height (or best estimate): _____ feet _____ inches (to _____ feet _____ inches)
99 Unknown
69. Build (check one only):
- 1 Small (thin)
 - 2 Medium (average)
 - 3 Large (stocky)
 - 99 Unknown
70. Hair Length (check one only):
- 1 Bald or Shaved
 - 2 Shorter Than Collar Length
 - 3 Collar Length
 - 4 Shoulder Length
 - 5 Longer Than Shoulder Length
 - 99 Unknown
71. Hair Shade (check one only):
- 1 Light
 - 2 Dark
 - 3 Neither 1 or 2 Above
 - 99 Unknown
72. Predominant Hair Color (check one only):
- 1 Gray and/or White
 - 2 Blond
 - 3 Red
 - 4 Brown
 - 5 Black
 - 6 Other
 - 99 Unknown

73. Was Wearing Glasses:
 1 Yes 2 No 99 Unknown
74. Facial Hair (check all that apply):
 1 None 3 Beard 99 Unknown
 2 Mustache 4 Other
75. Appeared Generally Well Groomed:
 1 Yes 2 No 99 Unknown
76. Offender Wore a Disguise or Mask:
 1 Yes 2 No 99 Unknown

SCARS AND/OR BIRTHMARKS

77. Noticeable Scars or Birthmarks (not tattoos):
 1 Yes 2 No 99 Unknown

TATTOOS

78. Noticeable Tattoos:
 1 Yes 2 No 99 Unknown

OUTSTANDING PHYSICAL FEATURES

79. Other Outstanding Physical Features of the Offender Not Reported Above (crossed eyes, noticeable limp, physical deformity, etc.):
 1 Yes (describe): _____
 2 No
 99 Unknown

IV. IDENTIFIED OFFENDER INFORMATION

If you have an offender in custody or identified in this case, complete items 80 through 84. Otherwise, go to item 85.

OFFENDER'S BACKGROUND

80. Cities and States of Residence during Last 5 Years (exclude current city of residence):
 1) _____ 3) _____
 2) _____ 4) _____
81. List the States the Offender Has Visited during Last 5 Years (attach separate sheet if necessary):
 1) _____ 3) _____
 2) _____ 4) _____
82. Foreign Countries Lived or Traveled in:
 1) _____ 3) _____
 2) _____ 4) _____

PROPERTY OF OTHERS

83. Offender Was in Possession of Property of Others (check all that apply):
 1 Body Parts 4 Jewelry
 2 Clothing 5 Photo(s)
 3 Credit Card(s), Checks, or other I.D. 99 Other (specify): _____

OFFENDER'S ADMISSIONS

84. Offender Admits Other Similar Crimes(s) of Violence:
 1 Yes (attach details) 2 No

V. VEHICLE DESCRIPTION

VEHICLE USED IN THIS INCIDENT

- 85. Is a Vehicle Known to Have Been Used in This Incident?
 - 1 Yes
 - 2 No or Unknown (go to Item 96)

NOTE: Complete vehicle information if 1) a vehicle was used by the offender in this incident; or 2) this is a missing person case and the vehicle is missing; or 3) this is an unidentified dead case and the vehicle has been connected with the victim; or 4) the vehicle is in any way significantly involved in this incident.

- 86. Did the Vehicle Belong to, or Was it under the Civil Control of, the Victim?
 - 1 Yes
 - 2 No

- 87. The Vehicle Would Normally Be Described as Being:
 - 1 Exceptionally Well Maintained ("sharp")
 - 2 Not Generally Well Kept ("beat-up")
 - 3 Neither 1 or 2 Above
 - 99 Unknown

- 88. The Vehicle Would Normally Be Described as Being:
 - 1 Newer/Late Model
 - 2 Older Model
 - 3 Neither 1 or 2 Above
 - 99 Unknown

89. License Number: _____ 90. License State: _____

91. Vehicle Year: _____ 92. Make: _____ 93. Model: _____

- 94. Body Style:
 - 1 Passenger Car
 - 2 Van
 - 3 Pick-up Truck
 - 4 "Jeep" Type (i.e., Bronco, Blazer, etc.)
 - 5 Tractor-Trailer
 - 6 Motorcycle
 - 88 Other (specify): _____
 - 99 Unknown

95. Color: _____ (top) _____ (bottom)

VI. OFFENSE M. O.

OFFENSE M.O. USED IN THIS INCIDENT

- 96. The Victim or a Witness Reported That the Offender's Approach to Victim Was:
 - 1 No Living Victim or Person Witnessed the Offender's Approach to Victim (go to Item 100)
 - 2 By Deception or Con: Openly, with Subterfuge or Ploy (e.g., offers assistance or requests direction) (go to Item 97 and then go to Item 100)
 - 3 By Surprise: Lay in Wait or Stepped from Concealment (go to Item 98 and then go to Item 100)
 - 4 By "Blitz": Direct and Immediate Physical Assault (go to Item 99)
- 97. If the Offender Initiated Contact with the Victim by Means of Deception, indicate the Type of Deception Below:
 - 1 Posed as Authority Figure
 - 2 Posed as Business Person
 - 3 Asked Victim to Model or Pose for Photos
 - 4 Offered Job, Money, Treats, or Toys
 - 5 Implied Family Emergency or Illness
 - 6 Wanted to Show (something)
 - 7 Asked for or Offered Assistance
 - 8 Caused or Staged Traffic Accident
 - 9 Phony Police Traffic Stop
 - 10 Solicitation for Sex
 - 11 Offered Ride or Transportation
 - 12 Other Deception
- 98. If the Offender Initiated Contact with the Victim by Means of Surprise, Indicate the Type of Surprise Below:
 - 1 Lay in Wait—Out of Doors
 - 2 Lay in Wait—In Building
 - 3 Lay in Wait—In Vehicle
 - 4 Victim Sleeping
 - 5 Other Surprise

99. If the Offender Initiated Contact with the Victim by Direct and Immediate Physical Assault. Indicate the Type of Direct and Immediate Physical Assault Below:

- 1 Immediately and Physically Overpowered Victim (picked up, carried away, etc.)
- 2 Hit Victim with Hand, Fist, or Clubbing Weapon
- 3 Choked Victim
- 4 Stabbed Victim
- 5 Shot Victim
- 6 Other Direct Assault

EXACT GEOGRAPHIC LOCATION

100. Last Known Location of Identified Victim or Location of Unidentified Dead Body Recovery Site:

a. City of (if within incorporated city, town, etc.)

b. County of (if not within incorporated city, town, etc.)

c. State: _____ d. ZIP: _____

LOCATION OF EVENTS

BODY RECOVERY SITE

101. Description of General Area of the Body Recovery Site (check one only):

- 1 Rural
- 2 Suburban
- 3 Urban
- 99 Unknown

102. The Neighborhood of the Body Recovery Site Is Predominantly (check one only):

- 1 Business, Industrial, or Commercial
- 2 Farm or Agricultural
- 3 Residential
- 4 Uninhabited or Wilderness
- 99 Unknown

103. The Body Recovery Site Was (check as many as apply):

- 1 Any Residence
- 2 At or Near a School or Playground
- 3 In a Retail Shopping District
- 4 On a Public Street
- 5 In a Vice Area
- 6 A Densely Wooded Area
- 7 In an Open Field
- 8 In a Vehicle
- 9 On Public Transportation
- 88 Other (specify): _____
- 99 Unknown

104. The Body Recovery Site Was Victim's Residence:

- 1 Yes
- 2 No
- 99 Unknown

105. The Body Recovery Site Was Victim's Work Place:

- 1 Yes
- 2 No
- 99 Unknown

106. Potential Witnesses at the Time the Offender Left the Body at the Body Recovery Site:

- 1 Other People Were Present in the Immediate Area
- 2 Area Was Essentially Deserted
- 99 Unknown

MURDER OR MAJOR ASSAULT SITE

107. Was the Murder or Major Assault Site the Same as the Body Recovery Site?

- 1 Yes (go to Item 113)
- 2 No or Unknown

108. Description of General Area of Murder or Major Assault Site (check one only):

- 1 Rural
- 2 Suburban
- 3 Urban
- 99 Unknown

109. The Neighborhood of Murder or Major Assault Site Is Predominantly (check one only):

- 1 Business, Industrial, or Commercial
- 2 Farm or Agricultural
- 3 Residential
- 4 Uninhabited or Wilderness
- 99 Unknown

110. The Murder or Major Assault Site Was (check as many as apply):

- 1 Any Residence
- 2 At or Near a School or Playground
- 3 In a Retail Shopping District
- 4 On a Public Street
- 5 In a Vice Area
- 6 A Densely Wooded Area
- 7 In an Open Field
- 8 In a Vehicle
- 9 On Public Transportation
- 88 Other (specify): _____
- 99 Unknown

125. The Victim's Last Known Location Was Victim's Residence:
 1 Yes 2 No 99 Unknown

126. The Victim's Last Known Location Was Victim's Work Place:
 1 Yes 2 No 99 Unknown

EVIDENCE AT ASSAULT(S)

127. There Is Evidence That the Offender Disabled the Telephone, Other Utilities, or Security Devices:
 1 Yes 2 No 99 Unknown

128. The Property at the Crime Scene(s) Was Ransacked, Vandalized, or Burned:
 1 Yes 2 No 99 Unknown

129. There Are Indications That the Offender Took Steps to Obliterate or Destroy Evidence at the Scene:
 1 Yes 2 No 99 Unknown

OFFENDERS WRITING OR DRAWING ON BODY OF VICTIM

130. Writing or Carving on Body:
 1 Yes (describe): _____ 2 No

131. Instrument Used to Write or Carve on Body:
 1 Knife or Other Sharp Instrument 4 Writing Instrument (pen, etc.)
 2 Blood 88 Other (specify): _____
 3 Lipstick

OFFENDERS WRITING OR DRAWING AT THE CRIME SCENE

132. Writing or Drawing at Crime Scene(s):
 1 Yes (describe): _____ 2 No

133. Instrument Used to Write or Draw at Crime Scene(s):
 1 Knife or Other Sharp Instrument 4 Writing Instrument (pen, etc.)
 2 Blood 88 Other (specify): _____
 3 Lipstick

SYMBOLS, ITEMS, OR THINGS AT CRIME SCENE

134. Was There Evidence to Suggest a Deliberate or Unusual Ritual/Act/Thing Had Been Performed on, with, or near the Victim (such as an orderly formation of rocks, burnt candles, dead animals, defecation, etc.)?
 1 Yes (describe): _____ 2 No
 _____ 99 Unknown

OFFENDERS COMMUNICATIONS

Item 135 deals with communications initiated by the offender with respect to the crime. Examples would be: an offender sending a letter or tape recording to the police or media claiming responsibility for the crime; a ransom note; or a suspicious communication received by the victim prior to the crime. (This item does not refer to conversation between the offender and victim during commission of the crime.)

135. Was There Any Communication from the Offender Before or After the Crime?
 1 Yes (enclose a copy or synopsis of the communication) 2 No
 _____ 99 Unknown

CLOTHING AND PROPERTY OF VICTIM

- 150. Clothing on Victim When Found:
 - 1 Fully Dressed
 - 2 Partially Undressed
 - 3 Nude
 - 88 Other (specify): _____
- 151. There is Evidence the Victim Was Re-dressed by Offender:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 152. There is Evidence to Suggest That Any or All of the Victim's Clothing had been Ripped or Torn:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 153. There is Evidence to Suggest That Any or All of the Victim's Clothing had been Cut from the Body:
 - 1 Yes
 - 2 No
 - 3 Unable to Determine
- 154. Items of the Victim's Clothing Were Missing from the Body Recovery Site:
 - 1 Yes (identify): _____
 - 2 No
 - 99 Unknown
- 155. Victim's Clothing (not on the body) Recovered at the Body Recovery Site Was:
 - 1 Piled Neatly
 - 2 Scattered
 - 3 Hidden
 - 4 Not Applicable
- 156. Based on the investigation, There is Evidence to Suggest That the Offender Took Small Personal Items (other than clothing) From the Victim (these items may or may not be valuable, e.g., photos, driver's license, real or costume jewelry, etc.):
 - 1 Yes (specify): _____
 - 2 No
 - 99 Unknown

VIII. CAUSE OF DEATH AND/OR TRAUMA

If victim is a survivor, go to Item 158.

- 157. Medical Examiner's or Coroner's Officially Listed Cause of Death:

| | |
|--|---|
| 1 <input type="checkbox"/> Gunshot Wound(s) | 11 <input type="checkbox"/> Burns --- Fire |
| 2 <input type="checkbox"/> Stab Wound(s) | 12 <input type="checkbox"/> Burns --- Chemical |
| 3 <input type="checkbox"/> Cutting or Incise Wound(s) | 13 <input type="checkbox"/> Burns --- Scalding |
| 4 <input type="checkbox"/> Blunt Force Injury | 14 <input type="checkbox"/> Hypothermia or Exposure |
| 5 <input type="checkbox"/> Strangulation --- Manual, Ligature, Undetermined (circle one) | 15 <input type="checkbox"/> Malnutrition or Dehydration |
| 6 <input type="checkbox"/> Smothering | 16 <input type="checkbox"/> Electrocution |
| 7 <input type="checkbox"/> Airway Occlusion --- Internal | 17 <input type="checkbox"/> Crushing Injury |
| 8 <input type="checkbox"/> Torso Compression | 18 <input type="checkbox"/> Explosive Trauma |
| 9 <input type="checkbox"/> Hanging | 19 <input type="checkbox"/> Undetermined |
| 10 <input type="checkbox"/> Drowning | 88 <input type="checkbox"/> Other (specify): _____ |

- 158. Major Trauma Location(s) (check as many as apply):

| | |
|---|--|
| 1 <input type="checkbox"/> Head / Face / Neck | 7 <input type="checkbox"/> Genitalia |
| 2 <input type="checkbox"/> Arm(s) / Hand(s) | 8 <input type="checkbox"/> Anus |
| 3 <input type="checkbox"/> Torso | 88 <input type="checkbox"/> Other (specify): _____ |
| 4 <input type="checkbox"/> Leg(s) / Feet | |
| 5 <input type="checkbox"/> Breasts | 99 <input type="checkbox"/> Unable to Determine |
| 6 <input type="checkbox"/> Buttocks | |

- 159. Extent of Blunt Force Injury:
 - 1 None
 - 2 Minimal (minor bruising only, possibly caused by offender's slapping to control the victim)
 - 3 Moderate (injury inflicted which in itself could not have caused death)
 - 4 Severe (injury which in itself could have caused death, whether it was the cause of death or not)
 - 5 Extreme (injury inflicted beyond that necessary for death. Overkill)

VIII. CAUSE OF DEATH AND/OR TRAUMA (cont.)

- 160. Estimated Number of Stab Wounds: _____
- 161. Estimated Number of Cutting Wounds: _____
- 162. Number of Entry Gunshot Wounds: _____
- 163. Range of Gunfire:
 - 1 Not Applicable
 - 2 Distant (no stippling / tattooing)
 - 3 Intermediate (stippling / tattooing)
 - 4 Close (powder residue / tattooing)
 - 5 Contact

MARKS ON VICTIM

- 164. Bite Marks Were Identified on the Victim's Body:
 - 1 Yes
 - 2 No (go to Item 166)
- 165. Location of Bite Marks:
 - 1 Face
 - 2 Neck
 - 3 Abdomen
 - 4 Breast(s)
 - 5 Buttocks
 - 6 Groin
 - 7 Genitalia
 - 8 Thigh(s)
 - 88 Other (specify): _____

ELEMENTS OF FORCEFUL OR UNUSUAL ASSAULT

- 166. There is Evidence to Suggest That the Offender Disfigured the Body of the Victim in Order to Delay or Hinder Identification of the Victim (burned body; removed and took hands, feet, head; etc.):
 - 1 Yes
 - 2 No
- 167. Elements of Unusual or Additional Assault upon Victim:
 - 1 None
 - 2 Victim Whipped
 - 3 Burns on Victim
 - 4 Victim Run Over by Vehicle
 - 5 Evidence of Cannibalism / Vampirism
 - 6 Offender Explored, Probed, or Mutilated Cavities or Wounds of Victim
 - 98 Other (specify): _____
- 168. Body Parts Removed by Offender:
 - 1 None (go to Item 170)
 - 2 Head
 - 3 Scalp
 - 4 Face
 - 5 Teeth
 - 6 Eye(s)
 - 7 Ear(s)
 - 8 Nose
 - 9 Hand(s)
 - 10 Arm(s)
 - 11 Leg(s)
 - 12 Breast(s)
 - 13 Nipples
 - 14 Anus
 - 15 Genitalia
 - 16 Internal Organs
 - 88 Other (specify): _____
- 169. Dismemberment Method:
 - 1 Bitten Off
 - 2 Cut -- Skilled/Surgical
 - 3 Cut -- Unskilled/Rough-Cut
 - 4 Hacked / Chopped Off
 - 5 Sawed Off
 - 88 Other (specify): _____

SEXUAL ASSAULT

- 170. Is There Evidence of an Assault to Any of the Victim's Sexual Organs or Body Cavities?
 - 1 Yes
 - 2 No (go to Item 178)
 - 3 Unable to Determine
- 171. Type Sexual Assault, or Attempt (check all that apply):
 - 1 Vaginal
 - 2 Anal
 - 3 Victim Performed Oral Sex on Offender
 - 4 Offender Performed Oral Sex on Victim
 - 88 Other (describe): _____
 - 99 Unable to Determine

172. Semen Identification In a Body Cavity of the Victim:
 1 No 3 In Anus 5 Unable to Determine
 2 In Vagina 4 In Mouth
173. Evidence of Other Ejaculation:
 1 No 3 Elsewhere at the Scene
 2 On Body of Victim 4 Unable to Determine
174. There is Evidence to Suggest Postmortem Sexual Assault:
 1 Yes 2 No 3 Unable to Determine
175. Is There Evidence of Sexual Insertion of Foreign Object(s) (other than the penis) into the Victim's Body?
 1 Yes 2 No (go to Item 178)
176. Evidence of Sexual Insertion of Foreign Object(s) Still in Body When First Discovered (e.g., rocks, twigs, knife, clothing):
 (object) (object)
 1 Vagina _____ 4 Mouth _____
 2 Penis _____ 98 Other _____
 3 Anus _____
177. There is Evidence of Sexual Insertion of Foreign Object(s) into Victim's Body, but the Object Was Not in The Body When the Body Was First Discovered:
 1 Yes --- (describe object) into (body cavity) _____
 2 No
 3 Unable to Determine

LX. FORENSIC EVIDENCE

178. Weapons Used by Offender in This Assault:
 1 None 5 Lignite
 2 Firearm 6 Hands or Feet
 3 Stabbing or Cutting Weapon 98 Other Weapon (describe): _____
 4 Bludgeon or Club
179. Assault Weapon(s) Used by Offender:
 1 Weapon of Opportunity (offender finds weapon at or near scene)
 2 Weapon of Choice (offender preselects weapon and brings to scene)
 3 Both 1 and 2 Above
 99 Unknown
180. Recovery of Assault Weapon(s) (check as many as apply):
 1 Not Recovered 3 Recovered Elsewhere --- Where? _____
 2 Recovered At Scene
181. Type Firearm Used:
 1 Handgun 98 Other (specify): _____
 2 Rifle
 3 Shotgun 99 Unknown
182. Caliber or Gauge of Firearm(s) Used: _____
183. Number of Grooves and Direction of Twist of Recovered Bullet or Firearm: _____
184. Size of Shotgun Shell Pellets Recovered or Used: _____

185. What is the Offender's Blood Type?
 1 A 3 AB 99 Unknown
 2 B 4 O
186. What is the Rh Factor of the Offender's Blood?
 1 Positive 2 Negative 99 Unknown

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

DATE: 2/14/94

FURTHER: Finance

Date of 5-Day Notice: 2/24/94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 3/3/94

Judiciary Committee considered SB 321

Taking of firm conviction or arraignment, upon the conviction of **FINGERPRINTING AND CRIME RECORDS** in a correctional facility, and providing that fingerprints be provided to the Department of Public Safety; criminal and crime records and information; reporting of information concerning homicides and suspected homicides to the Department of Public Safety for analysis; requiring the Department of Public Safety to participate in the Federal Bureau of Investigation, Violent Crimes Apprehension Program."

and recommends: ^{and a majority of the committee recommends it be replaced with}

replace with CS SB 321 (JUD)

- same title
- new title
- technical title change (HB only)

attaches amendment(s) **and do pass**

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

20/5/94

FISCAL NOTE INFORMATION

| Department | Date | Zero | Fiscal |
|------------------------|---------|------|--------|
| Fin | | | |
| Pub Safety - Troopers | 2/27/94 | ✓ | |
| Pub Safety - statewide | 2/28/94 | ✓ | |
| | | | |
| | | | |

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
| | | | |
| | | | |
| | | | |

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

Rick Halford
Debra Dowley
Suzanne Atlas

OTHER RECOMMENDATIONS:

Adrian L. Taylor, Do Pass
Chair: Signature and Recommendation

SB

322

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/23/94

FURTHER:

DATE TURNED INTO OFFICE: 2-28-94

The Finance Committee considered **SENATE BILL NO. 322**

"An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

and recommends:

replace with _____ CS SB 322 (FINANCE)
 or adopt previous _____ CS _____
 attaches amendment(s)

same title
 new title
 technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
| | | | |
| | | | |
| | | | |
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PREVIOUS FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|----------------|----------|--------|
| <i>DNR</i> | <i>2-17-94</i> | <i>0</i> | |
| | | | |
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| | | | |
| | | | |
| | | | |

Appropriation No Fiscal Note

DO PASS:

Tom Kelly
Bob King
Gruttel

OTHER RECOMMENDATIONS:

1. *Do Pass*
 Co-Chair: Signature/Recommendation

2. *True Notice: 10/200*
 Co-Chair: Signature/Recommendation

FISCAL NOTE

STATE OF ALASKA

BILL NO. SB322

1994 LEGISLATIVE SESSION

Revision Date: Original Dept Affected: Natural Resources
 Title: "An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act." BRU: Resource Development
 Component: Oil & Gas Development
 Sponsor: Senate Resources Committee
 Requestor: Senate Resources Committee Component Serial No. 439

Expenditures/Revenues (Thousands of Dollars)

| OPERATING EXPENDITURES | FY95 | FY96 | FY97 | FY98 | FY99 | FY00 |
|------------------------|------------|------------|------------|------------|------------|------------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| | | | | | | |
|-----------------------------|------------|------------|------------|------------|------------|------------|
| CAPITAL EXPENDITURES | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
|-----------------------------|------------|------------|------------|------------|------------|------------|

| | | | | | | |
|-------------------------------|------------|------------|------------|------------|------------|------------|
| CHANGE IN REVENUES () | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
|-------------------------------|------------|------------|------------|------------|------------|------------|

FUND SOURCE (Thousands of Dollars)

| | | | | | | |
|--------------------------|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts | | | | | | |
| 1003 GF Match | | | | | | |
| 1004 GF | | | | | | |
| 1005 GF/Program Receipts | | | | | | |
| 1006 GF/MHTIA | | | | | | |
| Other | | | | | | |
| TOTAL | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Estimate of any current year (FY94) cost: \$ None

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: (Attach a separate page if necessary)

This change will have no fiscal impact on the Department of Natural Resources.

Prepared by: Jerry Gallagher, Legislative Liaison Phone: 465-2400
 Division: Commissioner's Office Date: 17-Feb-94
 Approved by Commissioner: Harry A. Neah Date: 17-Feb-94
 Agency: Natural Resources

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

FISCAL NOTE: DNR

Alaska State Legislature

SENATOR
MIKE MILLER
P.O. Box 55094
North Pole, Alaska 99705
(907) 488-0862

Senate District 0



Write in Juneau
State Capitol
Juneau, Alaska
99801-1182
(907) 465-4976

Senate

To: Senator Drue Pearce, Co-Chair
Senate Finance Committee

From: Senator Mike Miller, Chair
Senate Resources Committee

Re: effective date amendment; SB 322

Date: February 23, 1994

Today the Senate Resources Committee moved SB 322, "An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

Senator Frank recommended adoption of an immediate effective date clause. The committee agreed this would be an appropriate amendment for adoption in the Senate Finance Committee. The amendment is attached.

SENATE FINANCE
COMMITTEE
Amendment Number: 1
Bill Number: SB 322
Sponsor: FRANK Date: 2/23/94
Logged In By: FRANK

*2/28/94
Add Amend #1
Immed. Effective
Date.*

CS SENATE BILL NO. 322 (*FILE*)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Introduced: 2/14/94
Referred: RES, FIN

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the limitation on delays imposed on oil and gas lease sales
2 under the Alaska Land Act."

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

4 * Section 1. AS 38.05.180(c) is amended to read:

5 (c) Except as provided in (d) and (w) of this section, an oil and gas lease sale
6 may not be held unless it was included in the proposed leasing programs submitted to
7 the legislature during the two calendar years preceding the year in which the sale is
8 held. [A LEASE SALE SHALL BE HELD DURING THE CALENDAR QUARTER
9 FOR WHICH IT IS SCHEDULED IN THE PROPOSED OIL AND GAS LEASING
10 PROGRAM BUT MAY BE DELAYED BY THE COMMISSIONER FOR NOT
11 MORE THAN 90 DAYS AFTER THE LAST DAY OF THE CALENDAR
12 QUARTER FOR WHICH IT WAS SCHEDULED IF THE COMMISSIONER
13 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
14 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER

2-28-94

SF

1

8-LS1737/A

Adopted

SFC

Phone d Legal
10:30am

AMENDMENT

OFFERED IN THE
SENATE FINANCE COMMITTEE

BY _____

To SB 322 ("A" Version)

Page 2, Line 6:

Insert "This act takes effect immediately under AS 01.10.070(c)."

2/28/94
Add Amend #1
Immed. Effective
Date.

CS SENATE BILL NO. 322 (Fin)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Introduced: 2/14/94
Referred: RES, FIN

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the limitation on delays imposed on oil and gas lease sales
2 under the Alaska Land Act."

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

4 * Section 1. AS 38.05.180(c) is amended to read:

5 (c) Except as provided in (d) and (w) of this section, an oil and gas lease sale
6 may not be held unless it was included in the proposed leasing programs submitted to
7 the legislature during the two calendar years preceding the year in which the sale is
8 held. [A LEASE SALE SHALL BE HELD DURING THE CALENDAR QUARTER
9 FOR WHICH IT IS SCHEDULED IN THE PROPOSED OIL AND GAS LEASING
10 PROGRAM BUT MAY BE DELAYED BY THE COMMISSIONER FOR NOT
11 MORE THAN 90 DAYS AFTER THE LAST DAY OF THE CALENDAR
12 QUARTER FOR WHICH IT WAS SCHEDULED IF THE COMMISSIONER
13 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
14 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER

1 FOR WHICH IT WAS SCHEDULED IN THE OIL AND GAS LEASING
2 PROGRAM, OR IN THE FOLLOWING 90-DAY PERIOD AUTHORIZED BY THIS
3 SUBSECTION, MAY BE HELD ONLY IF RESCHEDULED AS PROVIDED IN (b)
4 OF THIS SECTION.] A lease sale may not be held before the date it is scheduled in
5 the proposed oil and gas leasing program.

2-28-94

SF

1

8-LS1737/A Adopted

SFC

Phone d Legal

10:30am

AMENDMENT

OFFERED IN THE
SENATE FINANCE COMMITTEE

BY _____

To SB 322 ("A" Version)

Page 2, Line 6:

Insert "This act takes effect immediately under AS 01.10.070(c)."

*Title change proposed
by Pam Finley*

*Billy said if
I did not hear to the
contrary by 5:00 pm,
to order LS1737E,
the bill is final.*

*(Title was incorrect when the
bill came to Finance. It listed
only one rather than both repealers.
She proposed new title language to fix
problem and incorporate our immediate eff. date)*

*Phoned legal
5:10 pm*

CS FOR SENATE BILL NO. 322(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

**Offered:
Referred:**

Sponsor(s): SENATE RESOURCES COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act repealing the requirement that an oil or gas lease sale be held during
2 the calendar quarter for which scheduled under the leasing program and repealing
3 related allowable delays for certain oil and gas lease sales under the Alaska Land
4 Act; and providing for an effective date."

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

6 * **Section 1.** AS 38.05.180(c) is amended to read:

7 (c) Except as provided in (d) and (w) of this section, an oil and gas lease sale
8 may not be held unless it was included in the proposed leasing programs submitted to
9 the legislature during the two calendar years preceding the year in which the sale is
10 held. **IA LEASE SALE SHALL BE HELD DURING THE CALENDAR QUARTER**
11 **FOR WHICH IT IS SCHEDULED IN THE PROPOSED OIL AND GAS LEASING**
12 **PROGRAM BUT MAY BE DELAYED BY THE COMMISSIONER FOR NOT**
13 **MORE THAN 90 DAYS AFTER THE LAST DAY OF THE CALENDAR**
14 **QUARTER FOR WHICH IT WAS SCHEDULED IF THE COMMISSIONER**

1 DETERMINES THAT A DELAY IS IN THE BEST INTEREST OF THE STATE.
2 A LEASE SALE WHICH IS NOT HELD DURING THE CALENDAR QUARTER
3 FOR WHICH IT WAS SCHEDULED IN THE OIL AND GAS LEASING
4 PROGRAM, OR IN THE FOLLOWING 90-DAY PERIOD AUTHORIZED BY THIS
5 SUBSECTION, MAY BE HELD ONLY IF RESCHEDULED AS PROVIDED IN (b)
6 OF THIS SECTION.] A lease sale may not be held before the date it is scheduled in
7 the proposed oil and gas leasing program.

8 * Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

WALTER J. HICKEL, GOVERNOR

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

400 WILLOUGHBY AVENUE
JUNEAU, ALASKA 99801-1796
PHONE: (907) 465-2400
FAX: (907) 465-3886

February 18, 1994

The Honorable Mike Miller, Chairman
Senate Resources Committee
Alaska State Legislature
State Capitol, Room 423
Juneau, Alaska 99801-1182

Dear Senator Miller:

The Department of Natural Resources supports SB 322, an Act entitled "An Act Repealing the Limitation on Delays Imposed on Oil and Gas Lease Sales Under the Alaska Land Act." The purpose of this legislation is to amend AS 38.05.180(c), to remove the requirement that the department conduct a competitive oil and gas lease sale within 90 days of the quarter in which the sale is originally scheduled in the department's Five-Year Leasing Schedule.

We support this change because it will allow the department greater flexibility to delay sales, if there are valid reasons for doing so, without running the risk of having to reschedule the sale for a minimum of two full calendar years. This added flexibility should reduce the program's exposure to procedural appeals and allow greater time for public participation as the need arises.

Sincerely,



Harry A. Noah
Commissioner

HAN/sf

enc.

cc: James Eason, Director
Division of Oil & Gas

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

DATE: 2/14/94

FURTHER: Finance

Date of 5-Day Notice: 2.17.94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2.23.94

Resources Committee considered SB 322

"An Act repealing the limitation on delays imposed on oil and gas lease sales under the Alaska Land Act."

if reports it back as plus

and recommends:

replace with _____ CS _____ ()

- same title
- new title
- technical title change (HB only)

attaches amendment(s)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

FIN

FISCAL NOTE INFORMATION

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| DNR | | ✓ | |
| | | | |
| | | | |
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| | | | |

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
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Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

OTHER RECOMMENDATIONS:

Donley
Frank
John T. Hancock

Donley (NO REC)

SB

327

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 4/12/94

FURTHER: _____

DATE TURNED INTO OFFICE: _____

The Finance Committee considered **SENATE BILL NO. 327**

"An Act amending the motor fuel tax to establish a different tax levy on residual fuel oil used in and on watercraft; and providing for an effective date."

Died in SFC 1994.

and recommends:

- replace with _____ CS _____ (FINANCE)
- or adopt previous _____ CS _____ ()
- attaches amendment(s)

- same title
- new title
- technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
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Appropriation No Fiscal Note

DO PASS.

1. _____
Co-Chair: Signature/Recommendation

PREVIOUS FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
| | | | |
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| | | | |
| | | | |
| | | | |

OTHER RECOMMENDATIONS:

2. _____
Co-Chair: Signature/Recommendation

SENATE COMMITTEE REPORT

Frank

DATE: 4/5/94

FURTHER: Finance

DATE TURNED INTO OFFICE: 4/12/94

Judiciary Committee considered SENATE BILL NO. 327

"An Act amending the motor fuel tax to establish a different tax levy on residual fuel oil used in and on watercraft; and providing for an effective date."

and recommends:

and a majority of the committee recommends

the TRA CS by adopted + disposed

replace with _____ CS _____

same title

or adopt previous _____ CS _____

new title

attaches amendment(s)

technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

Krd

NEW FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
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PREVIOUS FISCAL NOTES

| Department | Date | Zero | Fiscal |
|----------------|----------------|-------------------------------------|--------|
| <i>Revenue</i> | <i>3/31/94</i> | <input checked="" type="checkbox"/> | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Appropriation No Fiscal Note

DO-PASS:

Erzanne Little

George (Lester) Jones

OTHER RECOMMENDATIONS:

Paul Halford NO REC

Philip L. Taylor *DO Pass*

Chair: Signature and Recommendation

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

Jan

DATE: 2/14/94

FURTHER: Judiciary
Finance

Date of 5-Day Notice: 3-3-94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 4-5-94

Transportation Committee considered SB 327

~~As Act~~ amending the motor fuel tax to establish a different tax levy on residual fuel oil used in and on watercraft; and providing for an effective date."

and recommends: and a majority of the committee recommends it be replaced with

replace with CS SB 327 (TRP)

- same title
- new title
- technical title change (HB only)

attaches amendment(s)

adopts Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

Handwritten initials/signature

FISCAL NOTE INFORMATION

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| REVENUE | 3/94 | | ✓ |
| | | | |
| | | | |
| | | | |
| | | | |

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
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| | | | |

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

Tim Kelly
[Signature]
[Signature]

OTHER RECOMMENDATIONS:

[Signature]
Chair: Signature and Recommendation

ALASKA STATE LEGISLATURE
SENATE BILL NO. 327

HISTORY IN THE SENATE

1994
2/14 Read first time and referred to:
TRA, JUD, FIN

4/5 TRA RPT() CS 3 DP NR DNP AM
 New Title Same Title Previous FN
 FN OFN To Jud

4/18 Jud RPT(~~TRA~~) CS 3 DP 1 NR DNP AM
 New Title Same Title Previous FN
 FN OFN To JN

RPT() CS DP NR DNP AM
 New Title Same Title Previous FN
 FN OFN To _____

Rules Calendar() CS AM Other
 New Title Same Title Previous FN
 FN OFN

Read second time

CS Adopted () New Title
 Amended Advanced

Read third time

Letter of Intent adopted
 Return to second for specific amendment

PASSED EFD Same or
 Yeas Yeas
 Nays Nays
 Excused Excused
 Absent Absent

Reconsideration
 Reconsideration not taken up

PASSED EFD Same or
 Yeas Yeas
 Nays Nays
 Excused Excused
 Absent Absent

Reported correctly engrossed
 Signed by President, to House

 Secretary of the Senate

HISTORY IN THE HOUSE

19
Read first time and referred to:

RPT CS() New Title
 DP DNP NR AM
 FN OFN Previous FN

RPT CS() New Title
 DP DNP NR AM
 FN OFN Previous FN

RPT CS() New Title
 DP DNP NR AM
 FN OFN Previous FN

Read second time
 CS() Adopted

Amended

Advanced

Read third time

Return to second for specific amendment

PASSED EFD Same or
 Yeas Yeas
 Nays Nays
 Excused Excused
 Absent Absent

Intent adopted

Reconsideration
 Reconsideration not taken up

PASSED ON RECON. EFD Same or
 Yeas Yeas
 Nays Nays
 Excused Excused
 Absent Absent

Intent adopted

Reported correctly engrossed, signed by the Speaker
 and returned to the Senate

 Chief Clerk of the House

SENATE-HOUSE HISTORY Continued

19

Received from the House

Version: _____

Concur in House amendment

Y ___ N ___ E ___ A ___

___ Efd same or Y ___ N ___ E ___ A ___

Failed to concur in House amendment, ask House recede

Y ___ N ___ E ___ A ___

House failed to / receded from amendment

Y ___ N ___ E ___ A ___

CC appointed by Senate _____ Chair

CC appointed by House _____ Chair

(S) Granted Limited Powers of Free Conference

(H) Granted Limited Powers of Free Conference

19

(S) Adopted CC Rpt _____

Y ___ N ___ E ___ A ___

___ Efd same or Y ___ N ___ E ___ A ___

(H) Adopted CC Rpt _____

Y ___ N ___ E ___ A ___

___ Efd same or Y ___ N ___ E ___ A ___

To enrolling

Received from enrolling

Sent to Governor

_____ By Governor

Chapter Number _____

Filed with Lieutenant Governor

FISCAL NOTE

No. 1
 Bill Version: SB 327
 (S) Publish Date: 4-5-94

STATE OF ALASKA
1994 LEGISLATIVE SESSION

BILL 1

Revision Date: _____ Dept. Affected: Revenue
 Title: Tax on Residual Marine Fuel Oil BRU: Revenue Operations
 Component: Income and Excise Audit
 Sponsor: (S) FIN
 Requestor: (S) TRA COMPONENT SERIAL NO. 113

Expenditures/Revenues: (Thousands of Dollars)

| OPERATING | FY95 | FY96 | FY97 | FY98 | FY99 | FY00 |
|-------------------------------------|------|------|------|------|------|------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| CAPITAL | | | | | | |
| REVENUE FUND SOURCE: General | *** | *** | *** | *** | *** | *** |

FUNDING: (Thousands of Dollars)

| | | | | | | |
|--------------------------|--|--|--|--|--|--|
| 1002 Federal Receipts | | | | | | |
| 1003 GF Match | | | | | | |
| 1004 GF | | | | | | |
| 1005 GF/Program Receipts | | | | | | |
| 1006 GF/MHTIA | | | | | | |
| Other | | | | | | |
| TOTAL | | | | | | |

Changes in CS SB 327 (TRA) have no fiscal impact. This fiscal note is appropriate.
3/31/94 R. G. A.
 date Comte Aide (initial)

POSITIONS:

| | | | | |
|-----------|--|--|--|--|
| FULL-TIME | | | | |
| PART-TIME | | | | |
| TEMPORARY | | | | |

Estimate of current year (FY94) impact: \$ ***

ANALYSIS: (Attach a separate page if necessary.)

*** Department of Revenue is unable to estimate revenue impacts from this bill because information on residual fuel data is not compiled separately. Under current statutes, marine fuel is taxed at 5 cents per gallon. New market sales would need to occur at the 1 cent per gallon rate under this bill to offset taxes which would have been collected at the 5 cents per gallon tax rate.

Prepared by: Larry E. Meyers Phone: 465-2320
 Division: Income and Excise Audit Division Date: March 9, 1994
 Approved by Commissioner: Darrel J. Rexwinkel Date: March 9, 1994
 Agency: Department of Revenue

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FISCAL NOTE

STATE OF ALASKA
1994 LEGISLATIVE SESSION

BILL NO. CSSB 327 (TRA)

Revision Date: _____ Dept. Affected: Revenue
 Title: Tax on Residual Marine Fuel Oil BRU: Revenue Operations
 Component: Income and Excise Audit
 Sponsor: (S) FIN
 Requestor: (S) JUD COMPONENT SERIAL NO. 113

Expenditures/Revenues: (Thousands of Dollars)

| OPERATING | FY95 | FY96 | FY97 | FY98 | FY99 | FY00 |
|------------------------|------|------|------|------|------|------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| | | | | | | |
|----------------|--|--|--|--|--|--|
| CAPITAL | | | | | | |
|----------------|--|--|--|--|--|--|

| | | | | | | |
|-------------------------------------|-----|-----|-----|-----|-----|-----|
| REVENUE FUND SOURCE: General | *** | *** | *** | *** | *** | *** |
|-------------------------------------|-----|-----|-----|-----|-----|-----|

FUNDING: (Thousands of Dollars)

| | | | | | | |
|--------------------------|-----|-----|-----|-----|-----|-----|
| 1002 Federal Receipts | | | | | | |
| 1003 GF Match | | | | | | |
| 1004 GF | | | | | | |
| 1005 GF/Program Receipts | | | | | | |
| 1006 GF/MHTIA | | | | | | |
| Other | | | | | | |
| TOTAL | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

POSITIONS:

| | | | | | | |
|-----------|--|--|--|--|--|--|
| FULL-TIME | | | | | | |
| PART-TIME | | | | | | |
| TEMPORARY | | | | | | |

Estimate of current year (FY94) impact: \$ 0.0

ANALYSIS: (Attach a separate page if necessary.)

*** See Attached

Prepared by: Larry E. Meyers Phone: 465-2320
 Division: Income and Excise Audit Division Date: April 6, 1994
 Approved by Commissioner: Darrel J. Rexwinkel Date: April 6, 1994
 Agency: Department of Revenue

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CSSB 327 (TRA)
Tax on Residual Marine Fuel Oil
April 6, 1994
Page 2 of 2

Bill Analysis

This bill levies a tax on residual fuel oil used in and on passenger watercraft, namely cruise ships, of 1 cent per gallon after marine fuel tax collections under AS 43.40.010 (5 cents per gallon) derived from passenger watercraft exceed \$205,000.

During the course of the year, taxpayers will pay marine fuel taxes at the 5 cent per gallon rate on all residual fuel oil sales. Each year, Department of Revenue will determine total tax collections derived from residual fuel oil sales and issue refunds to taxpayers on tax collections exceeding \$205,000. Refunds will be for the difference between the 5 cent per gallon amount paid and the 1 cent per gallon levy provided under this bill.

Operating Costs

Department of Revenue does not anticipate that this bill will impact its operating budget. Based on our understanding, this bill will affect a very small number of taxpayers. The Department will modify existing database systems to separately account for sales and revenue generated from passenger watercraft and generate reports to identify sales subject to refund. The Department will absorb this program into its existing operating budget.

Revenue

Based on data provided by industry, taxes paid on fuel sales attributable to passenger watercraft at the current 5 cent per gallon rate has historically been about \$205,000. According to industry, this provision for the 1 cent tax under this bill will result in increased passenger watercraft fuel oil sales. However, data on additional sales that would be generated above the \$205,000 level is not available at this time. Additional revenue generated from this bill will directly correspond to additional sales beyond the \$205,000 level at 1 cent per gallon.

FISCAL NOTE

Revision Date:
Title: Tax on Residual Marine Fuel Oil

Department Affected: DOT&PF
BRU:

Sponsor: Senate Finance Committee
Requestor:

Component:
Component Serial Number:

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING | FY95 | FY96 | FY97 | FY98 | FY99 | FY00 |
|-------------------------|------|------|------|------|------|------|
| 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 |
| LAND & STRUCTURES | 0 | 0 | 0 | 0 | 0 | 0 |
| GRANTS, CLAIMS | 0 | 0 | 0 | 0 | 0 | 0 |
| MISCELLANEOUS | 0 | 0 | 0 | 0 | 0 | 0 |
| TOTAL OPERATING: | 0 | 0 | 0 | 0 | 0 | 0 |

| | | | | | | |
|---------|---|---|---|---|---|---|
| CAPITAL | 0 | 0 | 0 | 0 | 0 | 0 |
|---------|---|---|---|---|---|---|

| | | | | | | |
|---------------------|---|---|---|---|---|---|
| REVENUE FUND SOURCE | 0 | 0 | 0 | 0 | 0 | 0 |
|---------------------|---|---|---|---|---|---|

FUNDING: (Thousands of Dollars)

| | | | | | | |
|--------------------------|---|---|---|---|---|---|
| 1002 FEDERAL RECEIPTS | 0 | 0 | 0 | 0 | 0 | 0 |
| 1003 GF MATCH | 0 | 0 | 0 | 0 | 0 | 0 |
| 1004 GF | 0 | 0 | 0 | 0 | 0 | 0 |
| 1005 GF/PROGRAM RECEIPTS | 0 | 0 | 0 | 0 | 0 | 0 |
| 1006 GF/MHTIA | 0 | 0 | 0 | 0 | 0 | 0 |
| OTHER | 0 | 0 | 0 | 0 | 0 | 0 |
| TOTAL FUNDING: | 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 |

Estimate of current year (FY94) impact: \$0

ANALYSIS: (Attach a separate page if necessary)

This bill will not impact DOT&PF.

Prepared by: Roger Allington, Acting Director

Phone: 465-6978

Division: Planning

Date: February 17, 1994

Approved by Commissioner: 

Phone: 465-3901

Agency: Department of Transportation and Public Facilities

Date: February 23, 1994

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SB

329

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/14/94

FURTHER:

Date of 5-Day Notice: 2-17-94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2-23-94

Finance Committee considered SB 329

"An Act establishing a grant program relating to veterans' services."

and recommends:

- replace with _____ CS _____ (FINANCE)
- or adopt previous _____ CS _____ (_____)
- attaches amendment(s)

- same title
- new title
- technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|---------|--------------|--------|
| DMUA | 2-17-94 | 0 | |
| | | | |
| | | | |
| | | | |
| | | | |

PREVIOUS FISCAL NOTES

| Department | Date | Zero | Fiscal |
|------------|------|------|--------|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Appropriation No Fiscal Note

DO PASS:

Greg Astor

OTHER RECOMMENDATIONS:

Tim Kelly - No Rec

Steve King - No Recommendation

1. *Do Pass*

Co-Chair: Signature/Recommendation

2. *No Rec*

Co-Chair: Signature/Recommendation

FISCAL NOTE

STATE OF ALASKA
1994 LEGISLATIVE SESSION

BILL NO. S8329

Revision Date: _____ Dept. Affected: Military and Veterans Affairs
 Title: An act establishing a grant program relating BRU: Veterans Affairs
to veterans services Component: Veterans Services
 Sponsor: Senator Jacko
 Requestor: Senat: Jacko COMPONENT SERIAL NO. 421

(Thousands of Dollars)

| Expenditures/Revenues | FY 95 | FY 96 | FY 97 | FY 98 | FY 99 | FY 00 |
|-------------------------------|-------|-------|-------|-------|-------|-------|
| OPERATING EXPENDITURES | | | | | | |
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | 0.0 | | | | | |
| CAPITAL EXPENDITURES | 0.0 | | | | | |
| CHANGE IN REVENUES () | 0.0 | | | | | |

(Thousands of Dollars)

| FUND SOURCE | FY 95 | FY 96 | FY 97 | FY 98 | FY 99 | FY 00 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 1002 Federal Receipts | | | | | | |
| 1003 GF Match | | | | | | |
| 1004 GF | | | | | | |
| 1005 GF/Program Receipts | | | | | | |
| 1006 GF/MHTIA | | | | | | |
| Other | | | | | | |
| TOTAL | 0.0 | | | | | |

Estimate of any current year (FY94) cost: \$ zero fiscal impact

POSITIONS

| POSITIONS | FY 95 | FY 96 | FY 97 | FY 98 | FY 99 | FY 00 |
|-----------|-------|-------|-------|-------|-------|-------|
| FULL-TIME | | | | | | |
| PART-TIME | | | | | | |
| TEMPORARY | | | | | | |

ANALYSIS: (Attach a separate page if necessary)

Zero fiscal impact

Prepared by: Jeff Morrison, Director Phone: 465-4730
 Division: Administrative Support Services Division Date: February 17, 1994
 Approved by Commissioner: *J Morrison for* Hugh L. Cox III Date: February 17, 1994
 Agency: Military and Veterans Affairs

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SB 329 – Grant Program for Veterans Services

This legislation affirms that the welfare of Alaska's veterans is important to the State of Alaska. It permits more efficient operation of the existing Veteran Service Officer (VSO) program. It improves legislative oversight of program accomplishments. It emphasizes the needs of veterans who live in remote communities with small populations.

The Department of Military and Veteran's Affairs (DMVA) currently operates a VSO program under AS 26.10.040, which authorizes reimbursement for services. SB 329 establishes a grant program in statute. This is similar to legislation passed last year, SLA Chapter 48, for the Village Public Safety Officers (VPSO) program. SB 329 will permit DMVA to revise existing regulations, 10 AAC 10.050, and simplify grantee selection procedures. There is a zero fiscal note attached.

Section 1, paragraph (a) establishes a grant program to (1) train staff in veterans' rehabilitation and service work; and (2) perform rehabilitation work for veterans. Operating as a grant program will allow DMVA to advance program funds at the beginning of the fiscal year. In the case of VPSO grants, administered by the Department of Public Safety, 20 percent of the total is dispersed in advance. Additional funds are provided as proof of expenditures is received. The resulting reimbursement payments are made at less than 100 percent. By the end of the fiscal year, the entire amount of the advance payment is recovered.

Paragraph (b) puts into statute a quarterly report defined in Legislative Intent, and passed last year, which originated in the Senate Finance Committee. The department did require the data defined in subparagraph (1) to be produced, as an annual report, for FY 94. That information is due from the veterans joint venture organization by August 15, 1994.

Subparagraph (2) is an additional requirement designed to ensure that VSO services are made available to all veterans. Present efforts emphasize larger communities. The cost-benefit ratio for activities in small communities may be lower than efforts in more populated locations. However, the Veteran Service Officer program is an extremely effective operation. During 1993, a \$286,500 Veterans Service Office Grant returned \$15,867,866 in federal benefits -- services and cash payments -- to Alaska residents. Given such incredible leverage, a meaningful portion of the total effort can safely be invested in rural areas without significantly reducing the cost-benefit ratio.

To reduce program overhead, the Eighteenth Legislature eliminated funding for the Director of Veterans Affairs position. The department then transferred administrative responsibility for VSO program activities to the Office of the Commissioner. This measure is consistent with that organizational change.

I believe this legislation demonstrates Alaska's commitment to veterans. It maximizes the amount of money available for veterans services by reducing unnecessary overhead. It also ensures a more equitable distribution of activity.

FY94 INTENT

Department of Military and Veterans Affairs

Veterans' Affairs

Veterans' Services

Number 1

Senate intent

It is the intent of the legislature that all contracts awarded for this grant program require the submission of a monthly report detailed by community indicating the number of individuals served and the dollar amount of monetary benefits recovered.

Number 2

Senate intent

It is the intent of the legislature that at least 25 percent of grant funds be used to deliver services to veterans in communities of less than 400 people.

George P. Sterbenz
March 9, 1994
Page Two

3) It is not clear which of the two reporting requirements addressed by legislative intent and restated in SB 329 you are referencing. The more important provision addresses monetary benefits received by veterans. The intent is to communicate information to the Legislature by providing a more detailed version of the existing quarterly report. Assuming the existing report is an accurate summary of actual results, collecting additional information should not be required. Expenditure reporting, per se, is not necessary. The intent of the second requirement is to confirm overall expenditure allocations on an annual basis. In any case, I'm glad to learn some information will be available in March since the Department of Military and Veterans Affairs had previously indicated the data we desire would not be released until August, 1994.

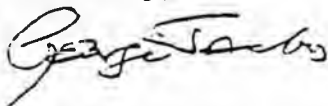
As I testified before the Senate Finance Committee, travel is not the only way to serve veterans in small communities. On the other hand, the procedure for obtaining toll free access to veteran service officer assistance is a well-guarded secret. Even your grant proposal does not include this information. Every City office and Native corporation should have enough information to refer inquiries. I encourage you to find creative ways to aggressively/continuously meet this need.

I restored \$100,000 to VSO Grants in FY 94 (a 30 percent increase from \$329,600 to \$429,600). I also drafted intent language to improve legislative oversight and benefit a segment of rural Alaska routinely being ignored. The Governor vetoed the intent language; the additional \$100,000 is being spent to serve veterans who live in communities of more than 400 people, primarily on the road system.

It is your option to ignore the legislative intent and oppose my legislation. It is my option to introduce legislation and recommend alternative budget figures. We can both testify when SB 329 reaches the House. It would be more useful to join forces and solve the problem so all of Alaska's veterans obtain maximum benefits.

I would be happy to negotiate with anyone truly willing to change the status quo.

Sincerely,



Senator George Jacko

Enclosures (4)

cc: All Alaska Senators
All Alaska Representatives
Governor Walter Hickel
Lt. Governor Jack Coghill

Department of Military & Veterans Affairs
Veterans of Foreign Wars
Disabled American Veterans
Terri Lauterbach, Division of Legal Services

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

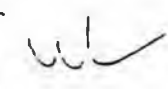
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

March 8, 1994

SUBJECT: Grant Program for Veterans' Services (SB 329)

TO: Senator George Jacko

FROM: Terri Lauterbach
Legislative Counsel 

You have provided me with a copy of a letter written to you by George Sterbenz regarding SB 329 and have asked me to respond to any legal points raised by him.

Mr. Sterbenz, in paragraphs (1) and (3) of his letter, raises policy issues. Therefore, this memorandum will address only paragraph (2) of his letter.

I believe Mr. Sterbenz' objection in paragraph (2) arises from a lack of clarity in the bill, not from a legal problem involving potential liability or prohibitions under federal law. Mr. Sterbenz has apparently interpreted the word "persons" on page 1, line 8, of SB 329 as referring to veterans. When I drafted the bill, I intended that the training provided under this grant program be no different than the training accomplished through the reimbursement process already being used under AS 26.10.050. That is, I intended that the training relate to the organizations' services officers, not to veterans in general. I would welcome a suggestion of corrective language to achieve that intention in a manner that satisfies Mr. Sterbenz' concern.

Please let me know if I can be of other assistance.

TML:gc:mi
94-182.glc



Official Business

Alaska State Legislature

SENATE

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

AMENDMENT #

BY JACKO

INTENT LANGUAGE

Department of Military & Veterans Affairs
Veterans Services Component

Veterans Service Officer Grant Program

It is the intent of the Legislature that all contracts awarded for this grant program require the submission of a monthly report detailed by community indicating the number of individuals served and the dollar amount of monetary benefits recovered.

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

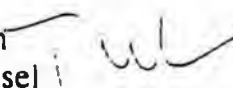
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

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TML:gc:mi
94-182.glc



Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801-1182

Offered by Senator Jacko

Amendment to the Department of Military and Veterans Affairs

Veterans Affairs - Veterans Services

Delete 329.6 (Senate) and Insert 429.6 (Senate)



Official Business

Alaska State Legislature

SENATE

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

AMENDMENT #

BY JACKO

INTENT LANGUAGE

Department of Military & Veterans Affairs
Veterans Services Component

Veterans Service Officer Grant Program

It is the intent of the Legislature that all contracts awarded for this grant program require the submission of a monthly report detailed by community indicating the number of individuals served and the dollar amount of monetary benefits recovered.